

E & P. (1949) Department.

Ms. SERIES.

G.O. NO. Ms. 982 Edn.

closed

1824

supdt.

Dated 5-4-49.

[Despatch Abstract.]

Schools - Secondary - Aided - Provision of endowments
by managements maintaining more than one Secondary
School - Orders passed.

Back Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
G.O.	2381	Edn.	5-11-47				
G.O.	2501	Edn.	1-10-48				
G.O.	2788	Edn.	8-11-48				
G.O.	326	Edn.	8-2-49				

Further Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
G.O.	1657	Edn.	20-5-49				
G.O.	1758	Edn.	8-6-50				

DIOCESE OF MANGALORE.

BISHOP'S HOUSE.

Kodiyalbai, Nov. 4, 1948



From The Rt Rev. Dr. V. R. Fernandes,
Bishop of Mangalore.



The Hon. Sri T. S. Avinashilingam Chettiar,
Minister For Education, Madras.

Honourable Sir,

Encouraged by the sympathetic view you took of our new High Schools in Mangalore and by your expressing to give us facilities regarding endowments at the interview you granted me yesterday, I am annexing a list of High Schools opened after 1940 just that you may be informed as to how many they are and how impossible it will be to build up endowments.

I also request you to restore the Headmaster and the Correspondent of the Milagres High School, Kallianpur to their respective offices after you have gone through their appeal.

Thanking you,

Yours faithfully,

+ V. R. Fernandes

Bishop of Mangalore.

Edn. & C. H. (B) Dept.

Endowment No. 82394 B/48-1 Edn d/18.11.48.

Referred to the Director of Public Instruction for very early remarks.

(By order)

To The Director of Public Instruction. Assistant Secretary to Govt.

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(3)

DIOCESE OF MANGALORE.

High Schools opened after 1940.

Ser. No.	Name of High School	Opened in	Locality	By	Remarks
1.	Little Flower's - Girls'.	1941	Kinnigoly	Bethany Sisters.	
2.	St Victor's, Girls'	1942	Puttur	Diocese	
3.	Padua, Boys'	1944	Mangalore	Diocese	
4.	Milagres, Boys'	1944	Mangalore	Diocese	Mid.till then
5.	Capitank Girls'	1944	Kankanady	Sisters of Charity.	
6.	Sacred Heart, Girls'	1944	Kulshekar	Bethany Srs	
7.	St Joseph's, Boys'	1945	Bajpe	Diocese	
8.	Talipady Pompei, Boys'	1945	Talipady, Kirem.	Diocese	
9.	Cascia, Boys'	1947	Cascia, Mangalore	Diocese	Mid.till then
10.	Rosario, Boys'	1946	Mangalore	Diocese	Mid.till then
11.	St Mary's Girls'	1946	Falnir, Mangalore	Apostolic Carmel Srs	Mid.till then
12.	Madeline, Girls	1946	Moolky	Bethany Srs	
13.	St Joseph's Girls' <u>Middle School</u>	1946	Coondapur	A.C. Srs.	
14.	Shirva, Boys' <u>Middle School</u>	1947	Shirva	Diocese	

Mangalore, 4 November 1948

+ undersigned
Bishop of Mangalore

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B1

Office of the
Director of Public Instruction:
Endt. ROC.No.476-D.3/48
S@F

Madras, Dated 10th December 1948

Sub: Schools - Secondary - Aided - Endowments -
Exemption from creation sought for

Ref: Government Endt. 82394-B.1/48 dated 18-11-48
on letter dated 4-11-48 from the Bishop of
Mangalore.

Resubmitted.

2. Kind reference is solicited to G.O.No.2501 Edn dated
1-10-48 wherein schools opened between 1-4-40 and 31-3-48 have
been allowed a period of 5 years from 1-4-48 to build up the
endowment fund after due consideration of letter dated 2-7-48
from the Chairman of the Catholic Bishops Educational Conference.

3. To concede the request of the Bishop of Mangalore
contained in his letter dated 4-11-48 is to concede the
principle that one has only to start a number of schools in
order to escape the responsibility for endowments. If, however,
any further relaxation is to be allowed at all, it may be to per-
mit them to show adequate funds collectively for all the schools
and definitely earmarked towards educational purposes.

4. Remarks on the appeal petitions of Very Rev. Fr. D.
Souza and Rev. A. J. Tellis are being submitted separately.

for Director of Public Instruction.

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

RVR 11/12/-



1
The Apostolic Carmel,
St. Ann's Convent,
Mangalore.

2, November 1948.

From
The Rev. Mother M. Sylvia, A.C.,
Superior General,
The Apostolic Carmel,
Mangalore.

To
The Hon'ble Sri T.S. Avinashilingam Chettiar,
Minister of Education,
Madras.

Sir,

I beg to place the following particulars for your kind consideration. The Apostolic Carmel is a Registered Body dedicated to the work of teaching. It runs the following Institutions in India and Ceylon:

Colleges	3
Training Schools	3
High Schools	24
Secondary Schools	13
Elementary Schools	14
Orphanages	13

Of these the following are situated in the Madras Province:

Colleges	2
Training Schools	3
High Schools	12
Secondary Schools	2
Elementary Schools	10
Orphanages	8

We depend on our own labours for our income as we receive absolutely no foreign aid. Whatever we manage to put by is utilised in extending our school buildings or in starting fresh Schools. Consequently, we find it impossible to set aside anything by way of endowment for particular Schools.

We have worked for the past 78 years for the uplift of children of all castes and creeds and we have tried, always, to meet the needs of every School as required by the Department. We shall always endeavour to work in the same spirit of devotion and honesty.

I humbly request, therefore, that we might be exempted from setting aside an endowment for Schools started since 1940 or to be started in future.

Ranking



Further we request that in the case of the following schools which were already functioning as Secondary Schools before 1940, but opened from IV after that date, the endowment be not demanded.

Name	Date opened from IV	Year opened	Year closed	Year reopened
St. Mary's High School, Mangalore.	1938	1938	1940	1942
Christ King High School, Tiptur.	1938	1938	1940	1942

In the case of a school which, after the year 1940, has not yet been granted permanent recognition, no such demand should be called for in this case as well.

The above list is a list of the schools which have been granted permanent recognition. The above list is a list of the schools which have been granted permanent recognition.

Under these circumstances I hope you will be pleased to grant our request.

11

E & P. H. (B.)

Schools and colleges - Secondary Schools under private managements - creation of Endowments - Representation by the Superior General, the Apostolic Carmel, Mangalore

Memo No 90078 B, /48-1 Edm. d/21-12-48.

The representation by the Superior General, the Apostolic Carmel, Mangalore d/2-11-48 on the above subject and a copy of the minutes of H. M. (Edm) d/1-12-48 thereon are sent to the B. P. G. He is requested to examine the suggestion ^{contained therein} and offer his remarks at a very early date.

To
The B. P. G.
(with C. F. in original and copy of Minutes on p 1 nf.)

21/12/48
21/12/48
16/12/48
17.12.48
20/12/48

13
08
OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, MADRAS

Roc.476D3/48 dated 8th January '49

Sub:--SCHOOLS--Secondary Aided--Creation of endowment--
Representation by the Superior General, the Apostolic
Carmel, Mangalore--Remarks submitted.

10 JAN 1949
Re:--Letter dated 2/11/48 from the Rev. Mother M.Sylvia,
Superior General, the Apostolic carmel, Mangalore
received with Government Memorandum No.90.078B1/48 dated
21/12/48.

Resubmitted.

2. Kind attention is invited to my Roc.476D3.48 dated
10-12-48 in reply to Government Endorsement No.82,394B-1-48
dated 18-11-48, wherein the question of exempting the st. Mary's on p34
Girls Secondary School, Mangalore along with 13 other Schools
under the Diocese of Mangalore, was dealt with. The case of
Christ King Girls High School, Tambaram in Chingleput District
is a similar one and my above remarks hold good in this case as
well.

3. In regard to the advisability of ordering the creation of
an endowment of Rs.20,000/- in the case of schools opened prior
to '40 and developed into complete High Schools subsequently
suggested in minutes dated 1-12-48 of the Hon'ble Minister for
Education, Kind attention is invited to my letter Rc.1113D3/48
dated 13/12/48, citing the case of the S.P.G. High School,
Cuddalore and soliciting Government's Orders.

For Director of Public Instruction

To The Secretary to Government,

Education & Public Health Dept., Madras.

C1b.8/1/49

C.No. 82374 B, 1/48.

Schools - Secondary - Aided - Provision of endowments by managements maintaining more than one Secondary School - Orders passed.

Read :-

G.O. Ms. No. 2501 Edn. d/1-10-48

G.O. Ms. No. 2788 Edn. d/8-11-48.

From the D.P.G. Rec.No. 476 B3/48 d/10.12.48 p5cf and 8-1-49. p7cf in L.F.

Order No. 982 Edn. dated. 5.4.49 Ms

Under the existing orders, managements of aided Secondary Schools opened after 1-4-1940 are required to provide an endowment within a specified period. The question has been raised whether in cases where a management maintains more than one Secondary school, a separate endowment for each school should be insisted upon. The Govt. accept the proposal of the D.P.G that in such cases it will be sufficient to require the management of the schools concerned to provide an endowment collectively for all the schools under ^{its} management, the ~~amount of collective endowment will be the total provided for an endowment is equal to the sum of~~ the separate endowments that ~~will~~ ^{will} have ~~to be provided for each~~ the schools under the same management according to the existing orders. ~~commonly~~ If a management has created an endowment of Rs 70,000 for a school, it may be permitted to start another school.

and if it wants to start another school and show a part of the endowment for that school, it may be permitted to do so.

HMS minutes on p2 Nf

To The D.P.G.
The Bishop of Bangalore (with ref: to his letter d/4-11-48)

The Superior General with The Apostolic Carmel, Mangalore (with ref to her letter d/2-11-48)

p1cf

H-1-3cf in L.F.

EDUCATION DEPARTMENT.

From

THE DIRECTOR OF PUBLIC INSTRUCTION,
MADRAS

THE SECRETARY TO THE GOVERNMENT OF MADRAS,
Education and Public Health Department,
Fort St. George, M a d r a s.

R.O.C.No.252-D3/48 dated 30th November 1948.

RECOGNITION--Secondary Schools--Aided--Creation
of Endowments--Schools administered by Trusts and
Charities--Orders solicited.

Reference:--My letter Rc.252-D3/48 dated 21.7.48
to Government.

SIR,

I invite reference to letter dated 17.5.1948
from the Correspondent, K.T.C. Girls' Middle School,
Madras, copy of which was furnished with my above
reference to Government, wherein the difficulties in
the creation of separate endowments for the schools
managed by the Sri Kenyaka Parameswari Devasthanam
Managing Committee, Madras were explained. In view of
the difficulties, I suggested that in the case of the
above management and other Charities and Trusts, the
need for creating separate endowments need not be
insisted upon, with a view to avoiding the necessity for
constituting a trust within trust. I find however that
in G.O.2788-Edn., dated 8.11.1948, my above reference R.C.
252-D3/48 dated 21.7.1948 as well as R.C.476-D3/48
dated 19.10.1948 have been disposed of but the specific
query raised by the Correspondent, K.T.C. Girls' Middle
School, Madras still remains unanswered. In this case, it
is not as though funds are wanting. The insistence on
separate endowments for the different schools would
mean only in effect the splitting up of the funds
now held together. I am given to understand that such
a splitting involves considerable legal complications
with the chance that the High Court, the final
authority on this matter, may refuse to approve the
course, in which case to insist on separate endowments
would be tantamount to asking the managements to close
the schools. The position may therefore be kindly
clarified, with special reference to the request of the
K.T.C. Management.

Yours faithfully,

Thiruvananthapuram

For Director of Public Instruction.

ks.2.12.

E & P. H (B.).

It has already been decided that the request for of the
S.K.P.B. charities for total exemption need from creation of endowments need
not be complied with. But the question of creation of collective endowments

[P.T.O.]

18

is under consideration. If it is ordered that ~~the~~ private managements maintaining more than one Secy school may be permitted to ear-mark a collective endowment for educational purposes, the same concession may be extended to the institutions under the control of the S.K.P. & Charities. The decision on the general question may therefore be awaited.

File submitted separately.

Ad
2/2/49
18-4-49

19-4-49

Please see the orders in G.O. no 982 Pon & 5.4.49. According to this order, the Kanyaka Parameswari Devasthanam Managing Committee may provide a collective endowment for all the schools.

19/9

A draft memo is submitted below for approval.

18-4-49

19-4-49

19/4

[To be checked with G.O. 982 Pon 5/4/49 after Com.]

19

19

S+PA (10)

Schools - Secondary - Aided - Creation of endowments Schools administered by Trusts & Charities

From the DPD 20.C. no 252-D3/48 & 30-11-48

Memo No. 90768 B, 1/48-1 Edn. d/20.4.49.

The DPD is informed that according to the orders in G.O. no 982 Pon & 5.4.49, it will be sufficient to provide a collective endowment for the schools managed by the Sri Kanyaka Parameswari Devasthanam Committee, Madras, & separate endowment for each school need not be insisted on.

To the DPD 19/4/49

18-4-49

19-4-49

19/4

Schools - Secondary- Aided - Schools opened after 1940
by the Diocese of Mangalore- Exemption from creation
of endowments

From the Bishop of Mangalore dated 4-II-48
From the D.P.I. R.O.C. No 476 D3/48 dated 10/12/48

The Bishop of Mangalore requests that 14 high ~~school~~
schools ~~opened~~ by religious orders after 1940 specified
in the list on page 3 C.F. may be exempted from creation
of ~~an~~ endowments. According to G.O. No 250I Edn dated
1-10-48, these schools have already been permitted to
build up an endowment within a period of five years
from 1-4-48. The D.P.I. points out that to concede the
request of the Bishop of Mangalore is to concede the
principle that one has only to start a number of schools
in order to escape the responsibility for creating
endowments in respect of such schools. He however points
out that if any further relaxation is to be allowed at
all, it may be to permit them to show adequate funds
collectively for all the schools and definitely earmarked
towards educational purposes. It is for consideration
whether any concession should be allowed in respect of
these schools and if so whether the suggestion of the
D.P.I. will be accepted.

The file may be circulated to H.M.(Edn) For orders.

We may tell him that we may give some time to build
up the endowment, if necessary. But it cannot be possible
to give exemption from the rule altogether.

FEB 1949

E & P. H. (B.).

The point raised for orders was whether a management may be permitted to create an endowment collectively if there are several schools under its control. - Vide for this marked A and ante & also the linked file. No specific orders have been passed by H.M. (Edn.) on this point at plants. The file may be recirculated to him for orders.

plants
vide H.M.'s order at plants

10/2/49
L.M.
13.2.49

11/2/49

S
11/2/49
H.M. (Edn.) (C.)

Collective endowments may be allowed, but the collective endowments must be in proportion to the various institutions for which they are collectively allowed.

1/A
11/2/49

15A
23.2.49

Please see the ~~ran~~ orders above. It is presumed that the collective endowment should be only the ~~total~~ sum of the ~~individual~~ endowments that would have to be collected provided for the several schools ~~concerned~~ concerned: Subject to orders a draft order is submitted below for approval.



1/11/49
H.M. (Edn.) (C.)

10/2/49
L.M.
27.2.49

11/2/49

S
11/2/49
H.M. (Edn.) (C.)

The point is when the same management consists of two schools whether they can show one endowment. My answer is: Yes, if the endowment provided is equal to the endowment asked for to both the schools, i.e., in the case of two schools, if there is property or cash endowment of Rs.70,000/-. But, it must be made sure that these are endowments created for the educational institutions concerned. (It will ~~not~~ mean if a school has an endowment of Rs.1000/- they may start another school + show a part of this endowment for that school.)

15A
17.3.49
11.3.49

E & P. H. (B.).

With reference to the minutes at p 2 ante, it is submitted that as line a sentence has been added to at the end of the draft order. The draft order as added to may now be issued.

10/3/49
L.M.
1.4.49

11/4/49

25
63 B1 14
Secretary, E. & P.H.

1-3cf - Please see herewith a representation of the Rev. Mother Sylvia, Superior General, The Apostolic Carmel, Mangalore. Their representation is that in the case of Middle schools which were in existence before 1940, there is no necessity for an endowment. When the Middle school is converted into a high school, an endowment of Rs.35,000 is asked of them as in the case of a fresh high school. Since the Middle School is an old one, I think in the case of Middle schools which are converted into high schools after 1940, the endowment that may be asked for may be limited to Rs.20,000. The matter may be examined and put up.

15/12/48
H.M. Education.

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

See
Please the representation from the Superior General, The Apostolic Carmel, Mangalore at H 1-3 ^{cf.} and the minutes of H.M. (Edn) above. The remarks of the B.P.S may be invited U.O. in the first instance. A draft memo may be put up.

8/12/48
lem
13/12/48

15/12/48

A draft memo is submitted for approval.

16/12/48
17/12/48

20/12/48

p5cf [Issued as Memo No. 90078 B, /48-1 Edn
d/1.12.48]

26 B.

C. No. 2116. From the D.P.G. Rec. No. 476 Rs/48 d/8 1/49.

p78

Please see the remarks of the D.P.G at p7cf. The

question of creation of collective endowments if there are more than one several schools under a single management

Linked file

and the question of creation of endowment in respect of middle schools opened prior to 1940 on their conversion

into high schools after 1940 are under consideration

File under circulation to H.M (Edn) d on 25/1

separately. As the requests in the present case are

of a similar nature, this may be taken as a decision

in respect of the other two cases. also be circulated to H.M (Edn)

for orders. ~~by the D.P.G.~~

16/1/49. 16/1/49

16/1/49

16/1/49

16/1/49

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16/1/49

16/1/49

16/1/49

16/1/49

This is with regard to middle schools. Regarding middle schools which were in existence before 1940 and converted into high schools after 1940, the endowment may be limited to Rs. 20,000. Orders may be issued stating that it is enough if they show an endowment of Rs.20,000.

A

15/1/49 7.2.49

Please see the minutes above. Orders are already under issue in regard to 'A' above. The file may be recirculated to H.M. (Edn) with reference to the question of creation of collective ^{endowments} by managements which are maintaining more than one school.

(W)/p3cf

This is dealt with in the linked file

16/1/49

16/1/49

16/1/49

16/1/49

27

15

Please see the orders of H.M. (Edn) at p2. ante.

A draft order is submitted in the top-file this will be added to the papers in the top file

16/1/49. 16/1/49

16/1/49

Please see orders in the file above.

15/1/49

