

Home (1917) Department.
(Education)

Ordinary SERIES.

G.O. No. 1610

DATED 17-12-1917

INDEXED

[Despatch Abstract.]

Legislative Council.

Recording notes connected with the question asked at the meeting of the — held on the 20th November 1917 enquiring whether the new rule requiring a completed B.S.L.C. for posts on Rs.20 per mensem will have retrospective effect.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

23

Home

Q. 16. Concessions to Unpassed Candidates

(Eden)

NOTES.

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QUESTION.—No. 164 for the meeting of the Legislative Council to be held on the 20th November 1917.

SUBMITTED that two copies of this Question may be forwarded to the Home (Education) Department with reference to Nos. (1) and (4) of the rules regulating Secretariat procedure in dealing with these Questions in the Legislative Council. Orders regarding admission will be communicated in due course.

V. T. K.
3.11.17

Leg. U.O. No. 2116-1 ^{Leg} added 3/11/17

To

The Home (Education) Department. with Qn 164.

The Honourable Mr. V. K. Ramanuja Achariyar Avargal:-

Home (Education) Department.

Q. 164. Will the Government be pleased to state-

- (i) whether the concession granted to unpassed candidates by G.O. dated 9th July 1908, No.511, Educational to be appointed permanently to posts carrying a salary of Rs.20 per mensem has been withdrawn by G.O. dated 6th August 1917, No.1021, Home (Education); and

(ii) whether it will be continued to those who entered Government service after the passing of the earlier G.O. and on the faith that they could rise by promotion to posts carrying that pay.

Home (Education) Department.

- (B) In G.O.No.511, Educational, dated the 9th July 1908, the Government directed that the qualifications laid down in article 1 of the Public Service Notification should, for the future, be required only in regard to posts the salary of which exceeded Rs.20 per mensem, the maximum salary being taken as the standard in the case of appointments on progressive scale. As required by note (3) to the above notification. This G.O. makes no ~~specific~~ ^{specific} mention of unpassed candidates. But it indirectly allowed the appointment of unpassed candidates to posts ^{not exceeding} Rs.20 per mensem. This G.O. was issued before the introduction of the S.S.L.C. scheme. With the introduction of this scheme and the recognition of the Completed S.S.L.C. as the passport for Government service the term "unpassed candidates" has become meaningless. The Additional Member apparently uses the term in the sense that the candidate has not the minimum qualification prescribed in article 1 of the Public Service Notification which is

4. para (i) of Q. 2.
(c) 1021 Ed. 2
6.8.17

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for practical purposes the S.S.L.C. In this view the answer to clause (i) of the question should be in the affirmative.

2. In regard to clause (ii) of the question, it may be noted that the changes ordered in G.O.No.1021, Home (Education) dated the 6th August 1917, have not yet been formally notified and no decision has been arrived at as to whether the rule requiring the possession of a completed S.S.L.C. in the case of appointments on Rs.20 and above should affect persons who entered the service prior to the date of the above order. c.f. 1 (a) of the office note on page 1 at slip (K). It would no doubt be a hardship to give retrospective effect to a new rule. If this is conceded the case of persons who entered service before the issue of G.O.No.1021, Education, dated the 6th August 1917, may be safeguarded by the insertion of a note to article 1 of the revised Public Service Notification called for from the Commissioner for Government Examinations.

Subject to orders on this point the following draft answer is suggested:-

(i) yes;
Answer.- (ii) The new rule requiring the possession "of a completed secondary school-leaving certificate "in the case of appointments on Rs.20 is not intended to "affect the case of persons who held permanent appointments in ~~the Superior Service of~~ Government service prior to G.O.No.1021, Home (Education), dated the 6th August 1917".

- 3. The file may be sent to D.P.I. for remarks, if any.

7.11.17
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As the answer to (ii); it is not usual to promote inferior service men to posts in Superior Service. I think we ought to confine the answer to persons who held

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permanent appointments in superior service. Is it not? There will be very few posts of such nature carrying a salary less than 20 Rs?

Examine

8/11/17

It is submitted that there is no rule prohibiting the promotion of men in inferior service to superior service. In practice, however, such cases may be rare. For a list of appointments in this Presidency carrying pay of less than Rs 20 and yet classed as 'Superior', please see the Statute on pp 8 to 16 (inclusive) of G.O. No. 447 of the 11th Aug. 1916. These might not appear to be inconsistent. It does not therefore seem necessary to restrict the proposed amendment to holders of permanent appointments in superior service. Attention is also solicited to ^(the Preamble) note (i) ~~to the Statute~~ of the existing Public Service Notice which is meant to protect the interests of persons who held permanent appointments in Govt. Service on the 30th June 1894.

(XII)

(T)

(XI)

Also similar provision in the Notice issued in 1894 - on p. 25 of G.O. 317 of 7.5.94

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Box 24
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Circ 10-11-17
Recd 12. 11-17

NOTES.

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DPG (uo)

my 8/11/17

Cor 1365 B-7

9/10/17
Kedney
to Wilson

Notes of 9. 11. 17

I think it might very well be
Conferred to people in interior
service

9. 11. 17



Home Dept.
(Eds)

Subject to approval the

draft answer on page 2 ante has
been amended as suggested by the
D.P.D. For orders as to circulation
of file to H.C. the Government for approval
of the answer.

10-11-17

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my 10/11/17

H.E.

Copied to League.



11 NOV 1917

DPG

Cor 1365 B-7

DPG

The final form of the
Question and answer were as
follows,

23 Q.—Will the Government be pleased to state—

- (i) whether the concession granted to unpassed candidates by G.O. No. 511, Education, dated 9th July 1908, to be appointed permanently to posts carrying a salary of Rs. 20 per mensem has been withdrawn by G.O. No. 1021, Home (Education), dated 6th August 1917; and
- (ii) whether it will be continued to those who entered Government service after the passing of the earlier Government Order and on the faith that they could rise by promotion to posts carrying that pay?

23 A.—(i) Yes.

- (ii) The new rule requiring the possession of a completed secondary school-leaving certificate in the case of appointments on Rs. 20 is not intended to affect the case of persons who held permanent appointments in the superior service of Government prior to G.O. No. 1021, Home (Education), dated the 6th August 1917.

Legislation Committee.

Reverend notes
Connected with the
Question asked at the
meeting of the — held
on the 20th Nov. 1917 regarding
whether the new rule
requiring a completed
S.S. Text for posts on
Rs 20 p. M. will have
retroactive effect.

2. The notes may be

Copy 16.10.17.12.17
Noted. Recorded.

18.12.17
14.12.17

Copy to the Commr.
for Govt Examiners (with
auth of 1917)
out:
offered
copy

11/12/17

When given for copying
 When copied 18/13
 When examined 18/12 191
 When signed 18/12

READ AGAIN G.O. No.
 191

DATED

CLERK No.

ENCLOSURE TO C. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPER NOT FILLED UP, BEING MEANT FOR OPERATOR
 IN ORIGINAL.

N.B. -

A = Copy in full.
 E = Not to be copied.
 P = Copy abstract only.
 Q = Copy heading only.