

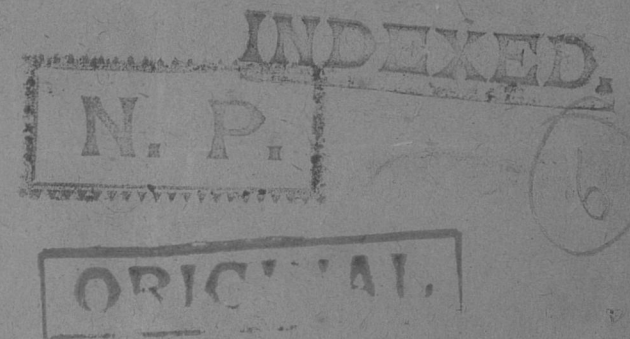
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27-12-7-91.

Educational (1904) Department.

ORDINARY PRINTED.

G.O., No. 137

DATED 29. 2. 04



[Despatch Abstract.]

Mr Mark Hunter.

Declining with remarks to grant
Mr Hunter's application for special
leave on urgent private affairs.

BACK PAPERS.

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

FURTHER PAPERS.

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

Gobernment {1904} of Madras. EDUCATIONAL.

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ORIGINAL

G.O., No. 137, 29th February 1904.

FEBRUARY.

Mr. Mark Hunter.

Declining, with remarks, to grant Mr. Hunter's application for special leave on urgent private affairs.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

READ—the following paper:—

From M. HUNTER, Esq., M.A., Acting Principal, Rajahmundry College, Arts Section, to the Director of Public Instruction, dated 10th January 1904, No. 3.

I have the honour to request that I may be granted special leave on urgent private affairs for six months in continuation of the summer vacation, 1904. The college re-opens for the second term on 4th July 1904.

I have informed you separately of my reasons for seeking special leave.

N. Ref. on C. No. 279, dated 26th January 1904.

Submitted to the Secretary to Government, Educational department (through the Accountant-General), and recommended that leave be granted only up to the date of Mr. Hensman's retirement, thus leaving a possibility for filling the vacancy. Mr. Hunter acquiesces in the curtailment.

A. G. BOURNE,
Director of Public Instruction.

No. A.D.H./247, dated 9th February 1904.

Mr. M. Hunter is eligible for special leave combined with the summer vacation of 1904 under articles 233 and 316, Civil Service Regulations, provided that the combined leave is neither less nor more than 6 months under article 233 (ii) and (iv). He cannot have leave out of India in continuation of vacation unless the whole of the latter be spent in India.

N. VIJAYA RAGHAVAN,
Assistant Accountant-General.

To the Secretary to Government, Educational department.

ORDER—No. 137, Educational, dated 29th February 1904.

As two members of the Indian Educational service are now on leave and as two more have been granted leave, Mr. Hunter's application for special leave on urgent private affairs cannot be granted until one of the officers now on leave returns to duty.

(True Extract.)

Ag. Asst. Secretary to Government.

To the Director of Public Instruction.
„ Accountant-General.

Ed C. Parthasarathy.

Educational (1904) Department.

(Through the Accountant-General)

CURRENT No. 243

From

[Name]

[Designation]

[Station]



N.D.C. No. 279 of 04

Dated

1904

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SUBJECT.

Submitting an application for leave on behalf of Mr. Mark Hunter M.A., as Principal, Government College, Rajahmundry.

BACK PAPERS.

So 6/28 of 03
to 6/50 of 1902

Memo 2009 Pub. dy 3-8-00

So no 806 Pub. dy 16-8-00

Pub. Sec. Com. of the Madras Government by the C.S.R.

FURTHER PAPERS.

Key
10/2/14

8 p.

To

The Secretary to Government,

Educational Department.

Sir,

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O., No. 137, EDUCATIONAL, DATED
29TH FEBRUARY 1904.

[SUBJECT.—Mr. Mark Hunter's application for special leave for six months.]

Demi-official from the Hon'ble Dr. A. G. BOURNE, Director of Public Instruction, to A. G. CARDEW, Esq., Acting Secretary to Government, Educational Department, dated Madras, 5th February 1904.

I am sending an application for leave for Hensman. I understand that he is in very bad health. I shall propose Nagoji Rao to act for him and then Duncan might take Hunter's place at Rajahmundry and if His Excellency approves of this, Hunter's leave should begin with reference to Bilderbeck's return.

To lie over pending receipt of Mr. Hunter's application for leave.

P. T. THARYAN—8-2-04.

A. GALLETTI—9-2-04.

From the Director of Public Instruction, No. 279, dated 26th January 1904.

Mr. Mark Hunter, Principal, Rajahmundry College, applies for leave on urgent private affairs for six months in continuation of the next summer vacation of the College which terminates on the 3rd July 1904. The Director recommends the leave subject to two limitations, namely,—

(1) That it should begin with reference to Mr. Bilderbeck's return from Calcutta (provided His Excellency approves of certain acting arrangements which he intends to propose), and

(2) that it should terminate on the date of M.R.Ry. J. M. Hensman Avargal's retirement from service (M.R.Ry. Hensman Avargal is Acting Principal of the Kumbakonam College; he attains the age of 55 years on the 24th November next and as he has not asked for any extension he retires on that date.)

2. The Accountant-General certifies—

(1) That Mr. Hunter is eligible for combined leave for six months—neither more nor less—and

(2) that he cannot take it unless the whole of the vacation is spent in India.

3. The authority quoted by the Accountant-General for the first part of the certificate is article 233 (ii) and (iv) of the Civil Service Regulations. This article relates to combination of privilege leave with special leave. Mr. Hunter does not want any privilege leave; but under article 277 vacation can be combined with special leave only on the conditions specified in article 233.

4. The authority for the second part of the Accountant-General's certificate is however not quite clear. It seems to be the first paragraph on page 24 of the

Out of date.

A. GALLETTI.

Supplement to the Civil Service Regulations, based on Memo. No. 2009, Public, dated 3rd August 1900, and G.O., No. 806, Public, dated 16th August 1900. But under article 220 of the Civil Service Regulations, 4th edition, it seems that an officer who does not take subsidiary leave can take special leave out of India in continuation of holidays. Such leave will then take effect from the first day after the holidays on which the office (college in this case) is open for business. Dr. Bourne and Messrs. Hall and Allen thus took leave out of India in continuation of the holidays. In the letter from the Government

of India in G.O., No. 806, Public, dated 16th August 1900, it is stated that in the case of leave out of India its beginning and end are determined by article 359 of the Civil Service Regulations, 3rd edition. This article in the 3rd edition has been omitted in the 4th edition, but to supply the omission article 252 in the 3rd edition has been expanded and re-enacted as article 221 in the 4th edition. Article 220 in the latter edition refers to leave in India whether subsidiary leave is taken or not and to leave out of India when subsidiary leave is not taken. Article 221 refers to leave out of India when subsidiary leave is taken. The present rule thus seems to be that holidays can be combined with even leave out of India but in that case no subsidiary leave should be taken before the actual commencement of the leave.

5. The Accountant-General may be consulted u.o. whether he agrees with the view in the foregoing paragraph. If he agrees, Mr. Mark Hunter may be granted special leave in continuation of the holidays up to 24th November 1904 (Mr. Bilderbeck's return from Calcutta cannot be delayed till the 4th July next). If not, Mr. Hunter will have to take special leave for six months from the date the College closes.

P. T. THARYAN—13-2-04.

I can find no authority for the Accountant-General's statement that holidays prefixed to leave must be spent in India. It is apparently a reminiscence of rules which were cancelled last year. Presumably it will not be necessary to transfer any officer to Rajahmundry to take charge of the college during the holidays and Mr. Duncan will not go till the end of the holidays; but Mr. Hunter may be dispensed from handing over charge to his successor personally.

2. Mr. Hunter presumably understands that whether or not he gets his full six months, he will be considered to have been on special leave for (six months—so much of the holidays as will not have expired on the date on which leave is taken) *i.e.*, he will get about three months and twenty days, and it will be counted against him as about four months.

3. If Mr. Hunter's leave is to begin from the date of Mr. Bilderbeck's return,*

* If Mr. Bilderbeck is certain to come back during the holidays, this is meaningless; the leave won't begin in any case till the end of the holidays.

A. GALLETTI.

† The Calcutta Legislative season will be over before them.

P. T. THARYAN.

He would be back, unless he takes leave, by the first week in April.

G. S. F[ORBES].

Presidency College. Meanwhile Mr. Hunter may be allowed to go home, if he wants to, from the beginning of the holidays.

A. GALLETTI—16-2-04.

There seems to be 14 members of the Indian Educational Service (excluding Dr. Wilson) and of these 14, Messrs. Logan and Allen are already on leave, and Messrs. Chatterton and Middlemast are going. It is now proposed to give leave to Mr. Hunter, so that 5 out of 14 will be away. At the same time one appointment out of the 14 is vacant. If any single additional man goes sick, half the Educational Service will be absent from duty. I think some proportion should be fixed, beyond which leave should not be granted except on medical certificate, and that proportion should not be more than 4 in 14, I think. There seems a distinct risk of men running short.

2. I have heard a rumour that Mr. Bilderbeck is to get employment outside the Presidency (Director of Public Instruction in the Central Provinces was mentioned). At any rate he is not unlikely to ask for leave when he returns from Calcutta.

3. In these circumstances it seems to me that Mr. Hunter's leave should not be granted without further information from the Director of Public Instruction to whom a reference will be made by demi-official if approved.

A. G. CARDEW—16-2-04.

I should think it is very likely that Mr. Bilderbeck will take leave or retire at the end of the Calcutta Session (1st April).

2. I don't think Hunter can be allowed to go until some officer returns from leave.

3. I think we should practically work on the Civil Service proportion of absentees.

G. S. F[ORBES]—19-2-04.

I agree.

A[MPTHILL]—23-2-04.

A draft is placed below for approval.

2. The Civil Service proportion of absentees is one-fifth of strength—*vide* article 309 of the Civil Service Regulations. The Honourable Member says that we should practically work on this proportion in the case of the Indian Educational Service but does not seem to mean that it should be expressly laid down.

A. G. CARDEW—26-2-04.

3. In the scheme sanctioned in the Secretary of State's despatch in G.O., No. 765, Educational, dated 18th December 1901, special provision is made for direct appointments from England in temporary vacancies lasting for not less than one University year. It is in this way that Mr. Probyn was got out when Mr. Allen went on leave. In calculating absentees, officers for whom such arrangements have been made should apparently be omitted.

P. T. THARYAN—25-2-04.

A. GALLETTI—25-2-04.

Draft passed, as modified. I understand that Mr. Hunter is not very well, and may come up with a medical certificate, in which case it would be necessary to let him go.

A. G. C.—26-2-04.

[G.O., No. 137, Educational, dated 29th February 1904.]

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READ ALSO :—

C. No. 243, From the 5 P. 9 Re. No. 279, dated 26. 1. 1904.

ORDER No. 137, dated 29. 2. 1904.

P. S.

scap in m
26/2/4

As two members of the Indian Educational Service are now on leave and as two more have been granted leave, ~~Mr Hunter should wait until one of the officers now on leave returns to duty.~~

Mr. Hunter's application for special leave
on urgent private affairs
cannot be granted until
one of the officers now on
leave returns to duty.

AC/ 26.2.02

L.
The D.P.I. (gro) 2/3/14
" A.G. (gro) 2/3/14

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READ AGAIN G.O., No.
190 .

DATED

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ENCLOSURES TO G.No.

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LETTER OF GOVERNMENT.

STATEMENT WITH DITO.

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