

Educational (1904) Department.

ORDINARY MS.

G.O., No. 268

DATED 30-4-04

10

[Despatch Abstract.]

Exemption from the Exam. rules —
Sanctioning with remarks the — of temporary
field peons of Settlement Deptt. for employment
as permanent peons in all branches of
the Revenue department.

BACK PAPERS.

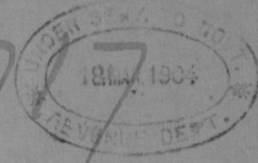
G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

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

Revenue (1904) Department.

CURRENT No. 17



From

The Board of Revenue,

Revenue Settlement, Land Records and Agriculture,

Madras.

No. 1514 Mis.

Received 18 3 1904.

Dated 16-3-04 1904.

Enclosures

Registered 19 3 1904.

SUBJECT.

Examination Rules.- Submitting to Government proposals for the exemption of temporary peons of the Settlement Department who have done good work in the field for several years from the operation of the -----

us/ah
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BACK PAPERS.

FURTHER PAPERS.

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Proceedings of the Board of Revenue

(Revenue Settlement, Land Records and Agriculture),

Dated 16th March 1904.

No. 1514 Mis.

Mr. A.E. Castle Stuart Stuart I.C.S.

READ the following memorial submitted by the Temporary peons, Revenue Settlement Party No. VI, Malabar, Calicut, dated January 1904:-

Your memorialists were entertained as peons, between 1895 and 1898 under Settlement Officers and Special Deputy Collectors for Jannam registration.

The memorialists most respectfully beg to submit that they are without any permanent footing and they will be dispensed with shortly for want of work, from the service of the Government which they have served so zealously and faithfully for 5 to 8 years and more.

The memorialists had not the opportunity to acquire the necessary educational qualification to get admission into any other department. They had been entirely devoting their time in uninterrupted field duties and as a consequence they had no time to qualify themselves for an inferior Public servant's post.

Further the memorialists most humbly beg to submit that almost all of them have joined the Department before the rule published in the Fort Saint George Gazette page 233, dated 27-4-97 which made Primary Examination compulsory for inferior servants came into force and they beg to

to state that they will be deprived of their present appointment when the Settlement operation of Malabar comes to a close. The objection they generally met with when applying for a permanent footing in other departments ^{was} ~~were~~ that the memorialists are unpassed candidates. They spent their younger days in these departments working in the jungle and hilly parts of Malabar and they have now reached that age when it is difficult for a man to read and pass the prescribed examination.

The memorialists respectfully beg to submit that the above representations are made with a view to show that if their services are now dispensed with, their long earnest and hard work under Government - a work which is quite unlike ^{from} that of the inferior servants of other departments - will have to be sacrificed for the simple reason that the memorialists have not passed the Primary examination. The fact that the memorialists have been doing their work satisfactorily will be borne out if a reference be made to the officers concerned under whom they had the occasion to work.

The memorialists are without any other sources ~~of~~ ^{for} the maintenance of their poor families and as such they will be put to the greatest difficulties and sorrow if they are out of employment.

In these circumstances your honour's memorialists most respectfully and humbly beg to request that your honour will be so graciously pleased as to consider their hard case and exempt the memorialists from passing the Primary examination.

For which act of justice and benevolence they shall as in duty bound ever pray.

Read also the following endorsement thereon ^{by N. Macmillan Esq. M.A.} of the Special Settlement Officer, Malabar, No. 500, dated 2-2-04:-
Submitted.

2. There are a large number of temporary peons in this Department who have put in a service of more than five years. Though they have not passed the Primary Examination, they are much more likely to make useful peons in the Revenue Department than men who have passed. They have been employed to a great extent on field work and know how to find survey stones and how to use the chain. At present they have no chance of permanent appointments, but if they were exempted from passing the Primary examination I am sure that Revenue Officers would select them in preference to men with no training. I therefore recommend that all who have five years' service ^{or} ~~are~~ more may be exempted.

Resolution.-

Submitted to Government.

2. The Board agrees with the Special Settlement Officer in considering that temporary peons, who have done good work in the field for several years, are likely to be more useful in the Revenue Department than men who are only qualified under the Examination rules.

3. Much difficulty is now experienced in the recruitment of the permanent staff of peons in this department. At present the choice is restricted to (a) passed men and (b) pensioners; and neither class, as a rule, yields good peons. The Board, therefore, takes this opportunity to suggest that Government may be pleased to sanction the exemption of temporary field peons of the Settlement Department ^{from} ~~of~~ the operation of the Examination rules, subject to the following conditions:-

(i) that they were first entertained before the Examination rules came into force;

(ii) that they have rendered good service for five years and upwards; and (iii) that their appointment as permanent peons is specially recommended by the Officers in charge of Settlement Parties.

The

The Board also recommends that it may be empowered to deal with special recommendations from time to time.

4. If these suggestions be approved, service in the lower grades of the department would become much more popular and a great stimulus to good work would be given. A sort of reserve would also be created, from which all Departments could draw men of good character and experience, who but for the accident that they had not passed an examination, would be much more suitable for peon's posts than most of the "passed" men.

(True Copies and Extract)

VK Ramaswamyachari
Secretary.

To the Secretary to Government, Revenue Department.

End
16/3/04

C. No. 1717/04, From the Board of R.O. (L.S.), No. 1574, Dated 16.3.1904.

To Under Secy

For orders as to whether the Board's recommendations will be accepted? If so, the current may be transferred to the Educational Dept for the issue of the necessary orders.

as
23.3.04.

See

Submitted that the B.O's recommendation may be accepted.

The best prices that I had in Madras were in pounds, old "Kumprang" brand.

- (i) What precedents are there for such Wholesale Exemption? Does not Col. always deal with each case on its merits?
- (ii) And what precedents for the B.O's request in the last sentence of para 3 of the B.P.?

Re 26.3.04

To Under Secretary

- (i) In regard to exemptions the orders issued in the past have not, it is submitted, been quite uniform.

There are papers to show that wholesale exemptions have been granted in certain cases. For instance please see

G.O. No. 524 Edul d/ 20.8.98 sanctioning the exemption

fl E

from the operation of Examination Rules, of acting and sub-provisory appointments in the staff of field posts of the Salt Dept.

G.O. No. 542 Edul d/ 17.8.99. sanctioning exemption

under G.O. No. 3221
6-7-99

fl D

from examination rules of such of the Minor Irrigation Lakars as had been continuously employed for upwards of 18 months on 1st April 1899.

G.O. No. 214 Edul d/ 20.4.02. in which Candidates

under G.O. No. 1241 d/ 13-5-02
fl A

for the posts of peons and petty officers in the Salt and alkali Department were ~~not~~ exempted from the operation of the Examination Rules up to 1st January 02.

But, in 1902 again the request of the Supt of Survey for the exemption of all measuring peons employed on theodolite survey from the operation of examination rules was ~~not~~ negatived by the Govt on the ground that such exemptions in regard to one class of public servants was not desirable as it would lead to similar applications from other classes - Vile G.O. No. 39 Reol d/ 1.1.02
of public servants. / From the Edul notes under this G.O. the policy of Govt at present seems to be to refrain from sanctioning wholesale exemptions.

fl C

(ii) The Board requests in para 2 of its memo

REVENUE DEPARTMENT.

that it may be empowered to deal with special recommendations for exemptions in the case of persons of the Settlement Dept. The Board has so far been authorised to grant temporary exemptions from the General tests necessary for admission to the public service as well as those for exemption from Special Tests (limited in the latter case to one year). see Vile G.O. No. 287 Edul d/ 8.5.96 and para 4 (g) of B.P. No. 232 d/ 26.6.96.

aa
30.8.04

See

as to (i), the B.P. request so far as I understand it is to be allowed to deal with cases which do not exactly comply with the condition proposed in para 3 of the B.P. It seems to be no precedent.

As to (ii) there are apparently precedents, it is submitted that the proposed general exemption is really very limited. The first condition prevents it having any wide future application: so that as a result I would suggest the decision of the first condition. - One of the effects of the examination rules so far as local boards was concerned was that most of the persons were sub-prov. him., the term being extending to years; that

permanent posts were filled slowly by
unforced men from whom exemption had
been got gradually by application to
gov. at judicious intervals

31. 3. 04

In prescribing the Examination test for
peons Govt. was presumably actuated by two
objects:-

- (i) To secure the best possible class of
peon.
- (ii) To promote the cause of education
among the masses.

H.M.

The exemption recommended by the P.P. in
the current, if approved, can't affect the
first object at all, since minimum consensus
the peons for whom exemption is sought
are better than what can be procured under
the rules. And its effect on the second
object will be infinitesimal.

Furthermore the men in question deserve
something better than to be cast adrift
now that the work for which they were originally
employed is at an end.

I think therefore that we may approve
the exemption on the terms proposed
by the P.P. But I don't give

The P.P. the power it solicits in the last
sentence of para 3, which at: be a departure
from the General rule that Govt. alone
can sanction permanent exemptions.

8.4.04

The papers must go to Govt. for the
sanction. I am strongly of opinion
from the past history of the peons
men are far more reliable efficient and
intelligent in the discharge of their duties
than passed men I am altogether of opinion
that the exemption asked for should be
granted.

11.4.04

11.4.04

Educational a.o.

Edl no. 123 R 13 4 4

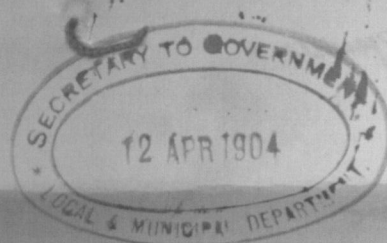
Educational dept.

In another file - Edul-Curt. no. 6/4
regarding the question of extending the exemption

Rev. Deptt.

U. O. D. No. 281.

12-4-1904.



from the examination rules already granted to peons and petty officers in the Salt, Abkari & Customs dept - it has already been decided ^(so far as educational is concerned) that peons and other inferior servants specified in column 1 of Schedule A to the Public Service notification should not be required to pass the Primary examination and a draft has accordingly been prepared and submitted for approval. When that order has issued this file may simply be recorded with reference to it. At any rate this file may

lie over till that order issues.

18-4-04.

PH

sec 4

22/4/4 As the general order referred to has to go the round of the departments, it may be weeks or months before it issues. An order on these papers accepting the Board's recommendations might issue in a day or two.

In the other file the Hon^{ble} Mr Thomson has declared himself prepared to abrogate the rule altogether. The order in this case, in which it is proposed to make an exception to the rule, might issue without further reference to him.

My 25.4.4

E.C. This has been delayed too long & should have been given to me after registry.

PH 22/4/4

The file on the subject of general exemption of peons from the examination rules has already gone for circulation.

Meanwhile the special exemption of temporary field peons of the Settlement Dept. - at any rate in Malabar - may be approved subject to the conditions specified in para 3 of the Board's resolution?

Pending order of Government on the question of general exemption it would apparently be premature to delegate any general power of exemption to the Board - but I take it that the Board's request in the final clause of para 3 of the resolution is intended to cover only cases in which special recommendations are made under para 3 (ii) by officers in charge of Settlement parties provided that the other conditions are fulfilled. This power might be delegated to the Board in respect of classes of servants to whom such general and conditional exemption is granted by Govt.?

H.M.

1408
25.4.04

I have no objection to the Board's proposals. I think the Board by asking to be "empowered to deal with special recommendations from time to time" means

Recommendations based on
the conditions i ii iii stated.
If Govt. accept those conditions
the Board may certainly be
left to apply them. But
make it plain clear in the
order to issue

h
26/4/4

One matter occurs
to me. When a man is ap-
pointed Justice in a temporary
department say survey does he
thereby claim any claim on Govt
for continued employment or
losing his appointment is abolished?
I mean has he any claim for
compensation for loss of appoint-
ment? I assume that he has
none, though Govt would of course
endeavour to find work for
him for which he may be
suitable.

h

Revenue - 40.

HDS

27-4-04

It is submitted that the order in this case
has to issue in Educational. A draft is
accordingly placed below for approval. If
approved it may go to Revenue for acceptance.
2. The assumption in the Hon'ble Member's
postscript seems to be correct but Revenue
should know better than Educational.

PH

27/4/4

The Board's second proposal
is not clear? I have suggested
interpretations in the margin of
the draft. 1/10/4 H28.6.6

no h

Draft submitted for Hon'ble Member approval.
Para 2 of B.D. resolution refers to the Revenue
Department generally, and para 3 refers to Companies,
field persons only. It is not intended to be outside
the scope of the Board's reference?

Surely h

With reference to the concluding remarks of
the Hon'ble Member it is submitted that however
desirable it may be to find permanent employment
in all departments for men holding ~~non~~ quasi-permanent
posts or temporary establishment which have been
abolished, the delegation of powers of recruitment
to the Board would be limited to appointments
in that Department alone? In the case of other
departments the applications for recruitment would
have to come up to Govt. unless similar powers
be delegated to all Heads of Departments?

HDS

Draft to be

27-4-04

HDS

27-4-04

Papers to be read in Proceedings:—

Again G.O., No. _____, dated _____ 190_____

Again G.O., No. , dated 190

Current No. _____, From the Board of Revenue, No. 1514, dated 16-3-1904
RS 221A

SUBJECT.

ORDER. No. 268, dated 30-4-1904.

Lu.

Subject to the conditions specified in para 3 of the Board's Proceedings read above the Governor in Council hereby sanctions the exemption from the operation of the Examinations rules, of temporary field persons of the Settlement Department for employment as permanent persons in all branches of the Revenue Department.

2. The Board is empowered to deal with all such special recommendations for execution of Temporary persons provided the conditions above referred to are fully fulfilled

To
The Bd of Revenue Depd
R.S.
" Revenue Deptt.

44

Ans
29. 4.56

When given for copying _____
 When copied _____
 When examined _____
 When signed _____

190 .

READ AGAIN G.O., No.
 190 .

, 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 UP, BEING MEANT FOR DESPATCH
 IN ORIGINAL.

N.B.—

- A = Copy in full.
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- Q = Copy heading only.