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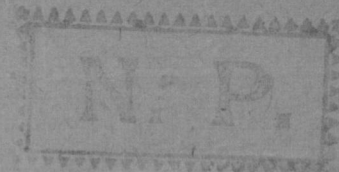
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Educational (1905) Department.

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G.O., No. 570

DATED 18-8-05



INDEXED

ORIGINAL

[Despatch Abstract.]

Exemption from the R. Rules.

Extending with remarks the powers of temporary exemption now exercised by heads of depts in regard to the employment of surpassed men in the public service

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Government of Madras.

EDUCATIONAL DEPARTMENT.

Recd.

Regd.

} 1905.

Enclosures

Spare copies

ORIGINAL

G.O., No. 570, 18th August 1905.

N. P.

Exemption from the Examination Rules.

Extending, with remarks, the powers of temporary exemption now exercised by heads of departments in regard to the employment of unpassed men in the public service.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

Order—No. 570, Educational, dated 18th August 1905.

In order to reduce the number of applications now received for the temporary exemption from the examination rules of unpassed men for employment in various capacities and to save the time of Government in dealing with such applications, the Governor in Council has resolved to extend the powers of exemption now exercised by heads of departments. They are accordingly authorised to sanction in future the entertainment in acting and sub. *pro tem.* vacancies and in temporary posts of unpassed men without limit of time but subject to the condition that the pay or acting allowance is not more than Rs. 20 per mensem.

2. The Members of the Board of Revenue have now the power to sanction the entertainment in acting vacancies in the departments severally or jointly administered by them of unpassed candidates without limit of time or salary. This power will not be restricted by the orders now issued; while it will be extended so as to cover the entertainment of unpassed men in sub. *pro tem.* vacancies and in temporary posts without limit of time, but subject to the condition that the pay of the sub. *pro tem.* or temporary post is not more than Rs. 20 per mensem.

3. Heads of departments will understand clearly that these extended powers are given them merely in order to reduce the amount of work involved in correspondence on the subject of temporary exemptions, but that it is their duty as far as possible to secure qualified men for posts when vacancies occur. Government will not consider length of service by unqualified men as affording any claim to exemption from the qualifications prescribed for permanent appointments. Unpassed men should not be promoted to higher acting posts on Rs. 20 when passed candidates holding permanent posts on lower pay are available for promotion, nor should an unpassed man be permitted to continue in a post for which passed candidates can be found, merely because he is "a useful office hand" and has gained experience in details of office routine.

4. The necessary alterations will be made in the Public Service Notification now under revision.

(True Extract.)

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

To the Director of Public Instruction.
" the Commissioner for Government Examinations.
" the Superintendent, Government Museum.
" Departments of the Secretariat.

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O., No. 570, EDUCATIONAL, DATED 18TH AUGUST 1905.

[SUBJECT.—Exemption from the Examination Rules.]

From the Public Works Department, dated 6th June 1905, No. 3439 C.

Please see paragraph 1 of G.Os., R. No. 401, Educational, dated 13th August 1904, and No. 118, Educational, dated 2nd March 1905.

2. The Superintending Engineer, III Circle, now advances special grounds for further exemption being granted in the cases of Vittal Rao and Abdul Qadir until they can be replaced by passed men—*vide* paragraph 2 of his letter. For orders as to whether the special grounds set forth may be accepted as sufficient.

R.N.—9-6-05.

T. KANAKASUNDARAM PILLAI—9-6-05.

A. GALLETTI—9-6-05.

I consider that the orders should not be modified. If the Superintending Engineer cannot get passed men he should get other unpassed men. So long as unpassed men are allowed to continue indefinitely without break, proper effort *will not* be made to secure passed men. Naturally the Superintending Engineer (Mr. Handcock) thinks it desirable to retain men who have mastered office routine, but the longer they are allowed to be retained the longer applications for their retention will come in, until finally a claim to recognise their service for pension.

There must be a reasonable break in the service of these unpassed men before they can be re-entertained.

2. It is submitted that, for the purpose of these rules, the qualifications urged are to some extent disqualifications, viz., long and continuous service.

3. Honourable Member has approved generally of the proposal to limit the term of employment of unpassed men in permanent posts to two years.

4. The Superintending Engineer may be told, if he cannot find passed candidates, to replace these men by other unpassed men for whose entertainment sanction should be obtained in the ordinary course. He may be asked to report the date on which the services of these two men are dispensed with.

H. D. TAYLOR—10-6-05.

What is the good of shutting one's eyes to facts? You have learned clearly otherwise that educated men are not to be got in this particular quarter. What claims do unpassed men accumulate? You asked for very special reasons and have got them. I do not think that Ellore is as Kurnool or Bellary. No office can go on making its changes with unpassed or imperfectly educated men every two years.

2. If there were any proof that passed men could be found I would be the last to sanction continuance of what gives so much trouble. Can you aver that they can be found?

J. T[OMSON]—13-6-05.

I do not think that a sufficiency of passed men can be found for temporary posts in Kurnool. The order refusing exemption was drafted in accordance with my note of 25th February 1905, which had the general approval of the Honourable Member. These appear to be temporary posts and there is not the same objection that exists in the case of allowing unpassed men to sit tight in permanent and pensionable posts. In the latter case applications would, in the course of time, and in the absence of a break, be certain to follow for permanent exemption, with permission to count past service for pension.

A 2. But in order to reduce the number of these constant references I would extend the powers of heads of departments to the granting of exemptions in respect of qualifications for *employment in temporary or acting posts up to Rs. 20 in all cases and for any length of time.* A draft is submitted for approval.

H. D. TAYLOR—13-6-05.

A—I have no objection provided you make it plain that this permission is given to save the time of Government in dealing with applications, and with full warning that it is the business of officers to find qualified men and that Government will not pay any regard to length of service by unqualified men when it is a matter of filling permanent posts.

Issue.

The note should be abstracted and the question of delegating powers of exemption to heads of departments, when such delegation had not yet been sanctioned, should be dealt with separately.

H. D. TAYLOR—15-6-05.

[G.O., No. 411, Educational, dated 15th June 1905.]

The powers of exemption now exercised by heads of departments are given in paragraph 5 of the revised Public Service notification, clauses (2) to (7).

2. The Members of the Board of Revenue exercise very extended powers; they can sanction the appointment of unpassed men in acting* vacancies without limit of time or salary. They have, however, no power to sanction the employment of unpassed men in temporary appointments.

* Or sub. *pro tem.*?

A. GALLETTI.

3. The powers of heads of departments, Collectors, District Judges and others are restricted to vacancies which do not exceed three months in duration and cases in which the acting allowance available is not more than Rs. 15 *per mensem.* In Ganjam, Vizagapatam, the Ceded districts and the Nilgiris, Collectors can sanction appointments for six months.

4. It is not clear whether the proposed extension of powers in respect of temporary or acting posts up to Rs. 20 is to be given only to heads of departments or also to Collectors, District Judges, Superintending Engineers, Conservators of Forests, Revenue Divisional officers and the Examiner of Public Works Accounts.

H. D. TAYLOR.

Orders on this point are solicited.

5. A draft order is placed below for approval.

T.K.—17-7-05.

Submitted that a separate order on this point need not issue. The republication of a revised Public Service notification, with reference to absolution of Primary examination, is only waiting for information as to what posts are superior and what inferior service. On republication the exemption clauses 5 and 6 can appear with any modifications that may now be ordered.

A. GALLETTI—18-7-05.

A separate Government order seems necessary in order to emphasise the conditions prescribed by the Honourable Member in his note of 14th June 1905.

2. Please type the draft and circulate to all departments of Secretariat for remarks.

H. D. TAYLOR—19-7-05.

The draft has been typed. It may now be forwarded to the departments of the Secretariat for remarks.

P. T. THARYAN—19-7-05.

Make three copies and send one to Revenue, one to Public Works Department and one to the Chief Secretariat departments under the Assistant Secretary.

A. GALLETTI—20-7-05.

Copies have been made. They may now be sent on to the departments named.

R.N.—21-7-05.

P. T. THARYAN—21-7-05.

Yes.

A. GALLETTI—21-7-05.

To the Revenue Department.

„ „ Public Works Department.

„ „ Chief Secretariat Departments.

PUBLIC WORKS DEPARTMENT.

The draft may be approved in the Public Works Department.

R. PARSONS—22-7-05.

Accepted.

W. B. DEWINTON—24-7-05.

To the Educational Department.

PUBLIC DEPARTMENT.

The draft may be accepted in Public.

C. S. SIMPSON—21-7-05.

J. F. GRAHAM—22-7-05.

Yes. Accepted.

M. HAMMICK—24-7-05.

To the Educational Department.

REVENUE DEPARTMENT.

The Board of Revenue, which is a "head of department", may, under existing rules, "sanction the entertainment in acting vacancies . . . of unpassed candidates without limit of time or salary." In the draft order placed below it is proposed to authorize heads of departments "to sanction in future the entertainment in acting and sub. *pro tem.* vacancies and in temporary posts of unpassed men without limit of time but subject to the condition that the pay or acting allowance available is not more than Rs. 20 *per mensem.*" It is presumed that it is not intended to restrict the power given to the Board of Revenue in notification in G.O., No. 757, Educational, dated 21st December 1904, of entertaining unpassed candidates without limit of salary. The Board of Revenue being a head of department, it may be made clear in the draft order that paragraph 1 of the draft does not affect that power.

2. According to the Public Service notification the power of exempting unpassed candidates may be exercised only in respect of *acting* vacancies. In the draft order it is proposed to extend the power to appointments to sub. *pro tem.* vacancies and temporary posts. The necessary alteration in this respect may be made also in paragraph 5 (2) of the Public Service notification which deals with the powers of the Board of Revenue.

V.P.—24-7-05.

C. RATNAVELU MUDALIYAR—28-7-05.

M.B.—31-7-05.

S.N.S.—4-8-05.

V. A. ANANTARAMA AIYAR—4-8-05.

We may accept the draft order, subject to the remarks in paragraph 1 of the above office-note.

A. G. CARDEW—5-8-05.

To the Educational Department.

EDUCATIONAL DEPARTMENT.

The draft will be revised so as to make it clear that the present powers enjoyed by the Board are in no way restricted by the present order.

H. D. TAYLOR—7-8-05.

Submitted that the draft as now revised may issue. As soon as the order issues the revised Public Service notification will be further revised and issued.

P. T. THARYAN—9-8-05.

A. GALLETTI—11-8-05.

Please retype in full.

H. D. TAYLOR—12-8-05.

The draft has been retyped in full.

P. T. THARYAN—12-8-05.

A. GALLETTI—16-8-05.

For approval.

H. D. TAYLOR—16-8-05.

J. T. [HOMSON]—17-8-05.

[G.O., No. 570, Educational, dated 18th August 1905.]

ORDER:—No. 570 of 18-8-05
P. S.

In order to reduce the number of applications now received for the temporary exemption from the examination rules of unpassed men for employment in various capacities and to save the time of Government in dealing with such applications the Governor in Council has resolved to extend the powers of exemption now exercised by heads of departments. They are accordingly authorised to sanction in future the entertainment in acting and Sub pro tem vacancies and in temporary posts of unpassed men without limit of time but subject to the condition that the pay or acting allowance is not more than Rs. 20 per mensem.

2. The members of the Board of Revenue have now the power to sanction the entertainment in acting vacancies in the departments severally or jointly administered by them of unpassed candidates without limit of time or salary. This power will not be restricted by the orders now issued; while it will be extended so as to cover

the entertainment of unpassed men in Sub pro tem vacancies and in temporary posts without limit of time, but subject to the condition that the pay of the Sub pro tem or temporary post is not more than Rs.20 per mensem.

3. Heads of Departments will understand clearly that these extended powers are given them merely in order to reduce the amount of work involved in correspondence on the subject of temporary exemptions, but that it is their duty as far as possible to secure qualified men for posts when vacancies occur. Government will not consider length of service by unqualified men as affording any claim to exemption from the qualifications prescribed for permanent appointments. Unpassed men should not be promoted to higher acting posts on Rs.20 when passed candidates holding permanent posts on lower pay are available for promotion, nor should an unpassed man be permitted to continue in a post for which passed candidates can be found, merely because he is "a useful office hand" and has gained experience in details of office routine.

4. The necessary alterations will be made in the Public Service Notifi-

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cation now under revision.

T.K.

17-7-05.

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H.D.T.
19-7-05.

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To

The Director of Public Instruction. ✓

" Commissioner for Govt. Examinations. ✓

" Superintendent, Government Museum. ✓

All Departments of the Secretariat. ✓

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