

E. & P.H.

(1947) Department.

SERIES.

G.O. NO. Ms.1540 Edn.

Dated 15th July 1947.

[Despatch Abstract.]

Madras Educational Rules - School buildings and furniture - Use for examinations - Amendment to Rule 10 B of the Madras Educational Rules

Back Papers.

No.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Ms	173	Edu.	2.2.43				

Further Papers.

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

Tel: "PUBSERCOM"

From

Sri Rao Bahadur

P.K.Gnanasundara Mudaliyar,

Secretary, Public Service

Commission, Madras - 8.

The Chief Secretary to the Government of Madras, Public (Services) Department, Fort St. George, Madras - 9.

No: 6190-A 2/46-3 dated 21.1.1947.

Sir,

Examinations - Government Examinations Conducted by the Commission - Special and Departmental Tests - June 1946 - Cuddapah Centre - Payment of rent to the Cuddapah Municipality

I am to say that the Government Examinations by the Special and Departmental Tests for June 1946 were held in the Municipal High School Building at Cuddapah from 1.6.'46 to 18.6.'46. The Collector of Cuddapah who arranged for this accommodation has stated that the Municipal Commissioner, Cuddapah has claimed a rent of Rs 108/- at the rate of Rs 6/- per day "for sparing the Municipal High School Building for examination purposes other than those held by the Educational Department". These words in quotation in which the claim has been couched seem to the Commission to indicate that the Municipal Council, Cuddapah is under a misapprehension as regards the scope of rule 10-B in Chapter I of the Madras Educational Rules inserted by G.O. No. 173, Education dated 2.2.43. Under this rule, managements of schools, whether under public or private management, are bound to allow the use of the school building and furniture for the conduct of any examination approved by the Government, if required by an officer of the Education Department acting under the authority of the Director of Public Instruction. When the Collector of Cuddapah was asked to secure the necessary accommodation for holding the examinations in June 1946, his attention was drawn to this G.O. and he was informed that if there was any difficulty in securing the use of any suitable school or college building, he might seek the help of the Director of Public Instruction for securing it in accordance with the G.O. The Collector replied that the Commissioner, Cuddapah Municipality had intimated to him that the Municipal High School Building together with the furniture would be spared for examination purposes. The Collector presumably found no difficulty in securing the use of this building and so did not think it necessary to trouble the Director of Public Instruction. The fact that the requisition for the building was not made through the Education Department should however make no difference to the obligation on the managements of schools imposed by the G.O. For, the Special and Departmental tests are not merely examinations approved by the Government: they are themselves Government examinations, the Commission being only the agency for conducting them on behalf of the Government. If, as implied by the words (quoted earlier in this letter) in which the present claim has been couched, the Cuddapah Municipality has felt bound by the G.O. not to charge rent for the use of its school building for examinations held by the Education Department, it should, with much more reason, not charge rent for the use of that building for conducting Government Examinations intended for officers of all departments of Government including the Education Department. In these circumstances, the Commission would like the orders of the Government before paying the Municipality's claim. The payment of rent by the Government to a Municipality for the use of a Municipal School building for holding Government Examinations involves a matter of principle, especially in view of G.O. No. 173, Education, Department dated 2.2.43. It may be that if the Municipality insists, the Government will have to pay but the Commission cannot pay out of Government funds without the orders of the Government.

P.T.O.

6438

It is true that once or twice on previous occasions rent was paid to the Cuddapah Municipality for the same purpose, but the payment was made without a proper examination of the full applications.

28 JAN 1947 The Commission would invite attention to the case of the Salem Municipality dealt with in the correspondence ending with Education and Public Health Department letter No. 35162-B/43-4 Edn, dated 18.11.43, in which the Government intervened to secure the use of the Salem Municipal College Buildings for holding the Special and Departmental Tests in December 1943. No rent was demanded or paid in that case.

I am enquire whether the Government will advise the Cuddapah Municipality to withdraw its claim or in the alternative, authorize the Commission to pay the claim in this and in all similar cases that may arise in future.

Your obedient servant

M. L. Srinivas
Secretary.

Public Services Department

Please see the Commission's letter at pp. 1-2 ante. This may be sent to S.P.H. and L.A. departments for remarks and putting up the papers referred to.

M. L. Srinivas
26.1.47

25.1.47

27.1.47

S.P.H. & L.A.

GO NO: - 193/47-1
27.1.47

S.P.H. (S) Dept.

Please see the letter from the Secretary, Madras Public Service Commission at p.p. 1-2 above. Refer to the Commission's letter at p. 1 ante is put up at flag (a) below. Before the file is raised at A above is examined, the public dept. may obtain the remarks of the D.P.I. thereon, and then send the file to this dept. for remarks and forwarding for final order. - attempt to be made that L.A. may see

10.2.47

L.A.

1.1.47 (e)

27.1.47

May be passed & returned to

Public (Ser-B) 29/2

End No. 193/47-2 dated 25/2/47.

Examinations - Govt examinations conducted by Commission - Special and Departmental Tests - June '46 - Cuddapah centre - Payment of rent to Cuddapah Municipality.

Ref: Letter from the Secy, MPSC No 6190-A/46-3 D 21-1-47.

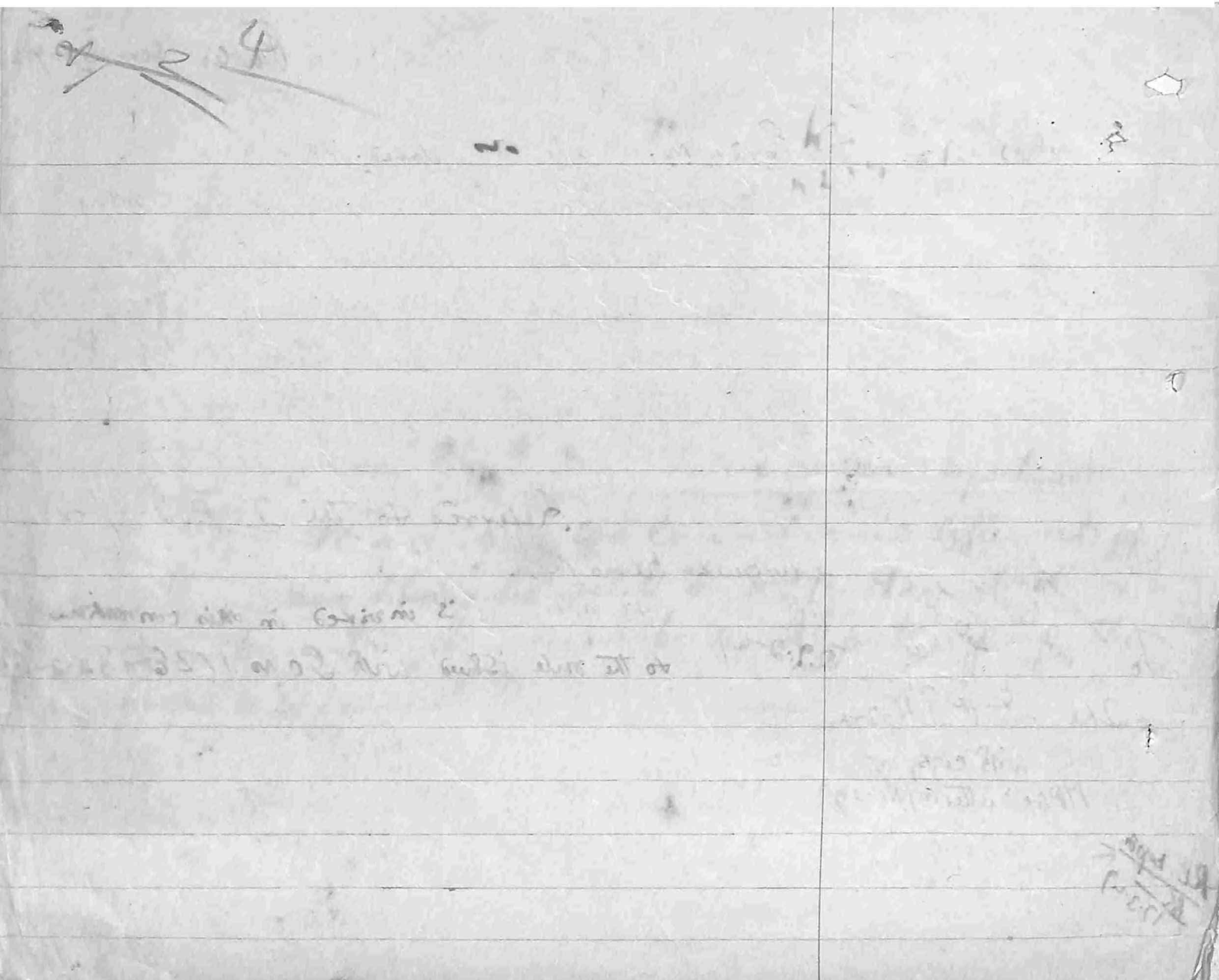
Referred to the D.P.I. for

urgent remarks.

His attention is invited in this connection to the rule issued with GO No 173 Edn 8.2.2-43

To the D.P.I. Madras
with copy of MPSC's letter on pp. 1-2 & (R & 15 days)

27.3.47



From
Dr. S.R.U. Savor, M.A., D.Sc., I.E.S.,
Director of Public Instruction, Madras.

To
The Secretary to Government,
Public (Services) Department.

THRU:
The Secretary to Government,
Education and Public Health Department.

R.O.C. NO. 326-G/47, dated 19-3-1947.

Sir,

Sub:- EXAMINATIONS- Government Examinations conducted by Public Service Commission - Conduct of in School buildings - under Public management - Payment of rent.

Ref: Government Endorsement No. 193/47-2, Public (Services) dated 25-2-1947.

I generally agree with the views expressed by the Commission in its letter 6190-A.2/46-3; dated 21-1-1947 to Government. The fact that the requisition for the building was not made through the Education Department should make no difference to the obligation on the managements of schools imposed by G.O.No.173, Edn., dated 2-2-1943 and the claim for the payment of rent by the Municipal Council, Cuddapah, for the Examinations conducted in 1946 is not justifiable. The Government may advise the Municipal Council to withdraw the claim.

I think that the use of public or semi-public (like the local Board and Municipal) buildings should be available for Public Examination like those of the Madras Public Service Commission rent free.

So far as Aided school buildings are concerned the Madras Service Commission may pay rent to the parties directly.

for Director of Public Instruction.

KP.20-3. *sd* 10/3

23047

25 MAR 1947

ADL. ASST. SECRETARY
CHIEF SECRETARIAT

ADL. ASST. SECRETARY
CHIEF SECRETARIAT

EDUCATION DEPARTMENT.

ADL. ASST. SECRETARY
CHIEF SECRETARIAT

ADL. ASST. SECRETARY
CHIEF SECRETARIAT

E. J. P. H. W. o. No.
23047-1-93. E. J. P. H. W. o. No.
22-3-47.

E. & P.M. (B1) Dent.

Memorandum No. 67-1458/ 18-4-49.

Schools - Ml.High school building at Cuddapah -
Conduct of Govt. examinations - Claim for rent.

Ref: From the Secretary, Madras Public Service Commission,
No.6190-A-2/46-3 dated 21-1-47

From the D.P.I. Rec.No.326-G/47 d/19-3-47.

The Secretary, Public Service Commission, Madras, has brought to the notice of the Govt. that the Ml. Cl. Cuddapah, has claimed a rent of Rs.108/^{at the rate of} at Rs. 6/- per day for^{allowing} allowed the use of the Ml. High School building at Cuddapah for the conduct of Govt. examinations (Special & Departmental Tests) in June 1946.

The Ml. Cl. has claimed the rent evidently on the ground that the school building was requisitioned by the Collector, Cuddapah, and not through the Education dept. as laid down in the rule 10-B. of the M.E.R. However ^{Consider} ~~The Govt. are of the view~~ ^{Local Bodies} that the ~~manage-~~ ^{ments} of schools should allow the use of the school building and furniture ^{of rent;} ~~rent free~~ for the conduct of any examination approved

/ p.t.o.

by Govt. irrespective of whether the building is requisitioned through the Education dept. or not. The Ml. Cl: Cuddapah, is therefore advised to withdraw its claim for rent ^{for having} ~~for having~~ ^{for the P.S.C for} ~~for the P.S.C for~~ ^{for examination purposes in June 1946.} ~~allowed the use of its high school building for the conduct of Govt. examinations for June 1946.~~ ^{by the Public Service Commission}

As 2. The Govt agree with the P.S.C that so far as aided school buildings are concerned the Madras Service Commission may pay rent to the parties directly. Orders will be made separately in regard to the amendment of rule 10-B of the Madras Educational Rules.

12.4.47

15.4.47

16/4/47

To The Commissioner, Cuddapah Mty. (The C. N. C.) (varanally) Copy to Secy, Public Service Commission, Madras. Copy to the D.P.S. Exr. L.F.A. Public Sec.

Extra copy 2

Government of Madras. Education and Public Health Department. Memorandum No. 25420 B1/47-1 Education dated 13-4-1947

Sub: Schools-Municipal High school building at Cuddapah-Conduct of Government examinations-Claim for rent. Ref: From the Secretary, Madras Public Service Commission, No. 6133-2/46-3 dated 21-1-1947.

From the Director of Public Instruction, Lec. No. 325-3/47 dated 12-3-1947.

The Secretary, Public Service Commission, Madras, has brought to the notice of Government that the Municipal Council, Cuddapah, has claimed a rent of Rs. 108 at the rate of Rs. 3/- per day for having allowed the use of the Municipal High School building at Cuddapah for the conduct of Government examinations special and departmental tests in June 1946. The Municipal Council has claimed the rent evidently on the ground that the school building was requisitioned by the Collector, Cuddapah, and not through the Education department as laid down in the rule 10-B of the Madras Educational Rules. The Government consider that Local Boards should allow the use of the school building and furniture free of rent for the conduct of any examination approved by Government irrespective of whether the building is requisitioned through the Education department or not. The Municipal Council, Cuddapah, is therefore advised to withdraw its claim for rent from the Public Service Commission for the use of its high school building for examination purposes in June 1946.

2. The Government agree with the Director of Public Instruction

P.T.O.

856)
that so far as aided school buildings are concerned the Madras Service Commission may pay rent to the parties directly. Orders will issue separately in regard to the amendment of rule 10-B of the Madras Educational Rules.

M.V. Subramanian,
Secretary to Government.

To
The Commissioner, Cuddapah Municipality (through the Chairman Municipal Council)
Copy to the Secretary, Public Service Commission, Madras.
Copy to the Director of Public Instruction.
Copy to the Examiner of Local Fund Accounts.
Copy to the Public (Services) Department.

Forwarded/By order.

SUPPLEMENTARY.

Sub.

9 E & P H depts.
schools - Mt. High school building
at Cuddapah - Conduct of Govt.
examinations - claim of rent.

Ref

From the D.P.I. RoE No: 326 G/4)
dt: 19-3-4)

Memo No: 36100 C/47 - 1 Edn dt: 1-5-4)

The attention of the D.P.I.
is invited to his letter read above
and the orders of Govt. in para 2
of this Govt. memo No: 25420 B/47-1
Edn dt: 18-4-4) and he is requested
to say whether Rule 10 B of the
M.E.R. needs to be amended

he is requested to propose
 and if so to forward a suitable
 draft amendment.
 To
 The Director of
 Public Instruction
 ✓
 30/4/47
 28/4/47

C.F. 32.

EDUCATION

Department

Received

Registered

From (Name) Dr. S.R.U. Savor, M.A.,

D.Sc., I.E.S.,

Designation Director of Public Instruction,

Station MADRAS.

To

The Secretary to Government,
Education and Public Health Dept.,
MADRAS.

Enclosures:

Roe.No.326 G/47

dated 11th June 1947.

Sir,

Sub: Schools - Municipal High School, Cuddappah -
use of the building for the conduct of Government
Examinations - Claim of Rent - Amendment to Rule
10 B of Madras Educational Rules -

With reference to the Government Memo No.36100 C1/47-1
Education dated 1.5.47, I have the honour to suggest the
following draft amendment to Rule 10 B of the Madras
Educational Rules.

The words "If required authority of
the Director' may be deleted from the above rules (Viz.
Rule 10B) and the following may be added as a note
thereunder.

Note:- The use of the buildings and furniture of the
schools under the Public Management should be allowed
free of rent, for the conduct of the above examinations.

For Director of Public Instruction.

P.R.13/6. 501
13/6

12

12

15/7

Done

15/7

15/7

Edw S.P.H. Dept
(CI)

Madras Educational Rules - School
buildings and furniture - use for
examinations - Amendments to Rule
10 B of the M.E.R.

From the S.P.D. Rec. 326 G./47. D. 19.3.47.
From the S.P.D. Rec. 326 G./47. D. 11.6.47.

Go 15.7.47 Edu D 15.7.47
19.

The following notification
will be published in the Fort St George
Gazette:

Notification

Madras Educational Rules.

In Rule 10 B of the M.E.R.

a/3 ef

For the words "if required by an
officer of the Educational Dept. Acting
under the authority of the Director of
Public Instruction".

Shall be deleted and

The following shall be added as a
~~Note:-~~ note

"Note:- The use of the buildings and
furniture of the Schools under the Public
arrangements shall be allowed
free of rent, for the conduct of Govt.
Examinations approved by Govt."

To

The S.P.D.

The S.G.P. for

publication of the

notification in the

S.G. Gazette

The Secretary to P.G. Commission

3/7/47

5/7/47

11/7/47

Public (Services) Department

Please see the commission's letter at pp 1-2 ante. May be sent to E & P.H. and L.A. departments for remarks and for putting up the papers referred to.

K.V.R./27-1-47.

E & P.H./L.A.

E & P.H.(B.I.)Deptt.

Please see the letter from the Secretary, Madras Public Service Commission at pp 1-2 above. G.O.No. 173 Edn. dated 2-2-43 quoted at p 1 ante is put at flag "Q" below. Before the point raised at 'A' above is examined, the public department may obtain the remarks of the D.P.I. thereon and then send the file to this Department for remarks.

S.S.D./10-2-47.

L.A.w.o.

L.A.D(E)

May be perused and return^{ed} to .

2

to Pub (ser) - a.o. The remarks of
the D.P.I. may first be
obtained as suggested by E & P.H.
C NO: 448
21 FEB 1947
182147 Pub (ser)

L.A. No. 4787/47 E-1
20.2.47

Public (ser) Dept.

Please see E & P.H. and L.A. Dept's notes on
pp 2-3 above. As suggested by them the remarks of the
D.P.I. may be obtained.
A draft endorsement is submitted.

22.2.47
p19
p39

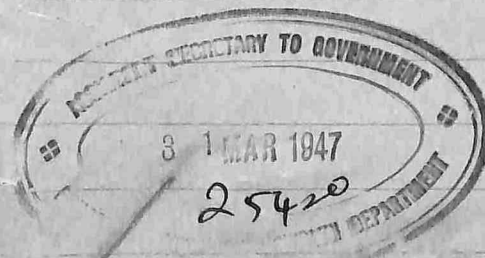
Issued as Ench. no 193/47-2 & 25.2.47
From the D.P.I. Rec no 326-4/47 & 19.3.47 J.

Pub (ser) B)
C NO: 193/47-4
29.3.47

Please see the letter from the MPSC
on pp 1-2 ante and the D.P.I.'s remarks thereon on p 39
The file may be transferred to the E & P.H. Dept
for issue of necessary orders and amendment
to the Madras Educational Rules, if necessary.

27.3.47

28.3.47 E & P.H.

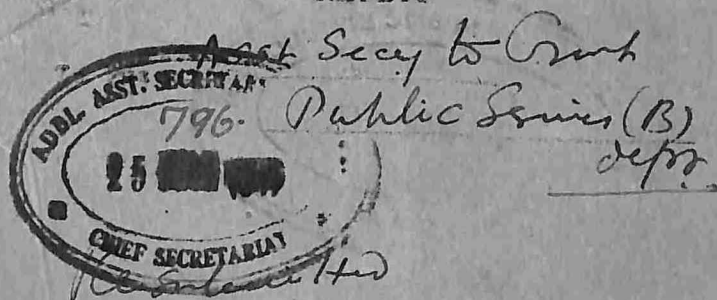


E & P.H. (B) Dept.

Madras
23.2.47
p.3. of

please see the letter from the Secretary,
Public Service Commission, Madras, at P.P. 1-2
ante, the memo at p.1. of. and the D.P.I.'s
reply at p.3. of. The Director while agreeing
with the views of the Commission, has suggested
that the M.L. Ch. Bundlaph, may be advised
to withdraw the claim for rent for having allowed
the use of its school building for the conduct
of departmental tests in June 1946.
The Director's suggestion may be approved.
A draft memo is submitted to the Secy.

REPLY.



(thru the E.O. & P. H. Dept.)
Reply is under issue

Dilemma

For Director of Public
6
19/3

Public (ser. B) Dept.

Submitted for perusal. See reply, thru
the E. O. & P. H. Dept. may be awaited till 1-4-47

25/3/47
25/3/47