

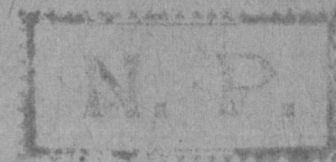
100-12-2-26.

Educational (1905) Department

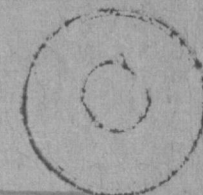
ORDINARY PRINTED.

G.O., No. 130

DATED 6-3-05



INDEXED ⑧



ORIGINAL

[Despatch Abstract.]

Public Service Notification: _____

Revising certain articles of the — in connection with
the delegation of powers to the Board of Revenue of
granting temporary exemptions to unpassed candidates

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 {1905} of Madras. EDUCATIONAL.

Recd.

Regd.

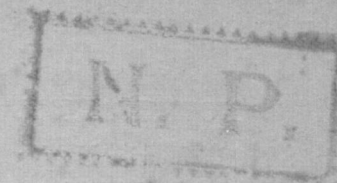
1905.

Enclosures

Spare copies

ORIGINAL

G.O., No. 130, 6th March 1905.



MARCH.

Public Service Notification.

Making certain alterations in the — in connection with the powers delegated to the Board of Revenue of granting temporary exemptions to unpassed candidates.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

READ—again the following paper:—

G.O., No. 287, Educational, dated 8th May 1896.

ABSTRACT.—Delegating to the Board of Revenue the power to sanction the entertainment in the Revenue Department of unpassed men for periods longer than three months at a time and to sanction temporary exemptions from special tests; and ordering the submission by Collectors direct to Government in future of applications for permanent exemption from the Examination rules from persons in the Revenue Department.

ORDER—No. 130, Educational, dated 6th March 1905.

The orders read above were addressed to the Board of Revenue in the Land Revenue Department. In practice they have been taken to apply also to the Board of Revenue in the Settlement Department, but not to the Board of Revenue in the Separate Revenue Department.

2. The Government consider that whatever powers of granting exemptions from the operation of the Examination rules are enjoyed by one branch of the Board of Revenue may reasonably be enjoyed by all.

3. The orders read above were ambiguously expressed. Rules based upon them were inserted in the Public Service Notification for the first time on its republication, after revision, in G.O., No. 757, Educational, dated 21st December 1904, and in the *Fort St. George Gazette* of the 3rd January 1905. These rules [article 6, clause (2), and article 7, clause (2)] are like the original orders susceptible of various interpretations according as a wider or a narrower meaning is given to the expression "Revenue Department". They will now be revised and the following notification will be published in the *Gazette*:—

NOTIFICATION.

For article 6, clause (2), of the Public Service Notification published in the *Fort St. George Gazette* of 3rd January 1905, substitute the following:—

Article 6, clause (2).—The Members of the Board of Revenue may sanction the entertainment in acting vacancies in the departments severally or jointly administered by them of unpassed candidates without limit of time or salary.

For article 7, clause (2), of the Public Service Notification published in the *Fort St. George Gazette* of 3rd January 1905, substitute the following:—

Article 7, clause (2).—The Members of the Board of Revenue may sanction the exemption of persons in the departments severally or jointly administered by them for a period not exceeding twelve months, provided that the exemption shall remain in force only until the publication of the results of the next examination.

(True Extract.)

H. D. TAYLOR,
Ag. Secretary to Government.

To the Board of Revenue (Land Revenue).
" " (Revenue Settlement.
" " Land Records and Agriculture).
" " (Separate Revenue).
" Revenue Department.
" Commissioner for Government Examinations.

Exd. C. Parthasarathy.

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O., No. 130, EDUCATIONAL, DATED
6TH MARCH 1905.

[SUBJECT.—Public Service Notification.]

G.O., No. 287, Educational, dated 8th May 1896, regarding curtailment of work by delegation of powers, gave power to the Board of Revenue "to sanction the entertainment in acting vacancies in the Revenue Department of unpassed candidates for periods longer than three months at a time."

2. By some oversight this provision was not entered in the Public Service Notification at the time. I stuck it in as article 6 (2) in the revised Public Service Notification.

3. G.O., No. 287, has been curiously interpreted in practice. Revenue Department has been interpreted by the Board (Settlement) to include the Settlement Department. It has been held by the Board (Separate Revenue) not to include Separate Revenue. Hence we have been regularly receiving temporary exemption applications from the Commissioner of Separate Revenue, but not from the Settlement Commissioner.

4. G.O., No. 287, read Proceedings of the Board (Land Revenue). It was not, as far as can be ascertained, decided or considered whether the Government order should apply to the Board in all its departments or not. But if there was meant to be a restriction to any department, it must have been a restriction to the department on whose Proceedings the order was passed. The present practice is illogical. If Separate Revenue does not come under the Government order, Settlement does not either.

5. Submitted that what was not considered in 1896 had better be considered now. Are Settlement and Separate Revenue to enjoy powers of delegation or are Mr. Bradley and Mr. Stuart to submit temporary exemption applications to the Assistant Secretary who disposes of 95 per cent. of them and only sends up the remaining 5 per cent. to the Secretary, who rarely, very rarely indeed as far as my experience goes, takes the orders of Government?

6. When a ruling has been obtained from Honourable Member, article 6 (2) can be recast so as to remove all ambiguity. The notification is republished every April. The amendment may be carried out at the next publication.

A. GALLETTI—24-1-05.

The order of 1896, No. 287, was communicated to Board (Land Revenue) only. I doubt whether it was intended to apply to Separate Revenue, but it might well apply to the Settlement Department.

2. It was probably intended to apply to clerical appointments rather than to out-door officers. At present an unpassed man can be, to all intents and purposes, practically exempted by the Board for Sub-Inspector's and other posts which involve responsible out-door duties.

3. The draft of the notification was accepted in Revenue.

H. D. TAYLOR—25-1-05.

The Revenue Secretary will please say if he sees any objection to the Board (Separate Revenue) having the same powers as the Board (Land Revenue).

J. T[ROMSON]—26-1-05.

To the Revenue Department.

H. D. TAYLOR—27-1-05.

REVENUE DEPARTMENT.

I can see no objection, whatever. Whatever powers in this respect are enjoyed by one branch of the Board may reasonably be enjoyed by all.

J. N. ATKINSON—1-2-05.

To the Educational Department.

EDUCATIONAL DEPARTMENT.

A The order may be made applicable specifically to all branches of the Board, and the Board's attention drawn thereto. As a result there will be a considerable saving in work of a routine nature.

H. D. TAYLOR—3-2-05.

Agreed.

J. T[HOMSON]—4-2-05.

Draft please, as at A and send to Revenue for acceptance. Further application for exemption in temporary vacancies may be returned to the Board for disposal.

H. D. TAYLOR—6-2-05.

The draft placed below is submitted for approval.

R.N.—8-2-05.

P. T. THARYAN—8-2-05.

The office draft explains nothing. I believe one reason why Government orders are so often misunderstood is that everything is sacrificed to brevity. I have re-drafted. I think the proposed re-draft of article 6, clause (2), and article 7, clause (2), had better be sent unofficially to the Board of Revenue. I think I have expressed the rules quite clearly, but perhaps the Board could suggest a still clearer form of expression.

A. GALLETTI—8-2-05.

To the Revenue Department for acceptance.

H. D. TAYLOR—21-2-05.

REVENUE DEPARTMENT.

Submitted that the Educational draft below may be accepted.

C.R.—27-2-05.

T.N.S.—1-3-05.

V.A.A.—2-3-05.

Accepted.

F. B. EVANS—3-3-05.

To the Educational Department.

EDUCATIONAL DEPARTMENT.

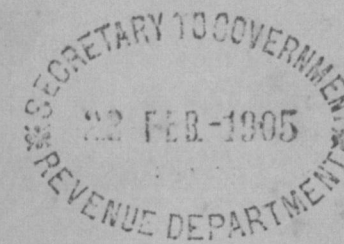
Issue.

H. D. TAYLOR—6-3-05.

[G.O., No. 130, Educational, dated 6th March 1905.]

[1.]
[6]

300-7-10-05.



READ AGAIN G.O. No. 287 rel^d, dated 8.5

" " " " " " " " " " " "

READ ALSO:—

C. No. , From the , No. , dated 190

" " " " " " " " " " " " 190

" " " " " " " " " " " " 190

ORDER

No. , dated 190

The orders read above were addressed to the Board of Revenue in the Land Revenue Dept. The practice they have been taken to apply also to the Board of Revenue in the Settlement Department, but not to the Board of Revenue in the Separate Revenue Department.

2. The Govt concludes that whatever powers are granted exempting from the operation of the ~~enforced~~ ^{enforced} in respect of ~~exam~~ Examination Rules

are enjoyed by one branch
of the Board of Revenue,
may reasonably be enjoyed
by all.

3. The orders read above
were ambiguously expressed
~~and the ambiguity was~~
~~not~~ Rules based upon
them ~~were~~ inserted in the
Public Service Notifications
for the first time on its
 republication, after revision,
in ~~the~~ ~~an~~ G.O No 457 dt
d 2.1.12.04 and in the
Fort St George Gazette of the
3rd January 1905. These rules
(art 6. clause (2) and art 7 cl(2))
are, like the original orders,
susceptible of various interpretation
according as a wider or a
narrower connotation is
attached to the ^{expression} ~~word~~ "Revenue
Department". They will now
be revised as follows:

For art. 6. clause (2) of the
Public Service Notifications
published in the Fort St George Gazette of 3rd Jan
1905 substitute the following:

Art 6. cl(2): The members
of the Board of Revenue may

sanction the entertainment in acting vacancies ~~that not in permanent or permanent sub pro tempore vacancies~~ in the departments severally or jointly administered by them, of unpassed candidates without limit of time or salary.

For art 7 cl 1 of the Public Service Notⁿ published in the Fort L. G. Gazette of 3rd Jan. 1905 substitute the following
 Art 7 cl 1 The members of the Board of Revenue may sanction the exemption of persons in the departments severally or jointly administered by them for a period not exceeding twelve months, provided that the exemption shall remain in force only until the publication of the results of the next examination.

8-2-05
 20-1-05

Note.

+ If this is inserted in cl 2 it will also have to be inserted in other clauses of Art 6. It is hardly necessary as the Board really ought to know whether a sub-pro-temp vacancy is or is not an acting vacancy. But, as a matter of fact, this question arose out of a telephone message from the Board who asked for papers in which they had recommended exemption for appointment to sub-pro-temp vacancies to be returned on the strength of the new Notⁿ.

Handwritten notes:
 If necessary in explanation of the new Notⁿ appear in the margin of the rules

Board
 Land. Rev.
 Rev. Sett.
 Agr.
 Sup. Rev.
 Rev. Dep^t
 Part marked with a line in the margin: Gazette

[Faint, mostly illegible handwritten text on the left page, including fragments like "But it is inserted", "in other clauses of Art 6", "It is hardly necessary", "as the Board really ought to know", "whether a sub-pro-temp vacancy is or is not an acting vacancy", "But, as a matter of fact", "this question arose out of a telephone message from the Board", "who asked for papers in which they had recommended exemption for appointment to sub-pro-temp vacancies to be returned on the strength of the new Notⁿ"]

[E.]

1896.) 1 P

190

190

190

190

2p

Desp in ms & then print
Heuristification also counts
Commonis Gazette
Pg 2
6/3/15

3. The orders read above were ambiguously expressed. Rules based upon them were inserted in the Public Service Notification for the first time on

is ~~added~~^{given} to the expression
"Revenue Department" ~~they will now be~~^{the following notified}
with ~~be published~~ in the Gazette:
revised as follows:-

Art. 6 clause (2): The members of the Board of Revenue may sanction the entertainment in acting vacancies in the departments severally or jointly administered by them, of unpassed candidates without limit of time or salary.

Art. 7 clause (2): The members of the Board of Revenue may sanction the exemption of persons in the departments severally or jointly administered by them for a period not exceeding twelve months, provided that the exemption shall remain in force only until the publication of the results of the next examination.

H.D.T.
20-2-5.

h They will now be revised and

~~Submits that~~
~~this is not~~
~~the correct but~~
~~not the order -~~
~~action not part of~~
~~the rule as implied~~
~~by the word above.~~

S. C. 1915 dated
24/3/50

70
The Board of Revenue L.R.
R. St. John
~~St. John~~
S.R.
Revenue Dept. Secy.
Gazetted - 7-3-05

C. G. E.

Copy sent to press.

Returned for signature.

Despatched in print.

READ AGAIN G.O., No.
100

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

STATE OF GOVERNMENT

STATEMENT WITH DITTO

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4P
Index 1-5

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