

Law (Education) (1926) Department.

Mis SERIES.

G.O. No. 1179,

DATED 26-6-26.

[Despatch Abstract.]

Exemption - Examination Rules - Two
clerks in Ecclesiastical Department - Sanctioned.

BACK PAPERS.

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

FURTHER PAPERS.

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

In reply, please quote number, date and short title.*

Ecclesiastical DEPARTMENT. 203

Received _____ Registered _____

From (Name) The Venerable H. C. Loasby, M.A.
(Designation) Archdeacon of Madras and Bishop's Chaplain

Post Box _____, (STATION) Madras

Telegraphic Address Confutet

To The Chief Secretary to the Government of Madras
Ecclesiastical Department

No. 4564, dated 25th February 1926.

Sir,

ENCLOSURES _____

* Public Service Notification, Article 1 -
Clerks who are not qualified under - Application
on behalf of clerks employed in the offices of
the Bishop and the Archdeacon for exemption.

SPARE COPIES _____

Adverting to G.O.No. Misc. 1478, Law (Education) ,

Department, dated the 25th August 1925 I have the honour by order of the Bishop to state that in the office of the Bishop of Madras there is a clerk Mr.P.Asirvadam, who is technically unpassed and not exempted from the provisions of article 1 of the Public Service Notification; his present pay is Rs. 44.8.0 gross. This clerk was engaged in the Bishop's office on the 16th October 1910 and is thus pensionable and has altogether put in there 15 years' service. In accordance with the terms of G.O.No.96, Ecclesiastical, dated the 21st October 1921 he was allowed to draw the present minimum rate of monthly pay Rs.40.0.0 in October 1921 and his pay remained at that sum for 2 years; since March 1923 he has received a yearly increment of Rs. 1.8.0. I have the honour to state that besides a service of 15 years' duration Mr Asirvadam has added to his qualifications the Government Intermediate standard of typewriting and the elementary standard of shorthand, and under the supervision of the senior clerk in the Bishop's office he is useful in that office.

2. The Bishop, therefore, desires to recommend to Government that this clerk may be exempted from the provisions of

article

2
article 1 of the Public Service Notification and permitted to receive the specified increments in his scale of pay up to the maximum.

3. Under G.O.No.722, Law (Education) Department, dated the 13th June 1922, section 2 (i) the Bishop understands that as head of the Ecclesiastical Department he has in his hands power to exempt this clerk from the provisions of article 1 of the Public Service Notification; but under section 2 (ii) of the same order exempted candidates are not allowed to rise automatically to the maximum pay and they are not allowed to pass the efficiency bar without the orders of the head of the department, such orders having to be submitted to Government before the end of April every year. As this clerk has not reached the efficiency bar this question does not arise at present, but inasmuch as he has passed the minimum rate of pay and has received a certain number of automatic increments I am directed by the Bishop to submit to Government that it would be cruel, if not impossible, to attempt to make recoveries of over payments he has in this way received, and to request that Government may be pleased to waive all such recoveries.

4. There is a clerk in the Archdeacon's office, Mr H. D D'Costa, who is under a special arrangement (see G.O.No. 96 Ecclesiastical dated the 21st ~~September~~ ^{October} 1921) with Government. By the terms of this order he was allowed to draw starting pay at the rate of Rs.65.0.0 per mensem and has received increments at the usual rate since; and his pay now stands at Rs. 81.0.0 per mensem, there being only one increment left before he reaches his maximum. It would seem under ~~in~~ this order that no question of efficiency bar can arise in his case. This clerk was entertained in the Archdeacon's office on the 30th November 1903; he is both shorthand and typewriting clerk and has passed the Government elementary

grade

The increment drawn up to 1st March 1922 will not be recovered.

3
V
grade of typewriting. This post of clerk in the Archdeacon's office was officially sanctioned by Government on the 1st August 1904 and Mr D'Costa was officially appointed on that date thereto and has retained the position till the present time. He will reach the maximum pay of the post namely Rs.85.0.0 per mensem on the 1st March 1926. If, in spite of G.O.No. 96 alluded to above, exemption should appear to be needful in the case of Mr D'Costa, the Bishop hopes that such exemption will be granted.

I have the honour to be

Sir

Your most obedient servant

H. D. Costa

Archdeacon of Madras
and Bishop's Chaplain

4

Ecclesiastical

Endt. No. 2031 of 17-4-26

cd
H6/14

et 203A

Application for exemption on
behalf of clerks employed in
the offices of ^{the Rt Rev the} Bishop and
Venerable the Kehdeacon -
Ref. letter from the Venerable the
Kehdeacon, No 4564 d 25-2-26

M 1-3 of

Referred to the Accountant
general for favour of
remarks.

12
12/4/26
15
15/4/26
~~17/4~~

TO

The A.G.

(with cf in original to be
returned with reply)

DEST
19 APR 1926

R.D. 17-5-21

No. Mad.L.R.P.A.
1-128.

OFFICE OF THE ACCOUNTANT-GENERAL, MADRAS. DOCUMENT NO.

Fort St. George, 7th May 1926

19476

ECCLIASTICAL

Enclosures.

Subject: Exemption of certain clerks from article 1 of Public Service Notification.

Refce: -Government endorsement No. 203-1- dated 17-4-1926 forwarding for remarks letter from the Ven'ble the Archdeacon of Madras No.4564 dated 25-2-1926.

Paras 1, 2 and 3 of the above letter. There

is no objection to the clerk Mr. Asirvadam being exempted permanently from the provisions of article 1 of Public Service Notification by Government with retrospective effect from 1-3-1921. (Vide paragraph 4 of G.O. No. 164 Law (Education) dated 4-2-1925. If retrospective effect is not given to the exemption the overpayments made to the clerk during the period over and above the minimum of Rs.40/- per mensem will have to be recovered or waived by Government. Service for increments would also count only from the date of exemption with reference to Law (Education) memo 2144 B-3 dated 9-12-1925.

2. Para 4 of the letter. The Government in their order No. 96 Eccl. dated 21-10-1921 have permitted

-2- 6

permitted the Archdeacon's clerk Mr. H.D.D'Costa to start on Rs.65/- in the new time scale of Rs.40-40-1½ - 55-1-65-4-85 fixed for the post as a special case. and as such no fresh exemption from the Provisions of article 1 of Public Service Notification is necessary in his case. Vide para 1 of G.O.1525 Law (Education) dated 8-12-1922. It is not known whether the fact of the clerk being an un-

passed clerk was brought to the notice of Government at the time the G.O. fixing his initial pay at Rs.65/- was issued.

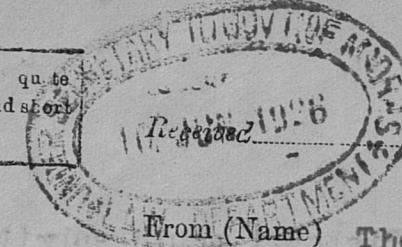
3. The enclosures received with the reference are returned herewith.

TSV. DY. ACCOUNTANT GENERAL.

TO The Secretary to Government,
Ecclesiastical Department.

C.F. 22.

In reply, please quote number, date and title.



ECCLESIASTICAL DEPARTMENT.

Registered

From (Name) The Venerable H. C. Lossby, M.A.,
(Designation) Archdeacon of Madras
Post Box (STATION) Cathedral, Madras
Telegraphic Address ARRHALEM

To The Secretary to the Government of Madras,
Law (Education) Department.

No 9648, dated 9th June 1926.

Sir,

ENCLOSURES

* Unpassed clerks - exemption from examination rules - Office of the Archdeacon of Madras.

SPARE COPIES

Adverting to Government Order No.773, Law (Education) Department dated the 3rd of May 1926 regarding the unpassed Clerk, Mr.H.D'Costa in the Office of the Archdeacon of Madras, I have the honour to state that Mr.D'Costa has under Government Order No.96, Ecclesiastical dated the 21st of October 1921 a special arrangement with Government. Under the terms of this Order he was allowed to draw a starting pay of Rs.65/- per mensem and has received increments at the usual rates (namely, Rs.4/- per annum) since and has now reached the maximum pay namely Rs.85/- per mensem; this he has been drawing since the 1st of March 1926. Mr.D'Costa has been in the service of the Archdeacon's Office since the 30th of November 1903 and he is both shorthand and typewriting clerk; and although he has passed only the Government elementary grade in typewriting yet both his shorthand and typewriting are of a very efficient standard. This post of clerk in the Archdeacon's Office was officially sanctioned by Government on the 1st of August 1904 and Mr.D'Costa was officially appointed from that date and has retained the position to the present time. There is no other clerk in this Office and no budget provision is made for any assistant clerk, and it is quite obvious that Mr.D'Costa's long experience of the Office renders him quite indispensable to the

the Archdeacon; and at the instance of the Bishop, I would submit that whatever conditions govern the appointment of a successor to Mr. D'Costa when the term of his service expires his services must be retained and the special arrangement of the Order of 1921 above referred to must be respected to the end of his time.

I have the honour to be,
Sir,
Your most obedient servant,
H. Doasby
Archdeacon of Madras.

C.F. 52

In reply, please quote number, date and short title.*

ECCLESIASTICAL DEPARTMENT

CURRENT NO.

11653

ECCLESIASTICAL

Received

Registered

From (Name) The Venerable H.C. LOASBY

(Designation) Archdeacon of Madras and Bishop's Chaplain

Post Box _____, (Station) Madras

Telegraphic Address Confutet

To The Secretary to the Government of Madras
Ecclesiastical Department

No. 4588, dated June 11, 1926

Sir,

ENCLOSURES

SPARE COPIES

In reply to endorsement No. 524-1, dated 27th

May 1926 and with reference to G.O.No.773 Law (Education) Department dated 3rd May 1926, I have the honour to state that Mr. P. Asirvadam, 2nd Clerk in the Office of the Bishop of Madras hitherto has received the general exemption as an unpassed clerk from the Bishop of Madras the head of his office.. The Bishop understands that under the terms of G.O.No.773 his exemption is no longer valid and Government desires to review the case of this unpassed clerk. At the instance therefore of the Bishop I have the honour to point out that Mr. Asirvadam was entertained in the Bishop's office on the 16th of October 1910 and has thus completed nearly 16 years service in this office. During that time Mr. Asirvadam has passed the Government Intermediate examination in typewriting and elementary examination in shorthand and has made himself in this way useful in the Bishop's office. He is thus more than qualified for an appointment under the Staff Selection Board as a typist. Further more his long experience in the office of the Bishop counts for something in the way of expedition in the work of the office and the Bishop therefore desires to recommend that Mr. Asirvadam may be generally exempted and permitted to receive the specified increment Rs.40-40-1½ - 55-1-65.

Endt. No 524-1
27-5-26

ON TUESDAY
8.30
1926

I have the honour to be

Sir

Your most obedient servant

Archdeacon

Archdeacon of Madras and
Bishop's Chaplain



*L. E. 1477B
21/6/26*

Ecclesiastical

Law (Edu) u.o. in continuation of
this department u.o. NO 203-2 dated
21-5-1926.

*u
16/26. 15/6/26*

*AM
18/6*

Ecel. 6337
18-6-26.

Ecclesiastical department

Application for exemption on behalf of clerks
employed in the offices of the Lord Bishop and
the Ven'ble the Archdeacon.

Ct No. 203

141-34

From the Ven'ble the Archdeacon, No. 4564 dated
25-2-26

For A.S.

Please see the c.f.

2. The proposals are

(i) that clerk Asirvadham who is employed in the
Lord Bishop's office may be exempted from the pro-
visions of Art.1 of the Public Service Notification
and permitted to receive the specified increments
in his scale up to ~~the~~ maximum,

(ii) that the Govt. may be pleased to waive the
recovery of overpayments drawn by him by way of
increments, and

(iii) that if clerk D'Costa who is employed in the
Ven'ble the Archdeacon's office should be exempted,
such exemption may be granted.

3. Item (i) above.

Asirvadham is an unpassed clerk, and he draws a
salary of Rs. 44-8-0 p.m. in the scale of Rs. 40-40-
1 1/2-55-1-65 under G.O.96 Eccl. dated 21-10-21. But
according to G.O.1478 Law (Education) dated 25-8-25
and G.O.166 Law (Edu) dated 25-8-25
Asirvadham is entitled only to a minimum pay of
Rs. 40, ~~and~~ he cannot draw increments in his scale
of pay unless he is exempted from the general Educa-
tional qualification. The clerk is employed in
Bishop's office since October 1910 and has put in
about 15 years' service. In the circumstances, sub-
mitted that the Law (Education) ^{department} may be requested to
exempt him from the Provisions of Art.1 of Public
Service Notifications with retrospective effect.

*Endt. No 1647 Eccl
(W) 16-2-25*

para 1 p 24

2
Item (ii) supra.

and he is permitted to draw increments.
If the exemption is sanctioned as above, the question of waiving ~~the~~ recovery of sums overdrawn by him by way of increments does not arise.

Item (iii) supra.

D'Costa is an unpassed clerk. He was entertained in the Ven'ble the Archdeacon's office on 30-11-1903, and he has put in about 23 years' service. He draws salary of Rs. 81 P.M. in the scale of Rs. 40-40-1½-55-1-65-4-85, and he was started on Rs. 65 as a special case under G.O. No. 96 Eccl. dated 21-10-21. Attention in this connection is invited to the notes on pp 5-6 and 37 to the G.O. He reaches his maximum of Rs. 85 P.M. on 1-3-26. If the exemption from general education qualification is considered necessary in the case of this clerk, ~~D'Costa~~, submitted that the Law (Education) department may be requested to grant such exemption with retrospective effect.

para 4, p 2 of
G.O. 96 Eccl. (T)
21-10-21

(T)

para 4, p 3 of

How is that these clerks have been allowed to draw excess pay without being stopped by the Archdeacon? Should not the C.F. be referred to the A.S. for remarks first?

A above.

It is understood from the A.G.'s office that they were not aware that the two clerks were unpassed men,

No machinery seems to have been devised here that the orders of Eccl. are complied with!
all 20-2-26

Recd.
21/4/26

and that the proposal in the cf. is apparently the outcome of a reference by the Accountant-General, who with a view to taking ~~necessary~~ action on orders passed in memo No. 2144 B-3 Law (Edn) d 9-9-25 called upon the Heads of departments to furnish him with a statement of unpassed clerks.

(H)

B.S.'s query at B Supra.

the cf. may be referred to A.G. for remarks.

draft ~~and~~ is submitted for
original.
12/4/26. 15/4/26 17/4/26

Lief

M 5-6 of cv 476

issued as Endt. No. 203-1 d 17-4-26
From the A.G. No. Mad. L.R. P.A. 1-128 d 7-5-26.

A.G.'s remarks in Para 2 of ~~the~~ endt. on page 6 c.f. at X

(T)

Attention is invited to the correspondence on pp 1-2, 8-9, and 13-14 c.f., and pp 29-31, 34-35 n.f. in G.O. No. 96 Eccl. dated 21-10-21 relating to the question of ~~the~~ revision of pay of the Ven'ble the Archdeacon's clerk. It will be seen therefrom that the fact that the clerk being an unpassed clerk was not ~~immediately~~ brought to the notice of the Govt. at the time when his ~~initial~~ pay was fixed in G.O. No. 96 Eccl. dated 21-10-21. ~~But it is gathered from the~~

(T)

4.
A review of the correspondence noted above that the clerk is an unpassed clerk.

Submitted with reference to C.S.'s notes on page 15/5/26 for orders wherein the A.G.'s recommendation may be accepted:

15/5/26
15/5/26 (1) M. Asirvadam (Verble the Archdeacon's Office clerk) - May be recommended to Law (20-25) for permanent exemption with retrospective effect from art. 1 of the P.S. Public Service Notification.

(2) Mr. D'Costa (Verble the Archdeacon's Office clerk) - A.G. points out that no exemption in his case is necessary in view of para. 2 (3) of G.O. No. 96 Eel of 21.10.21. M 5-6 C7

The file may now be sent to Law (20-25) up for issue of orders accordingly.

18/5/26
CL. all
20.5.26

Law (20-25) no

Law (20-25) Department. Eel 2032
21/5/26

Of the two clerks mentioned in the above note, viz., Asirvadam and D'Costa, the former is in the scale of Rs. 40-65. It is not known what pay he was drawing prior to 1st March 1921 when he was brought on to the time ~~scale~~ scale of pay. Under paragraph 3 (iii) of the Public Service Notification, clerks

He has added Inter. Typewriting & Cl. S.H. for which together he draws no extra pay.

5
employed in service prior to 1st March 1921 should not ordinarily be exempted from the Examination Rules but should be allowed ^{to draw} only the minimum of the time scale. Apart from the fact that the clerk has put in 15 years' service ~~there~~, there are no special circumstances justifying the grant of exemption. The clerk is employed in the Madras city and it cannot be said that a qualified candidate could not ~~be~~ secured for the post if efforts had been made for it. It is for orders whether the exemption may be refused in this case.

2. As regards the other clerk, Mr. D'Costa, the fact that he was ^(an) unpassed clerk was not brought to the notice of the Government when he was allowed to start on Rs. 65 in the scale of ~~40-85~~ ⁴⁰⁻⁸⁵. As, however, the Government have specifically allowed the clerk to start on Rs. 65 in ^{G.O. No. 96 Eel} ~~the~~ dated 21-10-21, he may perhaps be formally exempted from the Examination Rules for employment in the grade of Rs. 65-85.

For orders.

Stk
29.5.26. We may recommend but for exemption. No fresh exemption is necessary in Mr. D's case, the order fixing his pay being sufficient authority.

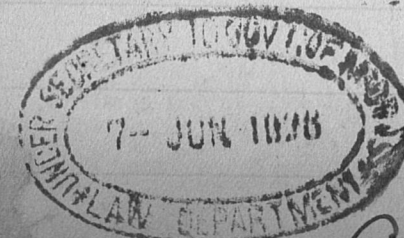
CS.

my. B.6

all
3.6.26



Eel. no



Orders sanctioning exemption should issue in this Dept. A draft order is submitted.

Stk
8.6.26. CS.

all
11 6 26

my. 10.6

Recent journal order, when passed as to the lines, should be given. How do these

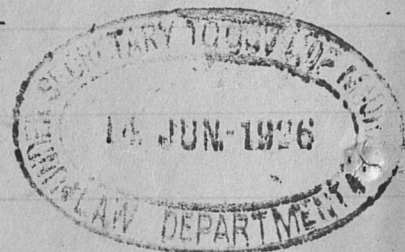
Cases for under these orders?

126



The following statement shows the pay of the clerks prior to the revision in 1921 and the pay allowed after revision:-

	Date of first employment	Pay before revision Rs.	Pay after revision Rs.
P. Asirvatham	.. 16-10-1910	20-1-30	40 - 65
D'Costa	.. 30-11-1903	30-1-40	40 - 85



The clerks were employed long before 1st March 1921.

Under paragraph 3(iii) of G.O. No. 773 dated 3-5-26,

clerks employed prior to the above date should not ordinarily be exempted from the examination rules.

But in the present case, even before the revision of pay in 1921, the clerks were holding posts which fell within the scope of Art. 1 of the Public Service Notification.

[The exemption from examination rules on behalf of the clerks should have been applied for when the clerks were first appointed to posts carrying pay above Rs. 20.]

It is for orders whether the exemption may now be granted.

The posts should have been held by men qualified under the ex. rules.



81x
14.6.26

In G.O. 96/21 D'Costa's case was fully discussed & the particular reasons which led to him being started on Rs 65/- will be found there. (Mr. Knapp's order will be found at p. 37. I don't see that we shd. try to upset this now. It was purely a personal grant.

Asirvatham's is not such a strong case. Still, he was in this post long before 1921 & has taken the trouble to add to his quali-

fications. Govt. might stop him at the efficiency bar if they don't consider he should rise to the maximum. He has done not too badly to rise to Rs 44-8

my. 22.6



C2

all 23.6.26

(with genuine trust in p. 5)

By the way, the fact that the clerks were employed before 1st March 1921 is not a sufficient reason for exempting them from the examination rules. The exemption should have been applied for when the clerks were first appointed to posts carrying pay above Rs. 20.

14.6.26

The intention was clearly to exempt D'Costa. As for Asirvatham the matter is less clear. But probably the Archdeacon did not know the rules & so the failure to ask for his exemption earlier may in this case be condoned & exemption granted. Draft approved.

14.6.26



Initials.

Exemption - Examination Rules - ^{two} clerks in Ecclesiastical Department - Sanctioned.

” ” ” ” ” 192 .

C. No. 203 From the ^{Venerable the} Archdeacon of Madras, No. 4564, dated 25-2-1926.

” ”..... ” ” ” ” ” 192

” ” ” ” ” ” ” 192

Mis.

No. 1179, dated 26. 6. 1926.

In the circumstances referred,
P. Asirvadam is permanently
exempted from the provisions of
Article 1 of the Public Service Noti-
fication for employment as clerk on
Rs 40-55 a month in the office of the
Right Rev. the Bishop of Madras with
effect from the 1st March 1921.

2. ~~Mr.~~ Mr. D'Costa, clerk in the office of the Venerable the Archdeacon, ~~has been~~ ^{was} permitted in G.O.No.96 Eccl., dated 21-10-21, to start on Rs 65 in the scale of Rs 40-85; no further exemption from the examination rules is necessary in his case.

DESPATCHED
JUN 20 - JUN 28

TO

The Venerable the Archdeacon,
Madras.

Copy to the Ecclesiastical Dept.

81a
8. b. 26

hy. 106

When given for copying—
 When copied—
 When examined—
 When signed—

192

READ AGAIN G.O. No. DATED
 192

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 PRESENT FOR DESPATCH
 IN ORIGINAL.

N.B.—

- A = Copy in full.
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