

Educational (1895) Department.

ORDINARY MS.

G.O., No. 761

Dated 13th Sept. 1895.

INDEXED.

N. P.

[Despatch Abstract.]

INSPECTRESS OF GIRLS' SCHOOLS, SOUTHERN AND WESTERN CIRCLES

Considering that the --, cannot be exempted from the operation of Article 1159 of the Civil Service Regulations, and directing the discontinuance of the practice of the Inspectress leaving Ootacamund for Coonoor before finishing her work at the former place.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
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		96					

Government (1895) of Madras. EDUCATIONAL.

MISCELLANEOUS.

Recd.

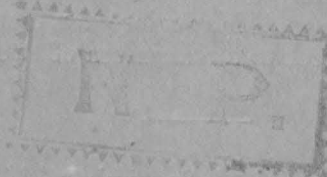
Regd.

1900.

Enclosures

Spare copies

G.O., No. 761, 13th September 1895.



SEPTEMBER.

Inspectress of Girls' Schools, Southern and Western Circles.

Considering that the — cannot be exempted from the operation of article 1159 of the Civil Service Regulations, and directing the discontinuance of the practice of the Inspectress leaving Ootacamund for Coonoor before finishing her work at the former place.

GOVERNMENT OF MADRAS.
EDUCATIONAL DEPARTMENT.

READ—the following paper:—

From the Hon'ble Mr. D. DUNCAN, M.A., D.Sc., Director of Public Instruction, Madras, to the Chief Secretary to Government, dated 5th July 1895, No. 7158.

I beg to report that the annual inspection and examination of the several girls' schools at Ootacamund occupies the Inspectress of Girls' Schools, Southern and Western Circles, not less than twenty days in the year, but she is entitled to halting allowance for ten days only. Similarly, she is obliged to stay for considerably more than ten days at Trichinopoly, Palamecottah and Mangalore in connection with the examination of schools, and such halts put her to much expense and hardship, as halting allowances are not allowed for more than ten days in each place. I beg to enclose, in original, for the information of Government, two letters from Miss Carr, No. 4803, dated 17th September 1894, and No. 2951, dated 13th June 1895, which will show how hardly article 1159 of the Civil Service Regulations has operated on her. In these circumstances, I beg strongly to recommend that Government will be pleased to authorise the Accountant-General to pass halting allowances to Miss Carr for twenty days from 16th to 22nd May 1895 and from 24th May to 5th June 1895, both days inclusive, and to accord general sanction for her drawing these allowances at Ootacamund, Trichinopoly, Palamecottah and Mangalore for more than ten days during the annual inspection of schools, subject to a maximum of twenty days at each station.

ORDER—No. 761, Educational, dated 13th September 1895.

The Government does not consider that the case is one for general or special exemption from the operation of article 1159 of the Civil Service Regulations.

2. It is observed from the papers submitted by the Director of Public Instruction that the Inspectress of Girls' Schools has been in the habit of partly finishing her work at Ootacamund, proceeding to Coonoor and then returning to Ootacamund. There appears to be no necessity for this procedure which entails extra expense, and the Director of Public Instruction will direct its discontinuance.

(True Extract.)

J. F. PRICE,
Chief Secretary.

To the Director of Public Instruction.
„ Accountant-General.

Exd. S. J. Pereira.

EDUCATIONAL DEPARTMENT.

NOTES CONNECTED WITH G.O., MIS. NO. 761, EDUCATIONAL, DATED
13TH SEPTEMBER 1895.

FINANCIAL DEPARTMENT.

From the Director of Public Instruction, dated 5th July 1895, No. 7158.

For the Chief Secretary—

The Local Government can sanction general exemptions from the operation of article 1159 of the Civil Service Regulations only in the case of officers whose duties are such as to cause them frequently to make halts in excess of ten days during which they are under the necessity of maintaining camp equipage (please see correspondence on this point in G.Os., No. 619, Financial, dated 14th August 1894, and No. 51, Financial, dated 19th January 1895). Both these conditions do not appear to exist in Miss Carr's case, and the general exemption would therefore require the sanction of

* Does not "cost of living" mean actual dieting expenses? In this case Miss Carr was "put to extra expense" by having to pay exorbitant hotel rent. I believe travellers' bungalow fees can legitimately be debited against travelling allowance, and hotel rent falls in the same category. If so, there is ground for a special exemption in Miss Carr's favour.

L. DAVIDSON.
14-8-95.

No. The Government of India has laid down in more than one case that it does not.

J. F. PRICE.

I commend article 15, Civil Service Regulations, to the Under Secretary's attention.

H. W. B[LISS].

† Hotel bills are part of the actual expenses on account of travelling.

J. G[ROSE].

to cover carriage-hire and similar charges. Miss Carr's claim, which is based principally on these two items, will not, it is thought, be admitted ‡ by India.

‡ It certainly would not be. (Intld.) J.F.P.

C. M. SCHMIDT
13-8-95.

Honourable Member.
Hon'ble Mr. Grose, C.I.E.

I do not consider that any special exemption can be granted in this case.

Under the revised article 1159, the Local Government may exempt officers from the ten days' rule "if the officer was put to extra expense" by his halt . . . although no camp equipage may have been maintained." This was the case.

J. G[ROSE].

† Yes. Extra expense of a kind covered by the words "actual travelling expenses," but most of Miss Carr's extra expense is expressly barred by these words.

H. W. B[LISS].
26-8-95.

that carriage-hire is not an expense within the meaning of the article; again in paragraph 3 of its letter in G.O., No. 51, Financial, dated 19th January 1895, it

the Government of India. It is to be observed, however, that travelling allowance is not intended to compensate for the extra cost of living,* but to cover actual expenses on account of travelling.† In Mr. W. E. Clarke's recent case, the Government of India has also pointed out that daily allowance is not meant to cover carriage-hire and similar charges. Miss Carr's claim, which is based principally on these two items, will not, it is thought, be admitted ‡ by India.

held that extra cost of hiring when on tour should not fall within the meaning of article 1159. What is said in paragraph 2 of the letter indicates, I think, clearly enough

* I can't see any terrible *hardship* in being compelled to spend part of the hot weather on the Hills. Many would say "Lorn' bless yer, mum; I wish I'd 'alf yer complaint."

H. W. B[LISS].

how the rules can be stretched to cover it.

J. F. PRICE.
21-8-95.

Looking carefully at Miss Carr's bill for May 1894, I see that she managed to charge for *twenty days'* halts at Ootacamund by running over to Coonoor for more than two nights (*vide* explanation to article 1159). If the Director of Public Instruction had done his duty in scrutinising her bill properly, probably the second ten days' halting allowance could have been saved, for there seems to be no reason why Miss Carr should not have waited to finish her work at Ootacamund before going to Coonoor, instead of doing as she did. Instead of getting more money she ought to be retrenched Rs. 60 *plus* her charge for returning from Coonoor to Ootacamund. This year, on June 6, she made a journey from Ootacamund to Coonoor and back, which would have the same effect of breaking the halt.

I fear there can be no doubt that my honourable colleague is in error in his marginal note regarding hotel bills on page 1. Travelling allowance is given to cover actual travelling expenses (article 1086, Civil Service Regulations); and the words "actual travelling expenses" expressly exclude charges for hotels, dawk bungalows, &c., &c. (article 15, Civil Service Regulations). All Miss Carr's arguments based on her hotel expenses are therefore useless. The only grounds on which she can draw travelling allowance for a halt exceeding ten days are stated in article 1159 and are—1st, that it was necessary to maintain "camp equipage" during the halt (which condition carries with it the additional implied condition that "camp equipage" actually was maintained); or, 2ndly, that the officer was put to extra expense by his halt after the expiry of the first ten days, although no "camp equipage" may have been maintained. What this alternative condition means I never have been able to make out, for if "camp equipage" is not maintained, I do not see what extra expense *falling within the rules* can be incurred. Miss Carr would argue, I suppose, that while at Ootacamund she had to hire a conveyance, which, as being the "actual cost of locomotion" for herself, would come within "actual travelling expenses." But I never yet heard of an officer being allowed to charge for driving about a place at which he had arrived in the course of a tour. This was one of the pleas put forward by Mr. Clarke and disallowed by India. Moreover, article 1091, Civil Service Regulations, shows that, once arrived at the end of his journey, no claim for any further travelling allowance can be set up by an officer for moving about the place at which he has arrived; and article 1186 shows that conveyance hire for moving about the place at which he has arrived on duty can only be granted to an officer who has been temporarily summoned to a Presidency town or to Rangoon and then only if the officer is not entitled to daily travelling allowance. I cannot see that Miss Carr has any case whatever for either a general or a special exemption.

H. W. B[LISS].
26-8-95.

Note by the Hon'ble Mr. J. Grose.

My honourable colleague is right. I had not noticed section 15.

J. G[ROSE].
31-8-95

Current No. 784.
189 . *Edul*
Educational Department.

From

THE DIRECTOR OF PUBLIC INSTRUCTION,

Madras,

To

THE HONORABLE THE CHIEF SECRETARY

TO GOVERNMENT,

Fort St. George.



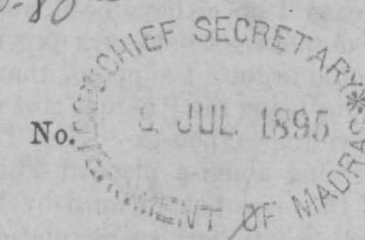
No. 7158

Dated 5th

Despatched 6th

Received in N.O. 80th

July 1895



ENCLOSURES. 2

Subject.

Requesting that sanction be
accorded for the Inspectress
of Girls' Schools, Southern and
Western Circles, drawing halting
allowance for more than 10 days
in certain stations when she
is engaged in Annual inspection
of Schools.

C. S. Reghun?

H. M.

Order
was

Under the circumstances
explained by the Director,
sanction is accorded for Miss
Carr ^{only to be permitted to draw} halting allowance
at Ootacamund, Fitchiopoly,
Palamcottah & Mangalore
for ^{periods exceeding} ~~more than~~ ten days but
^{not exceeding twenty} during the annual inspection
of schools, subject to a
^{maximum of twenty days}
at each station.

To The D.P.S. - } 940.
" A.G. - }

Current No 787

OFFICE OF THE DIRECTOR OF

PUBLIC INSTRUCTION,

Madras, 5th July 1895.

No. 7158

From

THE HONORABLE MR. D. DUNCAN, M.A., D.Sc.,

DIRECTOR OF PUBLIC INSTRUCTION,

Madras,

To

THE HONORABLE THE CHIEF SECRETARY TO GOVERNMENT,

FORT ST. GEORGE.

SIR,

I beg to report that the annual inspection and examination of the several girls' schools at Colacamund occupies the Inspector of Girls' Schools, Southern and Western Circles, not less than 20 days in the year, but she is entitled to halting allowance for 10 days only. Similarly she is obliged to stay for considerably more than 10 days at Trichinopoly, Palamcottah and Mangalore in connection with the examination of schools, and such halts put her to much expense and hardship.

As halting allowances are not allowed for more than 10 days in each place, I have also proposed to be kindly returned when done with to enclose in original

for the information of the Government in two letters from cover carriage hire & charges

Director of Public Instruction

Financial Dept

Ed. f. N^o 787

Note for the Chief Secretary

The local Govt. can
sanction ^{general} exemption from the
operation of article 1159 of the
C. S. R. only in the case of officers
whose duties are such as to
cause them frequently to make
halts in excess of 10 days during
which they are under the
necessity of maintaining camp
equipment (please see correspondence
on this point in
in ~~the~~ ^{the} ~~file~~ ^{file} G.O's $\frac{619}{14.8.94}$ and
^{Brif}
 $\frac{57}{19.1.95}$ File 1. These conditions do
not appear to exist in Miss
Caro's case and the general
exemption would therefore
require the sanction of the Govt.
of India. It is to be observed,
however, that travelling allowance
is not intended to compensate
for the extra cost of living but
to cover actual expenses on
account of travelling. In Mr.
W. E. Clarke's ^{recent} case the G. of I.
has also pointed out that daily
allowance is not meant to
cover carriage hire & charges

I fear there can be no doubt that my Hon. Colleague is in error in his interpretation of Hotel bills at the foot of this page. Trav. acct^s is given to cover actual travelling expenses (Art 1086 C.S.R.); and the words "actual travelling expenses" expressly include charges for Hotels, ~~and~~ ^{and} Drunk Thompson &c (Art 15 C.S.R.) - all Miss Carr's arguments based on her hotel expenses are therefore useless. The only grounds on which she claims C. A. for a halt travelling 10 days are stated in art 1159 and are 1st that it was necessary to maintain "camp equipment" during the halt (which condition carries with it the additional condition that "camp equipment" actually was maintained); ^{or}, 2nd, that the officer was not to bear expense of his halt after the expiry of the first ten days, although no "camp equipment" may have been maintained. What this alternative condition means, I never have been able to make out, for if "camp equipment" is not maintained, I don't see what extra expense falling within the rules can be incurred - Miss Carr would argue I suppose, that while at 100% he had to hire a conveyance, ~~but~~ which, as being the "actual cost of conveyance" for himself, "would come within" actual travelling expenses. But I never yet heard of an officer being allowed to charge for dining at a place at which he had arrived in the course of a journey. This was one of the places sent forward by Mr. Charles ~~Smith~~ & disallowed by India. Moreover, art. 1091 C.S.R. shows that, once arrived at the end of his journey, no claim for any further trav. is

I commend art.
15 C.S.R. to the
K.S.'s attention
ms

To -
The G. & has
~~down~~ laid
down in more
than one case
that it does
not -
L. D.

Does not "cost of living" mean actual living expenses? In this case this case was "put off" because of having to pay voluntarily hotel rent. I believe travellers' baggage fees can legitimately be deducted against travelling allowance, & hotel rent falls in the same category. If so, there is ground for a special exemption in Mrs. Carr's favour.

* Hotel bills are part of the actual expenses on account of travelling

C. No.

20

Miss Carr's claim, which is based principally on these two items, will not it is thought be admitted by India. If a

Miss Carr & § 1159 of the C. S. R.

& it certainly would not

C.S. 15.8.95 Special exemption in the present case is considered advisable admissible

Thro' Est. Dept

the following order would meet the case

Order.

A General exemption from the operation of § 1159 of the C. S. R. cannot be granted in Miss Carr's case as it is ^{unless} ~~uncertain~~ ^{all} whether she has halted at the stations mentioned by the D. G. S. necessitate the maintenance of "camp equipage". A special exemption will be granted in the present case.

C.S. 15.8.95

I do not consider that any special exemption can be granted in this case. The Article 1159 C.S.R. is intended to apply to travelling expenses and these alone. In the case of W. Clarke the D. G. S. held that carriage hire is not an expense within the meaning of the Article: again in Para 3 of

* It can be set up by an officer proceeding about the place at which he has arrived; and art. 1159 shows that an officer here proceeding about the place at which he has arrived on duty can only be granted to an officer who has been temporarily summoned to a Post Town or to Rangoon & there only if the officer is not entitled to daily t.a. I cannot see that Miss Carr has any case whatever for either general or special exemption

23/8 My Hon Commr you are right. I had not noticed Dec 15 JG 31/8

Under the revised art 1159 the Local Extra may exempt officer for the 10 days rule "if the officer was put to extra expense by his halt & although no Camp Equipage may have been maintained". This was his case.

JG X Yes - extra expense of a kind covered by the words "actual travel expenses". Most of Miss C's extra expense is so - merely covered by those words. MS

I can't see any terrible hardship in being compelled to spend part of the hot weather on the hills. Many would say "Lor' bless yer, mum, I wish I'd 'alf yer complaint"

Looking carefully at Miss Carr's bill for May '94 I see that she managed to change in 20 days halt & duty by running over to Coonoo for more than 2 nights (vide explanation to art 1159) - of the D.G.S. had done his duty in maintaining the bill ~~for~~ properly, probably the second ten days' halting ~~also~~ could have been saved, for there seems to have been no reason why Miss C. should not have waited at Coonoo that

FOR ORDERS.

the letter in QD No 57 Z. dated 19th Jan 1895 which held that extra cost of hiring when on tour did not fall within the meaning of art 1159. What is said in para 2 of the letter indicates I think clearly enough what the view of the Q.D. is. The case may be a hard one but I do not see how the rules can be stretched to cover it.

21/8/95

* of getting more money she ought to be reimbursed Rs 60 + her charge for returning from Coonoo to duty. This year, on June 6, she made a journey from duty to Coonoo & back, which would have the same effect of breaking the halt.

26/8/95

11594/1895

When given for copying _____
When copied _____
When examined _____
When signed _____

189

READ AGAIN G.O., No.
189

DATED

FOR ORDERS.

CURRENT No.

ENCLOSURES TO O. No

ORDER 13th September 1895, No 761.

The Govt does not consider
that the case is one for general or
Special exemption from the operation
of article 1159 of the C.S.R.
2. It is observed from his case
the papers submitted by the D.P.
that the Inspectress of Girls Schools
has been in the habit of treating
partly finishing her work at Obācomund
proceeding to Coonor and then returning
to Obācomund. There appears to be
no necessity for this procedure which
entails extra expenses and the D.P.
will later stop direct his discontinuance.

/ From Orders/

C.S.
9/9/95

D.P. 10/9/95
withd. 10/9/95
C.S. 10/9/95
10/9/95
10/9/95

ORDER OF GOVERNMENT A A A A A A A

LETTERS OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
ORIGINAL.

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