[R.]
800—13-5-04.

P. b.

Educational (1905) Department.

ORDINARY PRINTED.

G.O., No. 834-835

DATED 20-12-05

ORIGINAL

N. P.

D/ [illegible]

[illegible]
[illegible] 4. [illegible]
K.K.
20/12

8

T

INDEXED.

[Despatch Abstract.]

Medl College

Addressing the Govt of the Federated Malay States, on the subject of the re-admission into the Medl College of E. T. [illegible]cruz, lately a Military pupil of the College.

BACK PAPERS.

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

FURTHER PAPERS.

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

15c

Government of Madras.

EDUCATIONAL DEPARTMENT.

◆

Recd. } 1905. *Enclosures*

Regd. } 1905. *Spare copies*

ORIGINAL

G.O., &c., Nos. 834, 835, 20th December 1905.

N. P.

Medical College.

Addressing the Government of the Federated Malay States, on the subject of the readmission into the Medical College of E. J. deCruz, lately a military pupil of the college.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

Read—the following papers :—

I

Letter—from **Cland Severn**, Esq., Acting Federal Secretary, Federated Malay States.
To—the Secretary to the Government of Madras, Educational Department.
Dated—Perak, the 4th September 1905.
No.—7152.

I am directed to inform you that the Government of Perak is prepared to pay for the future training as a student apothecary of Mr. deCruz who has already been studying for some three years as a military pupil at the Madras Medical College and obtained class certificate but failed to pass an examination held last March and was dismissed.

2. I am to ask if you can be so good as to authorise his readmission and to arrange, as you have kindly done in previous cases, for the payment of his subsistence allowance at the rate of Rs. 67 per mensem.

3. I understand that, pending the sanction of the Madras Government, the Principal of the Madras Medical College has been good enough to allow Mr. deCruz to attend the college and I would ask that his subsistence allowance from the Perak Government may be paid to him from the date on which he was allowed to resume his studies.

II

Endorsement No. 543, Educational, dated 21st September 1905.

Referred to the Director of Public Instruction for early remarks.

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

III

Letter—from the Hon'ble Mr. A. G. Bourne, D.Sc., F.R.S., Director of Public Instruction.
To—the Secretary to Government, Educational Department.
Dated—Madras, the 12th October 1905.
No.—Ref. on Cur. 8140.

In returning herewith Endorsement No. 543, Educational, dated 21st September 1905, I have the honour to state that the Principal of the Medical College reports that E. J. deCruz was dismissed with effect from the 1st April last for failure to pass the second examination for the apothecary department held by the Board of Examiners and that, pending the sanction of Government, he has been allowed to attend the classes in order that he may not lose the benefit of the lectures in conformity with the desire of the Perak Administration.

IV

Memorandum No. 624, Educational, dated 28th October 1905.

With reference to rule 7 of the rules for the remand and dismissal of students in the apothecary department of the Medical College printed as annexure to G.O., No. 374, Educational, dated 8th August 1903, the Director of Public Instruction is requested to be so good as to ascertain and report—

(1) whether the Medical College Council has permitted Mr. deCruz, a dismissed student of the college, to rejoin the college, and

(2) whether he has refunded all stipends previously drawn by him.

(By Order.)

A. Galletti,
Asst. Secretary to Government.

To the Director of Public Instruction.

V

Letter—from the Hon'ble Mr. A. G. Bourne, D.Sc., F.R.S., Director of Public Instruction.
To—the Secretary to Government, Educational Department.
Dated—Madras, the 22nd November 1905.
No.—Ref on Cur. 8140.

With reference to Government Memorandum No. 624, Educational, dated 28th October 1905, I have the honour to state that the Principal, Medical College, reports that E. J. deCruz "was permitted to rejoin the college as a tentative measure" in order that he might not lose the session and that he has not refunded the stipends previously drawn by him. Apparently the College Council was not consulted in the matter, because it was the desire of the Perak Government that the student should be allowed to attend the classes pending the final orders of the Madras Government on the subject. Although it has been decided in G.O., No. 489, Educational, dated 9th August 1904, that rule 7 of the rules for the remand and dismissal of students in the apothecary department should be applied to colonial apprentices also, it is not clear how the rule can be enforced in the case of deCruz. His tuition fees have been duly paid and his stipends have been borne by the Perak Government; and if he should be required to refund the latter, the refund should apparently be made to that Government only. Nothing is due from him to the Madras Government as he has duly *paid* for his education at the college. If, again the Perak Government is prepared, as I presume it is, to bear the cost of his further education from the date of his readmission, it is doubtful whether he can be said to be readmitted as a "private" student.

Order—No. 834, Educational, dated 20th December 1905.

The Government of the Federated Malay States will be addressed.

(True Extract.)

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

Letter—from H. D. TAYLOR, Esq., I.C.S., Acting Secretary to the Government of Madras, Educational Department.
To—the Resident-General, Federated Malay States.
Dated—the 20th December 1905.
No.—835, Educational.

I am directed to acknowledge the receipt of the Federal Secretary's letter No. 7152-Perak, dated 4th September 1905, on the subject of the readmission, into the apothecary department of the Madras Medical College, of E. J. deCruz, lately a military pupil of the college.

2. In reply I am to state that E. J. deCruz was dismissed from the college with effect from 1st April last for failure to pass the second examination for the apothecary department held by the College Board of Examiners and that, under the rules of the college, students so dismissed may rejoin the college only with the permission of the College Council and after refunding all stipends previously drawn by them. DeCruz has drawn stipends from this Government to the extent of Rs. 1,181-4-0, which he appears to be unable to refund.

3. In these circumstances I am directed to enquire whether the Perak Administration is prepared to refund the sum due from deCruz, since it is only on this condition that he can be permitted to continue his course of studies in the Madras Medical College.

Pending a reply to this letter, which I request may be communicated at a very early date, I am to say that His Excellency the Governor in Council in deference to your wishes is allowing deCruz to continue his attendance at the college.

Educational Department.

NOTES CONNECTED WITH G.O., Nos. 834, 835, EDUCATIONAL, DATED 20th DECEMBER 1905.

[Subject.—*Readmission into the Medical College as a Colonial student of a dismissed pupil of the Military Assistant Surgeon Grade.*]

From the Federal Secretary, Federal Malay States, dated 4th September 1905, No. Perak/7152.

From the Director of Public Instruction, dated 12th October 1905, No. 8140.

Mr. E. J. D'Cruz, a pupil of the Military Assistant Surgeon grade, was dismissed from the Medical College with effect from the 1st of April last for failure to pass the second examination for the Apothecary Department held by the College Board of Examiners. The Government of Perak have taken him as a Colonial student and, pending the sanction of Government, the College authorities have allowed him to continue in the college. The Government of the Federated Malay States now request that his readmission may be authorized and arrangements made for the payment of his subsistence allowance at the rate of Rs. 67 *per mensem.*

2. Mr. D'Cruz must have been dismissed under rule 6 of the rules on page 3 of G.O., No. 374, Educational, dated 8th August 1903. Under rule 7, as modified by G.O., No. 691, Educational, dated 23rd November 1904, he could have rejoined the college as a private student *if so permitted by the College Council*, but on condition that he refunded all stipends previously drawn by him unless the claim for refund was waived with the permission of the Director-General, Indian Medical Service, on the student's binding himself to enter the Indian Subordinate Medical Department on the completion of his studies. There is, however, nothing to show that—

(1) the College Council has permitted him to rejoin;

(2) he has refunded all stipends drawn by him.

Should information on these points be called for?

3. The sanction of Government is not required for his readmission. It would have been necessary if he were not a matriculate and had to be admitted for the first time. His case now comes under the rules for the remand and dismissal of students in the Apothecary Department of the Medical College—G.O., No. 374, Educational, dated 8th August 1903.

P. T. Tharyan—18-10-05.

A. Galletti—23-10-05.

The Government of Perak require a reply. The information on points (1) and (2) should be called for.

H. D. Taylor—24-10-05.

A draft memorandum is submitted below for approval.

K.K.M.—25-10-05.

P. T. Tharyan—25-10-05.

Issue.

A. Galletti—27-10-05.

[Memorandum No. 624, dated 28th October 1905.]

From the Director of Public Instruction, dated 22nd November 1905, *No.* 8140.

In reply to Memorandum No. 624, Educational, dated 28th October 1905, the Director states that Mr. E. J. D'Cruz was permitted as a tentative measure to rejoin the college by the Principal of the Medical College but not by the College Council and that he has not refunded the stipends previously drawn by him. The Director doubts whether the rule regarding refund can be enforced in the case of Mr. D'Cruz as the Government of Perak do not raise the question of refund, but on the other hand are prepared to bear the cost of his further education, and whether in the circumstances he can be said to be readmitted as a "private" student.

K.K.M.—28-11-05.

There appears to be some misapprehension. The Federal Secretary says that Mr. D'Cruz was "studying for some three years as a *Military* pupil at the Madras Medical College". The Director says that "nothing is due from him to the Madras Government as he has duly *paid* for his education at the college", and yet that "he has not refunded the stipends previously drawn by him". The Director may perhaps see the file u.o. so that he may furnish the exact information required by Government. Apparently he has not kept copy of the Federal Secretary's letter and is under the impression that Mr. D'Cruz was a Colonial student from the very date he first joined the college.

Yes.
H. D. TAYLOR.

The sanction of the College Council to his readmission should also be apparently obtained.

P. T. THARYAN—28-11-05.

A. GALLETTI—30-11-05.

H. D. TAYLOR—1-12-05.

To the Director of Public Instruction.

OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION.

I certainly overlooked the fact that he had been a Military pupil. The letters from the Principal of the Medical College, which were alone before me at the time, led me to infer that he had been a Colonial pupil.

The Federal Secretary asks that his readmission to the college may be sanctioned and the Perak Government are prepared to pay subsistence allowance. He has, however, drawn Rs. 1,181-4-0 in stipends and he is apparently unable to refund this amount. The Principal of the Medical College now says that "it is therefore unnecessary to obtain the permission of the College Council to his readmission. Under the circumstances the Perak Government may be informed that the student cannot be readmitted here. Pending further orders, Mr. D'Cruz is allowed to continue his attendance at the college".

A. G. BOURNE—8-12-05.

For orders.

If the Perak Government will refund the amount due from Mr. D'Cruz (Rs. 1,181-4-0), there appears to be no reason why he should not be allowed to continue as a Colonial student. Should they be asked?

P. T. THARYAN—12-12-05.

A. GALLETTI—13-12-05.

The circumstances may be explained to the Government, Perak, and they may be asked to refund the sum of Rs. 1,181-4-0. Otherwise we may express regret that Mr. D'Cruz cannot be permitted to continue his attendance at the college.

H. D. TAYLOR—14-12-05.

The draft placed below is submitted for approval.

K.K.M.—15-12-05.

P. T. THARYAN—15-12-05.

C. A. SOUTER—16-12-05.

H. D. TAYLOR—17-12-05.

Approved.

G. S. F[ORBES]—18-12-05.

Issue.

H. D. TAYLOR—20-12-05.

[G.O., Nos. 834, 835, Educational, dated 20th December 1905.]

Memo 543/03 Edl

3 1808

3 P

Stock Form No. 135
3,700—17-6-05.

EDUCATIONAL DEPARTMENT.

LOCAL & MUNICIPAL
14 OCT 1905
SECRETARIAT.

Received 14 OCT 1905 190 , *Registered* 14-10 1905.

Subject.

Resubmitting with remarks Government Endorsement No. 543 Edl. dated 21st September 1905 regarding one E.J. D' Cruz an Apothecary student in the Madras Medical College from the Selangor State.

ENCLOSURES.
No. 1 in original
Spare copies

Ref on Current No. 8140/05

Station Madras, *Dated the* 12th October 1905

From (Name) The Hon'ble Mr. A.G. Bourne, D.Sc., F.R.S.

(Designation) - Director of Public Instruction

To The Secretary to the Government of Madras,
Educational Department.

Sir,

Page 2, [illegible]

In returning herewith endorsement No. 543 Educational dated 21st September 1905 I have the honour to state that the Principal of the Medical College reports that E.J. D' Cruz was dismissed with effect from the 1st April last for failure to pass the second examination for the Apothecary department held by the Board of Examiners and that, pending the sanction of Government he has been allowed to attend the classes in order that he may not lose the benefit of the lectures in conformity with the desire of the Perak Administration.

I have the honour to be,

Sir,

Your most obedient servant,

T. R. [illegible]

For Director of Public Instruction.

11-10-05

Memo 624 : 28-10-05
Go 489 : 9-8-04

Ed

Stock Form No. 135
3,700—17-6-05.

CURRENT No. 2038

58

EDUCATIONAL DEPARTMENT.

LOCAL & MUNICIPAL
23 NOV 1905
SECRETARIAT.

Received .... 190 , *Registered* 23 — 11 - 1905.

Subject.

Submitting report called for in Memorandum No. 624 Educational d/ 28th October 1905 regarding one D'Cruz a Colonial student in the Apothecary Department of the Madras Medical College from the Salangor State.

ENCLOSURES.
No. ....
....
Spare copies ....

Ref on Cur No. 8140/05

Station Madras , *Dated the* 22nd November 1905

From (Name) The Hon'ble Mr. A.G. Bourne, D.Sc., F.R.S.,

(Designation) Director of Public Instruction

To The Secretary to the Government of Madras,
Educational Department.

Sir,

page 4 get.

With reference to Government Memorandum No. 624 Educational dated 28th October 1905 I have the honour to state that the Principal, Medical College reports that E.J. D'Cruz "was permitted to rejoin the College as a tentative measure" in order that he might not lose the session and that he has not refunded the stipends previously drawn by him. Apparently the College Council was not consulted in the matter because it was the desire of the Perak Government that the student should be allowed to attend the classes pending the final orders of the Madras Government on the subject. Although it has been decided in G.O. No. 489 Educational dated 9th August 1904 that Rule 7 of the Rules for the Remand and Dismissal of students in the Apothecary Department should be applied to Colonial apprentices also, it is

R

63

not clear how the rule can be enforced in the case of D'Cruz. His tuition fees have been duly paid and his stipends have been borne by the Perak Government; and if he should be required to refund the latter the refund should apparently be made to that Government only. Nothing is due from him to the Madras Government as he has duly paid for his education at the College. If, again the Perak Government is prepared, as I presume it is, to bear the cost of his further education from the date of his readmission it is doubtful whether he can be said to be readmitted as a "private" student.

I have the honour to be,

Sir,

Your most obedient servant,

T R Scott

For Director of Public Instruction.

H.
22-11-05

4

[E. / 12.]
1,000—14-6-05.

EDUCATIONAL DEPARTMENT.

6 P

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

READ ALSO:-

C. No. 1650, From the Federal Secretariat F.M.S. No. 7152, dated 4-9. 1905.
" " 1808, " " D.P.I. Re., " 8140, " 12. 10. 1905.
" " 2038, " " D.P.I. Re., " 8140, " 22-11-1905.

ORDER No. 834, dated 20-12-1905.

P. S.

The Government of the Federated Malay States will be addressed.

KKW 15.12.05 PH 15/12/5 CS 16/12/05 HDT 17.12.05

Letter No. 835 d/ 20.12.05

To the Resident-General,
Federated Malay States.

Sir,

I am directed to acknowledge the receipt of the Federal Secretary's letter No. 7152/Perak d/ 4th September 1905, on the subject of the re-admission into the apothecary department

Issue to-day with print.

PJ 20/12/5

Desp'd 20/12/5

Recd

2

5.

78

There are 100 De Cruz always give name specifically 8/7

department of the Madras Medical College, of ~~Mr~~ E.J. de Cruz, ~~a~~ lately a Military pupil of the College.

2. In reply I am to state that ~~Mr~~ E.J. de Cruz was dismissed from the College with effect from 1st April last for failure to pass the Second examination for the apothecary department held by the College Board of Examiners and that under the rules of the College, Students so dismissed may rejoin the College only with the permission of the College Council and after refunding all Stipends previously drawn by them. ~~Mr~~ De Cruz has drawn stipends from the Government to the extent of Rs 1181-4-0 which he appears to be unable to refund. ~~The required permission of the College Council also~~ has ~~not yet been obtained but there will be no difficulty about~~ that ~~this if the refund is made.~~

Rule 7 on page 30 of G.O. No. 3374 Edl dt 8th August 1903. O.

3. In these circumstances I am directed to enquire whether the Perak Administration is

prepared

prepared to refund ~~to the Govt.~~ ~~the,~~ the sum due from ~~Mr.~~ the De Cruz, since it is only ~~and in consideration of which payment alone he~~ on this condition that he can be permitted to continue his course of studies in the Madras Medical college.

Pending a reply to this letter which I request may be communicated at a very early date ~~and~~ in deference to your wishes ~~I~~ am to say that H.E. the Governor in Council is allowing Mr. De Cruz to continue his attendance at the college.

P.T.T.
15-12-5.

C.A.S.
16-12-5.

H.D.T.
17-12-5.

3

prepared to refund to the Govt the
sum due from Mr de Cruz,
and in consideration of which
payment alone he can be permitted
to continue his course of
studies in the Madras
Medical College.

~~In the meantime~~

Pending a reply to
this letter, ~~I am to say that~~
~~H.E. the Govr in Council~~ which
I request may be communicated
at a very early date, I am
to say that H.E. the Govr in
Council is allowing
Mr de Cruz to continue his
attendance at the College

17.12.05.

~~prepared to~~ ~~pay the amount due~~ refund to the Govt the
~~. If not, I am to express
the regret of His Excellency
the Governor in Council that
~~he cannot permit~~ Mr de Cruz
cannot be permitted
to continue his attendance at
the College.~~

P.H.
15/12/05

A.S.
16/12/05

and in deference to your wishes

KR
to print

GOMs. 834-5 / 20-12-05

First copy sent to Press.

Returned for signature.

Despatched in print.

NUMBER OF COPIES REQUIRED.
- Order complete.
- Letter only.
- Order complete with Letter. —— 25

+ 15 copies of notes

READ AGAIN G.O., No. , DATED
190

CURRENT No. —— 1650 (A) —— I

Endt no 543 —— II

Cno 1808 (A) —— III

Memo 624 —— IV

Cno 2038 (A) V

(80 + notes)

ENCLOSURES TO C. No.

Press
Strike off
K.K.M
2/4/6

ORDER OF GOVERNMENT .... A

LETTER OF GOVERNMENT. .... A

9 P
notes 1-5 P

STATEMENT WITH DITTO.

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

N.B.—
A = Print in full.
B = Not to be printed.
P = Print abstract only.
Q = Print heading only.