

Government of Madras

HOME DEPARTMENT (EDUCATION)

G.O. No. 1550, 12th December 1919

Agreement

Recording letter from the Government of India forwarding a revised form of — for officers of the Indian Educational Service.

INDEX

Handwritten notes and signatures on the right margin, including the initials "H.C." and a signature.

ORIGINAL

Government of Madras

HOME DEPARTMENT (EDUCATION)

G.O. No. 1550, 12th December 1919

Agreement

Recording letter from the Government of India forwarding a revised form of — for officers of the Indian Educational Service.

READ—the following paper :—

Letter—from the Hon'ble Mr. H. SHARP, C.S.I., C.I.E., Secretary to the Government of India, Department of Education (Education).
To—the Secretary to the Government of Madras, Home (Education) Department.
Dated—Delhi, the 28th November 1919.
No.—1289.

With reference to this Department letter Nos. 1527-1535, dated the 10th September 1915, I am directed to enclose a copy of the marginally-noted letter from the India Office together with a copy of the latest revised form of agreement for officers appointed permanently to the Indian Educational Service.

2. I am to request that the new form may be adopted in executing agreements with the officers who may be appointed in future to the service in India.

ENCLOSURE

(1)

Letter—from the Assistant Secretary, Judicial and Public Department, India Office, London.
To—the Secretary to the Government of India, Home (Education) Department.
Dated—the 23rd October 1919.
No.—J. & P. 6615.

With reference to my letter, No. J. & P. 4774, dated the 4th December 1914, I forward, for use in India, 30 copies of the latest revise of the form of agreement of permanent educational officers. This contains a new clause 11 designed to give effect to the decision as to right of officers to resign, conveyed in the Secretary of State's despatch No. 50, Financial, dated the 31st July last.

In the case of the appointment of Indians, clause 7 (providing for return passage to this country) and 12 (providing for subscription to the General Provident Fund) are of course omitted.

(2).

Education Department.

ARTICLES OF AGREEMENT, made the _____ day of _____ 19____
BETWEEN
of the first part, and THE SECRETARY OF STATE FOR INDIA IN COUNCIL of the second part.

WHEREAS the Secretary of State for India in Council has engaged the party of the first part to serve His Majesty in India as _____ in the Indian Educational Service for the probationary term of two years from the date of his reporting his arrival at _____ as hereinafter mentioned and subject to the conditions and agreements hereinafter contained.

NOW THESE PRESENTS WITNESS and the said parties hereto respectively agree as follows :—

(1) That the party of the first part will, on being provided with a first class passage to _____, proceed thither within such time as may be prescribed by the Secretary of State for India in Council.

(2) That the party of the first part will, on arrival at _____, forthwith proceed to _____ and report himself to the officers of Government there, and will submit himself to the orders of the Government and of the officers and authorities under whom

he may from time to time be placed by the Government, and that he will at all times obey the rules prescribed for the time being in the memorandum of information furnished to candidates or otherwise for the regulation of the branch of the public service to which he may belong, and will, when required by the Government, proceed to any other part of the province within which he may be serving, or to any other province in India, and there perform the duties of any specified office in the cadre of the Indian Educational Service.

(3) That the party of the first part will devote his whole time to the duties of the service, and will not engage, directly or indirectly, in any trade, business, or occupation on his own account, and that he will not (except in case of accident or sickness certified by competent medical authority) absent himself from his said duties without having first obtained permission from the Government or its authorised officers.

(4) That if the party of the first part shall during the said term of two years, or if the service shall continue beyond such term, during the next succeeding three years, relinquish the service of the Government (whether after having given notice or otherwise) he shall forthwith on demand pay to the Secretary of State for India in Council the cost of his passage to

(5) That from the date of the party of the first part reporting his arrival at the Government will pay him, so long as he shall remain in the said service and actually perform his duties, pay at the rate of

(6) That the Government may at any time during the said term of two years, or if the service shall continue beyond such term, at any time thereafter, dispense with the service of the party of the first part without notice in the event of misconduct on his part or of a breach by him of any of the conditions herein specified.

(7) That on the determination of the service at the expiration of the said term of two years (but not upon any subsequent determination), and if he shall actually quit the said service in India, or if prior to the expiration of the said term of two years, the service shall be determined by the Secretary of State for India in Council or by the Government in India under the provisions of clause 8 of these presents, and if the party of the first part shall actually quit the said service in India, the Government will provide him with a first-class passage back to England at the public expense, provided he claims such passage within three months from any such determination of the service as is mentioned in this clause, and leaves India on his return to England within such time as he may be directed.

(8) That it shall be lawful for the Secretary of State for India in Council or for the Government prior to the expiration of his service under these presents, if satisfied on the report of the duly constituted advisory Medical Board that the party of the first part is unfit and is likely for a considerable period to continue unfit by reason of illhealth for the discharge of his duties in India, to determine the service under these presents (the decision of the Secretary of State for India in Council or the Government being conclusive), and thereupon his services shall be terminated.

(9) That the party of the first part shall, within, the period or periods prescribed by the rules and regulations relating to examinations in vernacular languages for the time being in force in the province within which he may be serving, and generally in accordance with, and subject to such rules and regulations, pass an examination or examinations in such vernacular language or languages as may be required by the Government, and on failure to pass such examination or examinations shall be liable to the penalties prescribed by the said rules and regulations. Provided that if the party of the first part shall fail to pass an examination in such one of the prescribed vernacular languages as may be required within the said term of two years, the Government may, notwithstanding anything in the next clause or the said rules and regulations contained, dispense with his services.

(10) That except as provided in clauses 6, 8 and 9 hereof, unless he, the party of the first part, shall receive notice in writing from some authorised officer of the Government three calendar months before the expiration of the said term of two years that Government no longer require his services, or unless he shall give notice in writing to the Government three calendar months before the expiration of the said term of two years, that he is desirous to put an end to his service under these presents, he will continue in the service of Government upon the like terms and conditions as are herein contained, so far as the same are applicable, except that he shall not be entitled to receive notice of termination of his service under Government otherwise than as may be provided in the Civil Service Regulations of the Government of India for the time being in force or in any other rules to which he may be made subject.

(11) That the party of the first part shall not, except as provided in this agreement, resign his appointment without the previous sanction in writing of the Secretary of State for India in Council or of the Government under which he is employed.

(12) The party of the first part will, during his continuance in the service, pay such subscriptions to the General Provident Fund as shall be payable under the rule for the time being in force (by which rules he agrees to be bound); and it shall be lawful for the Government to deduct the said subscriptions from any money that may be payable to the party of the first part under these presents or otherwise.

(13) That if the party of the first part shall continue to serve Government under these presents after the said term of two years his service (commencing from the date of his entering on the performance of his duties as aforesaid) shall count as service towards leave and pension under such rules as regards leave and pension as may for the time being be applicable to his case. PROVIDED ALWAYS that in case of any dispute as to the interpretation of any of the said rules, or otherwise relating in any way to them, the decision of the Secretary of State for India in Council shall be conclusive.

(14) That in any payments to be made in Great Britain under these presents the rate of exchange between rupees and sterling shall be 1s. 4d. per rupee: provided that if any higher rate per rupee is prescribed by rules for the time being in force for the issue of any particular payments to the party of the first part, the higher rate prescribed shall be observed in making such payments.

(15) That the proceedings, letters, and reports of the Governor-General of India in Council, or of any of the Local Governments, and of all others the officers and agents of Government, or any copies thereof or extracts therefrom, which shall be sent officially to the Secretary of State for India in Council or to any officers or servants in the Indian Service of His Majesty in England or elsewhere, in any way relating to the sums of money to be paid or allowed to the party of the first part, or to his conduct, or in any way relating to the premises, shall be received as conclusive evidence of any matter therein contained in any action or in any legal proceedings by or between the parties to these presents, or in any way relating thereto.

IN WITNESS whereof the party of the first part and being two members of the Council of India have hereunto set their hands the day and year first above written.

Signed by the abovenamed party
of the first part in the presence
of—
Signed by the abovenamed two
Members of the Council of India
in the presence of—

Order—No. 1550, Home (Education), dated 12th December 1919.

Recorded.

(True extract)

R. RAMACHANDRA RAO,
Secretary to Government.

To the Director of Public Instruction.
" Accountant-General.

In Agreement. Recording letter from the Govt of India forwarding a revised form of — for officers of the Indian E.S. Service.

READ AGAIN G.O. No., dated 191

191

READ ALSO:—

C. No. 2809A From the Govt of Sursi, No. 1289, dated 28/11/1919.

" " " " " " 191

” ” ” ” ” ” 191

ORDER.

Pres

No. 1530, dated 12-12-1919

Recorded

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8.12.19
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9/12/19

9

11/12/08

Done with SS
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The ~~8.10.10~~
4 A.G.

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PRESS SLIP.

ORDINARY.

PREFERENCE.

URGENT (a).

Seott. II-38-2-15.

Home (20) DEPARTMENT.

Current No. dated 191 ..

*G.O. No. 1550 dated 12/12/1919.

(b)

Number of MS. pages sent { Correspondence
(b¹)
Notes.....

Brief subject

Agreement

(c) Number of copies required when struck off (not including copies for volumes and editors' table which are retained in the Press).

E. T. copies to supply requisitions for purchase by the public.

Complete correspondence and orders.

Notes.

FOR RECORD.*

Madras Records	...	4	20	7
Ooty Records	...		4	
For filing with original	...			
Total	..		35	

FOR ISSUE.†

Signature copies

India Office					
Govt. of India	 Dept.				
Revenue Department					
Public Works Department					
Local and Municipal Department					
Educational Department					
Public Dept.					
Judicial Dept.					
Political					
Financial Dept.					
Marine Dept.					
Ecclesiastical Dept.					
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Spare copies

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INSTRUCTIONS FOR THE SECRETARIAT.

(a) If a paper is marked to be printed urgently, the Superintendent of the section concerned should sign the Press slip. The Superintendent should exercise a careful discretion in the matter.

(b) Each letter, memorandum, or order, or set of orders, in the file of correspondence should be headed in succession with the Roman numeral I, II, III, etc., the number being written in red ink or blue chalk above the item. The particular papers to be printed in the special issue-copies should be indicated by the Roman numeral (I, II, etc.) by which that item has been headed in the correspondence file. All matter, including marginal remarks or references, to be printed should be written in ink and matter which should not be printed should be encircled. Initials and signatures that are not quite legible should be re-written distinctly.

(b¹) For rules regarding printing of notes, see rule 315 of the office Manual.

(c) The number of copies and the details of distribution should be filled in by the Superintendent or Referencer concerned.

(d) In the absence of special instructions to the Press to keep matter standing for a specified period, ordinary papers of 8 pages and under will be kept standing for one week; and larger papers for two weeks only. The type of notes and of all confidential papers is distributed immediately after striking.

(e) This slip, properly and completely filled in, should accompany every paper sent to Press; it will be returned by the Press when proofs are furnished; it should be sent to the Press when a call is made for revised proofs or when a corrected proof is sent for striking. When finally returned by Press it should be filed with the original order or letter.

INSTRUCTIONS FOR THE PRESS.

(a) If, in the opinion of the Superintendent of the Press, a paper has been marked urgent unnecessarily, he should send the Press slip to the Registrar with a remark to that effect.

(b) Unless a note to the contrary is made against the matter, pencil entries should not be printed. The Superintendent of the Press may bring to the notice of the Registrar any instance of incomplete or careless editing.

(c) Signature copies of letters to the Secretary of State or to the Government of India should be printed on hand-made paper.

(d) This slip should be returned by the Press to the Secretariat when proofs are furnished; it will be sent back to the Press when proofs are returned corrected and should be finally returned to the Secretariat when struck-off copies are supplied.

(e) The names of the Secretary and Members should be printed in full when they occur on the right hand side, only the first time when they appear on the left side, the initials alone being printed later.

* Copies distributed on ‡(Press Clerk).

† Copies distributed on ‡(Press Despatcher).

‡ To be initialled and dated.

[P.T.O.]

TO PRESS, MADRAS OOTY.

A	B	C
Please send proof in duplicate. The papers have been carefully edited.	Proof returned corrected. Please strike off and send number of copies as indicated.	As the matter is clear manuscript and has been carefully edited, (b) proof need not be sent. Please print and supply number of copies as indicated.
Type may be released after usual interval at once.	Type may be released after usual interval at once.	Type may be released after usual interval.
Referencer. Clerk.	Referencer. Clerk.	Referencer. Clerk.
Supdt.	Supdt.	Supdt.

SPECIAL INSTRUCTIONS.

TO BE FILLED IN BY THE PRESS.

Binary.	Initials of Press official.
Received in Press on 16/12/19	J
First proof furnished on	
Call for revised proof received on	
Revised proof furnished on	
Corrected proof received for striking on	
Final copies supplied on 28/12/19	J

Account of copies.	Complete copies.	Notes.	Issue copies.	Special E.T. edition
Supplied to Secretariat for Record.....				
" " " Issue.....				
" " " for Extra E.T. copies to supply requisitions for sale to the public.				4
For Volumes.....				
For supply to newspapers and institutions admitted to the privileges of the E.T.				
Total ...				