

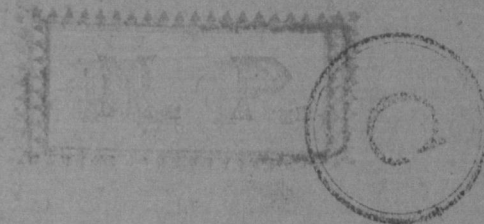
Educational (1903) Department.

ORDINARY PRINTED.

G.O., No. 198

DATED 2.5.03.

INDEXED.



ORIGINAL

[Despatch Abstract.]

Fees in Schools & Colleges

Adding a fresh paragraph to rule 1 of Chapter I
of the Educational rules regarding —
directing its publication in the
South George Gazette.

BACK PAPERS.

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

FURTHER PAPERS.

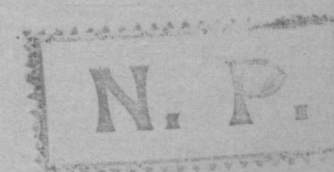
G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

Government {1903} of Madras. EDUCATIONAL.

Recd. } 1903. *Enclosures*
Regd. } *Spare copies*

G.O., No. 198, 2nd May 1903.

MAY.



Fees in Schools and Colleges.

Adding a paragraph to rule 1 of chapter IV of the Educational rules regarding —, and directing the publication of the usual notification about it 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., Director of Public Instruction, to the Secretary to Government, Educational department, dated Madras, 17th April 1903, Ref. on C. No. 479.

With reference to the letter of the Government of India connected with G.O., No. 23, Educational, dated 22nd January 1903, I have the honour to say that the introduction of such a rule as is proposed will infallibly lead to the evils which the present system was intended to do away with. To fix a "reasonable" scale of fees will be just as difficult as to lay down a fixed "minimum" fee, and in the case of two competing institutions what seems reasonable to one will certainly seem unreasonable to the other. And whether a scale is fixed as being "reasonable" or on any other ground there will be the same difficulty in enforcing it.

The proposed rule is by no means "an expression of principles which are generally accepted," and it is certainly not what "the present system in Madras is intended to effect". That system leaves, and is intended to leave, the levy and rates of fees entirely at the discretion of managers; it works well and there is no general complaint against it: and in my opinion it should not be altered even to the extent suggested by the Government of India.

In case however Government think otherwise, I submit a draft of a rule to carry out the wishes of the Government of India.

ENCLOSURE.

Notification.

In article 1, chapter IV of the Madras Educational rules, after the word "but" insert the words—

"the Director shall have power to see that the rates are reasonable, and".

ORDER—No. 198, Educational, dated 2nd May 1903.

The following paragraph will be added to rule 1 of chapter IV of the Educational rules:—

The Government of India have declared that fees must be reasonable and that institutions must not improperly compete by means of unduly lowering the fees.

2. The usual notification will be published in the *Fort St. George Gazette*.

(True Extract.)

A. G. CARDEW,
Ag. Secretary to Government.

To the Director of Public Instruction.
Gazette.

Ed. A. F. Eccleston.

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O., No. 198, EDUCATIONAL, DATED
2ND MAY 1903.

[SUBJECT.—*Fees in Schools and Colleges.*]

From the Director of Public Instruction, dated 17th April 1903, No. 479.

In paragraph 5 of the letter from the Government of India in G.O., No. 23, Educational, dated 22nd January 1903, that Government, while withdrawing the proposal for the establishment of a minimum scale of school-fees in Madras, thought that a general rule should be laid down that the fees levied must be reasonable and that institutions must not improperly compete by means of unduly lowering the fees. The Madras Government knew that there were difficulties in the practical working of even this rule, but considered that there was not much use in making any further representation to the Government of India. They accordingly asked the Director to submit the draft of a rule as suggested by that Government.

2. This draft which the Director now submits deals with only the first portion of the suggestion made by the Government of India, namely, about seeing that the rates of fees are reasonable. It is submitted that the second portion also may now be put in, namely, that institutions do not improperly compete by unduly lowering fees. The alterations are shown in pencil in the draft notification. The rule will, it is feared, remain a dead letter, but it will satisfy the Government of India.

P. T. THARYAN—23-4-03.

I do not like the words "have the power to see": are they intended to confer certain executive powers on the Director of Public Instruction, or what? If the words in pencil are added, what will his proper action be in cases in which there is undue lowering of fees?

A. T. PRINGLE—23-4-03.

The words quoted are intended to confer executive powers on the Director of Public Instruction. If he thinks that the fees levied in any institution are not reasonable he should hold the necessary investigation and deal with the matter with or without the sanction of Government as the case may require. Where there is any undue lowering of fees and if the institution does not abide by the Director's orders it may be necessary to withdraw aid or recognition and aid.

P. T. THARYAN—23-4-03.

I think we might perhaps say—

"The Director shall watch the rates and take such steps as appear necessary to prevent? discourage? institutions from improper competition with others by means of unduly lowering their fees; and"

A. T. PRINGLE—24-4-03.

The Director of Public Instruction's objections to the rule proposed by India appear to be well-founded, and the rule, if adopted, must be so framed as to impose on the Director no duty of interference except where there is positive abuse. I would propose, therefore, to add, at the end of article 1, chapter IV of the rules, the following sentence:—

"The fees levied must be reasonable, and if the Director considers that any institution is improperly competing with other institutions by means of unduly lowering fees, he shall take steps to repress such competition."

I think this is better than laying on the Director an obligation to watch the rates, but I am not sure that the Director's draft with the pencil addition is not best.

A. G. CARDEW—26-4-03.

How would it do to simply add to clause 1 a statement:

"The Government of India have declared that fees must be reasonable, and that institutions must not improperly compete by means of unduly lowering the fees."

That will please India and will mean nothing by way of anything that we can do, but will at the same time hold up some sort of standard to managers.

J. T. [HOMSON]—28-4-03.

Draft accordingly.

A. G. CARDEW—28-4-03.

The draft placed below may issue.

P. T. THARYAN—28-4-03.

A. T. PRINGLE—29-4-03.

A. G. CARDEW—29-4-03.

The order may issue.

A. [MPHILL]—2-5-03.

[G.O., No. 198, Educational, dated 2nd May 1903.]

Educational (1903) Department.

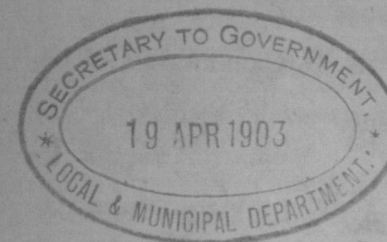
CURRENT No. 630

From

[Name] *The Honble Mr. G. H. Stuart, M. A.*

[Designation] *Director of Public Instruction*

[Station] *Madras.*



Ref. on C No. *479 of 03*

Received *19-4-* 1903.

Dated *17th April* 1903.

Enclosures *one* Registered *20-4-* 1903.

SUBJECT.
Submitting with remarks a draft of a rule called for in G. O. No. 23, Educational, dated 22 January 1903 regarding fees in schools and colleges.

BACK PAPERS.

G.O. no. 23428/22-1-03.
G.O. no. 452-45382/02
G.O. no. 615-61682/01
G.O. no. 57582/01.

FURTHER PAPERS.

Educational Department.

With reference to G.O.No 23, Educational, dated 22nd

January 1903 I have the honour to say that the introduction of such a rule as is proposed will infallibly lead to the evils which the present system was intended to do away with. To fix a "reasonable" scale of fees will be just as difficult as to lay down a fixed "minimum" fee, and in the case of two competing institutions what seems reasonable to one will certainly seem unreasonable to the other. And whether a scale is fixed as being "reasonable" or ^{on} any other ground there will be the same difficulty in enforcing it.

The proposed rule is by no means "an expression of principles which are generally accepted, and it is certainly not what "the present system in Madras is intended to effect." That system leaves, and is intended to leave, the levy and rates of fees entirely at the discretion of managers; it works well and there is no general complaint against it; and in my opinion it should not be altered even to the extent suggested by the Government of India.

In case however Government think otherwise I submit a draft of a rule to carry out the wishes of the Government of India.

I have the honour to be,

Sir,

Your most obedient servant,

G. A. Street

Director of Public Instruction.

1,000-5-12-02

EDUCATIONAL DEPARTMENT.

READ AGAIN G.O., No. _____, dated _____, 190

READ ALSO :—

C. No. 630, From the DPF, No. 479, dated 17-4- 1903

ORDER

No. 198, dated 2-5-1903

~~considers that it will be enough if the~~

The following paragraph ~~is~~ ^{will be} added to rule 1 of Chapter IV of the Educational rules:-

"The Govt. of India have declared that fees must be reasonable and that institutions must not improperly compete by means of unduly lowering the fees."

2. The usual notification will be published in the Fort St George Gazette.

28/4/3

Ref
29.4.0

To the DP9 Dept
" Gazette.
Not for Gazette
5/5/19

First copy sent to Press.

Returned for signature.

Despatched in print.

READ AGAIN G.O., No.
190 .

, DATE

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT.

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

N.B.—

- A = Print in full.
- B = Not to be printed.
- F = Print abstract only.
- Q = Print heading only.

NUMBER OF COPIES
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20/3/03
Ludlow

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W