

Est (1915) Department.

This SERIES.

G.O. No. 310

DATED 18-3-15

[Despatch Abstract.]

Building plans

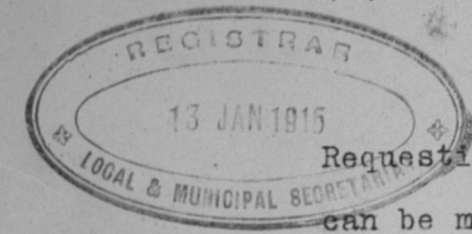
Informing the Director of Public Instruction that the Govt. of India have no objection to the disbursement of grants already promised for buildings for hostile institutions which have now been completed.

80 subgrants to German schools in Madras
C. 151 Eol
13.1.15
10.13
6-1-15

C.F.-20.

Educational DEPARTMENT.

Received *CA* 191 . Registered *15* 1915.



Subject.

Requesting orders of Government as to whether payment can be made towards the completion of certain buildings of German Mission institutions.

ENCLOSURES
No.
Spare copies

Ref. on Cur. No. 2935/12,
Station Madras, Dated the *11* January 1915.

From (Name) The Hon. Mr. J.H. Stone, M.A.F.R.H.S.C.I.E.
(Designation) Director of Public Instruction.

To The Secretary to the Government of Madras,
Educational Department.

Sir,

Certain building schemes on behalf of German Mission institutions for which grants were sanctioned have now been completed and the management has applied for the payment of grants. I consulted the Government Solicitor as to whether the payment may be made. This officer states that the payment should not be made without the express sanction of Government, vide his letter No. 1580 dated 22nd December 1914 (copy enclosed). In these circumstances, I have the honour to request the orders of Government as to whether the payment may be made.

I have the honour to be,
Sir,
Your most obedient servant,
For Director of Public Instruction

No. 1580.

2
Madras, 22nd December 1914

From

W.O. David,
Government Solicitor,
M a d r a s.

To

The Director of Public Instruction,
Old College, Madras.

S i r,

I have the honour to acknowledge the receipt of your letter Ref. on Cur.No. 2935/12, dated the 12th instant.

2. Clause 5 of the Proclamation relating to trading with the enemy prohibits all persons resident carrying on business of being in the King's Dominions from doing the acts therein specified. As the payment to be made by you will be a payment on behalf of Government I do not think that the payment would be by a person within the meaning of the proclamation but as the payment might have an effect which the proclamation is designed to prevent I think it should not be made without express sanction of Government.

I have the honour to be,

S i r,

Your most obedient servant,

/Sd/ W.O. David,

Government Solicitor.

/True Copy/

P.V.S.

[Signature]
for Director of Public Instruction.

Public Department.

Telegram

To

Commerce,

Simla.

no. 234

Various building grants are now due under Grant-in-Aid Code on account of newly completed Educational buildings belonging to German Missions stop. Application made for payment stop. Govt. Madras would be glad to be informed whether Government of India see any objection to disbursement.

A. B.

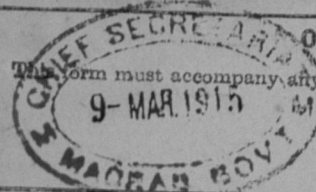
24-2-15.

X¹⁰ 27/2/15
Post Copy.

118
9/3 4 5

C.

INDIAN TELEGRAPHS.



This form must accompany any inquiry made respecting this Telegram.

Charges to pay.

Rs.

As.



Handed in at (Office of Origin).

Date.

Hour.

Minute.

Service Instructions.

Delli

18

18

55

State

TO

Madras Madras Int. L. 3 above

Recd. here at

H.

M.

CURRENT NO.

1266

War

Regd.

9-3-15

Number 459 Education your telegram No 234 dated 27th Feb building Grants to German Missions the General policy regarding recurring Grants and any New Grants to hostile institutions

N. B.—The name of the Sender of Telegrams is written after the text.
Gulab Singh & Sons Calcutta—No. 208 Tel.—12-12-14—10,000 Bks.

is at Present under consideration but if as is presumed the Grants in your telegram have already been promised for buildings which have now been completed these can be no objection to the disbursement

N. B.—The name of the Sender of Telegrams is written after the text.
Gulab Singh & Sons Calcutta—No. 208 Tel.—12-12-14—10,000 Bks.

1566

War

C.

INDIAN TELEGRAPHS.

NOTICE.

This form must accompany any inquiry made respecting this Telegram.

Charges to pay.

Rs.

As.

Office Stamp.



Handed in at (Office of Origin).

Date.

Hour.

Minute.

Service Instructions.

Words.

TO

Recd. here at

H.

M.

of those Grants

Education India

N. B.—The name of the Sender if telegraphed is written after the text.
 Gulab Singh & Sons Calcutta—No. 208 Tel.—1-12-14—10,000 Bks.

G.No.151, from the D.P.I.

7
No.2935, dated 11th January 1915.

S U B J E C T.

Building grants for German Mission Institutions.

The Director of Public Instruction en-
quires whether the building grants already
sanctioned for German Mission institutions may
now be paid, the buildings having been completed
recently.

2. The Government Solicitor who was con-
sulted by the D.P.I. observed that, though the
payment of building grants to German Mission
schools by the Director on behalf of the Govern-
ment would not be by a person within the meaning
of the Royal Proclamation (relating to trading
with the enemy), still such payment might have
the effect which the Proclamation was designed
to prevent, and he therefore advised that it
should not be made without the express sanction
of the Government.

+ printed with govt.
27/10 Revd 27/10 19-9-14
(R)

1 CF

2 CF

3. Submitted that the Proclamation referred to by the Government Solicitor is intended to prohibit the people in the British Dominions from trading with the enemy, but does not seem to prohibit the payment of building or other grants by or on behalf of the Government. Further, the Government have already expressly sanctioned special grants to German Mission Schools over and above those admissible under the Grant-in-Aid Code. It may be also mentioned that under rule 53(ii) of the Code, the management of the property may be required to execute a mortgage of the property or a deed of acceptance in respect of the grant.

4. Orders are solicited whether with the concurrence of Public (war section), the D.P.I. may be informed that there is no objection to the payment of building grants to the management of the ^{German} mission institutions after obtaining a suitable deed from them in accordance with rule 53(ii) of the Grant in Aid Code referred to above.

134
2-2-15

134
3-2-15

above

(X) Jo. 13 Id, 8, The 6-1-15

Has Public-Works Section -
any objection to it?

4/2/15

Public (Works) Sec



Colno 151-1
5.2.15

CURRENT NO.
1627
PUB War

Regd. 5-2-15

Public (War) Dept

Submitted that there is no objection
to the Course proposed by EDI on p 2 ante.
The EDI Dept may be informed
accordingly.

2. These building grants appear
to stand on a different footing
from ordinary grants as they
are paid to meet expenditure on
buildings which the Govt. may claim
to use for Educational purposes for
at least 20 years. But the D.P.I. may
perhaps be told not to make ad-
vances under Rule 53 (iv) of the Code

S.D.
10.2.15.

As I think not.
The G. of S. of India have
not yet been
approved

Rule 55 of
the Code

(It is presumed that
this question need not
be mixed up with the
general question, which
the Govt. of India have
referred to the Secy. of State)

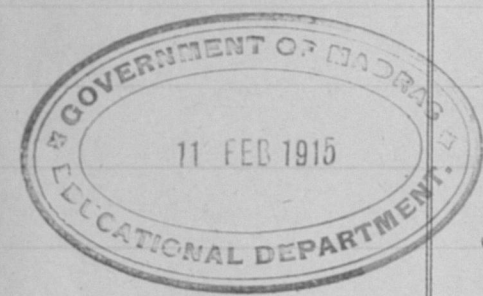
NOTES.

Page 49

The G. S. seems to have missed the definition of 'Enemy' in para 3 of the Royal Proclamation (see also para 6). I cannot find any reason to suppose that the payment of a building grant to a body of German missionaries working in India could be a breach of the Proclamation. ~~It is another D. Order referred to that~~ ~~division then he has taken notice of payments~~ ~~to the father~~ H. M. Pub. should see.

AW
10/2

Judl no 627 W-1
11. 2. 15



Edl Depd.
For orders as to circulation to H.E. and H.M. (Public).

Td
11. 2. 15

Box no. 13
13. 2. 15

H.E. }
H.M. (Public) } 13/2

p.
13. 2. 15.

It certainly seems to be doubtful whether Notification N^o 9507 d 12 Sept 14 applies. I presume that the directors of these Missions live in Germany & are therefore "enemies" within para. 3 of the Proclamation, & it is open to question whether the Missionaries here can be considered to be "a branch". The case seems really to be analogous to that of a firm whose headquarters & direction are in an enemy country while the ~~the~~ Indian business is carried on locally. In such a case, if the firm were engaged in trade or business, the fact of the direction being in a hostile country w^d make the firm a hostile one within the Notification N^o 807 W. d. 14 November 1914. It is not quite clear therefore whether grants should be disbursed to such Missions. I suppose the sums involved in this reference are of some considerable size & might conceivably be remitted to the "enemy" in Germany by way of Switzerland or Holland, so as to set free funds. In view of the G. of I.'s recent Letter about foreign missions of hostile character I think it would be better to wire & ask the G. of I. whether the grants may be disbursed before issuing orders to the D.P.I.

Alf
18.7.15.

With Pablin (Wang) please wire to India and obtain cons.

Pablin (Wang) 110

Q. 19/15

+ printed with
from 27/10/14
D 15-9-14

⊙ printed on 1/11
17/12/14
1661 Pablin 26-12-14
in linked file
(removed)

+ No 983 W d 29-1-15
(in 1/12/15 in linked file)
(removed)

Eol no 151-2



Pub Dept

Draft telegram to the Comm. & Ind. Dept. submitted. But this appears to be a matter on which the Edl. Dept. should take orders from the Edn Dept of the Govt. of India Secretariat (who will ^{no doubt} consult other depts. if need be). If approved, the case may be returned to the Edl. Dept. to be dealt with accordingly.

S.D.

24-2-15.

The telegram may go from War section but ~~from the telegram has better issue in~~ let Edn. see & if not advise before issue but ~~at least be revised in that~~

Dept. No. wording as drafted is not clear & the reference at the end of the C. & I. Dept letter has better go out as we are not concerned with that at present. I have suggested alterations in red ink

AS
24/2

Edl. no

War no 978-1

24-2-15



Edl Dept

The draft ^{telegram} ~~order~~ may be accepted and the file returned to Pub (Comm Section)

uo
152
25.2.15

25.2.15 Public (var) 26/2

Publ Dept

For orders as to issue.

2 It is presumed that the telegram may be sent to the Comm. + Ind. Dept.

S.D.
26-2-15.

Issue.

M
27/2

Telegram to the Govt of India, Dept of Commerce & Industry No 2348 27 2 15

Telun from the Govt of India, Dept of Education No 459 EDU of 8. 3-15

The papers may now be returned to Educational for the issue of orders.

Sk
10-3-15
S.D.
10.3.15.
Edl uo

Yrs. To be marked please for
Jm Pub & the final order to the
Com? to this Dept.

AD
11/3



27/26

Eoluo 151-3

26.2.15
I should
say so
ND

130

14 Ct 1266

Notes in AL
12.3.15



Waru 0978-2

11-3-15

72

Edl Dept

A draft order in accordance with the telegram from the Govt of India is submitted for approval. The file ~~note~~ has to be circulated to H.E. and the Honble Mr. Cardew. C.S.I.

B.S.
12.3.15

TL
12.3.15

H.E. and Mr. (P. L. L.)

14/3

φ
16.3.15.

17.3.15.

17/3

pp 4 & 5 of

Box No. 22
15.3.15

14

15

READ AGAIN G.O. No. 208 Vol, dated the 24th February 1915. (D)

" " " " " " " "

READ ALSO:-

C. No. 151 Vol From the D.P.I., No. 2935/13 dated the 11th Jan'y 1915.

" " Telegram from the Govt of India, 459, " 8th March 1915.

" " " " " " " " 191 .

ORDER.

Disse.

No. 310^{Mr}, dated 18³ 1915.

8/6
17/3

D.P.I. letter
sent to Mr
H. S. P. S.
17/1/15

18315

18/1/15

To The D.P.I.
" Asst Genl.
" Pub Dept, War section

The D.P.I. will be informed that the general question of payment of recurring and new non-recurring grants to hostile institutions is now under the consideration of the Govt of India, but that that Govt. have no objection to the disbursement of grants already promised for buildings which have now been completed. There is therefore no objection to the payment of the building grants referred to in his letter read above.

13. 3. 15

given for copying _____
 copied _____
 examined _____
 signed _____

191 .

G.O. No. _____ DATED _____
191 .

PRESENT No. _____

COPIES TO G. No. _____

OF GOVERNMENT

A A A A A A A

OF GOVERNMENT.

MENT WITH DETTO.

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IN ORIGINAL.

N.B.—

- A = Copy in full.
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