[B.]

398— 9-1-06.

Educational (1906) Department.

ORDINARY PRINTED.

G.O., No. 408

DATED 12-6-06.

-17-

[Despatch Abstract.]

Madras University

Informing the Syndicate of the — that under the rules sanctioned in G.O. No. 310. Edl. d/ 12th May 1905 travelling allowance can be granted only to Fellows & members of Faculties, Boards of studies or of the Syndicate, attending meetings other than the Convocation or other than meetings held solely to recommend a fellow for nomination by H.E. the Governor to the Legislative Council.

BACK PAPERS.

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

FURTHER PAPERS.

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

2

Government of Madras.

EDUCATIONAL DEPARTMENT.

Recd. } 1906. *Enclosures*
Regd. } *Spare copies*

G.O., No. 408, 12th June 1906.

Madras University.

Informing the Syndicate of the — that under the rules sanctioned in G.O., No. 310, Educational, dated 12th May 1905, travelling allowance can be granted only to Fellows and members of Faculties, Boards of Studies or of the Syndicate, attending meetings other than the Convocation or other than meetings held solely to recommend a Fellow for nomination by His Excellency the Governor to the Legislative Council.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

READ—the following paper:—

Letter—from C. A. PATERSON, Esq., M.A., LL.B., Registrar, University of Madras.
To—the Secretary to Government, Educational Department.
Dated—Senate House, the 26th April 1906.
No.—1161.

With reference to G.O., No. 310, Educational, dated the 12th May 1905, sanctioning certain rules framed by the Syndicate for the payment of travelling expenses, a question has been raised whether these rules apply to Honorary Fellows attending Convocations and meetings of the Senate called to recommend fit persons for nomination by His Excellency the Governor as additional members of the Council for making laws and regulations. At these meetings Honorary Fellows have important functions to perform which are the same as those of the *ex-officio* and ordinary Fellows. The Syndicate when framing the rules intended that they should apply to Honorary Fellows attending such meetings; but before acting on this interpretation, I am directed to enquire whether the Government approve of this interpretation.

Order—No. 408, Educational, dated 12th June 1906.

The Syndicate will be informed that under the rules sanctioned in G.O., No. 310, Educational, dated 12th May 1905, travelling allowance can be granted only to Fellows and members of Faculties, Boards of Studies or of the Syndicate, attending meetings other than the Convocation or other than meetings held solely to recommend a Fellow for nomination by His Excellency the Governor to the Legislative Council.

(True Extract.)

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

To the Registrar, Madras University.
„ Accountant-General.

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O., No. 408, EDUCATIONAL, DATED 12TH JUNE 1906.

[SUBJECT.—*Payment of travelling expenses to Honorary Fellows attending convocations and meetings of the Senate.*]

From the Registrar, University of Madras, dated 26th April 1906, *No.* 1161.

Have we any information as to probable cost? How many Honorary Fellows are there outside Madras?

H. D. TAYLOR—28-4-06.

Submitted that we have no information as to the probable cost.

2. The last University Calendar shows the number of Honorary Fellows as 86. Of these 50 live outside Madras and 36 in Madras, but among the former there are several like Sir A. T. Arundel, Mr. J. B. Bilderbeck and Mr. W. Keess, who will never return to the Presidency and there are some also like Mr. Raghunatha Chariyar, who * have died. The total number that should thus be excluded cannot be definitely stated but will not be less than 8 in all.

* Then they are not Honorary Fellows.
G. S. F[ORBES].

3. The question raised by the Syndicate is whether travelling allowance is payable to Honorary Fellows who attend the convocation and meetings of the Senate held for the purpose of recommending a fit person for nomination to the Legislative Council.

4. Under the rules framed by the Syndicate and approved in G.O., No. 310, Educational, dated 12th May 1905, travelling allowance is payable to Fellows and Members of Faculties or of Boards of Studies visiting Madras to attend meetings of the Senate, Faculties and Boards of Studies, respectively. The Syndicate states that in framing the rules it was its intention that they should apply also to Honorary Fellows attending the convocation and meetings of the Senate to select a candidate for nomination to the Legislative Council.

5. It is submitted that the convocation is hardly a meeting of the Senate and attendance of Honorary Fellows at the convocation is not enjoined by the Indian Universities Act, 1904. The draft University Regulations now under consideration permit this attendance but it seems only fair that if Honorary Fellows desire to attend they should meet their own travelling expenses.

Regulation 69 on pages 17 and 18 of the notes with G.O., No. 221, Educational, dated 27th March 1906.

As a privilege.
C. A. SOUTER.

6. Attendance at meetings of the Senate to select a candidate for nomination to the Legislative Council seems to stand on a different footing. This attendance is allowed by the Act—section 13 (3).

7. The Government of India allowed the payment of travelling allowance to members of the Senate in the following words:—

"The first necessity which arises from the Act of 1904 is the holding of "frequent meetings of Fellows and Syndics. "It is undesirable that Fellows residing "in the mufassal should be deterred from "attending the meetings of the Senate "by the expense involved in journeying to head-quarters and that the conduct

Paragraph 6 of letter No. 192, dated 14th March 1905, page 3 of G.O., No. 190, Educational, dated 28th March 1905.

“ of the affairs of the University should then come to be centred in the body of Fellows “ who happen to reside in the University town. For these reasons the Government “ of India desire that mufassal members may be encouraged to attend at University “ meetings by the offer to reimburse them their travelling ex penses.” The Government of India do not appear to have had in mind the cases of Honorary Fellows attending the convocation of the University—but of Fellows attending regular meetings for the transaction of business— such for instance as the passing of revised regulations.

G. S. F[orbes].

8. On the other hand, it is submitted, that in case it is decided that Fellows attending the convocation should not be paid any travelling allowance, the same rule should apparently apply to ordinary mufassal Fellows, who attend the convocation.

P. T. Tharyan—5-5-06.

C. A. Souter—8-5-06.

I understand that there is no intention to grant travelling allowance to Honorary Fellows when they attend at ordinary meetings of the Senate. Honorary Members may appear at such meetings but have no voice in the conduct of business (see page 6 of the notes with G.O., No. 221, Educational, dated 27th March 1906). There is really no reason, then, for attendance at such meetings and consequently none for granting travelling allowance.

G. S. F[orbes].

2. Convocation is held only twice a year and Honorary Fellows may be present (see pages 17 and 18 of aforesaid notes) and may present candidates for degrees (see page 20 of aforesaid notes). Elections to the Legislative Council take place ordinarily only once in two years and Honorary Fellows are entitled to vote and are obviously just as much entitled to travelling allowance as are the delegates of municipalities when they assemble to propose a member of the Legislative Council.

3. The amount involved by the grant of travelling allowance cannot be large in view of the infrequency of the assemblies which Honorary Fellows attend as a matter of business and the grant of travelling allowance is reasonable I think.

A. Butterworth—11-5-06.

I doubt if there is authority for the proposal that Honorary Fellows can present candidates for degrees.

On paragraph 164 of the note, Dr. Bourne remarked that he saw no reason why they should not be invited to take part in the “ceremonial” and I assented. I think I was under the impression that Dr. Bourne restricted his assent to the Senate's proposal, considering that only presence at the ceremonial as an Honorary Fellow was unobjectionable. I do not think that I grasped that he assented, if he did so, to such Fellows presenting candidates.

I doubt if this would be appropriate. Please look into the point again.

But if Honorary Fellows may present at convocation I am inclined to think they should get travelling expenses only if attending for that purpose.

I agree to their getting travelling allowance when appearing to vote in exercise of the right reserved to them by the Act.

G. S. F[orbes]—16-5-06.

Please see K.W. G.O., No. 221, dated 27th March 1906. On page 7 thereof when noting on regulation 17 I ventured to suggest that the Act did not authorize Honorary Fellows to take part in the ceremonial. Taking part is a good deal more than being present. From Dr. Bourne's note on page 20 of the above notes (paragraph 164) it will be seen that he intended that “ceremonial” should include “presentation.” See also paragraph 140 on page 18. Section 13 (3) of the Universities Act seems definite and it is difficult to see how any further power can be conferred on Honorary Fellows.

C. A. Souter—21-5-06.

I doubt much whether the proposal discussed on page 20 of G.O., No. 221, Educational, dated 27th March 1906, to allow Honorary Fellows to present candidates to the Chancellor is legal. Honorary Fellows are not members of the Body Corporate and the only power they possess [section 13 (3) of the Act] seems to be to vote, where they have hitherto exercised this right, for the election of members of the Legislative Council and of local authorities.

A. Butterworth—22-5-06.

Does the Director of Public Instruction think Honorary Fellows should present candidates?

G. S. F[orbes]—23-5-06.

To the Director of Public Instruction.

Office of the Director of Public Instruction.

The *Senate* meets before going into the Convocation hall and votes “that those persons whom the Examiners have certified to be qualified for the degree of . . . . be admitted to that degree”. The function of the *Senate* ends here. The rest is University ceremonial and might be dispensed with altogether without any contravention of the Act.

2. The theory of presentation is that the person presenting certifies to the identity of the person presented with the person certified by the Examiners, etc. This has become a farce as the person presented has received his diploma before hand and the person presenting cannot even read the name of the person presented, much less pronounce it, and in the majority of cases has never seen him before. The only appropriate person to present is the head of the college or someone deputed by the college wherein the person to be presented studied and it is a matter of no consequence; in fact it is quite irrelevant whether that head or his deputy is or is not a Fellow (or an Honorary Fellow). He represents the affiliated college and not the Senate.

3. It was held years ago that it would not work in practice to confine the presentation to heads of colleges but when one comes to think of it there seems to be no sense in confining it as the by-law does, to Fellows of some kind or another. The old by-law was adopted with verbal alterations.

A. G. Bourne—26-5-06.

Submitted to the Honourable Member.

A. Butterworth—28-5-06.

I have also talked the matter over with the Director of Public Instruction and have shown him the report of the Allahabad rule—see newspaper cutting below :—

“ The Allahabad University.

“ *Travelling and Halting Allowances for Fellows.*

“ *Allahabad, May* 26.—It is notified in the *United Provinces Gazette* that travelling “ and halting allowance will be granted to Fellows or Members of a Faculty of the “ Allahabad University for attending meetings other than the convocation or meetings “ held solely to recommend a Fellow as a Member of the Provincial Legislative Council. “ Travelling allowance will be one first and one third class railway fare and eight annas “ per mile for journeys by road. The halting allowance will be Rs. 5 for each day on “ which the meeting is attended.”

He agrees with me that the rule may be that travelling allowance be granted to Fellows and Members of a Faculty for attending meetings other than the convocation or other than meetings held solely to recommend a Fellow for nomination by His Excellency the Governor to the Legislative Council.

This will raise no question as to Honorary Fellows: and he would say nothing about their appearing to present candidates. As the rule would run no Fellow would in any case get travelling allowance for attending convocation.

A | I understand the rates of travelling allowance have already been settled and presumably also halting allowance.

G. S. F[orbes]—6-6-06.

Ascertain as to **A** and draft please.

C. A. Souter—8-6-06.

The draft placed below is submitted for approval.

2. The rates of travelling and halting allowances have already been sanctioned in G.O., No. 310, Educational, dated 12th May 1905. These are: for journeys by rail—one first-class and one third-class fare; for journeys by road, canal or steamer—the actual cost of transit for a Fellow and for one servant; halting allowance—Rs. 6 for each day on which a meeting is attended in Madras and for each day on which detention in Madras appears to the Syndicate to be necessary.

P. T. Tharyan—8-6-06.

C. A. Souter—9-6-06.

Issue.

H. D. Taylor—11-6-06.

[G.O., No. 408, Educational, dated 12th June 1906.]

CURRENT FILE.

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[P. T. O. for put up papers.

PAPERS PUT UP WITH CURRENT No.

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.

Go 310:12-5-05 copy ✓
" 190 " 28/3/05 copy

Ecd CURRENT No. 717.

University of Madras.

Regd. 30-4-06. 6

LOCAL & MUNICIPAL SECRETARIAT 2[illegible] APR 1906

No. 1161

Enclosures.

SENATE HOUSE, APR 2[illegible] 1906

Have we any information [illegible]
number out. How many
Hony. fellows are there
other than Members [illegible]
[illegible]

Forward

1P

FROM

C. A. PATERSON, ESQ., M.A., LL.B.,
Registrar, University of Madras,

TO

The Secretary to Government
Educational Department.

Sir,

Z

With reference to Government Order No. 310, Edl., dated the 12th May 1905, sanctioning certain rules framed by the Syndicate for the payment of travelling expenses, a question has been raised whether these rules apply to Honorary Fellows attending convocations and meetings of the Senate called to recommend fit persons for nomination by His Excellency the Governor as additional members of the Council for making laws and regulations. At these meetings Honorary Fellows have important functions to ~~perfrom~~ perform which are the same as those of the Ex-Officio and Ordinary Fellows. The Syndicate when framing the rules intended that they should apply to Honorary Fellows attending such meetings; but before acting on this interpretation, I am directed to enquire whether the Government approve of this interpretation.

I have the honour to be
Sir
Your most obedient servant
C. A. Paterson,
Registrar.

408 Edn ~~[illegible]~~

12-6-06

2 7

[2.]
500—9-1-06.

C. No. 717. From the Registrar, University of Madras. No. 1161, dated 26-4-1906.

18

SUBJECT.—

Payment of travelling expenses to Honorary Fellows attending convocations & meetings of the Senate.

Have we any information as to probable Cost? How many Honorary Fellows are there outside Madras.

B. D. T.
28. 4. 06.

Submitted that we have no information as to the probable cost.

2. The last University Calendar shows the number of Honorary Fellows as 86. Of these 50 live outside Madras and 36 in Madras. but among the former there are several like Sir A. T. Arundel, Mr. J. B. Bilderbeck & Mr. W. Keess who will never return to the Presidency and there are some ~~also~~ like Mr. Raghunatha Chariyar, who have died.× The total number that should thus be excluded cannot be definitely stated but will not be less than 8 in all.

× Then they are not Honᵇˡᵉ Fellows!
Sig.

3. The question raised by the Syndicate is whether travelling allowance is payable to Honorary Fellows who attend the Convocation and meetings of the Senate held for the purpose of recommending a fit person for nomination to the Legislative Council.

4. Under the rules framed by the Syndicate and approved in G.O. No 310 Edl dt 12th May 1905 travelling allowance is payable to Fellows and members of Faculties or of Boards of Studies visiting Madras to attend meetings

Page 1 of current.

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Regulation 69 on pages 17 & 18 of the notes with G.O. no 221 Edl dt 27th March 1906.

As a privilege
Aes

5. It is submitted that the Convocation is hardly a meeting of the Senate and attendance of Honorary Fellows at the Convocation is not enjoined by the Indian Universities Act, 1904. The draft University Regulations now under consideration permit this attendance and it seems only fair that if Honorary Fellows desire to attend they should meet their own travelling expenses.

6. Attendance at meetings of the Senate to select a candidate for nomination to the Legislative Council seems to stand on a different footing. This attendance is allowed by the Act – Section 13(3).

7. The Govt. of India allowed the payment of travelling allowance (to members of the Senate in the following words:–

Para. 6 of letter no 192 dt 14th March 1905 – page 3 of G.O. no 190 Edl dt 28th March 1905.

"The first necessity which arises from the Act of 1904 is
" the holding of frequent meetings of Fellows and Syndics.
" It is undesirable that Fellows residing in the mufassal
" should be deterred from attending the meetings of the Senate
" by the expense involved in journeying to head quarters
" and that the conduct of the affairs of the University should
" thus come to be centred in the body of Fellows who happen
" to reside in the University town. For these reasons the Govt.

408 Edn'l note
12-6-06.

" of India desire ~~that~~ Mufassal members may be
" encouraged to attend at University meetings by the
" offer to reimburse them their travelling expenses".

The Govt. of India do not ~~the~~ appear to have had in mind the cases of Honorary Fellows attending the Convocation of the University — but of Fellows attending regular meetings for the transaction of business — such for instance as the passing of revised regulations —

8. On the other hand it is submitted that in case it is decided that Fellows attending the Convocation should ~~has~~ not be paid any travelling allowance, the same rule should apparently apply to ordinary Mufassal ~~ex officio~~ Fellows, ~~fees~~, who attend the Convocation.

P.T.J.
5/5/06

Lee

Chas
8.5.06.

I understand that there is no intention to grant T.A. to Hon^y Fellows when they attend at ordinary meetings of the Senate. Hon^y members may appear at such meetings but have no voice in the conduct of business (see p. 6 of the Notes with G.O. of 27.3.06 No. 221 Ed). There is really no reason, then, for attendance at such meetings & consequently none for granting T.A.

Para. 35

Convocation is held only twice a year

& Hon Fellows may be present
Para. 139. O (see pp. 17 & 18 of aforesaid notes)
& may present candidates for
Para 163 O. degrees (see p. 20 of aforesaid notes).
Elections to the Legve Council take place ordinarily only once in two years & Hon. Fellows are entitled to vote & are obviously just as much entitled to T.A. as are the delegates of Municipalities when they assemble to propose a member of the Legve Council.
The amount involved by the grant of T.A. cannot be large in view of the infrequency of the assemblies which Hon: Fellows attend as a matter of business & the grant of T.A. is reasonable I think.

ACButterworth
11/5

H.M.

I doubt if there is authority for the proposal that Honl Fellows can present candidates for degrees
On para 164 of the note Dr Browne remarked that he saw no reason why they shd not be invited

to take part in the "ceremonial" &c. ~~[illegible]~~ assented. I think I was under the impression that ~~the point~~ Dr. Osborne restricted his assent to the Senate's proposal, ~~[illegible]~~ considering that only presence at the ceremonial as an Hony. Fellow was unobjectionable. I don't think that I grasped that he assented, if he did so, to such Fellows presenting candidates.

I doubt if this wd. be appropriate. Please look into the point again.

~~[illegible]~~
~~Please [illegible]~~
~~[illegible]~~

But if Hony. Fellows may present at Convocation I am inclined to think they shd. get t. expenses only of attending for that purpose.

I agree to their getting T. A. when appearing to vote in exercise of the right reserved to them by the Act

G. F. Forbes

[illegible] 18.8.[illegible]

408 Edn/[illegible]
12-6-06

12 &

68

Sec.

O. Please see K.W. G.O. no 221 of 27.3.06. On p 7 thereof when noting on regulation 17 I ventured to suggest that the Act did not authorize Hon. Fellows to take part in the Ceremonies. Taking part is a good deal more than being present. From Dr Bourne's note on p. 20 of the above notes (para 164) it will be seen that he intended that 'Ceremonial' should include 'presentation'. See also para 160 on p18. Sec. 13(3) of the Universities Act seems definite & it is difficult to see how any further power can be conferred on Hon. Fellows.

CHS
22.5.06.

I doubt much whether the proposal discussed on p. 20 of G.O. of 27.3.06, No 221, Ed, to allow Hony Fellows to present candidates to the Chancellor is legal. Hony Fellows are not members of the Body Corporate & the only power they possess (Sec. 13(3) of the Act) seems to be to vote, where they have hitherto exercised this right, for the election of members of the Legve Council & of local authorities.

AGButterworth
22/5.

A.M.

13 x 8 7P

LOCAL & MUNICIPAL
28 MAY 1906
SECRETARIAT.

Does the D.P.I. think Hon^t Fellows sh^d present candidates

G.F.
28/5

~~Obs~~ ~~sep~~ to the D.P.I. w/o
25/5/6

Ed. no. 399 D
25/5/06.

Office of the D.P.I.

The Senate meets before going into the Convocation Hall and votes "that those persons whom the Examiners have certified to be qualified for the Degree of .... be admitted to that Degree"

The function of the Senate ends here – The rest is University Ceremonial and might be dispensed with altogether without any contravention of the Act.

The theory of presentation is that the person presenting certifies to the identity of the person presented with the person certified by the Examiners &c

This has become a farce as the person presented has received his diploma beforehand and the person presenting cannot even read the name of the person presented much less pronounce it and in the majority of cases has never seen him before.

The only ~~appropriate~~ appropriate person to present is the Head of the College or someone deputed by the College wherein the person to be presented studied and it is a matter of no consequence in fact it is quite irrelevant whether that Head or his deputy is or is not a Fellow (or an Honorary Fellow) – He represents the affiliated College and not the Senate.

It was held years ago that it would not work in practice to confine the presentation to heads of colleges but when one comes to think of it there seems to be no sense in confining it as the bylaw does to Fellows of some kind or another. The old bylaw was adopted with verbal alterations

A E Bourne 26-5-6

as ✓ Yes

Stet

Subm^d to the H.M.

A S Butterworth
28/5

408 Edn. rules
12/6/08

I have also talked the matter over with the ~~Hon~~ ~~H~~ D.P.I. & have shown him the report of the Allahabad rule – see newspaper cutting below:-

The Allahabad University.

Travelling and Halting Allowances for Fellows.

ALLAHABAD, *May* 26.—It is notified in the *United Provinces Gazette* that travelling and halting allowance will be granted to Fellows or Members of a Faculty of the Allahabad University for attending meetings other than the Convocation or meetings held solely to recommend a Fellow as a Member of the Provincial Legislative Council. Travelling allowance will be one first and one third class railway fare and eight annas per mile for journeys by road. The halting allowance will be Rs. 5 for each day on which the meeting is attended.

He agrees with me that the rule may be that trav.l all.ce ~~may~~ be granted to Fellows & Members of a Faculty for attending meetings other than the Convocation or other than meetings held solely to recommend a Fellow for nomination by H.E. the Govt. to the Leg: Council.

This will raise no qn. as to Hon. Fellows: & he wd. say nothing about their appearing to present candidates. As the rule wd. run no Fellow wd. in any case get t. a for attending convocation.

I understand the rates of

164

10P

A. | t.a. have already been settled & presumably also halting all^ce

G.F. 8/6 [orders]

Ascertain as to A & draft please

Cbs orders

8.6.06

The draft placed below is submitted for approval.

2. The rates of travelling & halting allowances have already been sanctioned in G.O. No 310 Edl dt 12th May 1905 - Z.

These are - for journeys by rail - one first class & one third class fare

for journeys by road, canal or steamer - the actual cost of transit for a Fellow & for one servant.

Halting allowance - Rs 6 for each day on which a meeting is attended in Madras & for each day on which detention in Madras appears to the Syndicate to be necessary.

8/6/6

Cbs orders

9.6.06

Issue

A Taylor

11.6.06

12 17

[E. / 12]
1,000—21-9-04.

EDUCATIONAL DEPARTMENT.

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

" " " " , " 190 .

READ ALSO:—

C. No. 717, From the Registrar, Madras University, No 1161, dated 26 – 4 – 1906.

" " , " " , " , " 190 .

" " , " " , " , " 190 .

ORDER

P.S.

No. 408, dated 12 – 6 – 1906.

The Syndicate will be informed ~~that~~ under the rules sanctioned in G.O. No 310 Edl dt 12th May 1905 travelling allowance can be granted only to Fellows & members of Faculties, ~~and~~ Boards of Studies or of the Syndicate, attending meetings other than the Convocation or other than meetings held solely to recommend a Fellow for nomination by H.E. the Governor to the Legislative Council.

P.J.
8/6/6

9.6.06.

11-6-06

Z

Despatch & print
11/6/6

To the Registrar, Madras University

Desp.
12/6/6

40

copy sent to Press.

urned for signature.

spatched in print.

NUMBER OF COPIES REQUIRED. { Order complete. / Letter only. / Order complete with Letter.

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

CURRENT No. 717 — A

Press

Please show proof

18
16/6/6

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT. A

LETTER TO GOVERNMENT.

STATEMENT WITH DITTO.

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

N.B.—

A = Print in full.
B = Not to be printed.
F = Print abstract only.
Q = Print heading only.