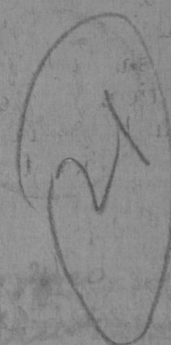
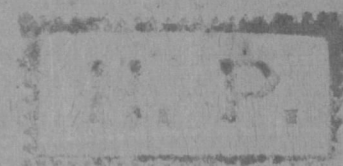


[]
500-19-1 06
Educational (1906) Department.

ORDINARY PRINTED.

G.O., No. 17-18

DATED 12-1-06



[Despatch Abstract.]

Educational Service

*Addressing the Govt of India on
the subject of the allowances admissible to
an officer of the subordinate — acting in
an appointment in the Provincial Service —*

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 of Madras.

EDUCATIONAL DEPARTMENT.

Recd.

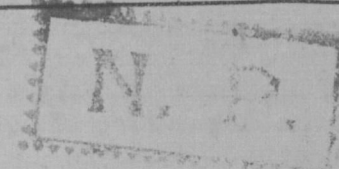
Regd.

} 1906.

Enclosures

Spare copies

G.O., &c., Nos. 17, 18, 12th January 1906.



Educational Service.

Addressing the Government of India on the subject of the allowances admissible to an officer of the Subordinate — acting in an appointment in the Provincial Service.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

READ—the following paper :—

Letter—from H. HESLTYNE, Esq., Assistant Secretary to the Government of India, Finance Department
To—the Secretary to the Government of Madras, Educational Department.
Dated—Calcutta, the 17th November 1905.
No.—6387-P.

I am directed to forward copy of a letter from the Accountant-General, Madras, No. G. 645/5627, dated the 10th August 1905, in which he enquires, with reference to the case of M.R.Ry. M. Venkataratnam, Acting First Assistant, Teachers' College, Saidapet, whether an officer of the Subordinate Educational Service acting in an appointment in the Provincial Educational Service is entitled to the full allowance of Rs. 50 admissible under article 139, Civil Service Regulations, even though the salary thus arrived at may exceed the pay of the grade in which he is appointed to act.

2. It has been ascertained that the practice obtaining in the Madras Presidency is that when a temporary vacancy occurs in the higher grades of the Provincial Educational Service officiating promotions from the lower grades are not made, the proviso to article 140, Civil Service Regulations, being considered applicable, but an excess appointment is made in the last grade against the vacancy in the higher grade, and an officer of the Subordinate Educational Service is promoted to it and appointed to officiate in one of the posts in the chain of arrangements.

3. The effect of promoting an officer to officiate in a specific grade must be to restrict his salary to the pay of that grade, and the Government of India are inclined to rule that in the case of the Madras Provincial Educational Service the provisions of article 139, Civil Service Regulations, should not be applied so as to give an officer higher emoluments when officiating in a particular grade than he would get if confirmed in it, and that the allowance prescribed in that article should only be allowed when the officiating officer is not appointed to act in any particular grade. Before orders are issued in the above sense, I am to request that, with the permission of His Excellency the Governor in Council, the Government of India may be informed of the reasons for the practice explained in paragraph 2 above.

ENCLOSURE.

Letter—from W. DOBBIE, Esq., Accountant-General, Madras.
To—the Secretary to the Government of India, Finance Department.
Dated—the 10th August 1905.
No.—G. 645/5627.

With reference to Finance Department letter No. 5374 P, dated 9th October 1902, stating that the fixed allowances mentioned in article 139 of the Civil Service Regulations are not subject to the rule of maximum and minimum salary in article 96 of the regulations, a question has arisen whether an officer of the Subordinate Educational Service acting in an appointment in the Provincial Educational Service is entitled to the full allowance of Rs. 50 admissible under article 139 even though the salary thus arrived at may exceed the pay of the grade in which he is appointed to act.

2. The case that has given rise to the question is that of M.R.Ry. M. Venkataratnam, Acting First Assistant, Teachers' College, Saidapet. This officer whose substantive appointment in the Subordinate Service is Third Assistant, Teachers' College, on Rs. 150—5—200 per mensem has been appointed to officiate almost continuously from 9th March 1900 in temporary vacancies in posts reserved for officers of the Provincial Educational Service, but always in the last grade. His salary has therefore been restricted to Rs. 200 per mensem, the pay of that grade. The officer, however, now contends that he should have all along been paid the allowance of Rs. 50 in full

in addition to the pay of his substantive appointment on the ground that section 96 of the Civil Service Regulations does not apply to officers of the Subordinate Educational Service acting in appointments in the Provincial Educational Service, as special sections 139 and 141 with its note have been provided to meet their case and that a similar case to his that occurred in the Mercara High School, Coorg, was decided in accordance with this view. I am not aware of the circumstances in the case of the appointment in the Mercara School, but it appears to me to be open to question that an officer appointed to officiate in a particular grade may, during his acting tenure, be allowed salary in excess of the pay he would draw if confirmed in the grade. I therefore submit the case for the orders of Government.

Order—No. 17, Educational, dated 12th January 1906.

The Government of India 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 Secretary to the Government of India, Finance Department.
Dated—Fort St. George, the 12th January 1906.
No.—18, Educational.

I am directed to acknowledge the receipt of Mr. Heseltine's letter No. 6387 P., of the 17th November 1905, on the subject of the allowances admissible to an officer of the Subordinate Educational Service acting in an appointment in the Provincial Service.

2. In reply I am directed to state that no record can be discovered of any special reasons for the adoption of the practice now obtaining in the Madras Presidency under which whenever a temporary vacancy occurs in the higher grades of the Provincial Educational Service an excess appointment is made in the last grade against the vacancy in the higher grade and an officer of the Subordinate Educational Service is promoted to it and appointed to officiate in one of the posts in the chain of arrangements. I am to add that His Excellency the Governor in Council has no objection to the rule proposed by the Government of India that in the case of the Provincial Educational Service the provisions of article 139, Civil Service Regulations, should not be applied so as to give an officer higher emoluments when officiating in a particular grade than he would get if confirmed in it, and that the allowance prescribed in that article should only be given when the officiating officer is not appointed to act in any particular grade.

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O., Nos. 17, 18, EDUCATIONAL, DATED
12TH JANUARY 1906.

[SUBJECT.—*The allowance payable to an officer of the Subordinate Educational service acting in an appointment in the Provincial service.*]

*From the Government of India, Finance Department, dated 17th November 1905,
No. 6387 P.*

Under article 139 of the Civil Service Regulations, an officer of the Subordinate Educational service acting in an appointment in the Provincial service is entitled to an acting allowance of Rs. 50 a month. But on the appointment of M.R.Ry. M. Venkataratnam, an officer of the Subordinate service on Rs. 150—5—200, to act in the last grade—Rs. 200—of the Provincial service, the Accountant-General restricted his salary to Rs. 200, the pay of that grade, and on his claiming the full allowance of Rs. 50, the Accountant-General referred the matter to the Government of India. That Government is inclined to rule that article 139 of the Civil Service Regulations should not be applied so as to give an officer higher emoluments when officiating in a particular grade than he would get if confirmed in it and that the allowance prescribed in that article should only be given when the officiating officer is not appointed to act in any particular grade.

2. In this Presidency, however, when a temporary vacancy occurs in the higher grades of the Provincial service, officiating promotions from the lower grades are not given, but an excess appointment is made in the last grade against the vacancy in the higher grade and an officer of the Subordinate service is appointed to act in that appointment. Before orders are issued as above, the Government of India wish to know the reasons for the Madras practice.

3. When proposals were submitted for the creation of the Provincial service, it was suggested that "the various grades should be distinct classes for the purposes of article 155 (now 140) of the Civil Service Regulations"—paragraph 4 (i), page 24, of G.O., No. 33, Educational, dated 21st January 1893. The Government of India were however unable to sanction the system of acting allowances involved in this suggestion—paragraph 15 of their letter—page 5 of G.O., No. 646, Educational, dated 4th September 1893. Beyond this it does not appear that there is any special reason for the practice in the Madras Presidency, except perhaps the consideration of the fact that there is some anomaly in a junior officiating officer occupying, however temporarily it may be, a higher position than a senior permanent officer. The Director may however be consulted before a reply is sent to the Government of India. The resolution of the Government of India in G.O., No. 741, Educational, dated 1st November 1899—paragraph 2 (2)—allows the payment of Rs. 50 in full when the appointment in the Provincial service in which a member of the Subordinate service is acting is substantively vacant.

P. T. THARYAN—29-11-05.

A. GALLETTI—30-11-05.

H. D. TAYLOR—1-12-05.

To the Director of Public Instruction for remarks.

I cannot discover any reason for the practice. I suppose that an officer of the Subordinate Educational service drawing less than Rs. 150 would draw only his pay *plus* Rs. 50. I should think it would be better if any officer or person appointed to act in the Provincial service drew the pay of one of the grades of that service. Ordinarily a member of the Subordinate Educational service would draw Rs. 200 while acting in the Provincial service, but it should be possible to give the pay of one of the higher grades. I presume that it is already possible; it is necessary in the case of an officer already drawing more than Rs. 200 in some other department. There is something anomalous about the whole article 139—there is little reason why an officer who draws Rs. 700 as a Provincial Inspector should draw Rs. 800 as Principal of Kumbakonam College which is on the whole a less responsible post.

A. G. BOURNE—4-12-05.

EDUCATIONAL DEPARTMENT.

The Director considers that while ordinarily a member of the Subordinate Educational service would draw Rs. 200 while acting in the Provincial service, it should be possible to give him the pay of one of the higher grades. The Director apparently means that it should be possible to put him to *act* in one of the higher grades. Submitted that even now there is no objection to an officer of the Subordinate service being appointed to *act* in the grade where the temporary vacancy has occurred. All that the Government of India have decided to rule is that when an officer is appointed

It would only be necessary to mention the grade when the object was to reduce the allowance below Rs. 50. If no grade is mentioned, Rs. 50 will be payable under Civil Service Regulations, 139.

A. GALLETTI.
H. D. TAYLOR.

to officiate in a grade his salary should not exceed the pay of the grade. In future perhaps officiating appointments may be made in the grade in which vacancies occur. The officiating officers will then draw allowances not exceeding Rs. 50 under article 139, Civil Service Regulations.

2. The present Madras practice referred to in paragraph 2 on page 1 is exactly what is followed in the case of Deputy Collectors.

3. Orders are solicited as to what answer should be sent to the Government of India.

P. T. THARYAN—5-12-05.

A. GALLETTI—6-12-05.

India desire to know the reason for applying the proviso to article 140, Civil Service Regulations, to temporary vacancies in the Provincial Educational service or for creating an additional appointment in the last grade against temporary vacancies in the higher grades. I recently raised the question whether grade promotions could be made in the Provincial Educational service and office noted that they could not under the proviso to article 140. But there appears to be some misconception. Under paragraph 15 of India's letter on page 5 of G.O., No. 646, Educational, dated 4th September 1893, India declined to sanction the application of article 155 (present article 140) to the Provincial Educational service, as their allowances are governed by article 139. We have however in practice adopted the proviso to article 140, which applies only to that article and not to article 139. We shall have to explain to India accordingly. Please draft for approval.

H. D. TAYLOR—7-12-05.

It is respectfully submitted that the mistake was in overlooking the note to article 141. This article is applicable to the whole section—section (vii)—other officers—of chapter VI and under the article the salary of an officiating officer should not exceed *the pay of the lowest grade* unless he belongs to another department and is specially appointed to officiate in a grade other than the lowest. The note to the article however takes away members of the Provincial or Subordinate Educational service appointed to officiate in a temporary vacancy in a post specially reserved for, or

which is usually filled by, officers of the Indian or Provincial Educational service from the operation of the article. India declined to sanction promotion from grade to grade already prohibited by article 140 (then article 155) and then appointments were made to the lowest grade under article 141, overlooking the note to that article.

2. The draft placed below is submitted for approval: if approved, it may be forwarded to Financial for acceptance.

P. T. THARYAN—9-12-05.

A. GALLETTI—9-12-05.

Please type, omitting paragraph 2. The reference in the notes to the point referred to in that paragraph was for our own information only. Our erroneous interpretations of the Civil Service Regulations will not help us with India.

H. D. TAYLOR—9-12-05.

Typed, omitting paragraph 2, and resubmitted.

P. T. THARYAN—9-12-05.

A. GALLETTI—9-12-05.

H. D. TAYLOR—10-12-05.

To the Financial Department for acceptance.

FINANCIAL DEPARTMENT.

The draft may be accepted. It may be suggested that the Accountant-General be given an opportunity of perusing the draft before issue.

S.D.M.—15-12-05.

There seems to be no objection to accepting the draft. The Accountant-General Letter G. 645—5627, dated 10th August 1905, has had his say to India and cannot help further. If he could quote any rulings supporting the Madras practice he would have done so in his letter to India.

C. M. SCHMIDT—4-1-06.

Yes; accepted.

M. HAMMICK—4-1-06.

To the Educational Department.

EDUCATIONAL DEPARTMENT.

For approval.

H. D. TAYLOR—5-1-06.

Approved.

G. S. F[ORBES]—6-1-06.

A[MPTHILL]—10-1-06.

Issue.

H. D. TAYLOR—11-1-06.

[G.O., Nos. 17, 18, Educational, dated 12th January 1906.]

CURRENT FILE.

CONTENTS.

From	Number.	Date.	Pages.
[2024] The Govt of India. Fr. D.	6387.P	17-11-05	1-6

PAPERS PUT UP WITH CURRENT No. 2024

Papers of the department to which the current belongs.

Number.	Date.	Original (=O) or spare copy (=S. C.).	Remarks. (In this column such of the papers as have been removed for copying, printing, &c., should be marked with a cross.)	Initials of Referencer with date in token of return to Reference department.

Papers of other departments.

Department.	Number.	Date.	Original (=O) or spare copy (=S. C.).	Despatcher to note the return of the papers to the departments concerned.

20/11/11 4792/H
CURRENT No. 2024

No. 6387-P.

GOVERNMENT OF INDIA.

FINANCE DEPARTMENT.

Calcutta, the 17th November 1905.

FROM

H. HESELTINE, ESQUIRE,
Asstt. Secy. to the Government of India,

To

The Secretary to the Government of Madras.

SIR,

I am directed to forward copy of a letter from the Accountant General, Madras, No. G-645 dated the 10th August 1905, in which he enquires, with reference to the case of M. R. Ry. M. Venkataratnam, Acting First Assistant Teachers' College Saidapat, whether an officer of the Subordinate Educational Service acting in an appointment in the Provincial Educational Service is entitled to the full allowance of Rs. 50/- admissible under Article 139 Civil Service Regulations even though the salary thus arrived at may exceed the pay of the grade in which he is appointed to act.

2. It has been ascertained that the practice obtaining in the Madras Presidency is that when a temporary vacancy occurs in the higher grades of the Provincial Educational Service officiating promotions from the lower grades are not made, the proviso to Article 140 Civil Service Regulations being considered applicable, but an excess appointment is made in the last grade against the vacancy in the higher grade, and an officer of the Subordinate Educational Service is promoted to it and appointed to officiate in one of the posts in the chain of arrangements.

3. The effect of promoting an officer to officiate in

2/

GOVERNMENT OF INDIA
FINANCE DEPARTMENT

in a specific grade must be to restrict his salary to the pay of that grade, and the Government of India are inclined to rule that in the case of the Madras Provincial ^{Educational} Service the provisions of Article 139 Civil Service Regulations should not be applied so as to give an officer higher emoluments when officiating in a particular grade than he would get if confirmed in it, and that the allowance prescribed in that Article should only be allowed when the officiating officer is not appointed to act in any particular grade.

Before orders are issued in the above sense, I am to request that, with the permission of His Excellency the Governor in Council, the Government of India may be informed of the reasons for the practice explained in paragraph 2 above.

I have the honour to be,
Sir,
Your most obedient servant,

W. Dobbie

Asstt. Secy. to the Govt. of India.

Red

Enclosure

3/

28.8

Gazetted Audit Deptt.

Office of the Accountant-General, Madras.
Fort St. George, the 10th August 1905.

No. G.645.
5627

From W. Dobbie, Esq.,
Accountant-General, Madras,
To
The Secretary to the Government of India,
Finance Department.

Sir,

With reference to Finance Department Letter No. 5374-P, dated 9th October 1902 stating that the fixed allowances mentioned in Article 139 of the Civil Service Regulations, are not subject to the rule of maximum and minimum salary in Article 96 of the Regulations, a question has arisen whether an officer of the Subordinate Educational Service acting in an appointment in the Provincial Educational Service is entitled to the full allowance of Rs.50/- admissible under Article 139 even though the salary thus arrived at may exceed the pay of the grade in which he is appointed to act.

2. The case that has given rise to the question is that of M.R.Ry. M. Venkataran^tam, Acting First Assistant, Teachers' College, Saidpet. This officer whose substantive appointment in the Subordinate Service is Third Assistant, Teachers' College, on Rs.150-5-200 per mensem has been appointed to officiate almost continuously from 9th March 1900 in temporary vacancies in posts reserved for officers of the Provincial Educational Service, but always in the last grade. His salary has therefore been restricted to Rs. 200 per mensem the pay of that grade. The officer, however, now contends that he should have all along been paid the allowance of Rs.50 in full in addition to the pay of his substantive appointment on the ground that Section 96 of the Civil Service Regulations, does not apply to officers of the Subordinate Educational Service, acting in appointments in the Provincial Educational Service, as special Sections 139 and 141 with its note, have been provided to meet their case and that a

similar

5 9 3810
similar case to his that occurred in the Mercara High School, Coorg, was decided in accordance with this view. I am not aware of the circumstances in the case of the appointment in the Mercara School, but it appears to me to be open to question that an officer appointed to officiate in a particular grade may during his acting tenure be allowed salary in excess of the pay he would draw if confirmed in the grade. I therefore submit the case for the orders of Government.

I have the honour to be,

Sir,

Your most obedient servant,

Sd/- W. Dobbie,

Accountant-General, Madras.

(True Copy.)

M. Chandani.

Registrar.

Finance Department.

6387

C. No. 2044 From the *Govt of India* *Final Defautt* No. 6387.P, dated 17-11-1905.

SUBJECT.

The allowances payable to an officer of the Subordinate Educational Service acting in an appointment in the Provincial Service.



Under article 139 of the C.S.R. an officer of the Subordinate Educational Service acting in an appointment in the Provincial Service is entitled to an acting allowance of Rs 50 a month. But on the appointment of Mr. M. Venkataratnam an officer of the Subordinate Service on Rs 150-5-200 to act in the last grade - Rs 200 - of the Provincial Service, the Accountant General restricted his salary to Rs 200 the pay of that grade and on his claiming the full allowance of Rs 50 the Accountant General referred the matter to the Govt of India. That Govt is inclined to rule that article 139 of the C.S.R. should not be applied so as to give an officer higher emoluments when officiating in a particular grade than he would get if confirmed in it and that the allowance prescribed in that article should only be given when the officiating officer is not appointed to act in any particular grade.

2. In this Presidency however when a temporary vacancy occurs in the higher grades of the Provincial Service, officiating promotions from the lower grades are not given but an excess appointment is made in the last grade against the vacancy in the higher grade and an officer of

the Subordinate Service is appointed to act in that appointment. Before orders are issued as above the Govt of India wish to know the reasons for the Madras practice.

3. When proposals were submitted for the creation of the Provincial Service, it was suggested that "the various grades should be distinct classes for the purposes of the 155 (now 140) of the C.S.R." - para: 4 (i), page 24 of

O. G.O. no 33 Ld. d. 21st January 1893. The Govt of India were however unable to sanction the system of acting allowances involved in this suggestion - para: 15 of their letter - page 5 of G.O. no 646 Ld. d. 4th September 1893. Beyond this it does not appear that there is any special reason for the practice in the Madras Presidency, except perhaps the consideration ^(of the fact) that there is some anomaly in a junior officiating officer ~~holding an~~ ^{permanent} occupying, however temporarily it may be, a higher position than a senior officer. The Director may however be consulted before replying before a reply is sent to the Govt of India. The resolution of the Govt of India

Q. P. in G.O. no 741 Ld. d. 1st November 1899 - para: 2 (i) - 29/11/5 allows the payment of Rs 50 in full when the appointment in the Provincial Service ~~in~~ ^{in which} a member of the Subordinate Service is acting is substantively vacant.

Est. no. 808 D

1-12-05

1004

1/12/5

For the D.S. in o. for remarks

14/12/5

1/12/05

100

The Director considers that while ordinarily a member of the Subordinate Educational Service would draw Rs 200 when acting in the Provincial Service, it should be possible to give him the pay of one of the higher grades. The Director apparently means that it should be possible to put him to act in one of the higher grades. Submitted that even now there is no objection to appoint an Officer of the Subordinate Service ^{being appointed} to act in the grade where the temporary vacancy has occurred. All that the Govt of India ~~have~~ ^{have} decided to ~~present~~ ^{rule} is that when an Officer is appointed to officiate in a grade his salary should not exceed the pay of the grade.

In future perhaps officiating appointments may be made in the grade in which vacancies occur. The officiating officers will then draw allowances not exceeding Rs 50 under article 139 C.S.R.

2. The present Madras practice referred to in para: 2 on page 1 is exactly what ~~is~~ ^{is} followed in the case of Deputy Collectors.

3. Orders are solicited as to what answer should be sent to the Govt of India.

6.12.5

Secretary

India desire to know the reason for applying the proviso to art 140 C.S.R. to temporary vacancies in the P.E.S. & for creating an additional appointment in the last grade against temporary vacancies in the higher grades. ~~It is suggested that the~~
~~provision should be applied to the P.E.S. & for creating an additional appointment~~
~~in the last grade against temporary vacancies in the higher grades.~~

It wd only be necessary to mention the grade where the object was to reduce the allowance below Rs 50. If no grade is mentioned, Rs 50 will be payable under C.S.R. 139.

100

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[Handwritten word 'head' with a line through it.]

I recently raised the question whether a promotion could be made in the P.E.S. - office noted that they could not under the proviso to art 140. But there appears to be some misconception. Under para 15 of L. 2011 letter on page 5 of 8.6.64. D. 4. Sept 93, L. 2011 decided to sanction the application of art 139 / present art 140 / to the P.E.S., as their allowances are governed by art 139. We have however in practice adopted the proviso to art 140, which applies only to that article and not to art 139. We shall have to explain to L. 2011 accordingly. Please refer for approval.

[Handwritten signature and date '2 Nov'.]

It is respectfully submitted that the mistake was in overlooking the note to Article 141. This article is applicable to the whole section - Section VII - other officers of Chapter VI and under the article the salary of an officiating officer should not exceed the pay of the lowest grade unless he belongs to another department and is specially appointed to officiate in a grade other than the lowest. The note to the article however takes away members of the Provincial or Subordinate Educational Service appointed to ^{officiate} in a temporary vacancy in a post specially reserved for, or which is usually filled by, officers of the Indian or Provincial Educational Service from the operation of the article. India

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Art 17-18

Secretary.

as
 17/12/05
 Encl no. 8328
 11-12-05
 Financial
 185872
 Dec 11-12-05

6
 15 6P
 declined to sanction promotion from grade to grade ^(already) prohibited
 by article 140 ^(then article 155) and then appointments were made to the
 lowest grade under article 141, overlooking the note to that
 article.
 P.H. 2. The draft placed below is submitted for approval:
 9/12/05 It appeared it may be forwarded to Financial for acceptance.
 H.Q. 12-5

Please type - omitting para 2. The reference
 in the notes to the point referred to at that
 place, was for our own information only.
 but erroneous interpretations of the C.P.R. will
 not help us in India.

H. Taylor
 9.12.05

Typed - omitting para 2 - & resubmitted.
 P.H. 2. 9/12/05 H. Taylor
 To the Financial Deptt
 for the C.P.R. acceptance
 10-12-05
 FINANCIAL DEPARTMENT.

Ar
 12/12/05
 185872

The draft may be accepted.
 It may be suggested that the Acct.
 General may be given an opportunity
 of perusing the draft before issue.

15/12/05

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C.B.

There seems to be no objection to accepting the draft - The A.G. has had his say to India & cannot keep further. If he could quote any returns supporting the Madras practice he would have done so in his letter to India

Letter 6645-32) of
10.8.05 (P. 3.07)



Chesmidt

4.1.06

Yes camp.

[Signature]

4.1.06

To the Col. no dept

[Faint handwritten text]

For approval

[Signature]

H. G. Govan

[Signature]
5.1.06

[Signature]

[Signature]

10-1-06

[Signature]
11.1.06

[808017-18 28 of 12-1-06]

READ ALSO:—

ORDER
P.S.

No. 17, dated 12-1-1906

The Govt. of India will be addressed.

H.D.T.
9-12-5.

Letter 18 27/2-1-56
To the Secretary to the Govt. of India
Finance Department.

Sir,

I am directed to acknowledge the receipt of Mr. Heseltine's letter No. 6387 P of the 17th November 1905 on the subject of the allowances admissible to an officer of the Subordinate Educational service acting in an appointment in the Provincial service.

despising
other kind
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9
10-1-06

Sept
12/1/6

S. Com. 2/16

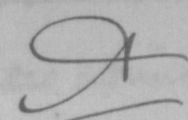
1858

2. In reply I am directed to state that no record can be discovered of any special reasons for the adoption of the practice now obtaining in the Madras Presidency under which whenever a temporary vacancy occurs in the higher grades of the Provincial Educational service an excess appointment is made in the last grade against the vacancy in the higher grade and an officer of the Subordinate Educational service is promoted to it and appointed to officiate in one of the posts in the chain of arrangements. I am to add that His Excellency the Governor in Council has no objection to the rule proposed by the Govt. of India that in the case of the Provincial Educational service the provisions of article 139 C.S.R. should not be applied so as to give an officer higher emoluments when officiating in a particular grade than he would get if confirmed in it, and that the allowance prescribed in that article should only be given when the officiating officer is not appointed to act in any particular grade.

P.T.T.
9-12-5.

A.G.
9-12-5.

H.D.T.
9-12-5.



10-1-06

1,000-14-6-05

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

READ ALSO:—

C. No. 2024, From the Port of India, Finance Deptt., No. 6387.P, dated 17-11-1905

ORDER

No. _____, dated _____, 190 .

The first of India will be addressed.

PH
8/12/5

HO2
9-12-01

Letter

To the Secretary to the Govt of India
Finance department

Si.

I am directed to acknowledge the receipt of Mr. Heselting's letter no 6387-P of the 17th November 1905 on the subject of the allowances admissible to an officer of the Subordinate Educational

Service acting in an appointment in the Provincial Service.

2. In reply I am ^{directed} to state that no record can be discovered of any special reasons ~~can be traced~~ for the

adoption of the practice ^{now} obtaining in the Madras Presidency under which whenever a temporary vacancy occurs in the higher grades of the Provincial Educational service an excess appointment is made in the last grade against the vacancy in the higher grade and an officer of the Subordinate Educational Service is promoted to it and appointed to officiate in one of the posts in the chain of arrangements. [In para: 4 (i) of ~~the~~ their

order no 33 EOL dt 21st January 1893 on the subject of the re-organization of the Educational Services in India, ^{a copy of which was} forwarded with Mr. Dalton's letter no 34 of the same date, the Madras Govt suggested that the various grades in the Provincial Service should be regarded as distinct classes for the purposes of Article 155 (now 140) of the C.S.R. The Govt of India however did not accept this suggestion - vide para: 15 of their letter no 259 Home Deptt (Education) dt 22nd August 1893. ^{But} in practice however the Madras Govt have still been adopting the proviso to article 140, which applies only to that article and not to article 139, and have been making excess appointments in the last grade

Amitt?

40. This entry refers to the letter by way of explanation to H. H. and.

28. 9. 1893 dt 4-9-93. P.

