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~~Legislative~~

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G.O., No. 571

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N. P.

[Despatch Abstract.]

College of Engineering, Madras

Modifying note (ii) to article XVII of the
College of Engineering rules, & directing
the publication in the Fort St George
Gazette of a notification relating
to the same.

BACK PAPERS.

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

FURTHER PAPERS.

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

Government {1900} of Madras. EDUCATIONAL.

Recd.

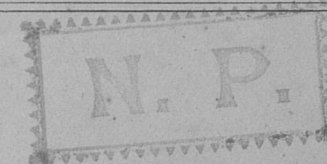
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Enclosures

Spare copies

G.O., No. 571, 8th November 1900.



NOVEMBER.

College of Engineering, Madras.

Approving, with remark, revised article XVII of the College of Engineering rules, and directing its publication in the *Fort St. George Gazette*.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

Read—the following paper:—

From the Hon'ble Mr. G. H. STUART, M.A., Barrister-at-law, Director of Public Instruction, to the Secretary to Government, Educational Department (through the Chief Engineer, Public Works Department), dated Madras, 11th April 1900, No. 3772.

With reference to G.O., No. 844, Educational, dated 21st December 1899, I have the honour to submit, for the approval of Government and publication in the *Fort St. George Gazette*, the enclosed draft notification relating to the revision of article XVII of the rules of the College of Engineering.

2. The draft amended article has received the general approval of the Chief Engineer. Note (i) to the above article has been inserted with reference to G.O., No. 166, Educational, dated 4th April 1900.

Endt. No. 2261-C.

Forwarded.

(Signed)

W. B. DEWINTON,

Chief Engineer, P. W. D.

5th May 1900.

ORDER—No. 571, Educational, dated 8th November 1900.

Note (ii) to article XVII has been modified. It was not the intention of the Governor in Council to exclude students of European parentage who are classed as statutory natives from the privilege of competing for the guaranteed appointments. The draft notification as altered will be published in the *Fort St. George Gazette*.

(True Extract.)

M. HAMMICK,

Ag. Secretary to Government.

To the Director of Public Instruction.

Public Works Department.

Gazette.

ANNEXURE.

NOTIFICATION.

His Excellency the Governor in Council approves the substitution of the following article for the existing article XVII of the rules relating to the constitution and working of the College of Engineering:—

ARTICLE XVII.—EMPLOYMENT OF PASSED STUDENTS.

(i) *Engineers*.—One appointment annually as apprentice engineer shall be conferred on the student who passes highest at the final examination. The apprenticeship shall commence on the 1st January following the examination, and shall ordinarily extend over twelve months, when the apprentice, provided he has passed the B.E. degree examination of the Madras University and fulfilled the conditions of paragraph 11, chapter II, volume I, Public Works department code, shall be brought on the permanent establishment of the Public Works department, provincial service, as third-grade Assistant Engineer. Other engineer students who have satisfactorily completed the practical course shall be eligible for appointment to the temporary upper subordinate establishment of the Public Works department, whence transfers may be made to the permanent establishment to fill existing vacancies on the recommendation of Superintending Engineers. Fully-qualified engineer students may also be appointed assistant engineers under local boards.

(ii) *Engineer Subordinates*.—One appointment annually as overseer, third grade, in the permanent upper subordinate establishment of the Public Works department shall be conferred on the civilian engineer subordinate student who passes highest at the final examination, provided he has satisfactorily completed his practical course and provided a vacancy exists for such appointment. Other civilian engineer subordinate students who have satisfactorily completed the practical course and for whom there are vacancies shall be eligible for appointment to the temporary upper subordinate and lower subordinate establishments of the Public Works department, whence transfers may be made to the permanent upper subordinate establishment to fill existing vacancies on the recommendation of Superintending Engineers. No person will be eligible for appointment to the permanent upper subordinate establishment unless he be a fully-qualified engineer or engineer subordinate. Appointments as delta superintendent, minor irrigation overseer and as overseer to district boards and municipalities are also open to qualified engineer subordinates. Qualified military students required for the Public Works department shall be appointed apprentice overseers at the commencement of their practical course—*vide* article IX. In alternate years, one appointment to the Engineer establishment, provincial service, will be offered to a senior selected upper subordinate of the Public Works department.

(iii) *Sub-overseers and Surveyors*.—Qualified sub-overseers and surveyors will be appointed to the Public Works department as sub-overseers as vacancies occur. They will be eligible also for employment as channel superintendent in the Public Works department and as deputy surveyor in the Survey department. When the services of temporary men are required for special surveys not undertaken by the Public Works subordinate staff, the Public Works officers in charge are instructed to select for such employment none but qualified surveyors of the college.

(iv) *Draftsmen*.—Qualified draftsmen will be appointed to the Public Works department as draftsmen and estimators as vacancies occur.

NOTE.—(i) Students of the engineer and engineer subordinate classes who pass sufficiently high to merit guaranteed appointments shall before appointment produce certificates of physical fitness for the work of the Public Works department. The medical examination for such certificates shall be held at the end of the practical course. Other qualified students will on appointment to the Public Works department be required to produce certificates of physical fitness under the ordinary rules of the public service.

NOTE.—(ii) The guaranteed appointments referred to are reserved for statutory natives of India, provided that natives of pure Asiatic descent shall be admitted only if their parents or guardians are domiciled in the Madras presidency or the native states of Travancore, Cochin, Pudukkottai, Sandur, Banganapalle and Mysore.

NOTE.—(iii) It shall be the duty of the Principal to render all reasonable assistance to passed students who may not be appointed to the Public Works department in seeking employment under local boards and municipalities and other agencies. With this view lists of qualified men with remarks as to their attainments, conduct, &c., shall be circulated annually to local boards and municipalities, with recommendations that they may be employed in suitable posts when opportunities offer, and the attention of such boards should be invited to G.O., No. 2773 L., dated 12th December 1893.

NOTES CONNECTED WITH G.O., No. 571, EDUCATIONAL, DATED
8TH NOVEMBER 1900.

EDUCATIONAL DEPARTMENT.

C. No. 592 of 1900.

College of Engineering Rules.

With the current read above the Director of Public Instruction submits a draft of article XVII of the rules of the College of Engineering, revised with reference to G.O., No. 844, Educational, dated 21st December 1899. The corrections have been clearly brought out in the sheet placed below.

2. Under G.O., No. 69, Educational, dated 28th January 1891, all vacancies in the upper subordinate establishment of the Public Works department were reserved for students passing directly out of the College of Engineering, and no one could be appointed to such vacancies from the temporary upper subordinate establishment or from the lower subordinate establishment. The Government considered (G.O., No. 3130 W., dated 1st December 1899) that such a system had many drawbacks and resolved that in future only one appointment as overseer, third grade, to the permanent upper subordinate establishment should be made direct from the college in each year, provided a vacancy existed, and that all other available vacancies on the permanent upper subordinate establishment should be filled from the temporary upper subordinate and lower subordinate establishments on recommendation made by the superintending engineers. It is with reference to this decision that the Director of Public Instruction was asked to revise article XVII of the college rules.

3. In the draft of article XVII now submitted for approval, the Director of Public Instruction has altered not only clause (ii) which deals with the employment of engineer subordinate students, but clause (i) also which deals with the employment of engineer students.

The third sentence of clause (i) runs at present as follows:—

“Other fully-qualified engineer students are eligible for appointment to the upper subordinate establishment of the Public Works department, but first appointment shall not, as a rule be made in a grade higher than that of overseer, third grade.”

For this the following has been substituted in the draft:—

“Other engineer students who have satisfactorily completed the practical course shall be eligible for appointment to the temporary upper subordinate establishment of the Public Works department whence transfers may be made to the permanent establishment, to fill existing vacancies, on the recommendation of superintending engineers. Fully-qualified engineer students may also be appointed as istant engineers under local boards.”

4. This change renders engineer students ineligible for appointment to the permanent upper subordinate establishment in the first instance. This, no doubt carries out the intention of Government expressed in the following sentence in paragraph 4 of G.O., No. 3130 W., dated 1st December 1899:—

“All other available vacancies in the permanent upper subordinate establishment will be filled from the temporary upper subordinate and lower subordinate establishments on recommendations made by superintending engineers.”

5. The alterations in clause (iii) make the clause clearer and may be accepted.

6. Note (i) has already been approved in G.O., No. 166, Educational, dated 4th April 1900, and note (ii) in G.O., No. 560, Educational, dated 28th August 1899. Note (ii) may require alteration—the words “of Asiatic descent” in brackets may have

to be omitted—if the proposal in the correspondence recorded in G.O., No. 163 Educational, dated 3rd April 1900, is finally approved, but pending the orders of the Government of India the present draft may, it is submitted, be approved.

Yes.
A. T. PRINGLE.

Secretary—

P. T. THARYAN.
25-5-00.

A. T. PRINGLE.
2-6-00.

Educational U.O., D. No. 54, dated 6th June 1900.

To Public Works u.o. for favour of remarks generally and with regard to paragraph 4 in particular.

H. TREMENHEERE.
6-6-00.

PUBLIC WORKS DEPARTMENT.

No. 1007-D., dated 20th August 1900.

The draft modifications in article XVII of college rules are accepted with the following remarks:—

Clause (ii).—In second sentence instead of “will be appointed” it would be better to read “shall be eligible for appointment to.” This was originally suggested in this department in order to place engineer and engineer subordinate students in the same footing. The rule, as now drafted, excludes engineer students until engineer subordinate students have been absorbed and thus apparently defeats the wishes of the Principal, Civil engineering college, and the Director of Public Instruction who consider that engineer students should be equally eligible for these appointments.

Clause (i).—Third sentence seems to express correctly the intentions of Government and should stand. Please see also draft order on the subject in the linked file.

Note (ii).—A separate note on this subject accompanies.

H. E. CLERK.
7-8-00.

W. B. DEWINTON.
17-8-00.

EDUCATIONAL DEPARTMENT.

Please see the note above in the Public Works department.

2. The alteration in clause (ii) of article XVII of the rules of the college of Engineering suggested in that note appears to be an improvement and may be accepted. The wording of clause (ii) will then, so far, correspond with that of clause (i).

3. The linked file mentioned in the note has been removed and is separately submitted. The new article XVII does not require any modification with reference to the draft order in that file.

P. T. THARYAN.
24-8-00.

Note (ii) was discussed in the linked file. The same draft order closes this note.

Secretary—

A. T. PRINGLE.
6-11-00.

The order may issue now.

M. HAMMICK.
7-11-00.

NOTES CONNECTED WITH G.O., No. 571, EDUCATIONAL,
DATED 8TH NOVEMBER 1900.

PUBLIC WORKS DEPARTMENT.

Note (ii) to article XVII of the rules of the College of Engineering, as now modified, restricts the guaranteed appointments of Assistant Engineer to students of Asiatic descent. This restriction was suggested by the Director of Public Instruction and approved by Government in G.O., No. 560, Educational, dated 28th August 1899, the draft of which was not sent to the Public Works Department for counter-initials or remarks.

2. It is undoubtedly to the advantage of the department that Europeans, if they can win their way to the top in the course of their college career, should obtain the guaranteed appointment. The rule, as it now stands, would have debarred the most promising engineer that ever entered the department from the college (Mr. Lacey) from obtaining an appointment.

3. In its letter, No. 1719-G., dated 8th November 1899, the Government of India inquired whether the existing orders prohibiting Europeans, who are not Statutory natives, from competing for guaranteed appointments in the Engineer and superior Telegraph establishments from Indian colleges should be modified. In reply, that Government was informed in letter, No. 837 W., dated 23rd March 1900, that the existing orders should be modified so as to permit competition by Europeans. Note (ii) is thus distinctly opposed to the wishes of the Government of India and of this Government.

4. The matter, being of sufficient importance to warrant a reconsideration of G.O., No. 560, Educational, dated 28th August 1899, is submitted for orders.

H. E. CLERK.
15-8-00.
W. B. DEWINTON.
17-8-00.

No. 1008-D., dated 20th August 1900.

Through the Educational Department u.o.

EDUCATIONAL DEPARTMENT.

It is submitted that it is not correct to say that the restriction of the guaranteed appointments of Assistant Engineer to students of Asiatic origin was suggested by the Director of Public Instruction. What the Director of Public Instruction suggested was its restriction to students belonging to this presidency and the neighbouring native states—please see his letter in G.O., No. 560, Educational, dated 28th August 1899.

2. The restriction about Asiatic origin existed prior to the date of the above Government Order and is in force in all the provinces of India, not Madras alone. Please see paragraph 4 of the Secretary of State's despatch, No. 27, Public Works, dated 25th August 1898, in G.O., No. 73, Educational, dated 11th February 1899, and paragraph 1 of the letter from the Government of India, No. 1719-G., dated 8th November 1899, in G.O., No. 836 W., dated 23rd March 1900.

3. If the restriction has to be removed it has to be done by the Government of India and not by the local Government, but from the correspondence printed in G.O., No. 836 W., dated 23rd March 1900, it will be seen that the question is, as a matter

of fact, now engaging the attention of that Government. The local Government has laid its views before that Government and no further action on its part seems to be necessary at present. If the Government of India removes the restriction, G.O., No. 560, Educational, dated 28th August 1899, will of course be modified to that extent as also the note (ii) to article XVII of the college rules.

P. T. THARYAN.

24-8-00.

I cannot think that the view taken above is correct.

2. When it is stated that restrictions existed before the issue of G.O., No. 73, dated 11th February 1899, there seems to be a construction placed on a casual remark by the Secretary of State which he cannot have intended it to bear.

3. It appears that certain privileges and certain guaranteed appointments in the Rurki Civil Engineering college were in existence before July 1898, that there was a desire on the part of the authorities to reserve these for natives of the North-Western Provinces and Oudh, the Punjab, Burma and certain administrations as against natives of Bengal, Madras or Bombay, and that to give effect to this desire revised rules were drawn up, and these rules expressly excluded "natives of pure Asiatic descent" whose parents or guardians were domiciled in any of these three provinces from admission to the Rurki College "as privileged students and from competition for the guaranteed appointments open to students of that college."

4. The revised rules came before the Secretary of State in connection with memorials from the Mahajana Sabha and associations in Bengal and Bombay and in

his despatch noted in the margin* he summarised the considerations which had led, as he understood, to their adoption, gave his approval to them, and added words which are read as conveying that he inferred the intention to be one of mutual arrangement—that just as only those students of Asiatic descent who were natives of the provinces outside of Bengal, Madras and Bombay were to be eligible to compete for the guaranteed appointments allotted to Rurki College, so only those students of Asiatic descent who were natives of those three presidencies were to be eligible for the guaranteed appointments in the local Engineering colleges.

5. The remark was a natural one to make: certain rules of "protection," against which there had been agitation, were at the time receiving the Secretary of State's approval, and Lord George Hamilton said in effect—"By all means safeguard the interests of the North-Western Provinces and other provinces in this matter as against Bengal, Madras and Bombay, but of course it is reasonable that these presidencies should in their turn have some corresponding protection as against the rest of India; and I suppose, and from something which appears in the papers infer, that this point will receive attention."

6. We do not know exactly what was before the Secretary of State at the time, but it is quite clear that in the rules as then existing of the Civil Engineering college there was no provision for restricting appointments to natives of Asiatic descent. One

appointment was reserved † for statutory natives, a class which included certain Europeans and the vast majority of East

Indians, and the rest were open to any one of any race whatever. Consequently the particular point which has been imported into Lord George Hamilton's remarks did not arise.

7. The natural disposal of the enquiry ‡ made by the Government of India in connection with the Secretary of State's despatch would have been to explain how the case stood, or else to make an addition to the rules of the college of Engineering in order to provide that a native of purely Asiatic descent born and domiciled in the south of India should have preference as against a native of any other part of India, not as against a European or East Indian being a Statutory native. Another course, however, was adopted, and I cannot help

* Mr. Nathan's letter in the Home Department, No. 385, dated 15th November 1898.

† The appointment referred to in G.O., No. 2232 W., dated 12th August 1892.

‡ The appointment referred to in G.O., No. 2232 W., dated 12th August 1892.

thinking that Government, without being fully aware of what they were doing, have created a restriction which the Secretary of State did not desire and which is opposed not only to the present policy of the Government of India, but also to that in the past.

8. On the receipt of Mr. Nathan's letter, an order was drafted in the office, the first paragraph of which ran as follows:—

"In future only students of Asiatic descent of the Madras presidency will be eligible to compete for the guaranteed appointment allotted to the college of Engineering, Madras. The Director of Public Instruction will submit a draft of the necessary modification to be made in the rules of the college."

Mr. Tremeneere observed that it would be better if the paragraph ran, "No student of Asiatic descent unless belonging to the Madras Presidency will be eligible," etc.

The Hon'ble Mr. Arundel doubted whether the restriction was one which Government desired, and ordered that the correspondence should be sent un-officially to the Director for his remarks.

Dr. Duncan* strongly opposed the restriction, and said that "like the other appointments in the provincial service this one ought to be open to any British subject," provided he fulfilled the conditions of the rule.

An aside remark that as a matter of fact the appointment had for six or seven years gone to Hindus was apparently misunderstood by Mr. Tremeneere, who returned the papers, stating that it was not proposed to exclude Hindus but only Hindus of other provinces.

Dr. Duncan replied that he had supposed the intention to be to exclude "non-Asiatics," and explained that he had been misled by the misplaced position of the word "only" in the draft order and also in the Secretary of State's despatch. Then turning to Mr. Tremeneere's alteration of the draft he observed that it would shut out men from the Madras native states, such as Travancore, and that this was not expedient.

At this stage apparently the position of the word "only" in the draft was altered, and it was placed after "presidency."

The papers were then sent again to the Hon'ble Mr. Arundel. In noting on them No, that was not the point under discussion and I had no intention of deciding it. he did not expressly refer to the question of Asiatics as against non-Asiatics, or to that of South Indian Asiatics as against men from the North-Western Provinces and elsewhere, but said, "I agree with the Director of Public Instruction. Why should this Government debar itself from good men. I presume we must inform India."

A draft letter to the Government of India was then prepared by Mr. Edgington and after being passed by the Secretary was placed before His Excellency, who initialled it without making any remarks. In this draft, the questions which had been raised about the exclusion of non-Asiatics were not mentioned at all; the letter was confined to opposing with some emphasis the introduction of "the restriction," on the ground that if no student of Asiatic descent, unless belonging to the Madras presidency, was to be eligible for the guaranteed appointment, natives of Travancore and other native principalities would be excluded. The draft as at first prepared concluded with remarks which were based, it is clear, on what Dr. Duncan certainly, and the Hon'ble Mr. Arundel probably, intended to relate to the distinct question of the exclusion of Europeans and East Indians.

The very important point that no restriction of the kind existed when the despatch from the Secretary of State reached Madras was not brought to the notice of Government except by an unauthenticated and undated note by a clerk on the back of the docket sheet of C. No. 1555 of 1898; although the Hon'ble Mr. Arundel doubtless saw this when he wrote his note, dated 5th January 1899, His Excellency the Governor is most unlikely to have seen it when the case went before him, as the manuscript noting had then been transferred to another place and the back of C. No. 1555 must have been concealed by later papers.

9. In their reply * the Government of India said that the inference drawn by the Secretary of State appeared to relate only to the ineligibility of students in one province to compete for the guaranteed appointments allotted to the Engineering college of another province, and that it did not seem to the Government of India that it was his intention to exclude students coming from Travancore and other South Indian native states from competing for guaranteed appointments in the Madras college.

10. It will be observed that this communication dealt with nothing more than the single issue in Mr. Tremenhoe's letter of the 11th February 1899, No. 74.

† G.O., No. 222, dated 17th April 1899.

Mr. Luson's letter † was disposed of by an instruction (passed by the present Secretary and the Honourable Member)

that a draft of the necessary modification in the rules of the college should be submitted.

11. From the point of view of this note, it is debatable whether any modification was necessary. The rule as it then stood allowed any person, whether European or Asiatic, whether of these parts or from the north of India, so long as he was covered by the definition of "Statutory native" in 33 Vic., Cap. 3., sec. 6, to come forward and compete; the Director had strongly advocated the continuance of the existing freedom of choice in this respect; and neither the Secretary nor the Members of Government had ever written anything to the contrary effect. But on the other hand, the shutting of the door against Madrassees at Rurki might have been considered to require some counteraction even though there was no restriction to natives.

Whatever may have been the intention, the point of exclusion of non-Asiatics was not raised.

12. Before the Director had complied with the instructions in G.O., No. 222, dated 17th April 1899, another letter ‡ from the Government of India came in, which, I venture to think, entirely confirms the view taken in paragraph 5 of this office-note. The circulation of the despatch from the Secretary of State had given rise, it was said, to some misapprehension and in inviting attention to the inference drawn by Lord George Hamilton in the third paragraph of it, "the Government of India had no desire to alter the existing arrangements, or to narrow the field of candidates for guaranteed appointments, to any greater extent than might be considered desirable by the local Government."

It was added that the Government of India would be glad to receive information showing what had been the previous practice, and whether any alterations or restrictions were considered desirable. Information in regard to students from native states, it was observed in conclusion, had already been given by the Madras Government.

13. This important § letter was not placed before the Members of Government in ordinary course, but in August 1899 the Director (Dr. Duncan), after again stating that up to that time there had been no restriction as regarded the eligibility of students to whatever place they belonged,

|| "The guaranteed appointments referred to above are reserved for students (of Asiatic descent) belonging to the Madras presidency and the native states of Travancore, Cochin, Pudukkottai and Mysore."

neighbouring native states." This was the first official utterance in regard to the exclusion of Europeans, and it is noticeable that the greater part of Dr. Duncan's letter related to the question of the privileges of South Indian students as against students from other provinces.

The history of the case as given above shows, I venture to think, that Dr. Duncan was under a misapprehension and considered that he was being pressed to exclude non-Asiatics. His words "As it is desirable" were intended, it is thought, to describe the views of the Secretary of State, of the Government of India, and of the Madras

Government, as he wrongly conceived them—not his own, for such a *volte-face* would have been inexplicable in the case of an officer who was not at all inclined to alter his opinions.

14. The * notes by the Assistant Secretary and the (present) Secretary on Dr. Duncan's letter did not directly raise the point of the privileges of non-Asiatics as against Asiatics; the Secretary's note, indeed, was confined to another side of the question, and although the Hon'ble Mr. Arundel did expressly (by his initials) approve of the "suggestion at the end of" Dr. Duncan's first paragraph, some doubt is felt whether he really intended to exclude East Indians and Europeans falling under the definition of "Statutory natives."

15. The same ambiguity as before was in Dr. Duncan's letter: it is evident that the words "Students of Asiatic descent" in the eighth line from the bottom of the first page of his letter may be connected with those which immediately follow them, in which case they relate to the distinction between South Indian and other students; while in the draft addition to the rules the placing of the words "of Asiatic descent" within brackets also made it appear as if they were merely explanatory of the reservation based on that distinction. The use of the plural word "appointments" was a further step in the direction of barring persons who had until then been free to compete for the minor guaranteed posts specified in article XVII of the rules.

16. The Hon'ble Mr. Arundel's practice of placing on record his views when he approves or disapproves of a proposal, and the fact that he did not do so on this occasion, seem to make it more probable that he intended merely to signify his assent to protecting Madras and the neighbouring native states as against the North-Western Provinces and other provinces than that, having changed his mind, he resolved to exclude Europeans and East Indians from privileges which in common with those of pure Asiatic descent they had previously enjoyed.

This was all I intended.

A. T. A. [RUNDEL].

17. The letter † to the Government of India was principally addressed to the matter of the distinction to be drawn in the future between students of Asiatic descent who belonged to South India and elsewhere, but it concluded by a statement in which there was the old ambiguity. Because it merely expressed what the Hon'ble Member had approved, and was submitted to His Excellency as he wished to see all letters sent to the Government of India. This was passed by the present Secretary and submitted to His Excellency—not to the Hon'ble Member.

M. HAMMICK.
9-10-00.

18. As the exclusion of Europeans and East Indians is understood to be contrary to the personal desire of the present Secretary, I cannot but think that he also did not notice the doubtful phrase. The decision to exclude this class for the first time, on no cause shown and without consulting the Chief Engineer of the department which was specially concerned in the question, was one about which it is thought there would certainly have been some discussion—something placed on record.

19. From the date of these orders, the exclusion of the races above named became a fact, and the rule on the ‡ subject ran as shown in the margin. It appears to go much beyond anything proposed in the past: one guaranteed appointment was, indeed, § reserved, even before the rule was so altered, for students who were Statutory natives of India; and Europeans or East Indians who did not fall under that class were excluded. Now all Europeans and East Indians, whether Statutory natives or not, are shut out in respect to all guaranteed appointments whatever.

† "The guaranteed appointments referred to above are reserved for students (of Asiatic descent) belonging to the Madras presidency and the native states of Travancore, Cochin, Pudukkottai and Mysore."
§ G.O., No. 2232 W., dated 12th August 1892.

20. Shortly * afterwards the question came up again in another form and in another department. The Principal of the college, who was consulted, advocated a course opposed not only to the spirit of the orders passed in the Educational department in August 1899 as above described, but also to other orders on the subject in the Public Works department, and said that he considered competition by Europeans whether they were Statutory natives or not, should be again permitted in the case of the engineer appointment from which Europeans of the second class had all along been debarred. The Director of Public Instruction concurred and so did Government †.

This seems to strengthen the case as put in this note, as the admission of a European of any kind into the engineer grade would be most inconsistent with his exclusion, even when a Statutory native, and with the exclusion of East Indians, from other grades of the service.

21. The question has now been raised in connection with the redrafting of certain of the Engineering college rules. Mr. deWinton, as Chief Engineer, writes strongly against the restriction of guaranteed appointments to Asiatics, and cites the case of the most promising engineer the Public Works department has ever had from the college as an instance of the harm which the rule could do.

22. The matter is, it is submitted, one for this Government to settle. It has been shown above that there has been much misapprehension throughout, and that the orders of the 28th August 1899, No. 560, Educational, possibly issued under a misunderstanding of the intentions of Government.

It is quite clear * that a misapprehension has occurred, as I know from the papers, and we are passing an order which was never really intended. Statutory natives include two classes—(1) non-Asiatics and (2) Asiatics. The Government of India said non-Asiatics may compete at Rurki wherever they come from; Asiatics must not, unless they belong to the North-Western Provinces. All we wanted to do was to retaliate and pass our college on to same footing. We have by error gone further and we can retrace our steps.

* Quite clear.
A. T. A[RUNDEL].
10-10-00.

M. HAMMICK.
9-10-00.

Secretary.

A. T. PRINGLE.
28-9-00.

The papers show clearly enough that there has been a misapprehension, and it is submitted the proposed note to which the Public Works department take objection may be altered. The note by the Assistant Secretary shows how the mistake occurred, but it may be explained very briefly.

2. The Mahajana Sabha objected in 1897 to the Rurki rule; that rule was, that candidates for the Rurki Engineering class must be Statutory natives, but that *out of that class Asiatics* could only compete, if domiciled *outside* Bengal, Madras or Bombay—G.O., No. 629, dated 8th November 1897.

3. Statutory natives are divisible into (1) *Asiatics* and (2) *non-Asiatics*. The rule said—any *non-Asiatic Statutory native* may be a candidate, but *Asiatic* candidates must not come from *Bengal, Madras or Bombay*.

4. The reason was that these places had their own colleges, and *Asiatics* of these presidencies were not suitable for work in the North-Western Provinces.

5. This order was confirmed by the Secretary of State, and all we had to do was to put our college in Madras on a similar footing, *i.e.*, to admit all *non-Asiatic Statutory natives* from wherever they came but to *exclude Asiatic Statutory natives* who were not domiciled in Madras and the native states attached to it.

6. Owing chiefly to an unfortunate wording in the Secretary of State's despatch the Director thought that the rule was to exclude altogether all *non-Asiatics*. Actually it was intended to make a restriction only on Asiatics and to leave non-Asiatics as they stood before, *i.e.*, *non-Asiatic Statutory natives* might come from *anywhere*. *Asiatics* could only be admitted if domiciled in Madras Presidency and native states attached thereto.

7. The mistake is regretted. How it occurred is explained in the Assistant Secretary's note.

8. It is submitted that the note should run thus :—

"The guaranteed appointments referred to are reserved for Statutory natives of India, provided that natives of pure Asiatic descent shall be admitted only if their parents or guardians are domiciled in the Madras presidency or native states of Travancore, Cochin, Pudukkottai, Sandur, Banganapalli and Mysore."

Honourable Member.

M. HAMMICK.
9-10-00.

There has been a serious misapprehension which ought to be set right.

2. The proposed note seems correct. Ask Public Works department to counter-initial.

A. T. A[RUNDEL].
10-10-00.

A. E. H[AVELOCK].
4-11-00.

To the Public Works department for counter-initials to the proposed alteration in the rule.

M. HAMMICK.
11-10-00.

W. B. DEWINTON.
12-10-00.

EDUCATIONAL DEPARTMENT.

With reference to the notes and orders above the draft placed below may issue.

P. T. THARYAN.
6-11-00.

A. T. PRINGLE.
6-11-00.

1 Thro the Chief Engineer P. W. D.
Public Works. 1900
Educational (189) Department.
Educational

592
CURRENT No. 3374.



2P
No. 2261 C of 5 May 00.

From The Director of Public
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SUBJECT.
Submitting for the
approval of Government
a draft notification
relating to the revision
of the Rules of the College
of Engineering -

o. A. S. S. 4
10/5

54984 2-10-20
 166: 4-4-00
 844: 21-12-99
 716: 25-10-99
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836 W

BACK PAPERS

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	1791C PW.		29/3/00
	1344C PW.		7/3/00
	3130W PW.		1/12/99
	883W PW.		22/3/99
	636C PW.		5/2/00
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FURTHER PAPERS.

G.O.	No.	Department.	Date.

847 7-12-92
 652 5-9-92
 1650 W 4-7-81
 1223 W 16-5-81
 1007 W 20-4-81
 972 W 12-4-81

[E. & L.]
 1
 600-28-5-00.

EDUCATIONAL DEPARTMENT.

Papers to be read in Proceedings:—

Again G.O., No. , dated

190

Again G.O., No. , dated

190

Current No. 592 of 1900, dated 5th May 1900, from the chief Engineer P.W.D.

" " " 190 " "

" " " 190 " "

ORDER.

No. 571 d/8-11-00

With reference to the Note (ii) to article XVII which it is now proposed to insert, the Govt. observe that not the intention of the F. in C. It was never their intention to exclude students of European parentage (who are) as statutory natives from the privilege of competing for the guaranteed appointments from the College of Engineering. The note will accordingly be modified to make this intention clearer. The draft notification as ^{altered} ~~was modified~~ will be published in the Port St. George Gazette.

To. The D. P. J. }
 " P. W. D. }
 Gazette. }
 16/11

7/11/00
 7.11.00

annexure.

Notification

His Excellency the Governor in Council approves the substitution of the following article for the existing article XVII of the rules relating to the constitution & working of the College of Engineering

ARTICLE XVII.—EMPLOYMENT OF PASSED STUDENTS.

(i) Engineers.—One appointment annually as apprentice Engineer shall be conferred on the student who ~~stands~~ ^{passes} highest at the final examination. The apprenticeship shall commence on the 1st January following the examination, and shall ordinarily extend over twelve months, when the apprentice, provided he has passed the B.E. degree Examination of the Madras University and fulfilled the conditions of para. 11, chapter II, Vol. I, Public Works Department Code, shall be brought on the permanent establishment of the Public Works Department, Provincial service, as Third-grade Assistant Engineer. Other ~~fully qualified~~ ^{temporarily} Engineer students ~~are~~ ^{who have satisfactorily completed the practical course shall be} eligible for appointment to the Upper Subordinate establishment of the Public Works Department, ~~but first appointments shall not, as a rule, be made in a grade higher than that of Overseer, third grade.~~ ^{whence transfers may be made to the permanent establishment}

^{to fill existing vacancies on the recommendation of Superintending Engineers.}
Fully qualified Engineer students may also be appointed Assistant Engineers under Local Boards.

(ii) Engineer Subordinates.—The number of appointments as Overseers, third grade, which are likely to be available for each batch of students on the completion of the practical course shall be as notified six months before the final examination. The appointments shall be made on the termination of the practical course in the order of merit at the final examination. Vacancies existing after the guaranteed appointments have been made may be filled by fully qualified Engineers or Engineer Subordinates. Military students required for the Public Works Department shall be appointed apprentice Overseers at the commencement of their final year's course—vide article IX. In alternate years, commencing from 1889, one appointment to the Engineer establishment, Provincial service, will be offered to a senior selected Upper Subordinate of the Public Works Department.

(iii) Sub-overseers and Surveyors.—Qualified Sub-overseers and Surveyors will be appointed to the Public Works Department as Sub-overseers as vacancies occur. They will be eligible also for employment as Channel Superintendents. When the services of temporary men are required for special surveys not undertaken by the Public Works subordinate staff, the officers in charge are instructed to select for such employment none but ~~passed~~ ^{qualified} Surveyors of the college. Qualified men may be appointed Probationary Deputy Surveyors, Madras Survey, on Rs. 50, with the prospect of rising eventually to the rank of Sub-Assistant Superintendent on Rs. 250.

(iv) Draftsmen.—Qualified Draftsmen will be appointed to the Public Works Department as Draftsmen and Estimators as vacancies occur.

note (1). Students of the Engineer and sufficiently high to merit qualification, certificates of physical fitness, medical examination, practical course. Other qualified persons be required to produce

NOTE.—It shall be the duty of the Principal to be appointed to the Public Works Department agencies. With this view lists of qualified men, annually to local boards and municipalities, when opportunities offer, and the attention of such December 1893.

Engineer subordinate classes who pass and appointments shall before appointment fitness for the work of the Public Works which certificates shall be held at the end of the term with an appointment to the Public Works Offices of physical fitness under the ordinary rules of the Public Service.

all reasonable assistance to passed students who may not employment under local boards and municipalities and other works as to their attainments, conduct, &c., shall be circulated, and that they may be employed in suitable posts when could be invited to G.O., No. 2773 L., L. and M., dated 12th

One appointment annually as Overseer third Grade in the permanent upper subordinate establishment of the Public Works Department shall be conferred on the Civilian Engineer subordinate student who passes highest at the final examination provided he has satisfactorily completed his practical course and provided a vacancy exists for such appointment. Other Civilian Engineer subordinate students who have satisfactorily completed the practical course and for whom there are vacancies ~~shall be appointed~~ ^{shall be eligible for appointment} to the temporary upper subordinate and lower subordinate establishments of the Public Works Department whence transfers may be made to the permanent upper subordinate establishment to fill existing vacancies on the recommendation of Superintending Engineers. No person will be eligible for appointment to the permanent upper subordinate establishment unless he be a fully qualified Engineer or Engineer subordinate. Appointments as Delta Superintendent, Minor Irrigation Overseer and as Overseer to District Boards and municipalities, are also open to qualified Engineer subordinates. Qualified

in the Public Works Department and as Deputy Surveyor in the Survey Department.

Public Works

note (2). The guaranteed appointments referred to above are reserved for students of the Madras Presidency and the Native States of Travancore, Cochin, Pudukottai, Sandur, Bangalore & Mysore.

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7/00

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