

Edd. (1916) Department.

Mis SERIES. ✓

G.O. No. *818 Edd Mis*
819.

DATED *26-7-16.*

[Despatch Abstract.]

Correspondence

Informing the Govt of India that
the direct — with the Secretary of State
on the subject of the appointment of Mr
H.W. Barker in I.E.S. as professor of civil
Engineering in the College of Engineering on
an initial salary of Rs 700 p.m. was and
in advance.

Ca
3-7-16

CN° 23788
4-7-16

No. 632.

Government of India,
DEPARTMENT OF EDUCATION,
(Education)

Simla, the 27th June 1916.

From

The Hon'ble Sir. E. D. MacLagan, K.C.I.E., C.S.I.,
Secretary to the Government of India.

To

The Secretary to the Government of Madras,
Educational Department.

Sir,

Sub forwarding
the despatch for
info.

I am directed to refer to your letter dated the 24th May 1916, enclosing a copy of a despatch addressed to the Secretary of State by the Government of Madras No.2, dated the 17th May 1916, on the subject of the employment of Mr. H. W. Barker in the Indian Educational Service as Professor of Civil Engineering in the College of Engineering, Madras.

(E)

2. The Government of India observe that in the above-mentioned despatch the Government of Madras have recommended that Mr. Barker should be given an initial salary of Rs.700/- per mensem in the ordinary scale of pay of the Indian Educational Service. In this connection I am to point out that, having regard to the orders conveyed in the Home Department letter No.2546, dated the 17th June 1872, the Government of Madras are precluded from making such a recommendation direct to the Secretary of State. The proposal is, however, one which the Government of India would have readily supported had it been submitted through them and the object of this letter is merely to call attention to an apparently inadvertent departure from

Rs 500-50-
1000.

Go.82/Pub.

5-5-7 Pub.

20-7-1872

Prop
val
up

PR

14-11-1911



(2)

standing orders, with a view to obviating similar
recurrences in future.

I have the honour to be,
Sir,
Your most obedient servant,

Mauley

Secretary to the Government of India.

NOTES

Assistant Secretary's remarks on the Educational
Department perusal file of printed G.Os. dated the 13th

June 1916.

N

G.O. No. 487, Educational, dated 5th May 1916 -
Were Educational correct in addressing the Secretary
of State direct?

L.E.K.
30-6-16.

Res 2-7

G.O. no. 810
Pub D 2-5-79
has available
on 8-7-16 &
previously
had to be looked
up

2. Please see also the position marked
A on page 2-3 of notes to G.O. no. 502
Pub D 24th March 1916 which summarizes
the cases in which the local Govts. should
address the Secretary of State for Home
Affairs. It will be seen that in the
matter of the creation of new offices and
the grant of salaries, gratuities or
allowances the local Govts. should
address the Secretary of State directly.

3. In despatch no. 2 Educational
17 May 1916 (sketched into G.O. no. 487
Educational D 5-5-16) the Govt.
recommended that the local Govts.
should be encouraged to address the Secretary of State directly.

P.T.O

For the Assistant Secretary

Attention is solicited to ~~present~~ the following papers:-

- (1) Para. 1 of letter from the Govt. of India, Home Dept. (Public) no. 2546 D/17-6-72 in G.O. no. 821 Pub D/20-7-72,
- (2) Para. 5 of letter from G. H. Home Dept. no. 894 D/2-5-79 in G.O. no. 810 Pub D/24-5-79, and
- (3) Memorandum printed as sub-enclosure on page 5 of G.O. no. 287 Jnd. D/9 February 1915

2. Please see also the portion marked A on pages 2-3 of notes to G.O. no. 562-3 Pub D/24th March 1916 which summarizes the cases in which the local Govts. should not address the Secretary of State for India direct. It will be seen that in the matter of the creation of new offices and the grant of salaries, gratuities or allowances the local Govts. should not address the Secretary of State direct.

3. In despatch no. 2 Educational D/17 May 1916 (sketched with G.O. no. 487 Educational D/5-5-16) this Govt. have recommended ~~the~~ to the Secretary of State the ^{employment} ~~appointment~~ of Mr. Barker

for the Assistant Secretary

Attention is solicited to the following papers:-

- (1) Para. 1 of letter from the Govt. of India, Home Dept. (Public) no. 2546 D/17-6-72 in G.O. no. 821 Pub D/20-7-72,
- (2) Para. 5 of letter from G. H. Home Dept. no. 894 D/2-5-79 in G.O. no. 810 Pub D/24-5-79, and
- (3) Memorandum printed as sub-enclosure on page 5 of G.O. no. 287 Jnd. D/9 February 1915

2. Please see also the portion marked A on pages 2-3 of notes to G.O. no. 562-3 Pub D/24th March 1916 which summarizes the cases in which the local Govts. should not address the Secretary of State for India direct. It will be seen that in the matter of the creation of new offices and the grant of salaries, gratuities or allowances the local Govts. should not address the Secretary of State direct.

3. In despatch no. 2 Educational D/17 May 1916 (sketched with G.O. no. 487 Educational D/5-5-16) this Govt. have recommended ~~the~~ to the Secretary of State the ^{employment} ~~appointment~~ of Mr. Barker

~~to the effect of~~ in the Indian Educational Service as Professor of Civil Engineering in the College of Engineering, Madras, and at the same time have requested the Secretary of State to permit him (W. Barker) to start on a salary of Rs. 700 p.m. ^{but} to draw the first increment of Rs. 50 only when the time arrives when he would have reached Rs. 750 in the usual course if he had commenced on a salary of Rs. 500 p.m. - With reference to (B) in para. 1 above it will be observed that the communication should have been addressed to the Govt. of India first. Please see in this connection letter to the Govt. of India no. 1352 Ed of 8-12-15.

3. It is however, submitted that previous communication on the subject of the appointment of a Professor of Civil Engineering in the College of Engineering, Madras, has been directed to the Secretary of State direct - vide despatch no. 1. Ed. of 8-6-15 (sketched with G.O. no. 544 Ed of 20-5-15) and that the local Govt. are desirous of appointing Mr. Barker to the post at an early date - vide concluding word

in despatch no. 2 281 of 17-5-16 (in 9-0.
no. 487 281 of 5-5-16). Hence apparently
Educational have addressed the Secretary
of State direct.

I am afraid the course
adopted was irregular, but
we cannot do remedy matters.
Educ: might, however, like
to see for future guidance.

CURRENT NO.
4116
12-7-16

Final 2541-1
12-7-16

CR
12/7

2541 281
12-7-16

addressed to the Govt of India.
Please see in the connection letter to
Govt of India no 7352 281 of 8-12-16

3. It is however submitted
previous communication on the subject
of the appointment of a Professor of
Civil Engineering in the College of
Engineering, Madras, has been directed
to the Secretary of State direct -
despatch no. 1 281 of 8-6-15
with 9-0 no 544 281 of 2-5-16
that the local Govt

Educational Department.

C.No.2378 Edl., From the Govt. of India, No.632,
d/the 27th June 1916.

SUBJECT.

~~Mr.~~Employment of Mr. H.W.Barker in the
Indian Educational Service as Professor
of Civil Engineering in the College of
Engineering.

The despatch was addressed to the Secretary of
State direct in view of the urgency of the matter
and he has cabled his orders direct to this Govern-
ment. They have been communicated to the Director
of Public Instruction separately.

Further it was not an isolated application
for giving a higher salary alone. It formed part
of the request to recruit an officer locally avail-
able. We had already addressed the Secretary of
State on the matter. Despatch 1, dated the 8th June
1915. It was therefore thought ^{that} the Secretary of
State should be addressed. Please compare Financial
note on page 5 of notes with G.O.No.487 Edl., dated
the 5th May 1916.

2. Submitted that the file may be forwarded to
the Public (B) department for remarks u.o.



Colno 2378-1

8/7/16

4202

CURRENT NO.

PUBLIC

Recd 10-7-16.

OP. CA
8-7-16 8/7/16

Palit
8/7/16.

P.T.O.

Public Dept.

For the U.S.

Attention is invited to clause

(a) of the memorandum printed at page 5 of G.O. 287 Judd. 27.9.2.15, according to which the Local Govt. ~~should~~ not address the Secy. of State direct regarding the creation of new offices and the grant of salaries, gratuities and allowances, including the modification of any existing orders on these subjects. ^{Remarks made by the Secy. of State that the} Subd. that the procedure in the present case is correct has been irregular ~~as stated~~ by the Secy. of State in para. 2 of the despatch at p. 2, since the despatch in question contained a proposal that Mr. Barker might be permitted to start on a salary of Rs. 700/- ^(on the ordinary minimum) instead of Rs. 500/- in the Indian Educational Service and thus involved the grant of a special pecuniary concession outside ordinary rules. The file may, it is subd., be returned to Edl. with the above remarks.



Pub no 42027
15-7-16

Notes in a
17.7.16

sm.
13.7.16
CME
14.7.16

Elm
15.7.16
F. C. S. A.

Educational Department

It appears from the foregoing notes that the direct correspondence with the Sec. of State on the subject in question was irregular. The Govt. of India calls attention to the irregularity with a view to obviating similar recurrences in future. No further action appears to be called for on these papers. The point may be noted for future guidance and the papers merely recorded. A draft order is submitted for approval.

PA 17.7.16
CA 18.7.16

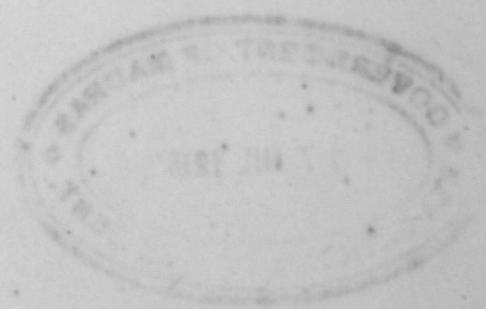
H E - thro' H. K. P. Chel

Amr box 0054
20.7.16

Mention Indian letter in the of India is right in this case in taking exception to an action in addressing the Secretary of State direct. The partic. notes and the mistake will not occur in Edinb. Draft for approval.

FR
26.7.16

20.7.16



15051
12.5.16

15051
12.5.16

In view of the terms of their letter, I would
acknowledge and assume India that our action
was an inadvertence.

^{of India} ^{to the irregularity}
a view to ^{28.7.16} ^{similar}

^{course}
Please ~~for~~ the draft for and
add back a letter to India.

[Signature]
22/7/16

A revised draft order and letter are submitted
for approval.

[Signature]
22.7.16

[Signature]
25/7/16

191 .

C. No. 2378, From the Govt. of India, No. 632 Sd/-, dated the 27-6- 1916.

191

191

No. 878 Edl mys 26-7-16
dated 191

mis.

The following letter will be despatched
to the Govt. of India.

PP
22.7.16. *Q*
24.7.16

Letter - to, 819 Edl mis 27.26.7.16

The Secretary to the Govt. of India
Department of Education

See

I am directed to acknowledge the receipt of your letter No. 632, Edn., of the 27th June 1916, calling attention to the orders conveyed in the Home Dep^t. letter No. 2546 of the 17th June 1872, prohibiting ^{local} the Gov^t of the from corresponding direct~~ly~~ with the

See 7

$$\frac{87}{267/16}$$

Secretary of State on certain subjects,
and to state that the departure noticed
by the Govt. of India in their letter
under reply was ~~not~~ in
in a disturbance.

I have etc.

PP
22.7.16

CA
24.7.16

25/7/16

When given for copying

When copied _____

When examined _____

When signed _____

191

READ AGAIN G.O. No.
191

DATED

14

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

N.B.—

A = Copy in full.

B = Not to be copied.

P = Copy abstract only.

Q = Copy heading only.