Sectt. II-27—58,004—27-10-47.

E & P.H (1948) Department.

SERIES.

G.O. NO. 1226. Edn

(70)

Dated 15-5-48

[Despatch Abstract.]

University — Madras — Amendment Acts passed during Section 93 situation — Re-enactment of papers Recorded.

Back Papers.

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

Further Papers.

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

E.& P.H. (B.1)

2

55/24/7

D.O.No. No 37588-B1/46-1 Edn dt 24/7/46.

Dear Dr. Savoor,

The Madras University Act, 1923 - Amendment - Appointment of an Ad Hoc Committee.

2/24/7/46

I am desired to say that the Government consider that the amendment of the University Acts may be taken up as soon as possible and that the amendment of the Madras University Act, being the oldest Act, may be considered first. They propose that an informal Ad Hoc Committee consisting of the following gentlemen may be appointed for the purpose:--

1. Dr.Sir A.Lakshmanaswami Mudaliar.
2. D.P.I.
3. Dr.Tirumurthi.
4. Dr.H.Chandrasekharan.
5. Mr.D.Ramalinga Reddi, ex-M.L.A.,Cheyyar.
6. " T.R.Venkatarama Sastri.
7. " Father D'Souza,Principal of Loyola College.
8. Rev.A.J.Boyd, Principal of the Madras Christian College.
9. Mr.C.D.S.Chetty, Dy.D.P.I. - member and Secretary of the Committee.

2. As all the members proposed belong to Madras, they need not be paid travelling or daily allowance.

3. I am to ask you to offer your remarks on the proposal at a very early date.

Yours sincerely,

17/7/46

To
Rao Bahadur
Dr.S.R.U.Savoor,M.A.,D.Sc.(Lond),I.E.S.,
D.P.I., Madras.

78-79
29/7

2 drafts.

2

E. & P.H. (B.1)

3

I Draft.

D.O.No.37588-B.1/46-2 Edn., dated 29-7.1946.

2 & then circulate
29/7/46

Dear Dr. Savoor,

The Madras University Act, 1923 - Amendment - Appointment of an Ad Hoc Committee.

P1 cf

In continuation of my D.O.No.37588-B1/46-1 Edn., dated 24-7-1946, I am desired to say that it is suggested that Dr. B. V. Narayanaswami Naidu, Principal, Pachayappa's College, Madras, may also be appointed as a member of the proposed Ad Hoc Committee.

Yours sincerely,

27/7/46

To Rao Bahadur
Dr. S.R.U. Savoor, M.A., D.Sc. (Lond), I.E.S.,
D.P.I., Madras.

30.7.46

II Draft.

Letter/Ref.No.37588-B.1/46-3 Edn., dated 29-7.1946.

29/7

To The Registrar,
University of Madras, Madras.

29/7/46

Sir,

The Madras University Act, 1923 - Amendment - Appointment of an Ad Hoc Committee.

I am directed to say that the Govt. consider that the Madras University Act requires amendment and that an informal Ad Hoc Committee consisting of the following gentlemen may be appointed for the purpose:--

1. Dr. Sir A. Lakshmanaswami Mudaliar. ✓
2. D.P.I. ✓
3. Dr. Tirumurti. ✓
4. Dr. H. Chandrasekharan. ×
5. Mr. D. Ramalinga Reddi, ex-M.L.A., Cheyyar. ✓
6. T.R. Venkatarama Sastri. ×
7. Father D'Souza, Principal, Loyola College. ✓

8.

8. Rev.A.J.Boyd,Principal of the Madras Christian College.
×9. Mr.C.D.S.Chetty, Dy.D.P.I. member and Secretary of the Committee.
✓10. Dr.B.V.Narayanaswami Naidu, Principal,Pachayappas College.

2. I am to request you to place the matter before the Syndicate and its obtain ~~its views on the proposal. I am also to ask you to obtain~~ ~~definite~~ suggestions ~~of the Syndicate on~~ ~~xthexlinesxonxwhichx~~ as to the lines on which the Act may be amended.

Y.O.S.,

27/7/46

Copy to the D.P.I.

30.7.46

-4-

D.O.

Director of Public Instruction,
Madras, 2nd August 1946.

My dear Viswanatha Ayyar,

SUB:-The Madras University Act, 1923 - Amendment - Appointment of an Ad Hoc Committee.

REF:-Your D.O. letters No.37588-B.1/46-1, Edn., dated 24th July 1946 and No.37588-B.1/46-2, Edn., dated 29th July 1946.

pp1-2 ante

pp2-3 ante

S
4.8.46

43706

With reference to your D.O. letters abovementioned about the appointment of an Ad Hoc Committee for the amendment of the Madras University Act, 1923, I would like to state that at its meeting held on the 27th July 1946 the Syndicate has appointed s special committee for this purpose including all the members of the Syndicate and the following:

(1) Sultan Begum Mir Amiruddin
(2) Diwan Bahadur K.S. Ramaswami Sastri
(3) Sri K. Balasubramania Ayyar
(4) Mr. Abdul Hameed Khan, M.L.A.
(5) Sri D. Ramalinga Reddi, ex-M.L.A. ✓
(6) Sri P.R. Krishnaswami Ayyangar, and
(7) Sri A. Ramaswami Gounder.

The resolution runs as follows:

> "That it be a recommendation to the Syndicate to consider the appointment of a special Committee to undertake a revision of the Madras University Act of 1923 (as modified in 1929) and suggest such alterations and modifications as are necessary desirable."

The members of the Syndicate are.--

(1) The Vice-Chancellor ✓
(2) Director of Public Instruction ✓
(3) Khan Bahadur Dr. Md. Abdul Haq
(4) Janab Basheer Ahmed Sayeed ✓
(5) Mr. K. Bhashyam
(6) Dr. P.V. Cherian ✓
(7) Dr. K.K. Chintan Nambiar
(8) The Rev. Fr. Jerome D'Souza, S.J. ✓
(9) Mr. Joseph Franco
(10) Rao Saheb Alexander Gnanamuthu
(11) Mr. S. Govindarajulu Naidu
(12) Mrs. Mona Hensman
(13) The Rev. Fr. L.D. Murphy, S.J.
(14) Rao Bahadur Dr. B.V. Narayanaswami Naidu ✓
(15) The Rev. H. Pinto, S.J.
(16) Mr. T. Suryanarayana
(17) Dr. Sir Rm. Alagappa Chettiar
(18) Rao Bahadur Dr. T.S. Tirumurthi
(19) Vacant

The Rev. A.J. Boyd who is at present not on the Syndicate is likely to be elected to it in a few days.

From this it will be seen that out of the ten members

5

~~2.~~

suggested for the Ad Hoc Committee in your D.O. letters only three, namely, Dr. V. Chandrasekharan, Mr. T.R. Venkatarama Sastri and Mr. C.D.S. Chetti, are not found in the committee~~x~~ appointed by the Syndicate, but the Syndicate committee is very much larger in number, viz., 26. In view of the large number on the special committee appointed by the Syndicate it is for the consideration of the Hon'ble Minister for Education whether the report of the special committee of the Syndicate should not be awaited.

Yours sincerely,

S R K Savon.

P.S. Viswanatha Ayyar, Esq., I.C.S.
Secretary to Government, Edn. & Pub. Health Department,
Fort St.George.

the Andhra Chamber of Commerce [illegible]
Madras [illegible]
to informal ad hoc committee proposed to be appointed for amending the Madras University [illegible] be [illegible] constituted. [illegible]

14/8/46

14/8/46

EdPH B1 6 5

ONE: 4498. TELEGRAMS: "TELCHAMBER."

MINISTER FOR EDUCATION
8 AUG 1946
GOVT. OF MADRAS

The Andhra Chamber of Commerce Ltd.,

"Y. M. I. A. BUILDINGS"
9, ARMENIAN STREET, G.T., MADRAS.

SECRETARY, EDN. AND P.H. DEPT.
8 AUG 1946
GOVERNMENT OF MADRAS

6th August, 46.

ASST. SECRETARY TO GOVERNMENT
9 AUG 1946
EDUCATION AND PUBLIC HEALTH DEPT.

Hon'ble Minister in charge of Education,
Government of Madras,
Fort St. George,
MADRAS.

Sir,

Sub:- Madras University Act, 1933 --
Amendment to -- Representation to
the Andhra Chamber of Commerce.

44858

****

The above Act provides for representation to two Chambers of Commerce namely the Southern India Chamber of Commerce and the Madras Chamber of Commerce under Sub-Clause 7 of Clause 3 'Other Members'. The Andhra Chamber of Commerce was started in 1928 and as such no representation could be provided in the original Act itself. But ever since the Chamber has firmly established itself and gained the recognition of the Provincial Government and the Government of India, sincere efforts have been made to get a seat on the Senate. Several letters were addressed and representations were made to the Government from time to time.

The matter was taken up as early as 1928 and letters were addressed both to the Chancellor and Vice-Chancellor of the University. Somehow the question was not taken up in earnest by the Government. When the Act came up for revision before the Legislative Council in November 1928 an amendment was introduced by one of the members of the assembly for making provision for two seats to the Andhra Chamber of Commerce. But unfortunately it was thrown out by a small majority. The main ground on which the amendment was lost seemed to be the impression of the opposition that the Southern India Chamber of Commerce which has two seats on the Senate ~~has~~ adequately represents the interests of the commercial public in the South. But the Committee of this Chamber have made it clear time and on that the Andhra Chamber of Commerce is the only apex body to speak for the commercial interests of the Andhra country and no other Chamber however highly placed and long in existence can legitimately take its place. The same view was expressed by the Andhra commercial public at a Conference conducted under the auspices of this Chamber in 1944 in the following resolution communicated to H.E. the Governor of Madras.

> "This Conference points out that the Andhra Chamber of Commerce is the only truly representative Apex body for all the Commercial Associations and interests in Andhra Desa comprising the eleven Telugu districts and the city of Madras. No other Chamber however highly placed and however long in existence can take the place of the Andhra Chamber of Commerce. This Conference, in view of the above, deplores the attitude of the Government in omitting this Chamber's representation on the plea that some other Chambers were given representation. This Conference, therefore, requests both the Provincial and the Central Governments to include this Chamber's representation on every public body, as they have been good enough to do so in regard to the Madras Port Trust, Corporation of Madras etc."

97

P.T.O

7

The reply to the above was that the question of giving representation on bodies which required statutory revision of the Act could only be looked into after the legislatures come into function.

Now that the Popular Government has assumed office in the Province and also the Act will be amended, the question of giving representation to the Andhra Chamber of Commerce may be kindly considered by the Hon'ble Minister. The Chamber has at present a membership of 726. It has representations on the Madras Port Trust, Corporation of Madras, Board of Communications, Provincial Cotton Committee, Madras City Excise Licensing Board, Textile Trade Marks Advisory Committee, Railway Rates Advisory Committee, M. & S.M. Railway Local Advisory Committee, H.P.P. City Advisory Committee, Provincial Textile Advisory Committee and the Regional Price and Supply Board along with the sister Chambers of Commerce, viz. The Southern India Chamber of Commerce and the Madras Chamber of Commerce. The Andhra Chamber has the unique advantage among commercial bodies of concentrating its attention on eleven Telugu districts, the two agency areas and work up for the economic uplift of the three crores and odd of Andhras residing in this area.

Considering the above the Hon'ble Minister may be pleased to accord representation to the Chamber on the Senate.

Thanking you,

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

MSS.

E.&PH(B1)

The question of giving representation to the Andhra Chamber of Commerce in the ~~[illegible]~~ Madras University may be ~~left~~ ~~[illegible]~~ placed before the informal ad hoc Committee proposed to be appointed for amending the Madras University Act, after it is constituted. This may lie over in the meantime.

VRS
14/8/46

USU
14/8/46

14/8/46

No.2-3372/46

P1

Madras Governor's Camp,
Guindy,
15th August 1946.

8

6

My dear Viswanatha Ayyar,

46930

I am to enclose,*for such action, as the Hon'ble Minister may think fit, a copy of a letter from Mr. M.G.Natesa Chettiar, M.L.A., and of my reply.

SECRETARY, EDN. AND P.H. DEPT.
19 AUG 1946
GOVERNMENT OF MADRAS

Yours sincerely,

ASII

P.S.Viswanatha Ayyar Esq., ICS.,
Secretary to Government, Education & Public
Health Dept.

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* Copy of letter, dated 4-8-46 from Mr.M.G.Natesa Chettiar, M.L.A., Dharmapuri, to H.E.the Chancellor, University of Madras.

May I respectfully request that the following matters may kindly be examined and proper action taken:

1. The post of Vice-Chancellor must be an Honorary one just as it was for a long time.

2. There is a proposal to amend the University Act. The Committee which may be appointed to examine and submit proposals must have a majority of non-official laymen unconnected with University work so that there will be no room for prejudice, bias or pre-conceived notions.

--

VR

(PTO)

No.2-3372/46

Guindy,
15th August 1946.

Dear Sir,

His Excellency desires me to thank you for your letter of 4th August.

Your suggestion that the post of Vice-Chancellor, Madras University, should be made an honorary one would involve legislation, and is therefore a matter for the Hon'ble Minister for Education to consider in the first instance. Similarly your suggestion about a Committee to consider amendments to the Act concerns the Minister.

A copy of your letter has, therefore, been sent to the Education & Public Health Department, to whom all further correspondence on this subject may be addressed.

Yours faithfully,

A.J.PLATT

Private Secretary to
H.E. the Governor.

Sri M.G.Natesa Chettiar, MLA.,
Dharmapuri.

E & P.H (B1)

This may be placed before the Committee to be appointed for amending the Madras University Act for consideration. This may lie over in the meanwhile.

US 20/8/46
KSK 21/8/46

OSM 22/8/46

B1 10 7

16

47236

AS II

Secretary, E. & P.H.

Justice Rajammannar and Mr. Yegyanarayana Iyer, ex-President of the South Indian Teachers Union may be added on to the Committee to advise on the amendments to the Madras University Act and their consent ~~should~~ may also be asked.

TS Avinashilingam

H.M. Education. 17-8-46

19 AUG 1946

E & P.H (B1)

The main file on the subject is in circulation (with H.E) ~~This may lie over till it is received back~~ It has just been returned by H.E with a ~~cof~~ [illegible] ~~to H.M.~~ The return of the file ~~from~~ by H.M. may be ~~over~~ awaited.

JRS 22/8/46

KSK 22/8/46

OSM 22/8/46

P.T.O

~~17~~ 11

E & P.H. (B1)

Please see the minutes of H.M. (Edn) on p. 14 ante. This may lie over till 1-10-46.

27/8/46.

27/8/46

27/8/46

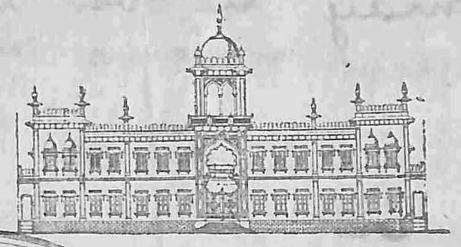
17-8-46.

12

The Muslim Educational Association of Southern India, Madras.

(REGISTERED UNDER ACT XXI OF 1860)
(Established in 1902)

PRESIDENT:
MALANG AHMED BATCHA ESQ., B.A.
HONY. SECRETARY:
BASHEER AHMED SAYEED ESQ., M.A., B.L.
HONY. ASST. SECRETARIES:
M. H. CASSIM SAIT ESQ.,
T. S. MUHAMMED IBRAHIM ESQ.,
HONY. TREASURER:
S. K. AHMED MEERAN ESQ., M.A., B.L.,
HONY. LEGAL ADVISER:
K. T. M. AHMED IBRAHIM ESQ., M.L.A.


BODDAM MUSLIM HOSTEL

VICE-PRESIDENTS:
B. POCKER ESQ., B.A., B.L., M.L.A.
ABDUL HAMEED KHAN ESQ., M.L.A.
M. MOHAMED ISMAIL ESQ., M.L.A.
FAZAL KARIM ESQ.,
HONY. WARDEN, BODDAM MUSLIM HOSTEL:
S. K. AHMED MEERAN ESQ., M.A., B.L.
Office:—SINGANNA NAICK STREET,
GEORGE TOWN, MADRAS.

MINISTER FOR EDUCATION
26 AUG 1946
GOVT. OF MADRAS

SECRETARY, EDN. AND P.H. DEPT.
26 AUG 1946
GOVERNMENT OF MADRAS

G. 130/46

20th August 1946.

ASST. SECRETARY TO GOVERNMENT
27 AUG 1946
EDUCATION AND PUBLIC HEALTH DEPT.

Dear Sir,

I am to invite your attention to the letter dated 10th August 1946 of the Vice President of my Association in regard to the representation of Muslims on the committee constituted by the Government for the revision of the Madras University Act and to request you kindly to let me know the action taken in respect thereof.

Not received here

49(47)

In their communication, the Government have already assured my Association that the Association will be consulted in all matters affecting Muslim education in any shape whatsoever in the Province. You are aware that the Muslim Community is still backward in education of all grades and that it has to face many serious problems in order to make progress in education.

The amendment of the Madras University Act, the Andhra University Act or the Annamalai University Act is a vital matter which will affect the interests of the Muslim Community in the University education. You are already aware that the Muslim Educational Association has already been accorded representation on the Senates of the Madras and Annamalai Universities. It is therefore absolutely essential that in any committee that may be constituted for amending the said Act, my Association should be represented and that the Muslim Community should be consulted through my Association, which is the premier and only Association for the whole of South India, working for the uplift of the Muslim Community in the educational sphere.

T.O.

CR

13

I hope you will not by any means ignore the claims of my Association to have its say on the amendments of the Acts in the discussion that may be carried on by the committee or committees that may be constituted.

Thanking you,

Yours sincerely
Basheer Ahmed Sayeed
Hony. Secretary.

M.A

The Hon'ble Mr. Avanasilingam Chettiar, B.A., B.L.
Minister for Education,
Fort St. George, Madras

8
21/8/46

6
14/9

14/9

14

original draft

9

EOPA (RT)

Letter No. 37588- B1/46-1 Edn dt- 13/9/46
Ref.

To
The Honorary Secretary.
The Muslim Educational Association
of Southern India,
Madras

13/9/46

Sir,

The Madras University Act 1923- Amendment- Appointment of an adhoc Committee- Representation of Muslims
Ref. your letter no. G/130/46 of 20.8.46

I am directed to ~~say~~ state that the question of constituting a Committee to consider the amendments to be made to the Madras University Act, 1923, ~~[illegible]~~ will be taken up only after the Committee Constituted by the Madras University submits its report and that your request will be considered ~~[illegible]~~ when a

15

Separate

Committee is constituted by the Govt. for ~~the purpose~~

Y.O.S.

7/9/46

9/9/46

16

Revised draft

10

Government of Madras
Education and Public Health Department
Letter No. 37588-B1/46-1 Edn.

From
P.S. Viswanatha Ayyar, Esq., I.C.S.,
Secretary to the Government of Madras.

To the Honorary Secretary,
The Muslim Educational Association of Southern India,
Madras.

Dated, Fort St. George, the ~~13th~~ 16th September 1946.

Despd. 16/9.

Sir,

Sub: ~~The Madras~~ University Act ~~1923~~—Amendment—Appointment of ~~an~~ adhoc Committee—Representation of Muslims

Ref: Your letter No. G/130/46 dated 20-8-1946.

I am directed to state that the question of constituting a Committee to consider the amendments to be made to the Madras University Act, 1923, ~~and the Annamalai University Act, 1928~~, will be taken up only after the Committee constituted by the Madras University submits its report. The question of constituting a committee to consider the amendments to be made to the Andhra University Act is under consideration. Your request will be considered when a Committee is constituted by the Government.

Your obedient servant,

16/9/46

Secretary to Government.

14.9.46

(Fair copy below)

A 5041

UNIVERSITY OF MADRAS.

SIR A. L. MUDALIAR.
M.D., LL.D., D.SC., F.R.C.O.G., F.A.C.S.,
VICE-CHANCELLOR.

UNIVERSITY BUILDINGS
TRIPLICANE
MADRAS.

ASST. SECRETARY TO GOVERNMENT
EDUCATION AND PUBLIC HEALTH DEPT.
4 SEP 1946

MINISTER FOR EDUCATION
SEP 1946
GOVT. OF MADRAS

SECRETARIAT
12 SEP 1946
GOVERNMENT OF MADRAS

7th Sept.1946.

7 SEP 1946

Dear Mr.Avanashilingam Chettiar,

I am in receipt of your kind letter of the 28th August 1946 stating that you do not propose to appoint a Separate Committee and that you will await the recommendations of the University Committee. I shall try and expedite the work of the Committee as much as possible. Besides the Committee which has already been appointed, which consists of the members of the Syndicate and others, the Syndicate has now, on my advice, resolved to invite Messrs. T.R.Venkatarama Sastri, C.V. Chandrasekharan and C.D.S.Chetti, to help us as members of the Committee to examine the University Act and the amendments that may be necessary. These are the three members in the Committee of ten that you had kindly suggested as possible members of the Government Committee and who were not in the University Committee. I hope they will find it possible to accept our invitation to serve on the Committee, and I shall do everything possible to expedite the report.

With kind regards,

Yours sincerely,

ALMudaliar

The Hon'ble Mr.T.S.Avanashilingam Chettiar,
B.A.,M.L.,
Minister for Education,
Fort St.George, Madras.

53783

UR

Filed

17/9/46

19/9/46

Please see the letter E&PH(B1) on p.17 ante.

The receipt of the report of the University Committee may be awaited till 11/11/46.

RS
5/10/46.

OSM
7/10/46

KRN
5/10/46

12

19/11

19

44
19/11

E&P.H(B1)

Letter/Ref No. 37588-B1/46-5 Edn dt- 19-11-46

To
The Registrar,
University of Madras,
Madras.

19/11

20/11

Sir,

Sub:- Madras University Act, 1923 - Amendment - Appointment of an Ad Hoc Committee.

Ref:- Correspondence resting with the V.C's D.O No. A. 5041 dt- 7-9-46

I am directed

20

I am directed to ~~request you to let me know~~ enquire when the report of the Committee appointed by the University to examine the University Act and to suggest the necessary amendments bit may be expected.

Yos.,

18.11.46

14/11/46

18/11/46

No. A6577. 21 UNIVERSITY OF MADRAS 13

From
The Registrar,
University of Madras.

To
The Secretary to Government,
Education and Public Health
Department, Madras.

ASSISTANT SECRETARY TO GOVERNMENT
29 NOV 1946
EDUCATION AND PUBLIC HEALTH DEPARTMENT

University Buildings,
Chepauk, Madras,
28 NOV 1946

Sir,

Ref: Your letter No.37588-B1-46-5-Edu. dated the 19th November 1946. - Madras University Act Amendments. — pp 19-20 ante

73484

I am to inform you that the Committee has nearly finished its work after meeting on five occasions and will meet on Thursday, the 12th December to consider the final report and pass it.

The report will then be placed before the Syndicate and a copy will be forwarded to you afterwards with the Syndicate's decision.

Your most obedient servant,

D. Narayanan
for REGISTRAR.

ssg/28/11/

E4/11(93)

The further report from the Registrar may be awaited till ~~15/12/46.~~ 3.1.47

2/12/46 4.12.46 6.12.46

G3 22

No. A 7014

UNIVERSITY OF MADRAS

From
The Registrar,
University of Madras,

To
The Secretary to Government,
Education and Public Health
Department,
Madras.

ASSISTANT SECRETARY TO GOVERNMENT
20 DEC 1946
EDUCATION AND PUBLIC HEALTH DEPARTMENT

78637

University Buildings,
Chepauk, Madras,

18 DEC 1946

Sir,

Sub: Madras University Act - Amendment.

PP 22-26 infra

P2-1 ante

In continuation of my letter No.A.6577, dated the 28th November 1946 I have the honour to forward herewith a copy of the report of the Special Committee appointed by the Syndicate to consider and make suggestions on the amendments to the Madras University Act of 1923 as amended in 1929 later and approved by the Syndicate. The report will be placed before the Senate at the next meeting to be held in March 1947.

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

REGISTRAR.

Enc. 1 Report
with a copy of note
of dissent.

ssg/17/12/

E+PH (G13)

The decision of the Senate which is the supreme governing body of the University may be awaited.

VP
25/12/46.

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24 15

UNIVERSITY OF MADRAS.

Report of the Special Committee appointed to consider and make recommendations for amendments to the Madras University Act of 1923, as amended in 1929 and later.

At the meeting of the Senate held on 9th November 1945, it was resolved --

> "That it be a recommendation to the Syndicate to consider the appointment of a special Committee to undertake a revision of the Madras University Act of 1923 (as modified in 1929) and suggest such alterations and modifications as are necessary and desirable."

2. The Syndicate considered the above recommendation and appointed a special Committee to go into the question of the revision of the Act. The Committee consisted of the following members:-

1. Lt.-Col.Diwan Bahadur Sir.A.Lakshmanaswami Mudaliar, BA.,MD., LLD.,DSc.,FRCOG.,FACS.,Vice-Chancellor (CONVENER)
2. Sri Rao Bahadur S.R.U.Savoor, MA., DSc.,Barrister-at-Law, Director of Public Instruction, Madras.
3. Khan Bahadur Muhammad Abdul Haq Sahib Bahadur, MA.,D.Phil.
4. Sir RM.Alagappa Chettiar, MA.,LLD.,DLitt.
5. Janab Basheer Ahmed Sayeed Sahib Bahadur, MA.,BL.
6. The Hon'ble Mr.K.Bhashyam, BA.,BL.
7. The Rev.A.J.Boyd, MA.,DD.
8. P.V.Cheriyan, Esq., MBE.,MBBS.,FRFPS (Glas),FRCS(Edin),DLO.,RCS.
9. Sri K.K.Chintan Nambiar, MBBS., FRCS(Eng), FRCS(Edin).
10. The Rev.Jerome D'Souza, S.J., BA(Hons.)
11. Joseph Franco, Esq., MBE.,MA.,LT.
12. Rao Saheb Alexander Gnanamuttu, MA.
13. Sri S.Govindarajulu Naidu, BA.,BL.,LLB.,Barrister-at-Law.
14. Mrs. Mona Hensman, MBE.,BA.,MLC.
15. The Rev.L.D.Murphy, S.J., MA.
16. Rao Bahadur B.V.Narayanaswami Naidu, MA.,PHD.,BCom.,Barrister-at-~~La~~-Law.
17. The Rev.H. Pinto, SJ., BA.
18. Sri T.Suryanarayana, BA(Cantab.)
19. Rao Bahadur Dr.T.S.Tirumurti, BA.,MBCM.,DTM&H.
20. Sri Diwan Bahadur K.S.Ramaswami Sastri, BA.,BL.
21. Sri K.Balasubrahmanyan, BA.,BL.
22. Begum Sultan Mir Amiruddin, BA(Hons.), MLA.
23. Abdul Hameed Khan Sahib Bahadur, MLA.
24. Sri D.Ramalinga Reddi, MA.,BL.
25. Sri P.R.Krishnaswami Ayyangar, MA., LT.
26. Sri A.Ramaswami Gounder, MA.,LT.
27. Sri C.V.Chandrasekharan, MA.,DLitt.
28. Sri Rao Sahib C.D.S.Chetti, MA.
29. Sri T.R.Venkatarama Sastri, CIE.,BA.,BL.

3. Suggestions regarding the revision of the Act were received from the members and the Committee considered the suggestions and also other proposals raised by the members at the meetings held on 5-10-1946, 25-10-1946, 6-11-1946, 21-11-1946, 22-11-1946 and 12-12-1946, as a result of which the following recommendations have been made:

Section 2: That the distinction in the nomenclature between Constituent and Affiliated Colleges be removed, and that Colleges be called University Colleges, Affiliated Colleges and Oriental Colleges.

Section 2(i): That the word "only" be added after the word "Science" in line 3.

Section 4: That this Section be deleted.

Section 4-A: That this Section required no alteration.
(Note: The Committee is of opinion that the powers of the University under the Act provide for instruction and training in any of the languages that may be selected by the Colleges concerned. It is however of opinion that every encouragement should be given by the University to Colleges to impart instruction through one or other of the Indian Languages. The Committee therefore feels that no amendment of the Act in this respect is necessary.)

Section 4-A(14): That this sub-section be deleted.

Section 7: That the comprehensive powers contained in Section 7 are unnecessary and may be deleted.

Section 11(1): That there be a full-time and not a part-time or Honorary Vice-Chancellor (carried by 17 votes to 2);
that there be no restriction inserted in the Act as to the number of terms the same individual may hold the office of the Vice-Chancellor (carried by 14 votes to 5);
and that the present procedure of choosing from a panel by the Chancellor be altered and that it be a recommendation that the Section 11(1) of the Act be modified to make provision for election by the Senate.

Section 11(2): That the Section be amended to read -- "When any ~~vacancy~~ temporary vacancy occurs in the office of Vice-Chancellor, the Syndicate shall, as soon as possible, subject to the approval of the Chancellor, depute someone, preferably from among themselves, to exercise the powers and perform the duties of the Vice-Chancellor".

Section 14(a) Class III: (1) That there be no change (Carried by 10 to 5)
/(2) That the number be reduced to ten (carried by 10 votes to 8)

(4) That the number be reduced, in the case of second-grade Principals to three; and in the case of Headmasters of High Schools, the number be increased to 4, to be elected on the following zonal basis:-
ONE for Madras, Chingleput, North Arcot & South Arcot Districts.
ONE for Southern Districts (Tanjore, Trichinopoly, Madura, Ramnad, Tinnevelly & Salem
ONE for Coimbatore, the Nilgiris, Malabar & South Kanara Districts; and
ONE for Ceded Districts and Chittoor.

(6) The clause be altered to provide for ONE representative only to be elected jointly by the members of the District Board and the Municipalities.

(7) The number be increased to 5 to cover the five Chambers of Commerce, viz,
Madras Chamber of Commerce,
Southern India Chamber of Commerce,
Tamil Chamber of Commerce,
Andhra Chamber of Commerce, and
Muslim Chamber of Commerce.

(9) That the number be increased to four.

A new section be inserted to provide for 4 representatives from Oriental Colleges elected on the same basis as for Headmasters in (4) *supra*.

Section 14 (b): In the case of interim vacancies that arise within six months of an election to be held for general vacancies for the triennium, election be held along with the general election vacancies;

In the case of other vacancies that may arise during the triennium, the tenure be limited to the residue of the period of the triennium; and

that the Act may be suitably amended in this direction.

Section 16(20): That the section be deleted.

Section 18(a): That there be no change in the number of members and that the election be held by proportional representation by means of the single transferable vote.

Section 23(a) Class I - Ex-officio members: (7) be altered to read "Principals of second-grade Colleges."

Section 23(a) Class II - Other Members:

(1) That the clause be deleted.

(3) To be modified to read as follows: "three teachers of each of the Honours Colleges - of whom one member shall be elected by Heads of Departments and Professors,
and two members shall be elected by the other members of the teaching staff including the Physical Director, but excluding Tutors Demonstrators and Physical Training Instructors."

(4) be altered to read as follows:
(a) Two members of each of the First Grade Colleges, of whom one member shall be elected by the Heads of Departments and other Professors of the College, and other member shall be elected by the other members of the staff including the Physical Director but excluding Tutors, Demonstrators and Physical Training Instructors.

(b) Three members of each of the Professional Colleges with a teaching strength of 50 and above, exclusive of Demonstrators; and two members of each of the Professional Colleges with a teaching strength of less than 50, exclusive of Demonstrators; the method of election being the same as for Honours Colleges and First Grade Colleges respectively.

(5) To be modified to read "four persons" instead of "three persons", to be elected in the manner suggested for the Senate.

A new section to be inserted to provide for four representatives from Oriental Colleges elected on the same basis as for Headmasters *supra*.

Section 32: That the present section be renumbered 32(a) and a new provision numbered 32(b) as follows be inserted:-
"(b) It shall be competent for the Senate to recommend to the Syndicate a revision of any Ordinance already made, provided no such recommendation shall be made before the expiry of two years from the date of passing of the Ordinance or of the resolution recommending a revision."

Section 44: That the following paragraph be added at the end:-

> "The Local Government shall contribute annually towards the said fund (a) a sum equal to the amount of contribution (viz. Rs.4,00,500) paid by the Local Government in the financial year prior to the coming into force of the Madras University Amending Act of 194 ; (b) any further sum on such conditions as the Local Government may impose."

Transitory Provisions: Notwithstanding anything contained in this Act as amended in 194 the Statutes, Ordinances and Regulations in force at the time of the passing of said Amending Act shall continue to be in force until they are replaced by Statutes, Ordinances or Regulations framed by the authorities competent to do so under the said Act as amended by this Act.

The Committee discussed the following Sections and amendments suggested at its sittings and resolved that no alteration be made in the same:

Sections 9(3); 10; 12(4)(a), 12(5), 12(6); 12-A(1); 13(3); 14(a)-Class I, Class II, Class III (3), (5), (8), (10), (11), (12); 15; 17; 19; 25 and 25-A.

(Note:- The preamble will have to be suitably amended in the light of changes in the Act suggested).

Sd/ A.L.Mudaliar
(Convener)

* * *

University Buildings,)
Chepauk, Madras,)
12th Decr. 1946.)

psv/12/12.

(Copy)

REGISTRAR

NOTE OF DISSENT BY BEGUM SULTAN MIR AMIRUDDIN.

I have signed the Report subject to the following note:-

I am not in agreement with ~~the~~ most of the recommendations of the Committee as regards Sections 11,14,15,16,17,18,19,23 and 52.

I reserve to myself the freedom to give expression to my views in the Senate, the Legislative Assembly ~~and~~ elsewhere.

- - - -

30

E.& P.H(G.3)

18

Letter/Ref.No.37588 93/46-6 Edn.,dated 10-4-1947.

To
The Registrar, University of Madras,Madras.
Sir,

Sub:- The Madras University Act, 1923 - Amendment - Appointment of a Committee.

Ref:- Correspondence resting with your letter No.A.7014 dated 18-12-1846.

I am directed to request you to ~~xxxxx~~ forward ~~the~~ govt the views of the Senate on the report of the Special Committee appointed by the Syndicate to consider and make suggestions on the amendments to the Madras University Act, ~~if it has been placed before the Senate~~.

Y.O.S.,

53/10/4

10/4

P22 g

9/4/47

9.4.47

9.4.47

Despd
11/4/47

31

~~E.F.~~ 32

19

E.& P.H.(G.3)

Special

Letter/Ref.No. 37588/93/46-7 Edn., dated 17/7 - 1947.

To

The Registrar, University of Madras,
Madras.

Despd
R
17/7/47

Sir,

Sub:- ~~University~~ Madras University Act - Amendments made by H.E. the Governor during the period of Proclamation under Section 93 of the Govt.of India Act - Repeal or re-enactment.

P32 y

Ref:- Your letter No.A.710 dated 18-4-1947.

I am directed to state that under Section 93 (4) of the Govt.of India Act, 1935, the Acts made by H.E. the Governor to amend the Madras University Act, 1923, during the period ~~when the period~~ when the Proclamation under Sec.93 was in force, will, subject to the terms of such law, continue to have effect only for a period of 2 years from the date on which the Proclamation was revoked, unless sooner repealed or re-enacted. ~~[illegible]~~ The question which of the amendments made during the above period should be repealed or re-enacted has to be considered now independently of other proposals for amending the Madras University Act, 1923, I am directed to request you to obtain the views of the University on the question which of the Amendments to the ~~[illegible]~~ Madras University Act, 1923, made during the period when the Proclamation under Sec.93 of the Govt.of India Act was in force should now be repealed or re-enacted, and in the latter case, whether any, and if so, what modifications are necessary to the Amendments previously made. I am also to request you to arrange to send a very early reply to this reference. as it is imperative that the Re-enacting Bill should be placed on the Statute Book before 30.4.48 after following all the procedure connected with such Re-enactment.

which are separately under the consideration of the University.

~~Y.O.S.,~~

Y.O.S

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15/7/47

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Letter/Ref.No. 37588 G3/46-8 Edn., dated 11/8/47

Special.

To

The Registrar, University of Madras, Madras.

Sir,

Sub:- Madras University Act - Amendments made by H.E. the Governor during the period of Proclamation unde Sec.93 of the Govt.of India Act - Repeal or re-enactment.

I am directed to invite your attention to my letter Ref.No.37588-G3/46-7 Edn., dated 17.7.1947 and to request you to kindly arrange to send a very early reply.~~xx~~

Y.O.S.,

147 Cg

Dsp'd 11/8

9/8/47

11/8/47

11.8.47

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~~51~~ 36 -21

All communications should be addressed to the Registrar, University of Madras, Triplicane P.O., Madras, and not to any person by name.

From

THE REGISTRAR,

UNIVERSITY OF MADRAS.

To

The Secretary to Govt.,
Education and Public Health
Department, Govt. of Madras.

No. A4022

Enclosures

UNIVERSITY BUILDINGS,
CHEPAUK, TRIPLICANE P. O.,
MADRAS.

Dated, 14 AUG 1947

Sir,

P49 ante

66477

Ref: Your letter No.57588-G.3/46-8 dated the 11th August 1947-Repeal or reenactment of the amendments to the University Act under the period of Proclamations.

I have the honour to inform you that the matter is under consideration and reply will be sent early next month.

Your obedient servant.

Ag. REGISTRAR.

SVA/14/8/-

E&PH (G3)

The final ~~report~~ reply from the University may be awaited till 10/9/47.

~~19~~ 20/8/47

20/8

208

78 22

All communications should be addressed to the Registrar, University of Madras, Triplicane P.O., Madras and not to any person by name.

From

THE REGISTRAR,

UNIVERSITY OF MADRAS.

To

The Secretary to the Govt.,
Education & Public Health
Department, Government of
Madras.

ASST. SECRETARY TO GOVERNMENT
3 - SEP 1947
EDUCATION AND PUBLIC HEALTH DEPT.

A4281

No.

Enclosures

UNIVERSITY BUILDINGS,
CHEPAUK, TRIPLICANE P. O.,
MADRAS.

Dated, 1 SEP 1947

Sir,

P47 ante

Ref: Your letters No.37588 G 3/46-7 Edn., dated the 17th July 1947 and the 11th August 1947 regarding repeal or re-enactment of the Amendments made to the Madras University Act by His Excellency the Governor.

P49 ante

70314

I have the honour to state that the Syndicate considered the above reference and resolved that the Government be informed that Acts V and XXIX of 1942 may be repealed and that the remaining four Acts - viz., Acts III, X and XXXIII of 1942 and Act XXVII of 1943 be re-enacted.

Your obedient servant,

Ag. REGISTRAR.

sg/1/9/

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E+PH (G3)

Lr. Ref No. 37588 G3/47-9 Edn. dt 9-9-47. 73

Special.

Issue to-day

9/9

To

The Registrar, University of Madras,
Madras.

Sir,

Sub:- Madras University Act - Amendments made by H.E. the Governor during Sec. 93 Situation - Repeal or re-enactment

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Ref:- Your letter No. A.4211 dt. 1-9-47

P53 cf

The Madras University (Third Amendment) Act, 1942 (Madras Act X of 1942):- This amend-

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amendment was considered necessary because during the unforeseen circumstances created by the war, it was not possible for the V.C to obtain the prior sanction of the Chancellor in all cases, as required by Sec. 12 (4) (a) of the Act. In view of the fact that this was an emergency legislation only for purposes of quick action during the war, it is considered not necessary to re-enact this amendment. I am to request that the Syndicate may reconsider this matter and ~~report its views at~~ that its views may be reported to Govt at a very early date.

Yours,

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5.9.(47)

22/9(47)

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42 ~~57~~

E-4 H (G3)

Lr./Ref No. 37588 G3/~~46~~-9 Edn dt-22/9/47

24

To
The Registrar, University of Madras,
Madras.

22/9

PP55-56 g

Sir,

Sub:- Madras University Act - Amendments made by H.E. the Governor during Section 93 situation - Repeal or re-enactment

I am directed to invite a reference to letter Ref No. 37588 G3/47-9 Edn dt- 9/9/47 and to ~~[illegible]~~ enquire when your reply may be expected.

Yours,

19/9/47

22/9

22/9/47

45

UNIVERSITY OF MADRAS. 46 26

UNIVERSITY BUILDINGS,
CHEPAUK,

SECY, EDN. AND P. H.
No. A 4781
29 SEP 1947
GOVERNMENT OF MADRAS

27 SEP 1947

Madras, 27th September 1947

Dear Mr.Subrahmanyam,

43

Repeal or re-enactment of amendments to Act.

I am in receipt of your D.O. letter No. 37588-G3/46-10 Edn. dated the 25th September 1947. The previous letters referred to are under consideration by the Syndicate. The matter may be decided at today's meeting and I think it may be possible for me to communicate its decision during the course of next week.

77463
p59 ante

A

Yours sincerely,

R Rangarajan

Sri M.V.Subrahmanyam, I.C.S.
Secretary to Government,
Education and Public Health Department,
Madras.

E&PH (G3)

The further report referred to at A above may be awaited till 3/10/47.

ks/27/9
27/9/47

29/9/47

48

E.& P.H.(G.3)

27

D.O.No.37588 G3/46-11 Edn., dated 4/10/47

Dear Mr.Ravi Varma,

Sub:- Madras University Act - Amendments made by H.E. the Governor during Sec.93situation - Repal or re-enactment.

I am ~~dixxxxxxd~~to invite a reference to your D.O., No.A.4781 dated 27.9.47 and to request you to arrange to send a ~~very early~~ reply to my letter Ref.No.37588-G3/47-9 Edn., dated 9-9-47. ~~without delay~~

P61 cy

PP 55-56 cy

Yours sincerely,

3.X.47

5 (with f.c)

f.c signed by Secy.

Desp. 4/10

To
Sri R.Ravi Varma,
Registrar,University of
Madras,
Madras.

VCS 3/10/47

ar 3/10/47

Speed ~~45~~ 50 28

UNIVERSITY OF MADRAS.

UNIVERSITY BUILDINGS,
CHEPAUK,

No. A4866

8 - OCT 1947
GOVERNMENT OF MADRAS

Madras, 8th October 1947

8 OCT 1947

Dear Mr.Subrahmanyam,

80216 Repeal or re-enactment of amendments to the Madras University Act. Your D.O. Letter No.37588 G 3/46-II Edn.dated the 4th
P63 ante October 1947.

I am to inform you that the Syndicate considered the further reference from the Government and resolved as follows:-

PP9-11 of C 'The Syndicate is of opinion that the Madras University (Third Amendment) Act 1942 (Madras Act X of 1942) will be useful in an emergency, but does not press for its retention'.

Yours Sincerely,

R.R.Arudarnal

To

Sri M.V.Subrahmanyam, I.C.S.,
Secretary to Government,
Education and Public Health Department,
Fort St.George.

5) ~~6~~

~~12~~ 52

29

MEMORANDUM UNDER SECRETARIAT INSTRUCTION 32(2).

Acts - The Madras University Amendment Acts - 1942-43 - passed during ~~1943~~ Section 93 situation - repeal or re-enactment.

PP1-22 of Ⓒ

During 1942 and 1943 ~~many~~ some Acts were passed amending the Madras University Act,1923. These Acts like other Acts passed during the section 93 situation will bease to be in force from 30-4-1948 unless they are re-enacted by that date. The question of re-enacting them is examined below. Copies of the Acts ~~axaaktaxhedx~~ are attached.

PP1-3 of Ⓒ

P3 of Ⓒ

PP2-3 of Ⓒ

P53 of

(1) **THE MADRAS UNIVERSITY (AMENDMENT)ACT,1942 (MADRAS ACT III OF 1942).--** A Bill to make it clear that the quorum fixed for the meetings of the Senate under Section 17(2) of the Madras University Act,1923, is not applicable to convocations of the University or meetings of the Senate held for conferring degrees, titles, diplomas and other academic distinctions was published for criticism, but as no objection or criticism was received. H.E. the Governor therefore enacted the Madras University (Amendment) Act,1942 (Madras Act III of 1942). The Syndicate of the Madras University states that re-enactment of this Act is necessary. The need for this provision is permanent and it is therefore proposed to re-enact this Act.

PP5-8 of Ⓒ

(2) **THE MADRAS UNIVERSITY (SECOND AMENDMENT)ACT,1942 (MADRAS ACT V OF 1942):--** In order to empower the Chancellor mainly on account of the circumstances created by the war to extend the term of office of the elected and nominated members of th the Senate who were holding office on 25-1-42 and of the elected and nominated members of the Syndicate and the Academic Council who were holding office on 30-3-42,for a period not

exceeding

exceeding six months at a time, subject to the condition that such extensions shall not continue beyond 31.3.44, and ~~also~~ to postpone the election or nomination ~~of~~ to any vacancy in the membership of those bodies existing on or arising after 31.3.42 for a period not exceeding six months at a time, but not beyond 31.3.44, this ~~Amendment~~ Act was passed. This is only a temporary amendment. The Syndicate of the University considers ~~that this amendment need not be re-enacted and may be repealed. Is there is no necessity for re-enacting this~~ is not for continuing the Act. this ~~amendment~~ Act need not be re-enacted.

(3) ~~The Madras~~ THE MADRAS UNIVERSITY (THIRD AMENDMENT) Act,1942 (MADRAS ACT X OF 1942). This Act empowers the Vice-Chancellor to take action in emergencies subject to the control of the Chancellor and to ~~report~~ report his action to the Chancellor. ~~and to the officer of authority who or which would have dealt with the matter for validating his action.~~ This was necessary during the period of emergency created by the War. The Syndicate of the Madras University also reports that though this provision ~~will~~ may be useful in an emergency, it does not press for the retention of this amendment. In the circumstances, ~~it is not proposed to re-enact~~ ~~this Act may be need not be re-enacted.~~ this Act also need not be reenacted.

PP9-11 of ©

(4) THE MADRAS UNIVERSITY (FOURTH AMENDMENT) ACT,1942 (MADRAS ACT XXIX OF 1942)-- - This Act was passed in order to empower the Syndicate of the University to continue to recognise a constituent college as such, although it was removed to a place outside the limits of the University on account of the situation created by the War. The war has ceased and there is no necessity for the continuance of this Act. The Syndicate ~~also~~ is also of the same view. ~~This may therefore~~ It is ~~not~~ therefore proposed not to re-enact this Act.

PP13-15 of ©

(5) The Madras University (Fifth Amendment) Act,1942. (Madras Act XXXIII of 1942):- In order to ~~to~~ provide for the holding of elections to the University bodies, viz. the Senate, the Syndicate, and the Academic Council, in anticipation of

PP17-19 of ©

vacancies arising by efflux of time, a Bill was published for criticism; but no objection or suggestion was received. H.E. the Governor therefore enacted the Madras University (Fifth Amendment) Act, 1942 (Madras Act XXXIII of 1942). ~~A copy of the Act is attached.~~ A similar provision exists in the Andhra University Act of 1925. This amendment is considered necessary by the Syndicate of the University. ~~It is~~ ~~This Act may~~ therefore ~~to re-enacted.~~ proposed to re-enact this ~~amendment~~ Act as a permanently ~~basis~~

P19 of ©

(6) THE MADRAS UNIVERSITY (AMENDMENT)ACT,1943 (MADRAS ACT XXVII OF 1943):-- In order to enable the University to institute, maintain and manage colleges and laboratories of its own outside the limits of the University (i.e. outside ~~the~~ a radius of 10 miles from the Fort St.George) and to confer degrees and other academic distinctions on students who have pursued approved courses of study in such colleges and laboratories and passed the prescribed examinations, ~~HxExxthexGovernor~~ a Bill was published for criticism; but no objections or ~~criticisms were~~ suggestion was received. H.E. the Governor therefore enacted the Madras University (Amendment)Act,1943 (Madras Act XXVII of 1943). The Syndicate of the Madras University considers this amendment to be necessary and requests that ~~this~~ it may be made permanent. As ~~this~~ the amendment ~~is of a~~ meets a permanent ~~value~~ need, this ~~Act~~ may be re-enacted.

PP21-22 of ©

P22 of ©

2. The legislation ~~proposedxtoxxxxxxxxxx~~ for re-enacting ~~Acts~~ mentioned in items (1), (5) and (6) ~~of the amendments, mentioned in~~ of paragraph 1 ~~above~~ and repealing the other Acts mentioned in that paragraph, is within the competence of the Provincial Legislature.

3. Govts are requested whether these Acts may be reenacted permanently as proposed.

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10.10.41

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S
11/10/41

Government of Madras

LEGAL DEPARTMENT

G.O. No. 24, 27th February 1942

Acts—The Madras University (Amendment) Act, 1942—Publication ordered as Madras Act III of 1942.

Order—No. 24, Legal, dated 27th February 1942.

The Madras University (Amendment) Act, 1942, will be published in the *Fort St. George Gazette* in English and in the Tamil, Telugu, Malayalam, and Kannada languages as Madras Act III of 1942.

(By order of His Excellency the Governor)

P. Appu Nair,
Secretary to Government.

To the Superintendent, Government Press.
" Senior Translator to Government.
" Education and Public Health Department.
" Secretary, Madras Legislature.
" Private Secretary to His Excellency the Governor.

[Appendix

Government of Madras

LEGAL DEPARTMENT

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G.O. No. 50, 30th March 1942

Acts—The Madras University (Second Amendment) Act, 1942—Publication ordered as Madras Act V of 1942.

Order—No. 50, Legal, dated 30th March 1942.

The Madras University (Second Amendment) Act, 1942, will be published in the *Fort St. George Gazette* in English and in the Tamil, Telugu, Malayalam and Kannada languages as Madras Act V of 1942.

(By order of His Excellency the Governor)

P. Appu Nair,
Secretary to Government.

To the Superintendent, Government Press.
" Senior Translator to Government.
" Education and Public Health Department.
" Secretary, Madras Legislature.
" Private Secretary to His Excellency the Governor.

[Appendix

APPENDIX.

The following Act received the assent of His Excellency the Governor on the 28th March 1942 and is hereby published for general information :—

ACT No. V OF 1942.

An Act further to amend the Madras University Act, 1923.

WHEREAS it is expedient further to amend the Madras University Act, 1923, for the purposes hereinafter appearing ; Madras Act VII of 1923.

AND WHEREAS the Governor of Madras has, by a Proclamation under section 93 of the Government of India Act, 1935, assumed to himself all powers vested by or under the said Act in the Provincial Legislature ; 26 Geo. 5, Ch. 2.

NOW, THEREFORE, in exercise of the powers so assumed to himself, the Governor is pleased to enact as follows :—

Short title. 1. This Act may be called the Madras University (Second Amendment) Act, 1942.

Power to extend the term of office of certain members of the Senate, etc. 2. (1) Notwithstanding anything contained in the first paragraph of sub-section (*b*) of section 14, of section 18 and of section 23 of the Madras University Act, 1923 (hereinafter referred to as the said Act) but subject to the other provisions of the said sections, the Chancellor may extend, for a period not exceeding six months at a time, the term of office of— Madras Act VII of 1923.

Pp 60/[illegible]
P131
137

- (i) the elected and nominated members of the Senate of the University of Madras who were holding office as such on the 25th day of January 1942 ; and
- (ii) the elected and nominated members of the Syndicate and the Academic Council of the University of Madras who hold office as such on the 30th day of March 1942 :

Provided that the period of such extension shall not continue beyond the 31st day of March 1944.

(2) Notwithstanding anything contained in section 38 of the said Act, the Chancellor may direct the postponement, for a period not exceeding six months at a time, of the election or nomination to any vacancy existing on or arising after, the 31st day of March 1942 among the members of the Senate, the Syndicate or the Academic Council of the said University :

Provided that the period of such postponement shall not continue beyond the 31st day of March 1944.

Commencement, etc. 3. (1) Sub-section (1) of section 2 shall be deemed to have come into operation on the 25th day of January 1942.

(2) Where the Chancellor has under sub-section (1) of section 2 extended the term of office of any member of the Senate, the Syndicate or the Academic Council of the University of Madras, such member shall be deemed to have continued in office on and from the date on which he vacated or would have vacated office, if his term had not been so extended.

LEGAL DEPARTMENT.

NOTIFICATION.

The following Statement of the reasons which have moved His Excellency the Governor to enact the Madras University (Second Amendment) Act, 1942, in exercise of the powers of the Provincial Legislature assumed by him under the Proclamation issued under section 93 of the Government of India Act, 1935, is published for general information :—

STATEMENT.

Under the Madras University Act, 1923 (Madras Act VII of 1923) the term of office of an elected or nominated member of the Senate, the Syndicate or the Academic Council is three years from the date of his election or nomination. The largest electorate for the University bodies is the registered graduates constituency consisting of between 8,000 and 9,000 registered graduates. Of the 30 members elected to the Senate by this constituency, a large number will have ceased to be members on the 31st March 1942. Election by this constituency is by postal voting. Owing to the present abnormal conditions many of the registered graduates, particularly those in the Madras City, may have moved to other places and may not be found at the addresses mentioned in the list maintained in the University Office. In the case of elections by the staffs of colleges, it will not be easy to arrange for the conduct of elections till after the colleges have resumed normal work. It is also considered undesirable to hold elections to other University authorities in the present conditions. The Government in consultation with the Vice-Chancellor have therefore decided to extend the term of office of the elected and nominated members of the Senate, the Syndicate and the Academic Council and to postpone the elections and nominations to these bodies. The Madras University (Second Amendment) Act, 1942, has accordingly been enacted empowering the Chancellor—

(i) to extend the term of office of the elected and nominated members of the Senate who were holding office on the 25th January 1942 and of the elected and nominated members of the Syndicate and the Academic Council who hold office on the 30th March 1942 for a period not exceeding six months at a time, subject to the condition that such extensions shall not continue beyond the 31st March 1944; and

(ii) to postpone election or nomination to any vacancy in the membership of these bodies, existing on or arising after the 31st March 1942 for a period not exceeding six months at a time but not beyond the 31st March 1944.

Government of Madras

LEGAL DEPARTMENT

G.O. No. 85, 22nd May 1942

Acts—The Madras University (Third Amendment) Act, 1942—Publication ordered as Madras Act X of 1942.

Order—No. 85, Legal, dated 22nd May 1942.

The Madras University (Third Amendment) Act, 1942, will be published in the *Fort St. George Gazette* in English and in the Tamil, Telugu, Malayalam and Kannada languages as Madras Act X of 1942.

(By order of His Excellency the Governor)

P. Appu Nair,
Secretary to Government.

To the Superintendent, Government Press.
" Senior Translator to Government.
" Education and Public Health Department.
" Secretary, Madras Legislature.
" Private Secretary to His Excellency the Governor.

[Appendix

APPENDIX.

The following Act received the assent of His Excellency the Governor on the 19th May 1942 and is hereby published for general information :—

ACT No. X OF 1942.

An Act further to amend the Madras University Act, 1923.

WHEREAS it is expedient further to amend the Madras University Act, 1923, for the purpose hereinafter appearing ;

Madras Act VII of 1923.

AND WHEREAS the Governor of Madras has, by a Proclamation under section 93 of the Government of India Act, 1935, assumed to himself all powers vested by or under the said Act in the Provincial Legislature ;

26 Geo. 5, Ch. 2.

NOW, THEREFORE, in exercise of the powers so assumed to himself, the Governor is pleased to enact as follows :—

Short title and commencement.

1. (1) This Act may be called the Madras University (Third Amendment) Act, 1942.

(2) It shall be deemed to have come into force on the 15th day of April 1942.

Amendment of section 12, Madras Act VII of 1923.

2. In clause (*a*) of sub-section (4) of section 12 of the Madras University Act, 1923—

Madras Act VII of 1923.

(i) for the words " with the sanction of the Chancellor or Pro-Chancellor ", the words " subject to the control of the Chancellor " shall be substituted ; and

(ii) after the words " report his action ", the words " to the Chancellor and " shall be inserted.

LEGAL DEPARTMENT.

NOTIFICATION.

The following Statement of the reasons which have moved His Excellency the Governor to enact the Madras University (Third Amendment) Act, 1942, in exercise of the powers of the Provincial Legislature assumed by him under the Proclamation issued under section 93 of the Government of India Act, 1935, is published for general information :—

STATEMENT.

Section 12 (4) (*a*) of the Madras University Act, 1923 (Madras Act VII of 1923), provides that in any emergency which in the opinion of the Vice-Chancellor requires that immediate action should be taken, he may take such action with the sanction of the Chancellor or Pro-Chancellor and shall as soon as may be thereafter report his action to the officer or authority who or which would have ordinarily dealt with the matter. In the circumstances created by the war it may not be possible for the Vice-Chancellor to obtain the prior sanction of the Chancellor in all cases before he takes action. It is therefore considered necessary that the Act should be amended so as to empower the Vice-Chancellor to take action in emergencies subject to the control of the Chancellor and to require him to report his action to the Chancellor and to the officer or authority who or which would have ordinarily dealt with the matter. To achieve this object, His Excellency the Governor has enacted the Madras University (Third Amendment) Act, 1942. The Act has been given retrospective effect from the 15th April 1942 with a view to validating the action already taken by the Vice-Chancellor. In making the amendment the reference to the Pro-Chancellor has been omitted as there is now no Pro-Chancellor of the University of Madras.

APPENDIX.

The following Act received the assent of His Excellency the Governor on the 5th December 1942 and is hereby published for general information :—

ACT No. XXIX OF 1942.

An Act further to amend the Madras University Act, 1923.

Whereas it is expedient further to amend the Madras University Act, 1923, for the purpose hereinafter appearing; Madras Act VII of 1923.

And whereas the Governor of Madras has, by a Proclamation under section 93 of the Government of India Act, 1935, assumed to himself all powers vested by or under the said Act in the Provincial Legislature; 26 Geo. 5, Ch. 2.

Now, **therefore**, in exercise of the powers so assumed to himself, the Governor is pleased to enact as follows :—

Short title and commencement. 1. (1) This Act may be called the Madras University (Fourth Amendment) Act, 1942.

(2) It shall be deemed to have come into force on the 15th February 1942.

Constituent Colleges moved out of University limits. 2. Notwithstanding anything contained in the Madras University Act, 1923, the Syndicate of the University of Madras shall have power to continue to recognize a Constituent College as such although it was removed to a place outside the limits of the University on account of the situation caused by the present war. Madras Act VII of 1923.

LEGAL DEPARTMENT.

NOTIFICATION.

The following Statement of the reasons which have moved His Excellency the Governor to enact the Madras University (Fourth Amendment) Act, 1942, in exercise of the powers of the Provincial Legislature assumed by him under the Proclamation issued under section 93 of the Government of India Act, 1935, is published for general information :—

STATEMENT.

Under the Madras University Act, 1923, only colleges situated within the limits of the University, i.e., within a radius of 10 miles from Fort St. George, can be recognized as Constituent Colleges. Recently, on account of the situation caused by the present war, the St. Christopher's Training College, Madras, which was a Constituent College, was shifted to Vellore. It may become necessary in the future to shift other such institutions to places outside the limits of the University. Under the Act as it stands, it is not competent for the Syndicate to continue to recognize such Colleges as Constituent Colleges. The change in the status of a Constituent College would affect the constitution of the Syndicate which has on it three members elected from among the teachers of Constituent Colleges. Further when a Constituent College is shifted to a place outside the limits of the University, it will be necessary for the College to seek affiliation on payment of fees and when after the termination of the present war the College is brought back to Madras, it will have to apply again on payment of fees for its recognition as a Constituent College. It is therefore considered necessary to amend the Madras University Act so as to empower the Syndicate to continue to recognize such Colleges as Constituent Colleges until they could be re-established within the limits of the University after the termination of the present war. His Excellency the Governor has therefore enacted the Madras University (Fourth Amendment) Act, 1942. The Act has been given retrospective operation from the 15th February 1942 as the St. Christopher's Training College was shifted to Vellore towards the end of that month.

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Government of Madras

LEGAL DEPARTMENT

G.O. No. 255, 21st December 1942

Acts—The Madras University (Fifth Amendment) Act, 1942—Publication ordered as Madras Act XXXIII of 1942.

Order—No. 255, Legal, dated 21st December 1942.

The Madras University (Fifth Amendment) Act, 1942, will be published in the *Fort St. George Gazette* in English as Madras Act XXXIII of 1942.

(By order of His Excellency the Governor)

P. Appu Nair,
Secretary to Government.

To the Superintendent, Government Press.
,, Education and Public Health Department.
,, Secretary, Madras Legislature.
,, Private Secretary to His Excellency the Governor.

Appendix

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APPENDIX

The following Act received the assent of His Excellency the Governor on the 17th December 1942 and is hereby published for general information :—

ACT No. XXXIII OF 1942.

An Act further to amend the Madras University Act, 1923.

WHEREAS it is expedient further to amend the Madras University Act, 1923, for the purpose hereinafter appearing; Madras Act VII of 1923.

AND WHEREAS the Governor of Madras has, by a Proclamation under section 93 of the Government of India Act, 1935, assumed to himself all powers vested by or under the said Act in the Provincial Legislature; 26 Geo. 5, Ch. 2.

NOW, THEREFORE, in exercise of the powers so assumed to himself, the Governor is pleased to enact as follows :—

Short title. 1. This Act may be called the Madras University (Fifth Amendment) Act, 1942.

Amendment of sections 14, 18 and 23, Madras Act VII of 1923. 2. In the first paragraph of sub-section (*b*) of section 14, of sub-section (*b*) of section 18 and of sub-section (*b*) of section 23 of the Madras University Act, 1923 (hereinafter referred to as the said Act), the words "from the date of the election or nomination as the case may be" shall be omitted. Madras Act VII of 1923.

Amendment of section 38, Madras Act VII of 1923. 3. To section 38 of the said Act, the following proviso shall be added, namely :—

> "Provided that vacancies arising by efflux of time among elected members of any authority or other body of the University may be filled at elections which may be fixed by the Vice-Chancellor to take place on such days not earlier than two months from the date on which the vacancies arise, as he thinks fit."

LEGAL DEPARTMENT.

NOTIFICATION.

The following Statement of the reasons which have moved His Excellency the Governor to enact the Madras University (Fifth Amendment) Act, 1942, in exercise of the powers of the Provincial Legislature assumed by him under the Proclamation issued under section 93 of the Government of India Act, 1935, is published for general information :—

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STATEMENT.

The Madras University Act, 1923, does not specifically authorize the holding of elections to University bodies in anticipation of vacancies arising by efflux of time. It is considered that there should be a provision in the Act, on the lines of that contained in the Andhra University Act, 1925, to enable the Vice-Chancellor to hold anticipatory elections not earlier than two months from the date on which the vacancies arise. A Bill containing the necessary amendments to the Madras University Act was published for criticism, but no objection or suggestion was received. His Excellency the Governor has accordingly enacted the Madras University (Fifth Amendment) Act, 1942.

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[Printed under the authority of the Governor of Madras by the Superintendent, Government Press, Madras.]

GOVERNMENT OF MADRAS
LEGAL DEPARTMENT

MADRAS ACT No. XXVII OF 1943

[*Received the assent of the Governor on the* 12*th December* 1943, *first published in the " Fort St. George Gazette " on the* 21*st December* 1943]

An Act further to amend the Madras University Act, 1923.

[21st December 1943.]

WHEREAS it is expedient further to amend the Madras University Act, 1923, for the purposes hereinafter appearing ; Madras Act VII of 1923.

AND WHEREAS the Governor of Madras has, by a Proclamation under section 93 of the Government of India Act, 1935, assumed to himself all powers vested by or under the said Act in the Provincial Legislature ; 26 Geo. 5 Ch. 2.

NOW, THEREFORE, in exercise of the powers so assumed to himself, the Governor is pleased to enact as follows :—

Short title.

1. This Act may be called the Madras University (Amendment) Act, 1943.

Amendment of section 2, Madras Act VII of 1923.

2. In section 2 of the Madras University Act, 1923 (hereinafter referred to as the said Act)— Madras Act VII of 1923.

(i) in clause (*b*), the words " maintained or " shall be omitted ;

(ii) in clause (*g*), before the word " constituent ", the word " University " shall be inserted ;

(iii) in clause (*j*), before the word " constituent ", the words " University colleges or laboratories, in " shall be inserted ;

(iv) clause (*n*) shall be re-lettered as clause (*p*), and the following shall be inserted as clauses (*n*) and (*o*), namely :—

" (*n*) ' University College ' means a college, an institute, or a college combined with an institute, maintained by the University (whether instituted by it or not) in accordance with the provisions of this Act in which instruction is provided under prescribed conditions ;

(*o*) ' University Laboratory ' means a laboratory maintained by the University, whether instituted by it or not ; ".

Amendment of section 4-A, Madras Act VII of 1923.

3. In section 4-A of the said Act—

(i) in sub-clause (*a*) of clause (6), after the words " course of study ", the words " in a University college or laboratory or " shall be inserted ;

(ii) in sub-clause (*a*) of clause (8), for the words " manage constituent colleges ", the words " manage University colleges and laboratories " shall be substituted.

Amendment of section 16, Madras Act VII of 1923.

4. In section 16 of the said Act—

(i) in clause (5), for the words " maintain Constituent Colleges " the words " maintain University colleges and laboratories " and for the words " conditions of recognition as Constituent Colleges, of Colleges not maintained by the University " the words " conditions of recognition of constituent colleges " shall be substituted ;

(ii) in sub-clause (*a*) of clause (14), after the words " course of study " the words " in a University college or laboratory or " shall be inserted.

Amendment of section 19, Madras Act VII of 1923.

5. In section 19 of the said Act—

(i) in clause (*j*), the words "and not maintained by the University" shall be omitted;

(ii) for clause (*t*), the following clause shall be substituted, namely :—

"(*t*) to manage University colleges and laboratories; and libraries, institutes of research and other institutions established by the University;";

(iii) clause (*v*) shall be omitted.

Amendment of section 24, Madras Act VII of 1923.

6. In section 24 of the said Act—

(i) in clause (*d*), after the words "division of subjects in" the words "University colleges and laboratories and" shall be inserted;

(ii) in clause (*e*), after the words "reciprocity among" the words "University colleges and laboratories and" shall be inserted;

(iii) in clause (*f*), after the word "students" the words "of University colleges and laboratories and" shall be inserted;

(iv) in clause (*h*), after the words "management of University" the words "colleges and" shall be inserted and the words "constituent colleges and" shall be omitted.

Amendment of section 29, Madras Act VII of 1923.

7. In clause (*d*) of section 29 of the said Act, for the words "constituent Colleges" the words "University colleges and laboratories" shall be substituted.

Amendment of section 31, Madras Act VII of 1923.

8. In clause (*a*) of section 31 of the said Act, for the words "colleges maintained by the University" the words "University colleges and laboratories" shall be substituted.

Amendment of section 36, Madras Act VII of 1923.

9. In sub-section (2) of section 36 of the said Act, after the words "as a member" the words "of a University college or laboratory or" shall be inserted.

Statement.

The Syndicate of the University of Madras with the authorisation of the Senate recommended to the Govt. that the Madras University Act,1923, should be amended so as to enable the University to institute, maintain and manage colleges and laboratories of its own outside the "limits of the University"(that is to say in places situated outside a radius of 10 miles from Fort St.George) and to confer ~~other~~ degrees and other academic distinctions on students who have pursued approved courses of study in such colleges and laboratories and passed the prescribed examinations. A bill for giving effect to this recommendation was published for criticism but no objection or suggestion was received.His Excellency the Governor has therefore enacted the Madras University (Amendment) Act,1943.

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Education and Public Health
Department

MEMORANDUM UNDER SECRETARIAT INSTRUCTION 32 (2).

Subject: Acts - The Madras University Amendment Acts - 1942-43 - passed during Section 93 situation - repeal or re-enactment.

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20 OCT 1947

During 1942 and 1943 some Acts were passed amending the Madras University Act, 1923. These Acts like other Acts passed during the section 93 situation will cease to be in force from 30-4-1943 unless they are re-enacted by that date. The question of re-enacting them is examined below. Copies of the Acts are attached.

(1) THE MADRAS UNIVERSITY (AMENDMENT) ACT, 1942 (MADRAS ACT III OF 1942).-- A Bill to make it clear that the quorum fixed for the meetings of the Senate under Section 17(2) of the Madras University Act, 1923, is not applicable to convocations of the University or meetings of the Senate held for conferring degrees, titles, diplomas and other academic distinctions was published for criticism, and no objection or criticism was received. His Excellency the Governor therefore enacted the Madras University (Amendment) Act, 1942 (Madras Act III of 1942). The syndicate of the Madras University states that re-enactment of this Act is necessary. The need for this provision is permanent and it is therefore proposed to re-enact this Act.

(2) THE MADRAS UNIVERSITY (SECOND AMENDMENT) ACT, 1942 (MADRAS ACT V OF 1942):- In order to empower the Chancellor mainly on account of the circumstances created by the war to extend the term of office of the elected and nominated members of the Senate who were holding office on 25-1-42 and of the elected and nominated members of the Syndicate and the Academic Council who were holding office on 30-3-42, for a period not exceeding six months at a time, subject to the condition that such extensions shall not continue beyond 31.3.44, and also to postpone the election or nomination to any vacancy in the membership of those bodies existing on or arising after 31.3.42 for a period not exceeding six months at a time, but not beyond 31.3.44, this Amendment Act was passed. This is only a temporary amendment. The syndicate of the University is not for continuing the Act. This Act need not be re-enacted.

(3) THE MADRAS UNIVERSITY (THIRD AMENDMENT) ACT, 1942 (MADRAS ACT X OF 1942).-This Act empowers the Vice-Chancellor to take action in emergencies subject to the control of the Chancellor and to report his action to the Chancellor. This was necessary during the period of emergency created by the War. The syndicate of the Madras University also reports that though this provision may be useful in an emergency, it does not press for the retention of this amendment. In the circumstances, this Act need not be reenacted.

(4) THE MADRAS UNIVERSITY (FOURTH AMENDMENT) ACT ,1942(MADRAS ACT XXIX OF 1942):- This Act was passed in order to empower the Syndicate of the University to continue to recognise a constituent college as such, although it was removed to a place outside the limits of the University on account of the siutation created by the War. The war has ceased and there is no necessity for the continuance of this Act. The Syndicate is also of the same view. It is therefore proposed not to re-enact this Act.

(5) THE MADRAS UNIVERSITY (FIFTH AMENDMENT) ACT, 1942;(MADRAS ACT XXXIII OF 1942):- In order to provide for the holding of elections to the University bodies, viz. the Senate, the Syndicate,

and

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Education and Public Health
Department

ASST. SECRETARY TO GOVERNMENT
1947

SECRETARIAT, EDN.
21 OCT 1947
GOVERNMENT OF MADRAS

MEMORANDUM UNDER SECRETARIAT INSTRUCTION 32 (2).

Subject: Acts - The Madras University Amendment Acts - 1942-43 - passed during Section 93 situation - repeal or re-enactment.

During 1942 and 1943 some Acts were passed amending the Madras University Act, 1923. These Acts like other Acts passed during the section 93 situation will cease to be in force from 30-4-1948 unless they are re-enacted by that date. The question of re-enacting them is examined below. Copies of the Acts are attached.

(1) THE MADRAS UNIVERSITY (AMENDMENT) ACT, 1942 (MADRAS ACT III OF 1942).-- A Bill to make it clear that the quorum fixed for the meetings of the Senate under Section 17(2) of the Madras University Act, 1923, is not applicable to convocations of the University or meetings of the Senate held for conferring degrees, titles, diplomas and other academic distinctions was published for criticism, and no objection or criticism was received. His Excellency the Governor therefore enacted the Madras University (Amendment) Act, 1942 (Madras Act III of 1942). The syndicate of the Madras University states that re-enactment of this Act is necessary. The need for this provision is permanent and it is therefore proposed to re-enact this Act.

(2) THE MADRAS UNIVERSITY (SECOND AMENDMENT) ACT, 1942 (MADRAS ACT V OF 1942):- In order to empower the Chancellor mainly on account of the circumstances created by the war to extend the term of office of the elected and nominated members of the Senate who were holding office on 25-1-42 and of the elected and nominated members of the Syndicate and the Academic Council who were holding office on 30-3-42, for a period not exceeding six months at a time, subject to the condition that such extensions shall not continue beyond 31.3.44, and also to postpone the election or nomination to any vacancy in the membership of those bodies existing on or arising after 31.3.42 for a period not exceeding six months at a time, but not beyond 31.3.44, this Amendment Act was passed. This is only a temporary amendment. The syndicate of the University is not for continuing the Act. This Act need not be re-enacted.

(3) THE MADRAS UNIVERSITY (THIRD AMENDMENT) ACT, 1942 (MADRAS ACT X OF 1942).-This Act empowers the Vice-Chancellor to take action in emergencies subject to the control of the Chancellor and to report his action to the Chancellor. This was necessary during the period of emergency created by the War. The syndicate of the Madras University also reports that though this provision may be useful in an emergency, it does not press for the retention of this amendment. In the circumstances, this Act need not be reenacted.

(4) THE MADRAS UNIVERSITY (FOURTH AMENDMENT) ACT ,1942(MADRAS ACT XXIX OF 1942):- This Act was passed in order to empower the Syndicate of the University to continue to recognise a constituent college as such, although it was removed to a place outside the limits of the University on account of the siutation created by the War. The war has ceased and there is no necessity for the continuance of this Act. The Syndicate is also of the same view. It is therefore proposed not to re-enact this Act.

(5) THE MADRAS UNIVERSITY (FIFTH AMENDMENT) ACT, 1942:(MADRAS ACT XXXIII OF 1942):- In order to provide for the holding of elections to the University bodies, viz. the Senate, the Syndicate,

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and the Academic Council, in anticipation of vacancies arising by efflux of time, a Bill was published for criticism; bxx no objection or suggestion was received. His Excellency the Governor therefore enacted the Madras University (Fifth Amendment) Act, 1942 (Madras Act XXXIII of 1942). A similar provision exists in the Andhra University Act of 1925. This amendment is considered necessary by the syndicate of the University. It is therefore proposed to re-enact this Act permanently.

KM 20/10

(6) THE MADRAS UNIVERSITY (AMENDMENT) ACT , 1943 (MADRAS ACT XXVII OF 1943):- In order to enable the University to institute, maintain and manage colleges and laboratories of its own outside the limits of the University (i.e. outside a radius of 10 miles from the Fort St.George) and to confer degrees and other academic distinctions on students who have pursued approved courses of study in such colleges and laboratories and passed the prescribed examinations, a Bill was published for criticism; no objection or suggestion was received. His Excellency the Governor therefore enacted the Madras University (Amendment) Act 1943 (Madras Act XXVII of 1943). The syndicate of the Madras University considers this amendment to be necessary and requests that it may be made permanent. As the amendment meets a permanent need, this Act may be re-enacted.

KM 20/10

2. The legislation for re-enacting Acts mentioned in items (1), (5) and (6) of paragraph 1 above, and repealing the other Acts mentioned in that paragraph, is within the competence of the Provincial Legislature.

Orders are requested whether these Acts may be reenacted permanently as proposed.

KM 20/10

M.V.SUBRAMANIAN,
Secretary to Government

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and the Academic Council, in anticipation of vacancies arising by efflux of time, a Bill was published for criticism; ~~bxx~~ no objection or suggestion was received. His Excellency the Governor therefore enacted the Madras University (Fifth Amendment) Act, 1942 (Madras Act XXXIII of 1942). A similar provision exists in the Andhra University Act of 1925. This amendment is considered necessary by the syndicate of the University. It is therefore proposed to re-enact this Act permanently.

(6) THE MADRAS UNIVERSITY (AMENDMENT) ACT , 1943 (MADRAS ACT XXVII OF 1943):- In order to enable the University to institute, maintain and manage colleges and laboratories of its own outside the limits of the University (i.e. outside a radius of 10 miles from the Fort St.George) and to confer degrees and other academic distinctions on students who have pursued approved courses of study in such colleges and laboratories and passed the prescribed examinations, a Bill was published for criticism; no objection or suggestion was received. His Excellency the Governor therefore enacted the Madras University (Amendment) Act 1943 (Madras Act XXVII of 1943). The syndicate of the Madras University considers this amendment to be necessary and requests that it may be made permanent. As the amendment meets a permanent need, this Act may be re-enacted.

2. The legislation for re-enacting Acts mentioned in items (1), (5) and (6) of paragraph 1 above, and repealing the other Acts mentioned in that paragraph, is within the competence of the Provincial Legislature.

Orders are requested whether these Acts may be reenacted permanently as proposed.

M.V.SUBRAMANIAN,
Secretary to Government

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Education and Public Health
Department

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20/10/47

MEMORANDUM UNDER SECRETARIAT INSTRUCTION 32 (2).

Subject: Acts - The Madras University Amendment [illegible] 1942-43 - passed during Section 93 situation - repeal [illegible] re-enactment.

During 1942 and 1943 some Acts were passed amending the Madras University Act, 1923. These Acts like other Acts passed during the section 93 situation will cease to be in force from 30-4-1948 unless they are re-enacted by that date. The question of re-enacting them is examined below. Copies of the Acts are attached.

(1) THE MADRAS UNIVERSITY (AMENDMENT) ACT, 1942 (MADRAS ACT III OF 1942).-- A Bill to make it clear that the quorum fixed for the meetings of the Senate under Section 17(2) of the Madras University Act, 1923, is not applicable to convocations of the University or meetings of the Senate held for conferring degrees, titles, diplomas and other academic distinctions was published for criticism, and no objection or criticism was received. His Excellency the Governor therefore enacted the Madras University (Amendment) Act, 1942 (Madras Act III of 1942). The syndicate of the Madras University states that re-enactment of this Act is necessary. The need for this provision is permanent and it is therefore proposed to re-enact this Act.

(2) THE MADRAS UNIVERSITY (SECOND AMENDMENT) ACT, 1942 (MADRAS ACT V OF 1942):- In order to empower the Chancellor mainly on account of the circumstances created by the war to extend the term of office of the elected and nominated members of the Senate who were holding office on 25-1-42 and of the elected and nominated members of the Syndicate and the Academic Council who were holding office on 30-3-42, for a period not exceeding six months at a time, subject to the condition that such extensions shall not continue beyond 31.3.44, and also to postpone the election or nomination to any vacancy in the membership of those bodies existing on or arising after 31.3.42 for a period not exceeding six months at a time, but not beyond 31.3.44, this Amendment Act was passed. This is only a temporary amendment. The syndicate of the University is not for continuing the Act. This Act need not be re-enacted.

(3) THE MADRAS UNIVERSITY (THIRD AMENDMENT) ACT, 1942 (MADRAS ACT X OF 1942):-This Act empowers the Vice-Chancellor to take action in emergencies subject to the control of the Chancellor and to report his action to the Chancellor. This was necessary during the period of emergency created by the War. The syndicate of the Madras University also reports that though this provision may be useful in an emergency, it does not press for the retention of this amendment. In the circumstances, this Act need not be reenacted.

(4) THE MADRAS UNIVERSITY (FOURTH AMENDMENT) ACT ,1942(MADRAS ACT XXIX OF 1942):- This Act was passed in order to empower the Syndicate of the University to continue to recognise a constituent college as such, although it was removed to a place outside the limits of the University on account of the siutation created by the War. The war has ceased and there is no necessity for the continuance of this Act. The Syndicate is also of the same view. It is therefore proposed not to re-enact this Act.

(5) THE MADRAS UNIVERSITY (FIFTH AMENDMENT) ACT, 1942;(MADRAS ACT XXXIII OF 1942):- In order to provide for the holding of elections to the University bodies, viz. the Senate, the Syndicate,

and

and the Academic Council, in anticipation of vacancies arising by efflux of time, a Bill was published for criticism; ~~xxx~~ no objection or suggestion was received. His Excellency the Governor therefore enacted the Madras University (Fifth Amendment) Act, 1942 (Madras Act XXXIII of 1942). A similar provision exists in the Andhra University Act of 1925. This amendment is considered necessary by the syndicate of the University. It is therefore proposed to re-enact this Act permanently.

(6) THE MADRAS UNIVERSITY (AMENDMENT) ACT, 1943 (MADRAS ACT XXVII OF 1943):- In order to enable the University to institute, maintain and manage colleges and laboratories of its own outside the limits of the University (i.e. outside a radius of 10 miles from the Fort St.George) and to confer degrees and other academic distinctions on students who have pursued approved courses of study in such colleges and laboratories and passed the prescribed examinations, a Bill was published for criticism; no objection or suggestion was received. His Excellency the Governor therefore enacted the Madras University (Amendment) Act 1943 (Madras Act XXVII of 1943). The syndicate of the Madras University considers this amendment to be necessary and requests that it may be made permanent. As the amendment meets a permanent need, this Act may be re-enacted.

2. The legislation for re-enacting Acts mentioned in items (1), (5) and (6) of paragraph 1 above, and repealing the other Acts mentioned in that paragraph, is within the competence of the Provincial Legislature.

Orders are requested whether these Acts may be reenacted permanently as proposed.

M.V.SUBRAMANIAN,
Secretary to Government

kr.

Legislation may be undertaken according to the wishes of the syndicate.
R.G.A.
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Education and Public Health
Department
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21 OCT 1947

MEMORANDUM UNDER SECRETARIAT INSTRUCTION 32 (2).

Subject: Acts - The Madras University Amendment Acts - 1942-43 - passed during Section 93 situation - repeal or re-enactment.

21 OCT 1947

During 1942 and 1943 some Acts were passed amending the Madras University Act, 1923. These Acts like other Acts passed during the section 93 situation will cease to be in force from 30-4-1948 unless they are re-enacted by that date. The question of re-enacting them is examined below. Copies of the Acts are attached.

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May repeal
R.G.A.

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Orders are requested whether these Acts may be reenacted permanently as proposed.

M.V.SUBRAMANIAN,
Secretary to Government

kr.

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1 OCT 194[illegible]

Education and Public Health
Department

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MEMORANDUM UNDER SECRETARIAT INSTRUCTION 32 (2).

Subject: Acts - The Madras University Amendment Acts - 1942-43 - passed during Section 93 situation - repeal or re-enactment.

21 OCT 1947

During 1942 and 1943 some Acts were passed amending the Madras University Act, 1923. These Acts like other Acts passed during the section 93 situation ~~will~~ cease to be in force from 30-4-1948 unless they are re-enacted by that date. The question of re-enacting them is examined below. Copies of the Acts are attached.

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M.V.SUBRAMANIAN,
Secretary to Government

kr.

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MINISTER FOR FOOD
2? OCT 1947
GOVT. OF MADRAS

In personal

Education and Public Health
Department

MEMORANDUM UNDER SECRETARIAT INSTRUCTION 32 (2)

Subject: Acts - The Madras University Amendment Acts - 1942-43 - passed during Section 93 situation - repeal or re-enactment.

SECRETARIAT
21 OCT 1947
GOVERNMENT OF MADRAS

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M.V.SUBRAMANIAN,
Secretary to Government

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Education and Public Health
Department

MEMORANDUM UNDER SECRETARIAT INSTRUCTION 32 (2).

Subject: Acts - The Madras University Amendment Acts - 1942-43 - passed during Section 93 situation - repeal or re-enactment.

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M.V.SUBRAMANIAN,
Secretary to Government

kr.

Legislation may be undertaken.
V.K.
23.10.47.

Education and Public Health
Department

MEMORANDUM UNDER SECRETARIAT INSTRUCTION 32 (2).

Subject: Acts - The Madras University Amendment Acts - 1942-43 - passed during Section 93 situation - repeal or re-enactment.

ASST. SECRETARY ...
28 OCT 1947

During 1942 and 1943 some Acts were passed amending the Madras University Act, 1923. These Acts like other Acts passed during the section 93 situation will cease to be in force from 30-4-1948 unless they are re-enacted by that date. The question of re-enacting them is examined below. Copies of the Acts are attached.

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Secretary to Government

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Education and Public Health
Department

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9 - DEC 1947

MEMORANDUM UNDER SECRETARIAT INSTRUCTION 32 (2).

Subject: Acts - The Madras University Amendment Acts - 1942-43 - passed during Section 93 situation - repeal or re-enactment.

SECRETARIAT EDN. AND P.H. DEPT.
9 - DEC 194.

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M.V.SUBRAMANIAN,
Secretary to Government

kr.

Yes
8/12

E&PH(B3)

Please see the copies of memorandum on pp.1-2 ante and the minutes of HM(Rev) on p.2 above. This may be added to the main file regarding ~~[illegible]~~ re-enactment of the Madras University Acts.

9/12/47

Acts - The Madras University (Amendment) Acts - 1942-43 - passed during the period of proclamation - Further action.

Section 93(4) of the Government of India Act, 1935, provides that any law made by His Excellency the Governor during the period when the proclamation under section 93 was in force shall, subject to the terms of such law, continue to have effect until two years have elapsed from the date on which the Proclamation is revoked unless sooner repealed or re-enacted. The following Acts to amend the Madras University Act,1923, were made by the Governor during the period in question:--

Collection at (C)

1. Madras Act III of 1942.
2. Madras Act V " "
3. " ~~I~~X " "
4. " XXIX "
5. " XXXIII "
6. " XXVII of 1943.

It is necessary to take further action now in respect of these Acts having regard to the provisions of the Government of India Act cited above.

2. A statement showing the object of each of the amending Acts is put up at (U). It will be observed therefrom that the amendments made to the Madras University Act under the Madras University (Second, Third and Fourth Amendments) Acts were made as a temporary measure on account of the situation created by the War. They may be repealed. It seems necessary to re-enact the amendments made under the other three amending ~~acts~~.

A
25.6.46
B
25.6.46

3. In the file relating to the amendments to the Andhra University Act, the Secretary has noted that H.P.M. desired to set up a committee to consider the amendments to be made to the University Acts. ~~Action on the question may perhaps be [illegible] before proceeding further~~. H.M. Education suggested that the question of amending the University Acts may be taken up some time hence & HPM has agreed to it. The file may therefore lie over till 1.8.46

~~22.6.46~~

University file
Ord 25653

14.6.46

24/6/46

25.6.46

As all the persons mentioned above are people belonging to Madras, they need not be given any T.A. or D.A. This will serve as an informal Ad Hoc Committee. Mr. C.D.S. Chetty ~~The Secretary of the E. & P.H. Dept.~~ may act as the Secretary of the Committee. The D.P.I.'s opinion may be invited in the matter.

TSA
11-7-46

H.M. (Edn.).

SECRETARY, EDN. AND P. H. DEPT.
12 JUL 1946
GOVERNMENT OF MADRAS

~~E+PH(B1)~~

~~A draft D.O. letter to the DPI is submitted below. for approval~~

KSK
16.7.46

P.70

SECRETARY TO GOVERNMENT
17 JUL 1946
EDUCATION AND PUBLIC HEALTH DEPT.

Secretary, E. & P.H.

In pursuance of the appointment of a Committee to advice on the necessary amendments to the Madras University Act, it will be, I think, very useful if we can get the opinion of Mr. McLean, who has been the Registrar of the Madras University for a very long time. You may kindly address him to send us his opinions on what aspects the University Act at present requires amendment.

TSA
15-7-46

SECRETARY, EDN. AND P. H. DEPT.
16 JUL 1946
GOVERNMENT OF MADRAS

I think we may also put him on the committee. I shall consult him informally beforehand.

~~6~~

E.& P.H. (B.1)

A draft D.O. to the D.P.I. With reference to H.M.'s minute on pages ~~3~~-4 ante is submitted. With reference to H.M.'s minute on p.5 ante and the Secretary's note thereunder, it is not ~~known~~ clear whether Mr. ~~Mr. McLean~~ McLean should now be asked to send his opinion about the amendment of the University Act or whether it is sufficient if he also is appointed as a member of the proposed Committee. It is doubtful whether it will be quite proper to call for the views of the Registrar on the proposal to amend the University Act instead of ~~that~~ those of the Vice-Chancellor.

17.7.46

HE should see before the D.O. is issued.

BM 17/7/46 S

17.7.46

I shall consult him informally. We can wait for H.M.'s views on the proposal to put him on the committee

17.7.46

HE.

C.18/7/46

SECRETARY, EDN. AND P.H. DEPT.
23 JUL 1946
GOVERNMENT OF MADRAS

22 July 46

MADRAS GOVERNOR'S SEC.
18 JUL 1946
836c 23/7/46

6

24.7.46

It is presumed that the draft D.O. may issue and that orders of H M (Edn) re: Mr McLean may be taken after Secy has consulted him informally.

BM 23/7/46 S

p 20

7

8

58

Secretary, E. & P.H.

Please include the name of Dr. B.V.Narayanaswami Naidu, Principal, Pachaiyappa's College in the Ad Hoc Committee appointed to consider amendments to the Madras University Act.

TSA
24.7.46.
H.M.Education.

40792

SECRETARY, EDN. AND P.H. DEPT.
25 JUL 1946
GOVERNMENT OF MADRAS

VR

PJO

9

10

57

VK

ASST. SECRETARY TO GOVERNMENT
27 JUL 1946
EDUCATION AND PUBLIC HEALTH DEPT.

4134

p 8 ante

SECRETARY, EDN. AND P. H. DEPT.
26 JUL 1946
GOVERNMENT OF MADRAS

Secretary, E. & P.H.

I hope you would have by this time circularised to the members of the Ad Hoc Committee appointed for considering amendments to the Madras University Act ~~and~~ you would have also received my note to add Dr. B.V.Narayanaswamy, Principal of the Pachaiyappa's College to the list.

I think it will be only proper that we should ask the University as a body their suggestions if any, in the matter of amendments to the Madras University Act. You may write an official letter to the Vice Chancellor or the Registrar of the University asking for the opinions of the University in the matter.

TSA in anticipation -
26.7.46

H.M. Education.

E.& P.H.(B.1)

Para.1 of H.M.'s minute above. - The members of the Ad Hoc Committee suggested by the Hon'ble Minister for Education for considering

considering the amendments to the Madras University have not yet been circularised, as H.M.(Edn.) wanted to obtain the views of the D.P.I. first, before the committee ~~actually~~ was actually constituted - Vide last sentence of his minute on page 4 ante. The D.P.I's reply to the D.O. to him on p.1 c.f. has not yet been received. The D.P.I. may now be informed of H.M.'s suggestion to appoint Dr.B.V.Narayanaswami Naidu also as a member of the Committee. A draft D.O.is submitted.

Para.2. of H.M's minute above. - A draft letter to the Registrar, University of Madras is also submitted.

H.M.(Edn.) may see ~~before~~ after issue.

9.7.46

27/7/46

9.7.46

The D.P.I. may be
asked to reminded to
send his reply soon.

H.M.(Edn.)
(a.i)

* Put up below.

(D.O. from DPI dt 11-7-46)
Kept below

* Please see herewith the suggestions of the D.P.I. in this matter. He suggests that Dr. P.V.Cherian, Dr. Rudra and some others may also be appointed. But my feeling is that as this is only an ad hoc committee, we need not try to get people from the mufassal; only people in the city may be appointed to it. The Committee will sit informally and consider suggestions, and so such of those members ~~suggested by the D.P.I. or by us~~ who do not belong to Madras city may be deleted from it. ~~The consent of others may be obtained to this suggestion.~~ In effect, the following may be the members of the Ad Hoc Committee:

✓ 1. Dr. Sir A.Lakshmanaswamy Mudaliar
✓ 2. D.P.I.
3. Mr. C.D.S.Chetti, Dy. D.P.I.
✓ 4. Dr. Tirumurthi
5. Mr. T.R.Venkatarama Sastri.
✓ 6. Father D'Souza
7. Rev. A.J.Boyd
✓ 8. Justice N.Chandrasekhara Iyer
9. Justice P.V.Rajamannar
10. Miss. G.M.Gerrard.
✓ 11. Dr. P.V.Cherian
12. Mr. Huq., Principal of the Govt. Muhammadan College.
✓ 13. Dr. B.V.Narayanaswami Naidu
✓ 14. Mr. Basheer Ahmed (Sayyid)

Dr H. Chandrasekharan ?

The

The Minister for Education will be the Chairman and Mr. C.D.S.Chetti, Dy. D.P.I., the Secretary.

ASU

TSA
7-8-46

pp 4-5 CF

[From the DPI DO dated 2-8-46].

Please see the DPI's reply on pp 4-5 cf. He reports that the Syndicate of the Madras University has constituted a special Committee to consider the amendment of the University Act and that in view of the large number on the special Committee, it is for consideration whether the report of the Special Committee should not be awaited. The reply of the Registrar to the letter on p 20f has not yet been received.

59

2. The file may be circulated to HM (Edn) and HE for orders.

USK
10/8/46

BM
10/8/46

We need not postpone our proposals because the Syndicate of the Madras University has formed a committee as we have to take up the revision of not merely the Madras University Act, but also the Andhra & Annamalai University Acts.

I suggest that Dr K. Chandrasekharan, who is now at Madras, and who was Vice-Chancellor of the Travancore University for some time may be put on the committee as originally suggested on P3 c.f. in place of Justice N. Chandrasekhara Iyer, who may not be able to spare the time.

B
13-8-46

TSA
13-8-46

H.M. (Edn)

13/8/46

MADRAS GOVERNOR'S
F. 1007. C
14 AUG 1946

HE.

with a sealed cover to HM (Edn) HE

Circulated with a sealed cover from H.E.

B
22-8

H.M. (Edn)

I understand that the Syndicate of the Madras University has appointed a Committee to consider the same matter i.e., amendments to the University Act and I understand also that most of the members between the two Committees are common. In view of that fact, I do not think it will be necessary for us to constitute a separate Committee as above just now. We shall await the report of the University Committee and then form a smaller committee to examine the recommendations as well as other suggestions we may receive.

SECRETARIAT EDN. AND P.H. DEPT.
27 AUG 1946
GOVERNMENT OF MADRAS

TSA
26-8-46

49147/46. From the Hony Secy, the Muslim Edl Assn of Southern India, Madras dt. 130/46 d/20.8.46

Please see the representation from the Honorary Secy the Muslim Edl Assn of S. India on pp 12-13 cf & the minutes of HM (Edn) on p 14 ante. The request may be considered if & when a Committee is constituted by Govt

A draft reply is submitted below for approval

KSN
7/9/46

9/9/46

SECRETARY, EDN. AND P. H. DEPT.
13 SEP 1946
GOVERNMENT OF MADRAS

H.M (Edn)

TSA
13-9-46

10/9/46

H.M (Edn) has since suggested that a Committee should be constituted to consider the amendments to be made to the Andhra University Act and the file has been circulated to HPM & HE. The draft letter put up requires slight alteration. A revised draft is submitted below for approval

KSN
14-9-46

15/9/46

26.9.46

~~Endorsement~~

C.No. 78637/46. From the Registrar, University of Madras, No. A. 7014 dt. 18/12/46

P22 cf

The decision of the Senate which is the supreme governing body of the University may be awaited till 15-3-47.

25/12/46.

12.1.47

S (for perusal)
16/1/47.

5.1.47.

The draft reminder letter below is for appl

9.4.47

Extn (513)

[Issued as Letter Ref No. 37588-93/46-6 Edn dt- 10/4/47]

P30 cf

C.No. 30398/47.
P32

From the Registrar, University of Madras, No. A. 710 dt- 18/4/47

The file relates to the question of further action to be taken in respect of the Madras University (Amendment) Acts passed during the Section 93 regime. In that connection, the question of amending the University Acts was also taken up and it was proposed to constitute a Committee for the purpose. The University also has constituted a Committee for this purpose and its report is expected in October 1947. But the question of ~~re~~-enactment of the Acts passed during the Section 93 regime has to be taken up very urgently in view of the fact that these Acts will cease to be in force, after two years from the date on which the Section 93 regime was rescinded. Please see in this connection the orders ~~of the Secretary~~ regarding the re-enactment of the Acts of the University passed during Section 93 regime extracted on pages 8-9 n.f. of L.F. II relating to the amendment of the Andhra University Acts. It is therefore for consideration whether ~~the proposal~~ the question of re-enactment of the above Acts in this file also may be taken up independently of the formation of the Committees referred to above for the amendment of the Madras University Act. If so, the Madras University may be consulted regarding only the re-enactment of the Acts in question. The draft below is for approval. The file may be circulated ~~for orders~~.

P1 ante

PP3-14 ante

P17 cf
P32 cf

May be done

SECRETARY, EDN. AND P. H. DEPT.
17 JUL 1947
GOVERNMENT OF MADRAS

H M (Edn) approves.

15/7/47

15/7/47

15.7.47

S
15/7/47

H.M. (Edn.)

TSA
17.7.47

18/7

PTO

E&PH (G3)

[Issued as Letter No. 37588 G3/46-7 Edn dt- 17/7/47] P47 c.f.

C.No. 70314/47. From the Registrar, Madras University, No. A. 4211 dt- 1/9/47

Please see the letter from the Registrar, University of Madras, on p. 53 c.f. He states that all the amendments passed during the Sec. 93 regime, except the amendments made under Madras Acts V & XXIX of 1942 / A may be re-enacted. The question of re-enacting the Amendment Acts is examined in the sectional note below. After orders are passed on them, a draft memorandum will be subd ~~in due course~~ for approval.

dt 4/9/47

The Syndicate of the University has suggested that the two Acts mentioned at A above may be repealed. In view of the position set out at A on page 16 ante, it does not seem that they should be specifically repealed. Any how, it is a point for Legal to consider which may be settled later.

A

6.9.47

S 6/9/47

M. (Cn.)

SECRETARY, EDN. AND P.H.
9 - SEP 1947
GOVERNMENT OF MADRAS

TSA
8-9-47

[Issued as Letter/Ref No. 37588 G3/47-9 Edn dt- 9/9/47] PP55-56 c.f.

C.No. 80216/47- From the Registrar, Madras University, No. A. 4866 dt- 8/10/47. P65 c.f.

Please see the letter from the Registrar, University

61

Please see the letter from the University of Madras on p.65 c.f. The subject is noted in detail on p.p.3--3(a) of the sectional notes.

A draft memorandum under Sectt.instruction 32(2) ~~regarding the Acts proposed to be re-enacted~~ is submitted for approval. This may be sent to Legal u.o. before circulation with special reference to A on page 17 ante. Acts which are not proposed to be reenacted have also been included in the memorandum in accordance with the advice of Legal in a similar case.

Flags (2) (3) & (4)

VRS
10/10/47

10.10.47

10-X-47

S
Legal Under

E&PH (G3)
Ref No. 37588 G3/46 - 11 Edn
11/10/47.

L 11036

ASSISTANT SECRETARY
11 OCT 1947
LEGAL DEPARTMENT

ASST. SECRETARY TO GOVT.
17 OCT 1947
EDUCATION AND PUBLIC HEALTH DEPT.

LEGAL DEPARTMENT.

A on the previous page: The difference between specifically repealing the Acts, and taking no action in respect of them, is that in the former case the Acts will cease to be in force on the date of repeal, that is, on the date when the Re-enacting and Repealing Act comes into force, whereas in the latter case, the Acts will cease to be in force on the 30th April 1948. The former date will be earlier than the latter date.

2. I am in favour of repealing the Acts specifically. The addition indicated in the last paragraph of the draft memorandum may therefore be ~~been~~ made.

3. Two small alterations have also been indicated in red ink at p. 3 of the draft memorandum.

11/x/47

Legal U.O. No. 11036/47-1
11.x.47.

E. & P. H. Dept

The suggestion and alterations to the memorandum made by the Legal Dept. may be agreed to. The draft memorandum may now be circulated.

2423
16.10.47

11.10.47

11-x-47

S
14/10/47

TSA
15.10.47

M. (Cn.)

M. (Home)

16/X

P.S.Cs. H.E. agrees
16/10/47

E.& P.H.(G.3)

Copies of the memorandum approved by H.M.(Edn.), H.M.(Home) and H.E. were sent simultaneously to the other Honourable Ministers on 17-10-47. The copy of the memorandum sent to H.M.(Egriculture) has been received duly approved by him, and the copies sent to the other H.M.'s have not been received so far. It is presumed that they have no ~~objections~~ objection to the ~~amendments~~ amendment proposed. The file may now be sent to Legal u.o.for necessary action.— Secrett Instruction 32(3).

PP 93-94

20-X-47

S

Legal(Wh)

20/10/47

LEGAL DEPARTMENT.

Necessary entries relating to Madras Acts III and XXXIII of 1942 and XXVII of 1943 have been included in the First Schedule to the Madras Re-enacting and Repealing Bill, 1947. Entries relating to Madras Acts V, X and XXIX of 1942 have been included in the Third Schedule to the same Bill.— see pages 1 and 3 of (A).

2. In pursuance of this Department u.o. note No.3331-1 dated the 26th March 1947, drafts of the Statement of Objects and Reasons to be included in respect of the above Acts are put up at flag (A) and are for acceptance in the E. & P.H. Dept.

K.A. 27/x/47.

E.&P.H. Dept.

E&PH (G3)

U.O. No. 32588 G3/47-2

Edn.

20/10/47

L 11354

ASSISTANT SECRETARY
20 OCT 1947
4.15
LEGAL DEPARTMENT

C/

Legal u.o 11354-1
27.10.47

E.& P.H.(G.3)

The draft statement of Objects and Reasons at flag (A) may be accepted.

In the copy of the memorandum sent to H.M.(Fin.), he has minuted as follows against the following Acts:--

P 99

Item (2)

Item(2) -The Madras University(Second Amendment)Act,1942 -(Madras Act V of 1942)

" (3) -The Madras University(Third Amendment)Act,1942 -(Madras Act X of 1942)

" (4) -The Madras University(Fourth Amendment)Act,1942-(Madras Act XXIX of 1942).

"May lapse".

Sd.B.G(opala Reddy),
H.M.(Fin.)
20-10-47.

P 99

It is not clear whether it is the intention of H.M.(Fin.)that the Acts need not be repealed specifically. It is for consideration whether the ~~Axxxxmay~~ case may be circulated for orders on this point.

The distinction between 'lapsing' & 'repealing' has been made clear at 'P' at p:18 ante — & the proposal was to repeal the Acts. H.M. Fin: may see first for orders on the point.

28-X-47

S

28/10/47

H.M.(Fin.)

There are 6 amending acts.

Pl see at the top of the page where I minuted 'Legislation may be taken under according to the wishes of the syndicate'.

I wanted 2, 3 & 4 to lapse.

It is sheer waste of time to discuss what we don't want. We may allow them to lapse. Otherwise anybody may start a discussion on that. On 1.4.48 they simply lapse.

B.G.R.
29.X

Andhra 'Varsity acts also may be taken up.

B.G.R.
29.X

A

30 OCT 1947

Please see this Department's note on pages 19-20 ante and the minutes of Hon (Fin) therein.

[2/ A at page 20 ante The reenactment of the Andhra University Amendment Acts is under separate consideration. A reference has been sent to the Andhra University and its reply is awaited.]

3/ The case may be recirculated to Hon (Edn) and Hon (Home) for orders whether the three Acts in question which are not required to be reenacted may be allowed to lapse as minuted by Hon (Fin) or should be repealed specifically.

x B at p 20 ante

3 0 X-47

S

Hon (Edn)

M (Con) ✓

Hon (Home) M (Home)

O&23 3/X

TSA 30-10-47

They may be allowed to lapse

31/10

The file may ~~now~~ be sent to Legal for ~~modifying the statements~~ necessary modification to the schedules and statements of objects and reasons prepared by them after recirculation to Hon (Edn)

av 1-11-47

1.11.47

S 1/11/47

Hon (Edn)

M (Con)

E&PH (G3)
U.O. No. 3758893/47-14 Edn
3/11/47

SECRETARY, EDN. AND P. H. DEPT. 1 NOV 1947 GOVERNMENT OF MADRAS

O&9 1/XI

TSA 2.11.47

SECRETARY, EDN. AND P. H. DEPT. 3 NOV 1947 GOVERNMENT OF MADRAS

ASSISTANT SECRETARY 3 NOV 1947 LEGAL DEPARTMENT

3425

11859

Legal U.O.

3.11.47 Legal

G3

LEGAL DEPARTMENT.

All that is necessary is to cut out the three entries proposed to be added to the Third Schedule, and the Statements of Objects and Reasons prepared for each of those entries.

This has been done.

K.M. 3/XI/47

Legal U.O No. 11859/47-1.
3. 11. 47.

ASST. SECRETARY TO GOVERNMENT NOV 1947 EDUCATION AND PUBLIC HEALTH DEPT.

E.&P.H. Dept.
G3

The revised drafts of Legal may be accepted and the file returned to Legal

av 3-11-47

3.11.47

S 4/11/47

Legal.

E&PH (G3)
U.O. No. 3758893/47-15 Edn
4/11/47

LEGAL DEPARTMENT.

The extracts of the ~~the~~ First Schedule and Statement of Objects and Reasons have been removed from the file and retained in this Department for use in connexion with the draft Madras Re-enacting and Repealing Bill. After the Bill is finally ready, it will be sent to the E. & P.H. Department in due course for checking the entries with which they are concerned. This file is not required in this Department at present and is therefore returned to the E. & P.H. Department.

11900

ASSISTANT SECRETARY 4 NOV 1947 LEGAL DEPARTMENT

A

Legal U.O. No. 11900/47-1.
6. 11. 47.
88765

5.11.47

6/11/47

J.S

K.M. 6/11/47

E&PH Dept.

E&PH (G3)

Please see the Legal note above. May lie over till the receipt of the draft Bill referred to at A above (1/12/47)

10/11/47

12/11

av 12-11-47

E&PH(G3)

~~This may continue to lie over till~~

31/12/47. Please see the letter from the Madras university at p 32 cf. The draft reminder below is for appl.

?
15/12/47

10/12/47

10/12/47 S 14/12/47

[Issued as Lr. Ref. No. 37588-G3/46-Edn P113 cf dt- 12/12/47]

C.No. 99576/47- From the Registrar, University of Madras, No. 6828 dt- 17.12.47. PP115-127 cf

----

Please see the letter from the Registrar, University of Madras, on p.p. 115-127 containing the recommendations of the Senate for the amendment of the Madras University Act. The question of replanning and reconstituting universit~~ies~~ education is under separate consideration. A committee is ~~proposed~~ to be constituted/ to go ~~for the purpose of examining~~ into the question ~~of~~ of suggesting the necessary amendments to the University Acts.(The file on the subject was circulated to H.M.(Edn.) on 29.4.1947 and its return is awaited). It is therefore for consideration whether the amendments now proposed by the Madras University ~~may~~ should be examined/ independently of the formation of the above Committee or whether the appointment of the Expert Committee referred to above ~~may be~~ and the receipt of ~~awaited and~~ their recommendations in the matter may be awaited; if the ~~latt~~ former, the amendments at p.p.115--127 cf. will be examined and sectional notes put up. The case may be circulated to H.M.(Edn.) for orders.

27/1/48

8.
27.1.48.

28.1.48

S
H.M. Edn. H.M. (Con.)

28/1

A Committee consisting of the following members may be appointed to go into the matter of amendments of the Madras University Act.

---

(1) H.M. Education - Chairman.
(2) H.M. Finance.
(3) H.M. Public Works.
(4) Dr. T.S. Thirumurthi

5 Mr. C.D.S. Chetti, reitred Deputy Director of Public Instruction, may be appointed as the Secretary. He may be given a Stenotypist to assist him in his work. The Committee may be treated as a First Class Committee. ~~Government~~ ~~nominate~~ two more members will be nominated to the Committee later on.

Orders since issued separately (G.O. No. 709 Edn 31.3.48)

SECRETARIAT, EDN. AND P. H. DEPT. 24 FEB 1948 GOVERNMENT OF MADRAS

24.2.48

E.& P.H.(G.3)

Please see the minutes of H.M.(Edn.) above. This file is required by Legal for reference in connection with the re-enactment and repeal of the Madras University Amendment Acts passed during the Section ~~Section~~ 93 situation. The report of the Special Committee (x) appointed by the University to consider ~~and~~ make recommendations for amendments to the Madras University Act, and the recommendations of the Senate thereon, copies of this department notes on p.23 ante, and the minutes of H.M.(Edn.) on p.p.23-24 ante have been taken for separate action ~~separately~~. This case may now ~~now~~ be sent to Legal U.O.

(x) Spl. no' notes were recd and interim replies sent to Legal

CN 37588

1.3.48 Legal

File recd by Legal along with other files on 6/4/48

E&PH(G3)

1/3/48

U.O. No. 37588-G3-46-16 Edn 1.3.48

1/3/48

2493

ASSISTANT SECRETARY 1 MAR 1948 LEGAL DEPARTMENT

E4PH(93)

This may lie over till the passing of the Madras Re-enacting and Repealing Bill into law ~~Act~~; i.e till 30/4/48. 8.5.48

21.4.48

20/4/48

20.4.48

The Re-enacting and Repealing Bill has since been passed ~~been~~ into an Act. ~~A copy of the Act will be added to the file and the papers may be recorded~~

No further action is called for in this case. The papers may now be 'Recorded'.

14/5/48

14.5.48

14.5.48

Not put up

G.O./Ms.No.1226 Edn dated 15/5/48

Subject
Unty. – Madras – Amendment Acts – passed during Section 93 situation – Re-enactment of – Papers recorded.

14/5.

E4PH(93)

pp1-39 'C'

The Madras University (Amendment), Act, 1942 – (Madras Act III of 1942):–

The Madras University states that re-enactment of this Act is necessary. This Act was made in order to make it clear that the quorum fixed for the meetings of the Senate under Sec. 17(2) is not applicable to convocations of the University or meetings of the Senate ~~or other~~ held for conferring ~~academic distinctions and to validate~~ degrees, titles, diplomas and other academic distinctions ~~already conferred~~. The need for this provision is permanent and the re-enactment is therefore necessary.

p39(C)

5.5.48

5.5.48

6/5/48

4/5/48

4.5.48

P.T.O.

pp 5-8 of 'C'

The Madras University (Second Amendment) Act, 1942 — (Madras Act V of 1942.)

A

The Syndicate of the Madras University considers that this amendment need not be re-enacted, ~~but~~ and may be repealed. This was intended to empower the Chancellor,

pp 8 of 'C'

mainly on account of the circumstances created by the war, (1) to extend the term of office of the elected and nominated members of the Senate who were holding office on 25.1.42 and of the elected and nominated members of the Syndicate and the Academic Committee who were holding office on 30.3.42, for a period not exceeding six months at a time, subject to the condition that such extensions shall not continue beyond 31.3.44, and (2) to postpone the election or nomination to any vacancy in the membership of those bodies existing on or arising after 31.3.42, for a period not exceeding six months at a time, but not beyond 31.3.44. This is only a temporary amendment. There is no necessity for re-enacting this. This amendment ~~may~~ need not therefore be ~~repealed~~. re-enacted ~~[illegible]~~ (Pl see A above.)

4/9/47.

5.9.47

S

6/9

4.9.47

P.T.O

The Madras University (Third Amendment) Act, 1942 - (Madras Act X of 1942)

pp 9-11 g'c

The Madras University considers this amendment necessary. This Act empowers the Vice-Chancellor to take action in emergencies subject to the control of ~~of~~ the Chancellor and to report his action to the Chancellor and to the officer or authority who or which would have ordinarily dealt with the matter, ~~and also~~ for validating the action taken by the Vice-Chancellor. This was considered necessary because during the unforeseen circumstances created by the War, it was not possible for the Vice-Chancellor to obtain the previous sanction of the ~~authority concerned~~ Chancellor, as required under Section 12(4)(a) of the Act, as it stood prior to amendment. The War is over and it is not known why the University considers that this amendment should continue. (A similar provision exists in the Andhra University (Amendment Act) 1942, Madras Act IX of 1942). The Andhra University ~~also~~ has been asked to state why it considers ~~the~~ re-enactment of this provision necessary.) ~~In the same manner~~ Similarly, the Madras University also may be asked to state why it desires to retain this amendment.

g |

W/ Subject to orders, ~~A~~ a draft letter is subd for approval.

4/9/47

W 5.9.47 S W/ 6/9

4/9/47

Please see the letter from the Registrar, University of Madras, on p. 65 cf, in reply to the letter at pp. 55-56 cf. He states that the Syndicate is of opinion that the Madras University (Third Amendment) Act, ~~1942, (Madras~~ 1942, will be useful in an emergency, but does not press for its retention. ~~In the circumstances, it is for orders whether this Act need not be not be re-enacted~~. With reference to G on p 3 ante, it is also not proposed to re-enact the Andhra University Act, 1942 wherein a similar provision was made. ~~In the same way~~, this Act also need not be re-enacted.

10/10/47.

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The Madras University (Fourth Amendment) Act, 1942 (Madras Act XXIX of 1942:

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The Madras University states that this amendment need not be re-enacted, but repealed. This was intended to empower the Syndicate of the University of Madras to continue to recognise a constituent College as such, although it was removed to a place outside the limits of the University on account of the situation created by the War ~~(e.g. St. Christopher's Training College)~~. The War has ended and there is no necessity for the continuance of this amendment. This amendment may

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not therefore be ~~repealed~~ reenacted

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'C'

Madras Act XXVII of 1943.- The Madras University considers this amendment necessary and requests that this may be made permanent. This amendment was made in order to enable the University to institute, maintain, and manage colleges and laboratories of its own outside the limits of the University (i.e. outside the radius of 10 miles from the Fort St. George) and to confer degrees and other academic distinctions on students who have pursued approved courses of study in such Colleges and laboratories and passed the prescribed examinations. This amendment is of ~~a~~ permanent value and may be re-enacted.

[illegible] ~~[illegible]~~ College

4/9/47.

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