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Government of Madras

EDUCATION AND PUBLIC HEALTH DEPARTMENT
(Education)

G.O. No. 1331, 8th July 1946

Schools—Elementary—District Boards—Compulsory areas—Transfer of posts of teachers from one school to another—Orders issued.

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(Education)

G.O. No. 1331, 8th July 1946

Schools—Elementary—District Boards—Compulsory areas—Transfer of posts of teachers from one school to another—Orders issued.

READ—the following paper :—

From the Director of Public Instruction, dated 26th March 1946, R.C. No. 2879-B/44.

Order—No. 1331, Education, dated 8th July 1946.

The Director of Public Instruction brings to notice that on account of the fluctuating strength in Board Elementary Schools in areas in which compulsory elementary education has been introduced it becomes necessary to transfer posts of teachers from one school to another more frequently. According to the penultimate sentence in paragraph 2 of G.O. No. 97, Education, dated 16th January 1936, Presidents of District Boards should obtain the approval of the District Educational Officer or the Inspectress of Schools, as the case may be, for altering the strength of staff in schools. It is pointed out by the Director of Public Instruction that consultation with these departmental officers will involve some delay and that this is likely to interfere with the working of the compulsory elementary education scheme and he has suggested that the transfers of posts of teachers may be made in consultation with the concerned Deputy Inspectors.

(By order of His Excellency the Governor)

To the Director of Public Instruction.

2. The Government, therefore, direct in partial modification of the existing orders that in areas where elementary education has been made compulsory Presidents of District Boards should give effect to the suggestions of Deputy Inspectors of Schools regarding alteration in posts of teachers in schools in one and the same compulsory area without any further reference to the District Educational Officer or the Inspectress of Schools.

3. The Director of Public Instruction is informed that as regards transfer of individual teachers in compulsory areas, no change in the existing procedure is necessary. It is, however, open to Deputy Inspectors of Schools to recommend to Presidents of District Boards the need for transferring teachers from one school to another in compulsory areas.

P. S. VISWANATHA AYYAR,
Secretary to Government.

To all Presidents of District Boards.

13-7-46

For Proof for approval.

Ed PHD B2

PACS.

Government of Madras

EDUCATION AND PUBLIC HEALTH DEPARTMENT
(Education)

Proof approved. Please
Shutke final Copies
Sergeant

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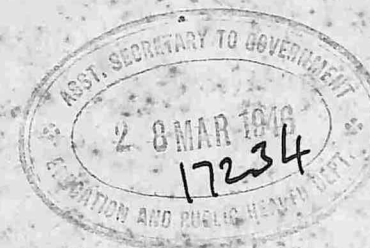
P.L.

Education DEPARTMENT.

Received 19 Registered 19 B.

Subject.

Elementary Education - Compulsory - Rural
 areas - Transfer of teachers of Board
 schools - from one school to another
 within the same compulsory area.



ENCLOSURES.

No.

Spare copies

R.C.No. 2879 B/44.

Station Madras., Dated the 26th March 1946. 19

From (Name) Dr. S.R.U.Savoor, M.A., D.Sc., I.E.S.

(Designation) Director of Public Instruction

To The Secretary to the Government of Madras,

Education & Public Health Department.

Sir,

I have the honour to state that owing to the fluctuating strength in Board elementary schools in compulsory areas, it becomes necessary to transfer teachers from one school to another, or to increase or to decrease the staff of the schools in the centres selected for compulsory elementary education. As per rules at present, the Presidents of District Boards have to consult the District Educational Officer or the Inspectress concerned before reducing or increasing the staff of any school. With reference to G.O.No.2735 Edn., dated 7-12-39 teachers in Board schools can be transferred by the Presidents of District Boards only in consultation with the District Educational Officer or the Inspectress. Before recommending the decrease or increase in staff for a boys' school the District Educational Officer has to consult the Deputy Inspector of the range or the Muhammadan Deputy Inspector concerned. Similarly in the case of Board girls schools the Inspectress has to consult the Sub Assistant Inspectress and the Muhammadan Sub-Assistant Inspectress concerned before sending up her recommendations to the

p.t.o.

President, District Board. Afterwards the President has to give effect to the proposals received from the inspecting officers. This elaborate procedure involves unavoidable delay. Hence the President District Board, Anantapur suggests that it would be better that instructions are issued to the effect that the local Deputy Inspector in charge of the compulsory area may consult other concerned inspecting officers viz. Muhammadan Deputy Inspector, Sub-Assistant Inspectress of the Hindu range and the Sub-Assistant Inspectress of Muslim girls range concerned, regarding the transfers of teachers, increasing or reducing the staff in Board elementary schools in one and the same compulsory area and forward the final proposals to the President, District Board so that he may issue orders accordingly. I agree with his suggestion and strongly recommend the same for the acceptance of the government since this procedure will avoid delays. I therefore request the Government to issue necessary orders to the Presidents of District Boards to the effect that any proposal relating to the alteration in staff or transfers of teachers in Board elementary schools in one and the same compulsory area, which emanate from the Deputy Inspector in charge of the compulsory area should be given effect to without any further reference to the District Educational Officer or the Inspectress concerned. On receipt of orders from the Government I shall issue necessary instructions to the inspecting officers in the matter.

for Director of Public Instruction.

K.H.27-3.

From,

The Asst. Secy to Govt.
Edu & P.H. Deptt.

To,

The Deputy D.P.G.,
Madras.

Sub:- Regarding transfer of teachers from one school to another in compulsory areas.

Ref:- Letter from the D.P.G. R.C. No.2879-B/44 d/26/3/46.

In Director's letter read above,

it is stated that P.D.Bs have to consult the D.E.O or the Inspectress before reducing or increasing the staff of any ele. school. Under Rule 3 of the rules relating issued with G.O. No 3239 L & M d/12-8-32, Consultation with the Deputy Inspector has alone been prescribed for boys schools. Please say whether the term D.E.O. was substituted for Deputy Inspector by any subsequent amendment and if so kindly refer me to the G.O. with which the amendment was issued.

P.C. to go.

8/3 or
2/4/46

4/4/46

for employment as Farm Superintendent and ^{or} Head Master of the School.

In his report on Kallar reclamation for the year 1935 the District

Magistrate, Madura, pointed out that the position of the Agricultural

School was not satisfactory and that only a few of the pupils came

from cultivating families or intended to practice agriculture for their

livelihood. He also suggested that the school would have a greater

influence on the agricultural outlook of the pupils if it was run in

conjunction with the Board High School at the place. The Government

agreed with the District Magistrate and decided that the separate

Agricultural school should be closed and that the D.P.I. should submit

proposals in consultation with the Director of Agriculture and the

President, District Board, Madura, for the introduction of Manual

training in Agriculture and Poultry-keeping in the Board High School,

Post Copy of Telephonic Message dated 6-4-1946.

From the Director of Public Instruction, Madras.

To the Assistant Secretary to Government,
Edn. & P.H. Department, Madras.



Ref: Your T.M. dated 4-4-1946 regarding transfer of
teachers from one school to another in
compulsory areas.

With reference to G.O.No.97 Law and Adn., dated 16-1-36 the local
body has to get the previous permission of the District Educational
Officer or the Inspectress for closing a school or for transferring
a school from one locality to another or for transferring the posts
of teachers from one school to another. No information is
available as to whether any amendment has been issued to rule 3 of
the rules issued with the G.O. referred to in your Telephonic
Message.

for Director of Public Instruction.

K.H.8-4.

Edn P.H. (B.S.) Dept.

SCHOOLS--Elementary--District Boards--Compulsory areas--Transfer of posts from one school to another Orders issued.

C.17234 From the D.P.I. RC.No. 2879.B.44 dated 26-3-46.

Order/Ms. No. 1331 Edn. dated 8.7.46

The D.P.I. brings to notice that on account of the fluctuating strength in Board Elementary Schools in areas in which compulsory elementary education has been introduced, it becomes necessary to transfer posts of teachers from one school to another more frequently. According to the penultimate sentence in paragraph 2 of G.O.97 Edn., dated 16-1-36 P.D. 32, should obtain the approval of the D.T.O. or the Inspectress of Schools, as the case may be, for altering the strength of staff in schools. It is

pointed out by the D.P.I. that the consultation with these Departmental officers will involve some delay and that this is likely to interfere with the working of the ^{compulsory} elementary education scheme and he has suggested that the transfers of posts of teachers may be made in consultation with the concerned Dy. Inspectors.

2. The Government, therefore, direct in partial modification of the existing orders ^{that} (in areas where elementary education has been made compulsory P.D.Es.

should give effect to the suggestions of Deputy Inspectors of Schools regarding alteration in ^{in posts of teachers in} staff of schools in one and the same compulsory area without any further reference to the D.E.O. or the Inspectress of schools.

3. The D.P.I. is instructed that ^{in compulsory areas} (no change in the existing ^{individual} transfers of teachers).

P.T.O.

procedure is necessary.

It is however open to Deputy Inspectors of schools to recommend to P.D.Es. the need for transferring teachers from one school to another in compulsory areas.

37.ub.

5/7/46

6.7.46

To D.P.I.

To all P.D.Es.

3

From the Director of Public Instruction, RC.No.2879B/44 dated 26-3-46.

Compulsory - Elementary Education - Schools -
Transfer of teachers from ~~an~~ one school to another.

In the letter in the c.f. the D.P.I. recommends that the Presidents of District Boards may be ordered to give effect to any proposals made by the Deputy Inspector of Schools relating to alterations in staff of schools on transfer of teachers in Board Elementary schools in one and the same compulsory area without reference to the Dt. Educational Officer or the Inspectress of Schools.

2. Under the rules relating to Education and Medical institutions issued in 1932 and amended from time to time the President of the District Board shall consult the Deputy Inspector of Schools in the case of schools for ~~girls~~ ~~where~~ boys and the Inspectress of Girls Schools in the case of schools for girls where it is proposed to add, reduce or alter the teaching staff of a local Board School. Again, according to rules relating to transfers of officers and servants of District Boards as amended by G.O.No.2735 Edn., dated 7-12-39 teachers in District Board Elementary Schools shall not ordinarily be transferred and if a transfer is considered necessary, the President shall before ordering the transfer consult in the case of schools for boys the D.E.O. concerned and in the case of girls schools the Inspectress concerned.

3. Thus according to the existing rules, the positions is as follows:-

	Elementary schools for boys.	Elementary schools for girls
Addition, reduction or alteration in teaching staff.	Consultation with the Dy. Inspector of Schools. (1)	Consultation with Inspectress of Girls' Schools. (2)
Transfer of teacher from one school to another	Consultation with the D.E.O. (3)	Consultation with the Inspectress of Girls' Schools. (4)

The rules provide only for consultation with the Dy. Inspector, the D.E.O. and the Inspectress as the case may be, if the President wants to

make addition or alteration to staff or to transfer teachers.

There is however no provision in the rules for the P.D.B.'s acting on the direction of the Inspecting Officers.

To, D.P.I.
To all P.D.Bs.

Rule 3, p 144
Bl 157

p 270 ibid.

(J)

4. In his letter, the D.P.I. states that the P.D.B.'s shall consult the D.E.O. or Inspectress concerned before increasing or reducing the staff in an elementary school. The Director apparently refers to the instructions in G.O.No.97 Edn., dated 16-1-36. These orders have reference only to alterations in staff which will affect the subsidy to local bodies towards elementary education.

5. It does not seem that there will be much need for transferring teachers from one school to another in the same compulsory area. There does not, therefore, seem to be any need for altering the existing rules regarding transfer of teachers. There may be occasions for reducing or increasing the staff in such schools. For this purpose, as already noted, the existing rules provide in the case of boys' schools consultation with the Deputy Inspector of schools but in the case of girls schools consultation with the Inspectress of Girls Schools is necessary. The Director has not explained why the consulting authority should not be the Sub Asst. Inspectress in the case of girls' schools. Generally the Presidents of Dt. Boards will act on any instruction from Inspecting Officers, especially as the entire cost of the scheme is met from Provincial funds. In this view the necessity for any instruction as at "A" above is not clear.

The file may be sent to D.P.I. u.o. for remarks. He may also be asked to offer his remarks on "B" above also.

U.O.Reply No.2879 B/44.

Office of D. P. I.,
Madras, 1-6-1946.

Re-submitted.

Government's attention is kindly invited to G.O.No. 97, Education, dated 16-1-1936 where it is stated that subsidy payable to local bodies is liable to reduction if a local body posts teachers from one school to another without the previous permission of the officers mentioned, viz., the D.E.O. or the Inspectress. The above instructions were further reiterated in G.O.No.1551, Edn., dated 13-7-1937, paragraph 4. The department has been following the instructions referred to

above



above and not the procedure indicated in the G.O. of 1932. I cannot accept the contention in the u.o. note that the G.O. of 1936 is only in connection with the reduction of subsidies. It could not have been the intention of Government that where reduction of subsidies were involved, the local bodies should consult the D.E.O. and Inspectress and in other cases only the Deputy Inspector or the Sub-Assistant Inspectress. Further when subsidies for individual schools were merged into lump subsidies the distinction between subsidy schools and other local body schools was done away with. This was made clear in this office letter R.C.No.1259 B/36 dated 25-5-1937 (proposal 1) and Government did not dispute this point. The wording of paragraph 4 in G.O.No.1551, Edn., dated 13-7-1937 supports my view. The directions in the G.O. of 1932 must be considered as superseded by the later instructions in the G.Os. of 1936 and 1937.

With reference to paragraph 5 of the Secretariat note, it is admitted in the note that there may be occasions for reducing or increasing the staff in local board elementary schools in compulsory areas. The transfer of teachers in such cases should have the prior approval of the D.E.O. or the Inspectress under the existing orders as already explained. It is with a view to avoid delay, suggestions were made in the Director's letter R.C.No. 2879-B/44 dated 26-3-1946 that proposals relating to the alterations in staff or transfer of teachers in Board elementary schools in one and the same compulsory area that emanate from the Deputy Inspector in charge of the compulsory area should be given effect to without reference to the D.E.O's or Inspectresses.

The reason why I have not proposed separate consultation with the Sub-Assistant Inspectress is because the Deputy Inspector is in charge of the local compulsory

referred to in K
para 2,
p 1 ante

p 2 ante

E+P/172342-1
16-5-46

CF

area and knows the actual state of affairs whereas the Sub-Asst. Inspectress who is generally in charge of many taluks cannot have first-hand information. Even so I have proposed that the Deputy Inspector will make his recommendations, in consultation with the women inspecting officers.

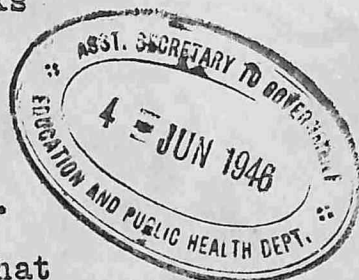
The necessity for my proposal will be clear from what I have said in paragraph 1 above. As per G.O. of 1937 and as per actual practice since then, transfers of teachers require the approval of the D.E.O. and Inspectress and there will be unnecessary delay if these officers are to be consulted every time a transfer in a compulsory area has got to be made on account of increase or decrease in numbers. The Deputy Inspector who is the local departmental man in charge of compulsion can find out the needs of each school and he can, after consulting the women subordinate officers put up immediate proposals for transfers. If it is left to the President, District Board, or Sub-Assistant Inspectress who cannot visit the schools frequently, to put up proposals to D.E.Os. and Inspectresses, there will surely be many delays in transfers or posting of additional teachers and the efficiency of the schools will suffer.

Dy. D. P. I. (in charge)

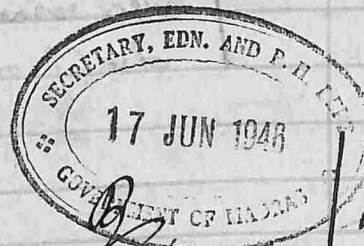
Par page 3 and

the assumption of the Dy. Insp. is incorrect. The instructions in the G.O. of 1932 are not statutory rules and while the orders in the G.O. of 1936 and 1937 are only executive instructions and cannot override the statutory rules.

As the Director from his proposal, orders may perhaps be issued on the lines of his letter. The drafts below for app.



29656



For 27355
7.12.39

Large no. of cases have come to my notice of the Deputy Inspector misusing his powers of transfer, etc. These Deputy Inspectors should be strictly warned that misuse of these powers will bring action on themselves. The poor teachers require protection from these people.

I would like proposals to avoid this misuse of the Deputy Inspector to be put up before we vest them with more powers.

TSA
16646

Submitted that Dy. Insps. have at present no hand in the transfer of teachers. Transfer of teachers in Bd. Schools is effected by P.D.Bs. The general complaint is that Presidents order frequent and unnecessary transfers of teachers. To put an end to this evil, a rule has been framed that P.D.Bs. should consult the D.E.O. or Inspectress before transferring a teacher in a school. Cases of Dy. Insps. abusing their powers regarding transfer of teachers



12/6/46

H. N. (Edn)

may arise hereafter as it is proposed to ask P.D.Bs. to give effect to recommendations of Dy. Insps. regarding transfer of teachers in Comp. areas. In the circumstances it is for orders whether any instructions to the D.P. Shd. be issued. ~~at this stage~~ Orders are also solicited as to whether 17.6.46 the draft order should be issued or whether the D.P. be informed that the Govt. do not approve the proposal.

he may agree with D.P. and order issue of the draft order
H.B.W.

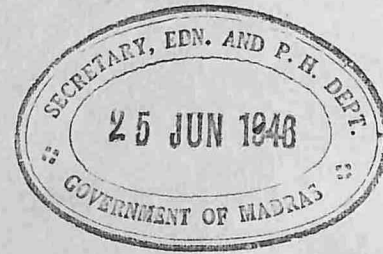
19/6/46 S

H.M. (Edn)

p20

There is a general complaint that the District Board Presidents issue ^{to many} orders of transfer. But there are much greater complaints from many of the Teachers' Unions that the interference of the Dy. Inspectors of Schools on transfers is really ^{creating} difficulties and must be controlled and as such I do not ~~pr~~ approve of the present proposal to vest powers of transfers on the advice of the Dy. Inspectors of Schools.

In my opinion these transfers must be done only in the beginning of the year and to the minimum possible extent and it must be possible for the Presidents of District Boards to hold a conference with the D.E.Os and other local Educational officers and order transfers at the beginning of the year and ^{under exceptional reasons} do not make any transfers thereafter in the middle of the year. In such a circumstance there would not be any necessity for too much of consultation, ~~either~~ and so the existing rules may stand and directions may be given to them on the above lines. The draft may be amended accordingly and resubmitted.



TSA
25-6-46

'A' above :-

There are two points raised by the D.P. in his letter in the Cf. regarding (a) transfer of posts of teachers from one to another and (b) transfer of individual teachers from one school to another. It is presumed that H.M. (Edn) does not accept both the proposals.

'B' above :-

The orders of H.M. can be incorporated in the draft recently approved in the linked file. A para has been added to the draft. The addition is for approval.

It is not known when it refers to by the

H.M. may kindly clarify by H.B.W.

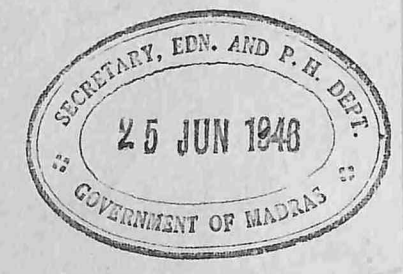
P164

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19/6/46 S

H.N. (Edn)

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H.N. (Edn)



H.N. may kindly clarify by 25/6/46

P20

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It is not known ~~whether H.N. refers to by the~~

To be initialed and dated.

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8.7.46.

2
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SPECIAL INSTRUCTIONS.

Certified that the number of copies indicated for is the minimum required.

J. B. M. S.

Assistant Secretary to Govt.

8.7.46

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8/7

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