

Government of Madras

LAW (EDUCATION) DEPARTMENT

G.O. No. 1231, 15 July 1925

Elementary Education—Payment of equivalent Government contribution under section 37
of the Madras Elementary Education Act, 1920—Revised instructions issued.

12

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2. Presidents of taluk boards and chairmen of municipal councils, in whose jurisdiction the education tax is being levied, are requested to report to the Government by the 1st May of each year, the amount actually realized from education tax in the previous official year. The report should be accompanied by a certificate that the figures of actual realization have been verified and are correct. On receipt of the reports the Government will direct payment to the local bodies concerned of contributions equal to the sums reported to have been realized as education tax. The amounts disbursed will, however, be subject to subsequent adjustment, with reference to the audited accounts of the Elementary Education Funds under the control of local bodies.

3. The Examiner of Local Fund Accounts is requested to report before the close of each official year the adjustments that should be made in the payments made to local bodies under paragraph 2 above.

4. The revised procedure will come into force with effect from 1926-27.

(By order of the Government, Ministry of Education.)

V. T. KRISHNAMA ACHARIYAR,
Secretary to Government.

To the Presidents of Taluk Boards.
" Chairmen of Municipal Councils.
" President, Corporation of Madras.
" Presidents of District Boards.
" Presidents of District Educational Councils.
" Director of Public Instruction.
" Examiner of Local Fund Accounts.
" Accountant-General, through Finance Department.
" Finance Department.
" Local Self-Government Department.
" Registrar-General of Panchayats.

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 - " Registrar-General of Panchayats.

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Law(Education) DEPARTMENT.

Elementary Education.- Payment of equivalent

Govt. contribution under section 37 of the
Madras Ely. Edn. Act, 1920--revised instruc-
tions issued.

In G.O.No.1024 Law(Edn) dated 2nd
 September 1922, the Govt.laid down the
 procedure ~~to be followed in~~ the dis-
 sement to local bodies ^{which} levy~~ing~~ the
 education tax, ^{of} ~~the~~ ~~the~~ contribu-
 on due to them under s.37 of the
 Ras Ely.Edn.Act,1920. The Examiner
 Local Fund Accounts states that,
 in effect from 1st December 1923,
 work pertaining to the compila-
 on and audit of ~~the~~ local fund
 ounts has been transferred from
 Try.Dy.Collectors, and that -
 sidents of Local boards have been
 e responsible for the compilation
 their accounts. He therefore -
 suggests that ^{ing/} ~~the~~ arrangements may be made
 obtain ^{from} ~~the~~ statements of actual --
 lisations ~~the~~ the education tax

write a view to ensure
the speedy disbursement
of the Egypt contribution.

direct

from ~~the~~ Presidents of taluk boards and Chairmen of Muncpl. Councils, who should be required to certify ~~to~~ to the accuracy of the figures entered in the statements. The Govt. are accordingly pleased to issue the follg. revised instructions, in modification of those contained in paragraphs 2, 3 & 4 of the G.O. quoted above.

2. ~~Chairmen~~ Presidents of taluk boards and Chairmen of Muncpl. Councils, in whose jurisdiction the education tax is being levied, ^{are requested to} ~~report~~ ^(the) report to Govt, by the 1st May of each year, the amount actually realised from ~~the~~ education tax in the previous official year. The report should be accompanied by a ^{certificate} ~~statement~~ ^{that} by the figures ~~as to~~ ^{of} actual realisation have been verified and are correct. On receipt of the reports, the Govt. will direct ~~the~~ payment to ^{the} local bodies concerned of contributions equal to the sums reported to have been realised as education tax. The amounts disbursed will however be subject to ^{subsequent} ~~subsidy~~ adjustment, with reference to ^{the} audited accounts of the elementary education funds under the control of local bodies.

3. The Examiner of L.F. Accounts is requested to report before the close of ~~the~~ ^{and} official year the adjustments that should be made in the payments made to local bodies under para ² above. ~~the~~

Govt. will then arrange for such adjustment, when sanctioning the payment of ~~the~~ contributions due to local bodies in the follg. year

4. The revised procedure will come into force with effect from 1926-27.

To
P.T.Bs. ✓
C.M.Cs. ✓
The President, Corporation of Madras ✓

P.D.Bs. ✓
The P.D.E.Cs. ✓
The D.P.I. ✓
The Exr. of L.F. Accts. ✓
The A.G. through Fin. Dept. ✓
The Finance Dept. ✓
The L.S.G. Dept. ✓
The Regr. Gl. of Panchayats. ✓

DESPATCHED

27 JUL 1925

Notes to be printed

pages 31-33
of G.O. 309
3-3-25

(int. in file)

(E)

(T)

7
Subject.- Elementary Education - Payment of equivalent Government contribution under sec. 37 of the Madras Elementary Education Act - Revision of the procedure laid down in G.O. No. 1024 Law (Edn) dated 2-9-1922.

Copy of Examiner's note No. 313-18 19-1-25.

It will be seen from paragraphs 1 and 3 of Government Order No. 1024, Law (Edn) dated 2nd September 1922, that the particulars of the Education tax actually collected by the Taluk Boards were required to be reported by this office to Government.

Until last year the Treasury Deputy Collectors were in charge of both the compilation and audit of local fund accounts and furnished the figures required for the statement of Education tax submitted by this office to Government. With effect from 1st December 1923, the work has been transferred from the Treasury Deputy Collectors and the Presidents of Local Boards have been made responsible for the compilation of their accounts, this department being responsible only for audit. My audit staff has to be on tour throughout the district for the audit of the accounts of the several institutions and it will be very difficult for them to collect, in respect of the several Local Boards which levy education tax, the figures relating to the actual realizations in a year for the following reasons:-

A (1) The amount of Education tax collected by the Revenue Department along with the land cess is often not correctly adjusted by the Collector's branch to the credit of Local Boards.

(2) Education tax is realized from different sources: the correctness of the amount credited in the accounts on account of that tax cannot be verified by this department, until the original records in the offices of the Local boards are examined by the district Audit Staff during their periodical inspections.

(3) The figures accepted in audit are subject to

alteration with reference to subsequent adjustments made by the Accountant General.

There have been instances of incorrect adjustments referred to in para (1) above and Government have received reports in the past of such differences from the Ganjam, South Arcot and Godavari districts in consequence of which it was necessary for them to issue orders for supplemental payments of contributions in those cases.

As regards para (2) above, according to the present arrangements, the audit of the accounts and inspections of the registers maintained in the offices of the Local Boards ~~relating~~ relating to a year will extend to about the middle of the following year, and the audited figures will not be available, until the reports on the audit of the elementary education fund accounts are received from the District Inspectors in this office.

As regards para (3) above, the Accountant-General's books ~~are~~ of a year are closed about the 10th August of the following year and the Taluk Boards receive intimation of the adjustments in the March final accounts. Some time thereafter and revise the figures accordingly.

4. Under the above circumstances, it will take a considerable time for my District Inspectors to collect figures and report to Government the actual realizations which Presidents of Local Boards alone can promptly report under the present arrangements, as they possess all the details required for the correct compilation of the accounts. I would, therefore, venture to suggest that arrangements may be made to obtain the statement of actual realizations from the Presidents of Local Boards who should be required to certify to the accuracy of the claim, the correctness of the amount paid being subsequently verified by this Department during audit. If any discrepancies are observed, they will be reported to Government in the annual audit report of the Elementary Education Fund of the Board concerned.

If Government accept this proposal which will

ensure both accuracy and promptness in payment, necessary orders may be issued.

Law (Education) Department

Under the orders issued in G.O. No. 24 Law Education dated 2nd September 1922 the Govt. contribution equal to the proceeds of the education tax is paid on the post-payment system ie during the year next after that in which the tax is levied. In view of the fact that correct audited figures as to the realisations by a local authority from the education tax will become available only somewhat late in the year, payment is made in the beginning of each official year of advance contributions of 75 percent of the amount paid in the previous official year, or, if no such amount was paid, of the estimated receipts from the -- education tax. The Examiner of Local Fund Accounts is required to obtain from the Treasury Deputy Collectors and submit to Govt. by the 15th September of each year, a consolidated statement -- showing the realisations from the education tax in the preceding official year, by the several taluk boards in the presidency which have been permitted to levy the education tax. A similar return has also to be submitted by the 15th - August of each year in respect of realisations from the education tax by the municipal councils. On receipt of these statements, ~~have~~ orders ~~are~~ ^{are} issued sanctioning the payment of the balance of ~~the~~ contributions due to local bodies under s. 37 of the Ely. Edn. Act, 1920.

2. The Examiner points out that, with effect from 1st December 1923, the work pertaining ^{to} the compilation and audit of ~~the~~ local fund accounts has been transferred from the Treasury Dy. Collector, and that Presidents of Local Boards have been

made responsible for the compilation of their accounts. He states that it will take considerable time for ~~these~~ ^{the} Dt. Inspectors to collect figures and report to Govt. the actual realisation from the education tax. He therefore suggests that arrangements may be made to obtain statements of actual realisations from the Presidents of Local Boards who should be required to ~~as~~ ^{certify} as to the accuracy of the claim, the correctness of the amounts paid being subsequently verified by the audit staff. The Examiner states that, if any discrepancies are observed, they will be reported to Govt. in their annual audit reports of the Ely. Edn. Fund of the Boards concerned.

3 If the suggestions of the Examiner are accepted, the following alterations in the procedure laid down in G.O. No. 1024 Law (Edn) dated 2-9-22 may be made:-

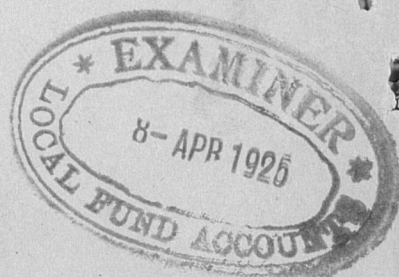
(1) P.T.Bs. and C.M.es. to report to Govt. by the 1st May of each year the amounts actually realised from the education tax in the previous official year;

(2) 90 percent of the amounts reported to be realised, to be paid on receipt of the statements;

(3) the balance of 10 percent to be paid on receipt of final audited ~~reports~~ ^{figures} from the Exr. of L.F. Accounts.

(4) The Examiner should take steps to ensure that the audit of the accounts of the local bodies which levy the education tax are completed by the 1st December of each year at the latest ^{and that} the final audited ~~reports~~ ^{figures are} being reported to Govt by the 15th December.

Submitted that the Examiner may be asked whether he approves of the foregoing suggestions.

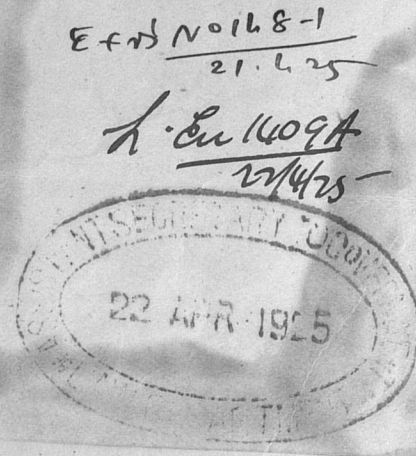


Law E. No. 1267 A
874/25
Exr of L.F. accounts
u.o.

I accept and will endeavour to report the final audited figures to Law (Education) Department by the 15th December.

Law (Education) u.o.

Handwritten signature and date: 21/4/25



Law (Edn) Department.

The file may be sent (u.o.) to L.S.G. and Finance for acceptance of the change in procedure proposed on page 4 ante.

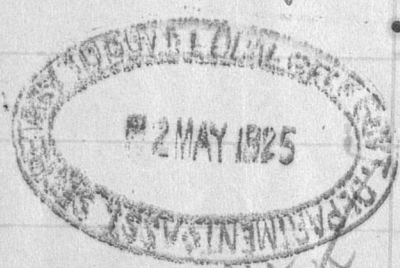
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Law E. No. 1267 A-2
2-5-25

12274



In the case of taluk boards, the major portion of the Education Tax consists of the sur-tax on land cess. The Education cess is adjusted in the manner prescribed in para 3 of G.O. No. 2636 L & M dt 23-11-23 (ie) one-twelfth of the anticipated income of each board from the cess in the year, as estimated by the Collector is credited to it on the 15th of each month, the necessary final adjustment being made after the

close of the year. Collectors of d^{ts} may be requested to report to the Law (Edn) Dept by the 10th April of each year, the amount of education cess actually credited to each bd in the previous financial year. A general order may ~~then~~ then issue in the month of April disbursing ~~grants~~ to each bd, ~~eq~~ grants equal to the full amount of Education cess credited to it in the previous year as reported by collectors. There is no reason why grants equal to only 90 per cent of the reported collections should be paid. If on receipt of audited figures, any recovery is found necessary, it may be made from the payment due in ^{the} next April. It will really be a hardship to local bodies if they are made to wait for more than 1 year and nine months for the complete payment of the statutory grant equal to the tax realized by them. The payment of the grant equal to the Education cess on the basis of collectors' reports instead of ~~on~~ on the reports of Presidents will be advantageous in two respects. In the first place, collectors will report the amounts more promptly than

presidents. It is essential that the reports should be received and the grants disbursed very early in the year as the ways and means position of taluk boards is not satisfactory. In the second place, the reports of the collectors may be better relied upon as they are the persons who collect and adjust the cess.

2 As regards the payment of the grant in question to municipalities and the payment to the bds of grants equal to the proceeds of that portion of the Education tax which consists of the ~~sur-tax~~ sur-tax on the profession and companies' taxes and the house-tax, the system proposed by Law (Edn) on page 4 ante may be accepted subject (for the reasons stated at K on page 6 ante) to the condition that ~~the rep reports of presidents and chairmen~~ as grants equal to the full amount of the tax reported by presidents or chairmen as collected and not merely 90 per cent thereof should be paid. There is no reason ~~to~~ to suppose that ^{the} reports of presidents and chairmen as to the amount of the

Tax collected and certified by them to be correct, will be generally inaccurate. If in any case, recovery is found to be necessary on receipt of the audited figures, it may be made ^(for the year current and) from the payment due in the next succeeding year.

3 The case may be sent to Finance through Law (Edn).

Ry
15/25

Law
17/5/25

OS

20/5/25

Law (Edn) W.O



Asst
Asst
Secy (Edn) C. S.
15/5/25
Recd in 16/5

Law (education) Department

Madras
20/5/25

A.S.

Reference is solicited to the change in procedure suggested by this department in paragraph 3 on page 4 ante. On the suggestion of the Examiner of L.F. Accounts, this department proposed that P.T.Bs and C.M. Os should report to Government by the 1st May of each year the amount actually realised from the education tax in the previous year. ~~The~~ L.S.G. ^{dept} considers that Collectors will be more prompt and give more reliable figures than the Presidents of taluk boards, ^{and that dept} suggests that Collectors should be asked to report the ~~the~~ amount ~~collected~~ credited to taluk boards as education tax. ^{levied as a surcharge on land cess,} The Examiner of L.F. Accounts has already pointed out that the amount of education tax collected by the Revenue department along with the land cess was

L. S. G. no 12274-1
22/5/25

Law Edn 1825-A
23.5.25

'A' on page 1 ante

often not correctly adjusted by the Collector's branch to the credit of local boards. So the Collector's report also is not likely to be accurate. ^{and the figures furnished can be taken only as an estimate} As the Govt contribution under section 37 will be sanctioned only after the President's reports ^{are} received, it is not likely that the Presidents will ^{be slow} ~~be slow~~ in reporting the amount due to them. According to the proposal of the L.S.G. Department, the Collectors will have to report the ^{proceeds} ~~proceeds~~ of education tax ^{levied as a} ~~levied as a~~ on land cess while the Presidents will have to report ^{the proceeds of} ~~the proceeds of~~ the surtax on the profession, companies and house taxes. It is not desirable to prescribe two different procedures in the case of taluk boards.

V.74
4.6

2. This department proposed ^{an advance} ~~the~~ payment in May of each year to local bodies of 90 per cent of the amount of education tax reported to have been realised in the previous year, the ^{balance} ~~balance~~ of 10 per cent being paid ^{as from} ~~as from~~ ^{as} ~~as~~ the audited figures become available. The L.S.G. Department suggests that the entire amount should be paid and that, if any recovery is found necessary on the receipt of audited figures, such recovery should be effected ^{from} ~~in~~ the subsidy payable in the following year. At present only 75 per cent is paid in advance in the beginning of each official year, and the balance is paid after the receipt of audited figures. ~~The~~ ~~proposed~~ ~~proposed~~ As it is proposed to pay in advance 90 per cent instead of ~~the present 75 per cent~~ ^{only} 75 per cent and as the balance will be paid ^{not later than} ~~in~~ January every year, i.e. within the close of the official year, there can be no valid objection against the

proposal. Moreover it is undesirable to effect the recoveries in the following year as such ~~proceedure~~ ^{proceedure} will ~~reduce~~ the funds available for expenditure in that year. It is also inconvenient to carry on the accounts one year to the year following. In these circumstances there appear to be no reason to modify the proposals already put forward by this department in paragraph 3 on page 4 ante.

I do not follow VTK

I do not see any objection to the course suggested in L.S.G. which is more equitable than that suggested in the Ed. n. office note. I therefore recommend the proposals made in L.S.G. under this head VTK

Q 2/6/25 VTK 46

Law & Ed. no 1267 A-3, 8.6.25

L. E. 21861 22/6/25



Fin 4-8

Finance (Exp)

Submitted that Finance need not object to the proposals in para 3 on p. 4 ante as modified by Law Secretary's note above. The revised procedure may be given effect to from 1926-27 i.e. the grant due for 1925-26 will be paid in 1926-27 on receipt of the reports from the local bodies.



Ed 21335 Exp

9.6.25
Grants for payment in the existing system of Grants for 24-25 and the current year have been issued - papers in law (L)

20/6/25

Law (Ed)

Law (Ed, Dep)

Draft Submitted. It may be sent to

L.S.G. for acceptance

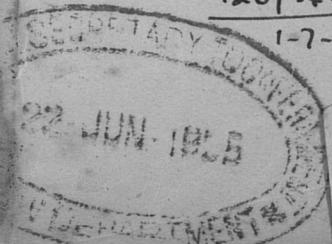
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