

Law (1926) Department.
Education

Ceding SERIES.

G.O. No. 1103

DATED

14/6/26

[Despatch Abstract.]

Elementary Education Act

Rule framed under section 47 regarding compensation to managers of aided schools - Suggestions of the District Educational Council, Madura - orders passed.

BACK PAPERS.

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

FURTHER PAPERS.

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

C.F. 30-5,452-8-8-25.

(EDUCATIONAL)

DEPARTMENT.



Received 10 MAR 1926

Registered 10.3.1926

Subject.

Submitting copy of Resolution No.4, dated 27-2-26 of the District Educational Council, Madura.



Encl. 931A-1 Law (Ed), Dep
Referred to the Director of Public Instruction for remarks (135 gds)

Ramanujachari
Asst Secy to Govt. Law Dep

ENCLOSURES.

No.

R.O.C. No. 30 G.O./25.

Spare copies

Station Madura, Dated the 6th March 1926.

From (Name) R. Foulkes Esquire.

(Designation) President, District Educational Council, Madura.

To The Secretary to the Government of Madras,

Law (Education) Department.

Sir,

In continuation of this office R.O.C. No.30 G.O./25, dated 9-12-25 to Government submitting a copy of Resolution No.57 dated 8-12-25 of the District Educational Council, Madura, I have the honour to submit a copy of Resolution No.4, dated 27-2-26 of the District Educational Council, Madura for favourable consideration of Government.

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

Belungoal
For President. 8/3/26

Dated the 27th February 1926.

Resolution No.4..

READ:- Notification No.40 of the Fort St. George Gazette dated 9-2-26 publishing the revised rule prescribing the compensation payable to an elementary school under the proviso to Section 47 of the Madras Elementary Education Act, 1920.

Also Council's Resolution No.57, dated 8-12-25.

RESOLUTION.

The Council begs to draw the attention of Government to the fact that the Rule is working unfairly on aided institutions in cases where compulsion is sanctioned on one date but not introduced till a considerably later date, as for example in the case of the Madura Municipality where compulsion was sanctioned with effect from 1-4-24 but has not yet been introduced.

The Municipality is increasing the number of its free schools to the detriment of the fee-charging Aided schools.

The remedy lies in the suggestion contained in Resolution No.57, dated 8-12-25 of this Council viz. the substitution of the words "that in which the introduction of compulsory Education is sanctioned by Government" for "the introduction of compulsory Education" in the middle of the Rule embodied in Notification No.40 of the Fort St George Gazette dated 9-2-26.

The Council is also of opinion that the City of Madura should receive the same treatment as Madras in respect of increased compensation for aided schools.

(True extract)

[Signature]
For President. 8/3/26.

L a w (Education)

DEPARTMENT.

Received

Registered *L. An. 1968/192*

Subject.

28/5/26
31/5/26

District Educational Council, Madura - resolution
 regarding the payment of compensation to aided school managers
 towards loss of fee income. .

ENCLOSURES.

No.

P.O.C. No. 651 B/26

Spare copies

 Station Madras Dated the 21st May 1926

 From (Name) R.G. Grieve Esq., M.A.,

 (Designation) Ag: Director of Public Instruction

To The Secretary to the Government of Madras

L a w (Education) Department.

Sir,

In resubmitting herewith the papers referred to me
 for remarks in Government Endorsement No.931 A-1 dated 17th
 March 1926, I have the honour to state as follows:-

In G.O.No.1957 Mis., L.E., dated 13-11-25 an
 amendment was proposed to the rules issued in G.O.No.1124
 L.E., dated 23-9-22, so as to give an increased rate of
 compensation to managers of aided elementary schools in the
 City of Madras. The Council's resolution No.57 dated 8-12-25
 referred to in the President's letter seems to have been

submitted

submitted to Government direct in reply to the draft notification published in G.O.No.1957 Mis., L.E., dated 13-11-25. The draft amendment has been confirmed in G.O.No.167 L.E., dated 3-2-26.

2. The Council's suggestion is based on the ground that though sanction was accorded in G.O.No.151 Mis., L.E., dated 31-1-24 for the introduction of compulsory elementary education in Madura Municipality with effect from 1st April 1924, the Council has not yet introduced compulsion - sections 47-52 of the Madras Elementary Education Act of 1920 have not been put into force - but the Municipality opens additional schools in which free education is imparted and consequently aided schools, in which fees are levied have been affected. Compensation is not payable to aided schools, since sections 47-52 of the Madras Elementary Education Act of 1920 have not been put into effect. The Council therefore suggests that compensation towards loss of fee income should be made payable even when compulsory elementary education is only sanctioned by Government. The local bodies are at liberty to impart free education, independent of the introduction of compulsion and local bodies have been empowered by Government to abolish the collection of fees in the Elementary schools under their management, provided they contribute from their general revenues an amount equal to the fee income foregone. In these circumstances I am not prepared to support the suggestion.

3. The other suggestion contained in the Council's resolution is that the City of Madura should receive the same treatment as Madras in respect of increased rates of compensation to aided elementary schools. I invite the attention of Government to my

remarks offered in connection with the question of giving special treatment to the Madras City (G.O.No.1957 L.E., dated 13-11-25)

wherein it has been pointed out to Government that the Madras City

could not be differentiated from Urban areas in the Presidency.

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

A Rama Ray

For Director of Public Instruction

T R 25/5

C.No.931 A - From the P.D.E.C. Madura No.306/25 dated 6-3-26

" 1968 A - From the D.P.I., No.651 B/26 dated 21-5-26.

Subject.- Compensation to aided school managers towards loss of fee income.

The rule framed under section 47 of the E.E.Act regarding the payment of compensation for loss of fee income on the introduction of free and compulsory education runs as follows:-

"The compensation payable to an elementary school under the proviso to section 47 for every year of the period prescribed shall be the amount of fees leviable at the rates specified in the Madras Educational Rules from the pupils who actually attended the school in the last complete year before the introduction of compulsory education in the area in which the school is situated; provided that in the case of schools in the City of Madras this amount of compensation may be increased by 20 per cent.

If the compensation calculated as above exceeds the amount actually collected in the said year the amount actually collected shall be payable."

For the words "the introduction of compulsory education" in the above rule the D.E.C. Madura proposes to substitute the words "that in which the introduction of compulsory education is sanctioned by Government." Submitted that for the reasons explained in paragraph 2 of the D.P.I.'s letter on page 6 c.f. it does not seem necessary to make any alteration in the existing rule. The D.E.C. may be informed accordingly.

2. The D.E.C. suggests also that the city of Madura should receive the same treatment as Madras in respect of increased rates of compensation to aided elementary schools sanctioned in the above rule. The suggestion was already considered at the time of publishing the above rule and it was not then considered necessary to accept the suggestion. Vide paragraph 5 on page 18 of G.O. 167 L.E. dated

is submitted.

Sectt. II-5 (b)—6,004—25-11-25. (6)

Law (Education)

DEPARTMENT.

When despatched

Date, 01 Initials

E.E.Act.

Rule framed under Section 47 regarding compensation to managers of aided schools - Suggestions of the D.E.C. Madurai - Orders passed.

READ AGAIN G.O. No., dated 192

” ” ” ” ” 192

READ ALSO:—

C. No. 931 AF From the P.D.E.C., Madura, No. 30 G/26, dated 6-3-1926

1968 A D.P.I. 651 B/26 21-5- 1926

” ” ” ” ” ” ” 192

ORDER.

No. 1103, dated 14 6 1926

The D.E.C. Madura suggests
i (1) that in the rule framed
under section 47 of the E.E. Act re-
garding ^{the grant of} compensation to managers of
aided schools on the introduction of
compulsory education the words "the in-
troduction of compulsory education"
should be ^{replaced} ~~substituted~~ by the words
"that in which the introduction of
compulsory education is sanctioned by
Government" and

ii ~~(2)~~ that the City of Madura should receive the same treatment as Madras in respect of increased compensation for aided schools.

2) An extract of paragraph 2 of the ~~letter~~ letter from the D.P.I. read above is communicated to the D.E.C. Madura. The Government concur in the Director's

remarks and do not consider it necessary to make any alteration in the rule as suggested in clause (1) above.

3. As regards clause (2) the Govt. ^{deserve} considers that the conditions obtaining in the city of Madras are special and they are unable to extend to Madras at present the treatment ^{accorded} to the city of Madras.

To

The P.D.E.C., Madras (with a copy of para 2 of D.P.I.'s letter on page 6 c.f.)

Copy to the D.P.I.

DESPATCHED with encl.
15th JUN 1926

When given for copying

When copied

When examined

When signed

192

READ AGAIN G.O. No.

192

DATED

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 OF, BEING NEARLY FOR DESPATCH IN ORIGINAL.

N.B.—

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