

Educational (1895) Department.

ORDINARY PRINTED.

G.O., No. 767

DATED 16th Sept. 1895

INDEXED.

[Despatch Abstract.]

SPECIAL TEST EXAMINATIONS.

Deciding that the operation of G.O., No. 571, Educational, dated 9th July 1895, prohibiting Government servants who have not passed the Matriculation or the Upper Secondary Examination from appearing for the --, be held in abeyance; and making an addition to Article 4 of the Special Test Notification.

BACK PAPERS.

Ed.
7.
200-18-7.

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

FURTHER PAPERS.

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

Government of Madras.

EDUCATIONAL DEPARTMENT.

Recd.

Regd.

} 1895.

Enclosures

Spare copies

G.O., No. 767, 16th September 1895.

Special Test Examinations.

Deciding that the operation of G.O., No. 571, Educational, dated 9th July 1895, prohibiting Government servants who have not passed the Matriculation or the Upper Secondary examination from appearing for the —, be held in abeyance; and making an addition to article 4 of the Special Test notification.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

READ—the following papers :—

I

G.O., No. 571, Educational, dated 9th July 1895.

ABSTRACT.—Considering that it is inexpedient to admit to any Special Test examination a person whose general educational qualifications fall below the standard required in the appointments for which that Special Test is prescribed; and making certain amendments to article 4 of the Public Service notification.

II

Letter—from Colonel H. W. H. Cox, Commissioner of Police, Madras.
To—the Chief Secretary to Government.
Dated—the 13th August 1895.
No.—72.

In my letter to you, No. 37, dated 9th May 1895, I requested that Government would be pleased to allow all Probationary Inspectors and Sub-Inspectors of the City Police Force who had passed the Criminal Judicial test, Lower grade, under the concessions previously granted to appear for the Précis-writing test, and Government in its Order, No. 428, Educational, dated 23rd May 1895, pointed out that such officers were eligible to appear for the examination in Précis-writing and that no exemption was necessary.

2. It appears from a communication received from the Secretary to the Commissioner for Government Examinations by one of my Sub-Inspectors that by G.O., No. 571, dated 9th July 1895, the Special Test notification has been so modified that persons holding superior appointments under Government are not eligible to appear for the Précis-writing test unless they have passed the general education tests.

3. Under these circumstances I have the honour to request that Government will be pleased to reconsider my letter No. 37, dated 9th May 1895, and for the reasons therein urged to grant the indulgence now requested.

ENCLOSURE.

Official Memorandum No. 2522.

With reference to his application for the ensuing Special Test examinations, Mr. C. H. Forrest is informed that as he has not passed the prescribed general education tests, he is not eligible, under G.O., No. 571, Educational, of the 9th July 1895, to appear for any of the Special Tests. His application together with its enclosures is accordingly returned, with the necessary endorsement on the back of the fee-receipt to enable him to recover his fee from the treasury into which he paid it.

OFFICE OF THE COMMISSIONER FOR
GOVERNMENT EXAMINATIONS, MADRAS,
12th August 1895.

E. H. ELLIOT,
Secretary.

Order—No. 767, Educational, dated 16th September 1895.

Upon reconsideration, the Government has decided to hold the operation of G.O., No. 571, Educational, dated 9th July 1895, in abeyance until after the Special Test examinations of October 1896 and further to modify it by the addition of the following to article 4 of the Special Test notification :—

“ Note 5.—The Précis-writing test shall, however, be open to Sub-Inspectors of the City Police and Head Constables of the City and District Police.”

This addition, to which immediate effect will be given, renders necessary a verbal alteration in article 4 which will run as follows :—

“ Subject to the provisions contained in the subjoined notes the Special Test examinations shall be open to all persons who, under article 2 of the Public Service notification, hold or are eligible to hold superior appointments carrying a salary of Rs. 15 per mensem or upwards in the public service.”

2. The revised article should be published in the *Fort St. George Gazette* by the Commissioner for Government Examinations with the intimation that the changes introduced are not to take effect until the Special Test examinations to be held in October 1897 except in so far as relates to the note which permits Sub-Inspectors of the City Police and Head Constables of the City and District Police to appear for the Précis-writing test. Individuals whose applications for permission to appear at the ensuing examinations have been rejected solely with reference to G.O., No. 571, Educational, dated 9th July 1895, should be informed that they are eligible to present themselves as candidates for the Special Tests in 1895 and 1896.

(True Extract.)

J. F. PRICE,
Chief Secretary.

To the Director of Public Instruction.
“ Commissioner for Government Examinations.
“ Inspector-General of Police.
Copy to the Commissioner of Police with reference to his letter
No. 72, dated 13th August 1895.

NOTES CONNECTED WITH G.O., No. 767, EDUCATIONAL,
DATED 16TH SEPTEMBER 1895.

[SUBJECT.—*Special Test Notification.*]

Previous papers.

G.O., No. 67,	Educational, dated 2nd Feb.	1894.
" " 670	" " 11th Sept.	"
" " 770	" " 9th Oct.	"
" " 394	" " 10th May	1895
" " 571	" " 9th July	"

Note-A

Current Nos. 802 and 836 (letter from the Inspector-General of Police, No. 4127, dated 8th July 1895, in G.O., No. 768, Educational, dated 16th September 1895, and Proceedings of the Board of Revenue, Land Revenue, No. 3578, dated 18th July 1895, in G.O., No. 759, Educational, dated 12th September 1895) and G.O., No. 571, dated 9th July 1895, are resubmitted to the Honourable Member for reconsideration as to whether the orders passed should not be modified. The full significance of the Government Order quoted was brought forcibly to my notice in connection with C. No. 802. The effect of the change in position of article 4 of the Special Test notification of the phrase "under article 2 of the Public Service notification" is to exclude from

* I presume this means all candidates already in the public service.

H. W. B. [Liss].

appearing at the Special Tests all candidates * who have not passed the Upper Secondary examination or Matriculation examination or some other examination accepted by Government as equivalent to it. The consequence is that Police head constables of the three higher grades although occupying superior appointments carrying pay exceeding Rs. 15 per mensem are *not* eligible to appear for the Précis-writing test. This test together with the Criminal Lower is prescribed for the post of Inspector of Police. For the Criminal Lower, only head constables who have passed the Upper Secondary examination or its equivalents are under the rule eligible to appear (*vide* note 4 to article 4 of the Special Test notification). This concession was granted in G.O., No. 770, dated 9th October 1894, in which the Inspector-General of Police was also informed that in special cases Government will be prepared to admit to the Criminal Lower unpassed head constables whom the Inspector-General may recommend for the concession. Until the passing of G.O., No. 571, Educational, dated 9th July 1895, there was thus a reasonable chance for every deserving head constable of being permitted to qualify himself for the post of Police Inspector. Circumstances have however now changed, for head constables who have not passed the general educational tests prescribed by article 2 of the Public Service notification cannot appear for the Précis-writing test. The Inspector-General has already reported that he finds great difficulty in procuring men who have passed the tests prescribed for the post of Inspector (*vide* G.O., No. 394, dated 10th May 1895) and this new prohibition will enhance the difficulty.

Head constables should be specially exempted.
J. G. [ROSE].
Certainly, if paragraph 1 of G.O., No. 571, Educational, dated 9th July 1895, is not cancelled. Paragraph 2 of that order is a mere formality.

It is therefore for consideration whether the order should not on this ground alone be modified.

H. W. B. [Liss].

2. Apart from this consideration however it appears desirable on general grounds to revert to the rule as issued in May 1894. When Dr. Duncan originally submitted the Special Test notification (*vide* G.O., No. 67, dated 2nd February 1894), the draft of article 4 laid down that the Special Tests should be open to the following classes of candidates:—

(1) Candidates who have passed the Degree examination of any University in the British Empire.

(2) Candidates who have passed the First Examination in Arts of the Madras University.

(3) Candidates who have passed the Upper Secondary examination.

(4) Candidates who have passed the Matriculation of the London University.

(5) Candidates who have passed the Matriculation of the Madras University beginning with the examination of December 1892.

On page 26 of the note for orders it was pointed out that this draft restricted the privilege of appearing for the Special Tests to certain specified classes and that this restriction was improper. The Government accordingly directed that the following should be substituted "subject to the limitations in notes (1) and (2) the Special Tests shall be open to all persons who hold or are eligible to hold appointments carrying a salary of Rs. 15 per mensem or upwards in the public service"—*vide* G.O., No. 67, dated 2nd February 1894, paragraph 3. The Commissioner for Government Examinations on receiving this order pointed out that it involved a departure from the old rule, according to which candidates were allowed to appear for Special Tests not on account of the appointments which they held or were eligible to hold but on account of the general educational qualifications they possessed. In the note for orders, page 8, it was suggested that the words "other than those exempted from the Examination rules by special order of Government" should be inserted after persons in the revised article 4 on the ground that special exemption from Examination rules should not carry with it unless explicitly so stated the privilege of

* Current 836 (Proceedings of the Board of Revenue, No. 3578, 18th July 1895 in G.O., No. 759, Educational, dated 12th September 1895), however, contains Honourable Member's direction that a particular individual should be exempted from the Examination rules "as regards the qualification for entering the public service but not as regards Special Tests." Does Honourable Member mean that he should be debarred from appearing for the Special Tests? Presumably so.

L. DAVIDSON—17-8-95.

Yes, this was an exceptional case. Of course if the Collector recommends that he should be admitted to any Special Test this recommendation may be considered hereafter.

J. G[ROSE].

The case was so exceptional that it hardly seems to have been a case for a qualified concession.

H. W. B[LISS].

He had passed no examinations. He only asked to be allowed to enter the Government service, and the Collector only said he would be "useful as a clerk or accountant."

J. G[ROSE].

3. The linked file contains two petitions from candidates who are debarred from appearing for the Précis-writing test, by the recent order. One (the telegram) points out that the order has not been published in the Gazette and that the Commissioner for Government Examinations is giving immediate effect to it; the consequence of which is that candidates who have been studying for the examination

are debarred from appearing at it. I submit that this is an additional reason for either modifying the order or at least suspending its operation for some time. It is true that the privilege of appearing at the Special Tests has not long been open to unpassed men; but at the same time, it seems hard to cancel it so suddenly.

J. G[ROSE].

I would cancel it altogether, as above stated.

H. W. B[LISS].

4. In C. No. 917 (Letter from the Inspector-General of Police, No. 4455, dated 30th July 1895, in G.O., No. 750, Educational, dated 12th September 1895) the Inspector-General of Police submits a list of unpassed head constables whom he recommends for admission to the Criminal Lower, in accordance with paragraph 2 of G.O., No. 770, Educational, dated 5th October 1894. It is presumed that his recommendation will be accepted. It is to be noted that this concession is however useless unless coupled with permission to appear for the Précis-writing test, for the head constables will be unable to appear for the latter test unless G.O., No. 571, dated 9th July 1895, is modified.

They should be allowed to appear. A special exception should be made in the case of head constables.

J. G[ROSE]—21-8-95.

The order should be cancelled.

H. W. B[LISS]—21-8-95.

L. DAVIDSON—17-8-95.

J. F. PRICE—19-8-95.

As to the alteration in article 4 of the Special Test examinations notification which was effected by G.O., No. 571, dated 9th July 1895, I would remark, in the first place, that, so far as I understand the rules for the conduct of the business of Government, an order modifying a previous Government Order should not have issued on the authority of a single Member of Government. In the second place, I consider that the alteration made was a mistake. As the article now stands, it runs "Subject to the limitations in notes (1) and (2) as modified by notes (3) and (4) the Special Tests shall be open to all persons who under article 2 of the Public Service notification hold, or are eligible to hold, superior appointments . . ." But this is nonsense. No person holds any appointment of any kind "under article 2 of the Public Service notification." Appointments are held by virtue of the order of the authority making them. If, therefore, Dr. Duncan's proposed modification of article 4 of the Special Tests notification had been brought before me for orders, as I think it should have been, I could not have approved of it. Nor can I approve of Dr. Duncan's object which is to exclude from the Special Test examinations all persons already in Government service who have not passed certain general educational tests.

I cannot see why persons already in Government service should not go up for Special Tests if they please. If they do, they harm no one, except perhaps themselves, inasmuch as they undertake labours which must usually be infructuous. But that is their look out. On the other hand, if they pass Special Tests, the very fact that they have done so will in many cases be a proof that, in spite of originally inferior educational advantages, they are competent to hold the appointments for which the particular Special Tests are prescribed; and heads of departments, who do not generally complain of a plethora of qualified candidates for vacancies, will on this ground, if they choose, be able to make a case for their exemption from the general educational tests in view to their appointment to the posts for which the particular Special Tests are prescribed. To adopt any other course, and to shut out from all prospects of advancement in the public service men who have not had the advantage of a good general education, seems to me not only impolitic in the highest degree, but also distinctly unjust. Both on account of its essence, therefore, as well as because it has been unconstitutionally issued, I object to the G.O. of July 9, 1895.

H. W. B[LISS].

Recirculated to the Hon'ble Mr. Grose (by direction of Chief Secretary).

L. DAVIDSON—21-8-95.

I am afraid my Honourable Colleague is right in his contention that the order of 9th July 1895, No. 571, should not have been issued without being seen by two Members. I am sorry I did not notice this. But the meaning of the alteration in article 4 of the Special Test notification there made is clear. The phrase, "hold or are eligible to hold" etc., had been previously inserted in G.O., No. 670, dated 11th September 1894. The alteration does not exclude from the Special Tests "all persons already in Government service who have not passed in certain general educational tests" inasmuch as it expressly allows some persons who have not passed the usual educational tests to enter for certain Special Tests under notes 3 and 4. It *accidentally* excluded some men from the Précis-writing test, who ought to be allowed to go in for it, and so far it ought to be corrected; but I do not think it should be cancelled altogether. I do not think it would be well to allow all men who have been allowed (under special circumstances) to enter Government service to enter for all Special Tests. The circumstances of each case of exemption should determine how far the exemption shall extend. As the Hon'ble Mr. Bliss once said: "It is easy in exempting to say, exemption to such and such an extent only." I attach great importance to Chief Secretary's remark that the effect of allowing men in the position referred to by the Director to appear for these (Special Tests) "will be that Government will be pestered continually by those who may be successful to remove the bar of the general education test." Heads of departments are only too prone to ask for exemptions, and the questions thus raised are very difficult to decide.

J. G[ROSE]—23-8-95.

As I have said above, the order should in my opinion not be entirely cancelled, but it needs modification.

J. G[ROSE].

Resubmitted to the Hon'ble Mr. Bliss with reference to the Hon'ble Mr. Grose's note.

L. DAVIDSON—23-8-95.

What the alteration has really effected, it is difficult to say; for, as I have noted, it makes nonsense of the article. But there is no doubt what its intention was, viz., to exclude from the Special Tests all persons not covered by the notes. Of course, if, in exempting a man, it is stated that his exemption only extends so far, that is clear and often unobjectionable. But, where there is no such limitation stated, it should not be read in by any side wind, as Dr. Duncan desires to do.

H. W. B[LISS]—24-8-95.

Let us see how it is to be modified. In the absence of any definite suggestion to this effect, I can only adhere to my view that it should be cancelled.

H. W. B[LISS]—24-8-95.

Note-B

Resubmitted to the Honourable Member. It is understood that he considers that G.O., No. 571, Educational, dated 9th July 1895, should be modified in two ways, viz. (1) that its operation should be held in abeyance until after the Special Test examinations to be held in October 1896, a change which will have the effect of

Till October 1896.

J. G[ROSE].

article 4 of the Special Test notification permitting Sub-Inspectors of the City Police

A "not" omitted here by mistake.

L. DAVIDSON—5-9-95.

appear for the Précis-writing test as well as for the Criminal Test, Lower Grade.

giving two years' notice of the prohibition which it is proposed to introduce, (2) that an addition should be made to note 4 of an addition should be made to note 4 of and head constables of the District Police who have A qualified according to article 2 of the Public Service notification to

2. As regards the wording of article 4 of the Special Test notification the Honourable Member considers that it is unnecessary to alter the terms in which it stands as modified by G.O., No. 571, dated 9th July 1895. The meaning attached to the article would be more definitely expressed if it were worded as follows:—

"Subject to the limitations contained in notes 1 and 2 as modified by notes 3 and 4, the Special Tests shall be open to all persons who are eligible under article 2 of the Public Service notification to hold superior appointments carrying a salary of Rs. 15 per mensem or upwards in the public service, whether actually holding such appointments or not."

Yes I do.

H. W. B[LISS]—29-8-95.

It does.

J. G[ROSE]—29-8-95.

3. It is understood that the Hon'ble Mr. Bliss dissents from this. The papers are now resubmitted with reference to his remark "Let us see how it is to be modified." If this note correctly states Honourable Member's views, the papers will be submitted to His Excellency the Governor for decision.

L. DAVIDSON—26-8-95.

J. F. PRICE—27-8-95.

Submitted to His Excellency the Governor as the Hon'ble Messrs. Bliss and Grose differ as to whether G.O., No. 571, Educational, dated 9th July 1895, should be modified or entirely cancelled.

The note marked B above shows the nature of the difference of opinions between the two Honourable Members, while the note marked A contains the arguments relating to the subject.

L. DAVIDSON—29-8-95.

I am inclined to agree with the Hon'ble Mr. Grose.

I think it would not be fair on those persons, who, acting on the published statements of Government, have given themselves a higher and more expensive education, to allow others who are on a lower educational basis, to be placed on exactly the same footing. So long as the notification is made clear, I think it would be a mistake to draw back from the position taken up by Government and which is now generally known. Let us try and abide by the principles laid down, till they are shown to be wrong, or that Government or individuals are being prejudiced.

Of course it is always open to the Honourable Member to make exemptions wherever they are shown to be absolutely necessary, in the public interests.

W[ENLOCK]—3-9-95

Draft orders are submitted. Please see notes C & D against paragraph 1 of draft order.

L. DAVIDSON—5-9-95.

J. F. PRICE—6-9-95

J. G[ROSE]—9-9-95.

H. W. B[LISS]—9-9-95

I do not see why head constables of the fourth grade should have the privilege of applying for all the special Test Examinations open to persons who under article 2 of the Public Service notification hold or are eligible to hold superior appointments carrying salary of Rs. 15 per mensem or upwards in the Public Service. They will get it as soon as they become third grade, and I think that is quite soon enough for them. Otherwise I pass the draft.

W[ENLOCK]—11-9-95.

3 Current No 981

City Police Office.

Madras, 13th August 1895

No. 72

From

Colonel A. G. H. Fox
THE COMMISSIONER OF POLICE,
MADRAS.

To

The Chief Secretary to Government
to the Governor
Stoneham Hill

Sir,
In my letter to you dated 9th May 1895 I requested that Government would be pleased to allow all Probationary Inspectors and Sub. Inspectors of the City Police Force who had passed the Criminal Judicial Test Lower grade, under the concessions previously granted to appear for the Precise Writing Test and Government in its Order dated 28th May 1895 No 428, Educational, pointed out that such Officers were eligible to appear for the Examination in Precise Writing and that no exemption was necessary -

No. 767, EDUCATIONAL, 16TH SEPTEMBER 1895.

Paragraph 1 of draft order.

Seen.
H. W. B[LISS]—9-9-95.

"Upon reconsideration the Government has decided to hold the operation of G.O., No. 571, Educational, dated 9th July 1895, in abeyance until after the Special Test examinations of October 1896 and further to modify it by the addition of the following to article 4 of the Special Test notification:—

"Note 5.—The Précis-writing test shall however be open to Sub-Inspectors of the City Police and head constables of the City and District Police."

This addition to which immediate effect will be given * renders necessary a verbal alteration in article 4 which will run as follows:—

"Subject to the provisions contained in the subjoined notes the Special Test Examinations shall be open to all persons who under article 2 of the Public Service notification hold or are eligible to hold superior appointments carrying salary of Rs. 15 per mensem or upwards in the public service."

*The Hon'ble Mr. Grose noted "An exception should be made in favour of head constables." Hitherto only head constables of the first three grades have been eligible; their pay exceeding Rs. 15. Fourth grade head constables draw only Rs. 14 and have hitherto been ineligible unless they have passed the Upper Secondary examination or its equivalent.

L. DAVIDSON.

I think all head constables should be allowed to appear.

J. G[ROSE].

† It is understood that His Excellency the Governor and the Hon'ble Mr. Grose consider this wording plain enough and do not wish the article to be re-written

L. DAVIDSON.

Resubmitted to the Hon'ble Messrs. Bliss and Grose with reference to His Excellency the Governor's note, dated 11th September 1895. Information is solicited as to whether the Hon'ble Mr. Grose adheres to his opinion that fourth grade constables should be permitted to appear for the Précis-writing test. The Hon'ble Mr. Bliss has not specifically stated his views on the point, and it is not known whether he agrees with His Excellency the Governor, or with the Hon'ble Mr. Grose.

L. DAVIDSON—11-9-95.

J. F. PRICE—12-9-95.

With the Hon'ble Mr. Grose.

H. W. B[LISS]—12-9-95.

Seen.

J. GROSE—12-9-95.

Resubmitted under the rules to His Excellency the Governor with reference to the note of the Hon'ble Mr. Bliss.

J. F. PRICE—13-9-95.

It is a very small matter, and I do not press it.

W[ENLOCK]—14-9-95.

* This and G.O., No. 768, Educational, dated 16th September 1895.

Issue both* orders as quickly as possible. Manuscript copy of this one to be sent from Ooty in advance to the Commissioner for Government Examinations.

L. DAVIDSON—14-9-95.

[G.O., No. 767, Educational, dated 16th September 1895.]

2 — It appears from a Communication* received from the Secretary to the Commission for Government Examinations by one of my Sub-Inspectors that by G. O. dated 9th July 1895 No 571 the Special Test Notification has been so modified that persons holding Superior appointments under Government are not eligible to appear for the Penmanship Test unless they have passed the General Education Test.

3 — Under these circumstances I have the honor to request that Government will be pleased to re-consider my letter No 37 dated 9th June 1895 and for the reasons therein urged to grant the indulgence now requested.

I have the honor to be

Yours most Obedient Servant

Wm. J. Murray
Commissioner of Police

* Copy attached.

No 2522.

Office of the Commission
for Government Examinations
Madras, 12th August 1895.

Official Memorandum. 38-

With reference to his application for the ensuing Special Test Examinations Mr C. H. Forrest is informed that as he has not passed the prescribed General Education tests he is not eligible, under G. O. of the 9th July 1895, No 571, Educational, to appear for any of the Special Tests. His application together with its enclosures is accordingly returned with the necessary endorsement on the back of the fee receipt to enable him to recover his fee from the Treasury into which he paid it.

Signed / E. H. Elliot
Secretary.
To Mr Charles Henry Forrest
Madras

/ True Copy /

Wm. J. Murray
Commissioner of Police

Current No. 981
Done

428: 23-5-95
571: 9-5-95 sc
189: 14-3-93
558: 26-7-92

note No. 76
10-9-95

Educational Dept.

FOR ORDERS

From
The Commissioners of Police
to
The Chief Secretary to Govt.
Madras

Dated 13 }
Received } August 1895

No. 72
Encls. mo. One.

Pecis Writing Test.

Requesting to reconsider his
letter to 37 dated 9-5-95 praying
for privilege to certain officers
of the M. C. Police to appear
for the

I am inclined to agree with the
hon. Mr. Grose.
I think it wd. not be fair on
those persons, who, acting on the published
statements of Govt. have given
themselves a higher & more expensive
education, to allow others who are
on a lower educational basis, to be
placed on exactly the same footing.
to long as the relief is made clear,
I think it wd. be a mistake to draw
back from the position taken up by
Govt. & it is now generally known.
Let us try & abide by the principles
laid down, till they are shown to be
wrong, or that Govt. or individuals
are being prejudiced.

W. Fenwick

3 Sep

of course it is always open to
the H. M. to make exemptions
whenever they are shown to be
absolutely necessary, in the public
interests.

W. Fenwick

Submitted to H.E. the Governor
as the Hon. Messrs Bliss and Grose differ
as to whether G.O. dated 9th July 1895,
No. 571, Educational, should be modified
or entirely cancelled.

The attached note marked B
shows the nature of the difference of
opinions between the two Hon. Members,
while the note marked A contains the
arguments relating to the subject.

L. Davidson
29-8-95

Special Test Notification

H.E. the Governor

FOR ORDERS

Educational Dept.

FOR ORDERS

C.No. 803 and 836 and

G.O. dated 9th July 1895, No. 571, are resubmitted to the Hon. Member for reconsideration as to whether the orders passed should not be modified. The full significance of the G.O. quoted was brought forcibly to my notice in connection with C.No. 803. The effect of the change in position of art. 4 of the Special Test Notification of the phrase "under art. 2 of the Public Service Notification" is to exclude from appearing at the

Special Tests all candidates who have not passed the Upper Secondary Examination or Matriculation Examination or some other examination accepted by Govt. as equivalent to it. The consequence is that Police Head Constables of the three higher grades although occupying superior appointments carrying pay exceeding Rs. 15 per mensem are not eligible to appear for the Precise-Writing Test. This test together with the Criminal Lower is prescribed for the post of Inspector of Police. For the Criminal Lower, only Head Constables who have passed the Upper Secondary Examination

X I presume this means all candidates already in the public service - As to the alteration in art. 4 of the Sp. Test Notice which was effected by S.O. 571, I would remark, in the first place, that, so far as I understand the rules for the conduct of business of Govt., an order modifying a previous S.O. should not have issued in the authority of a single member of Govt. In the second place, I consider that the alteration made was a mistake. As the article now stands, it runs "Subject to the limitations in Notes (1) and (2) as modified by notes (3) & (4) The Sp. Tests shall be open to all persons who under Art. 2 of the P.S. Notification hold, or are eligible to hold, Superior app'ts. ---" But this is nonsense - no persons hold any app'ts of any kind "under art. 2 of the P.S. Notification". App'ts are held by virtue of the order of the authority making them. If therefore, Dr. Dutt's proposed modification of Art. 4 of the Sp. Test Notice had been brought before me for orders, as I think it should

the special tests to certain specified classes and that this restriction was improper. The Govt. accordingly directed that the following should be substituted "subject to the limitations in notes (1) and (2) the Special Tests shall be open to all persons in Govt. service who hold or are eligible to hold appointments carrying a salary of Rs. 15 per mensem or upwards. in the public service" vide G.O. dated 2nd February 1894, No. 67, para 3. The Commissioner for Govt Examinations on receiving this order pointed out that it involved departure from the old rule according to which candidates were allowed to appear for Special Tests not on account of the appointments which they held but on account of the general educational qualifications they possessed. In the note for orders, page 8, it was suggested that the words "other than those exempted from the examination rules by special order of Govt." should be inserted after person in the revised article 4 on the ground that special exemption from examination rules should not carry with it unless

explicitly

at Govt. will be preferred commonly by those who may be successful to run on the basis of the general education Dept. Heads of Dept. are only too prone to ask for exemptions, & the questions thus raised are very difficult to decide.

What the alteration has really effected, it is difficult to say; for, as I have stated, it makes nonsense of the article - but there is no doubt what the intention was, viz., to exclude from the Sp. Tests all persons not covered by the notes. Of course, if exempting a man, it is stated that his exemption only extends so far, that is clear & often unobjectionable - but, where there is no such limitation stated, it should not be read in by any side wind, as Dr. Duncan desires to do.

HN H. Bliss
24/8/95

12 7 4P
13
The current 836 however, contains H.M.'s direction that a particular individual should be exempted from the Exam. rules "as regards the qualification for entering the public service but not as regards special tests." Does it mean that he should be exempted from appearing at the special tests? Presumably so.

Yes, this was an exceptional case. Of course if the order recommended that he should be admitted to any of the special tests his recommendation shall may be considered here again.

The case was so exceptional that it hardly seems ~~advisable~~ to have been a case for a qualified answer.

He had passed no examinations. He only asked to be allowed to enter the Govt. service, & the Govt. only said he was fit to be a clerk or a clerk's assistant.

He should be considered here again after the exam in '96.

I would cancel it altogether, as above stated.

explicitly so stated the privilege of so appearing for Special Tests. The Hon. Mr. Bliss however dissented from this view and noted that "having got a man into service it is not good policy to prevent his having a chance of rising in it. It is easy in exempting to say 'exempted to such and such an extent only'. In consequence of this remark presumably the article was left unaltered.

L. Davidson

The linked file contains two petitions from candidates who are debarred from appearing for the Precis-Writing test, by the recent order. One, the telegram, points out that the order has not been published in the Gazette and that the Commissioner for the Govt. Examinations is giving immediate effect to it. The consequence of which is that candidates who have been studying for the examination are debarred from appearing at it. I submit that this is an additional reason for either modifying the order or at least suspending the alteration for some time. It is true that the privilege of appearing at the Special Tests has not long been

been

open to unpassed men; but at the same time it seems hard to cancel it so suddenly.

4. In C.No. 917, the Inspector General of Police submits a list of unpassed Head Constables whom he recommends for admission to the Criminal Lower, in accordance with para 2 of G.O. dated 9th October 1894, No. 770, Equi. It is presumed that his recommendation will be accepted. It is to be noted that this concession is however useless unless coupled with permission to apply for the Precise-writing test, for

the head constables will be liable to appear for the latter test unless

modified 2-7-95 No. 571

20 18/8/95

J.E. Price

re. Special Test Notification

E

H.M. & H.M. W. S. Less C.E.
(FOR ORDERS)

Re-calculated to the Hon.
W. Rose (to direction of C.)
Davidson 21/8/95

They and be allowed to appear.
A special exception and
be made in the case of
Head Constables

The order should be 21/8/95
cancelled
H.M. (less)

As I have said above, this
order and in my opinion now
be entirely cancelled, but
it needs modification

Let us see how it is to be
modified - in the absence of any
Resubmitted to the Hon. M.

W. S. Less with ref. to the
Hon. W. Rose: note
J. L. Davidson

* definite suggestion to 23/8/95
this effect. I am only adding to my view
that it should be cancelled
H.M. (less) 24/8/95

G.
25.
500-21-5-95.

FOR ORDERS.

Full Oct 1896
H

"not"
omitted
here by mistake
2/8/95

Educational DEPARTMENT.

C. No.

57

Resubmitted to the Hon. Member.
It is understood that ^{he} Hon. Member
considers ^{that} G.O. dated 9th July 1895
No. 571 Educational, should be
modified in two ways. viz. (1) that
its operation should be held in
abeyance until after the Special
Test Examinations to be held in
October 1896 a change which will
have the effect of giving two years
notice of the prohibition which it
is proposed to introduce. (2) that
an addition should be made to
note 4 of article 4 of the Special
Test Notification permitting the
Sub-Inspectors of the City Police
and Head Constables of the
District Police who have qualified
according to article 2 of the Public
Service

Service & Notification to appear for the
Precis-Writing Test as well as for the
Criminal Test, lower grade.

2. As regards the wording of Art. 4
of the Special Test Notification H.M. considers
that it is unnecessary to alter the
terms in which it stands as modified
by P.O. of 9 July 1895 No. 571. The
meaning attached to the article would
be more ^{definitely} expressed if it were
worded as follows.

"Subject to the limitations contained
in notes 1 & 2 as modified by notes
3 & 4, the Special Tests shall be
open to all persons who ~~have passed~~
~~the examinations specifying~~ are eligible
under Art. 2 of the P.P. Rules to
hold ^{superior} appointments carrying a salary
of Rs. 15 p.m. or upwards in the public
service, whether actually holding
such appointments or not."

3. It is understood that the Hon. Mr.
Bliss dissents from this; the papers
are now resubmitted with a reference to his
remark "let us see how it is to be
modified." - If this note correctly
states H.M.'s views, the papers will
be submitted to H.E. the Govr. for
decision.

Special Test Notification

FOR ORDERS.

HON'BLE MEMBER.

H. M. & H. W. Bliss

11/8/95

3/10 - I do
not dissent
29/8/95

He does not

29/8

Decision

27/8/95

26/8/95

L. Davidson
J. F. Price

G
29
9/10-23-7-95

DEPARTMENT.

C. No.

FOR ORDERS.

Resubmitted to the Hon^{ble} Memr.
Bliss & Grose with reference to
H.E. the Governor's note. -
Information is solicited as to
whether the Hon. Mr. Grose agrees
to his opinion that fourth grade
constables should be permitted to
appear for the Precis-Writing Test.
The Hon. Mr. Bliss has not specifically
stated his views on this point, but
and it is not known whether
he agrees with
H.E. the Governor, or with the Hon^{ble}
Grose.

With the Hon. Mr. Grose
12/9/95

It is a very small matter - and
do not press it.

W. F. Price
14 Sep

L. Davidson
11-9-95

J. F. Price
12/9/95

17

FOR ORDERS.

Handwritten notes and signatures at the top of the page.

Re-Submitted under the Rules
 What the Govt. wishes
 reference to the note
 of the Hon. Mr. Blair.

Issue to the
 as
 quickly as possible
 Mrs. C. P. of the
 me the sent in
 advance
 Comm. for

A.
 The Hon. Mr. Prose notes
 "an exception should be made in
 favour of Head Constables".
 Hitherto only Head Constables of the first
 three grades have been exempt eligible, then
 pay according to 10. The third grade has qualified
 now only 14 have hitherto been ineligible
 unless they have passed the higher secondary
 examinations or its equivalent

B.
 It is understood that the Hon. Mr. Prose consider this wording
 plain enough and not wish the art. to
 be re-written.

I do not see why Head Constables of the
 4th grade shd. have this privilege. They will get
 it as soon as they become 3rd grade - and I
 think that is quite soon enough for them.
 Otherwise I pass the draft.

18

Educational Dept.

Read again G.O. dated 9th July
 1895, No. 571, Educ.

ORDER 16th September 1895, No. 767
 P.J.

Upon reconsideration the
 Govt. has decided to hold the operation
 of G.O. dated 9th July 1895, No. 571, Educ.
 in abeyance until after the Special Test
 Examinations of October 1896 and further
 to modify it by the addition of the
 following to Art. 4 of the Special Test
 Notification.

Note 5. The Precise-Writing Test
 shall however be open to Sub-Inspectors
 of the City Police and Head Constables
 of the City and District Police."

This addition to which immediate effect
 will be given renders necessary a verbal
 alteration in Art. 4 which will run as
 follows:-

"Subject to the provisions con-
 tained in the subjoined notes the Special
 Test Examinations shall be open to all
 persons who under Art. 2 of the Public
 Service Notification hold or are eligible
 to hold superior appointments carrying a
 salary of Rs. 15 per mensem or upwards

in

in the Public Service."

2. The revised article should be published in the Fort St. George Gazette by the Commissioner for Govt. Examinations with the intimation that the changes introduced are not to take effect until the Special Test Examinations to be held in October 1897 except in so far as it relates to the note which permits the Sub-Inspectors of the City Police and Head Constables of the City and Dt. Police to appear for the Precise-Writing Test. Individuals whose applications for permission to appear at the ensuing examinations have been rejected with reference to G.O. dated 9th July 1895, No. 571, Educ. I., should be informed that they are eligible to present themselves as candidates for the Special Tests in 1895 and 1896.

(From Orders)

L. Davidson

JF Price
28/9/95

To The Director of Public Instruction

,, Commissioner for Govt. Examinations

,, Inspector-General of Police

Copy to the Commissioner of Police with

reference to his letter No. 72, dated 18th August 1895.

Special Test Notification

E I

For orders

(FROM ORDERS)

7/17/95

First copy sent to Press.

Returned for signature.

Despatched in print.

READ AGAIN G.O., No. 139.

571 Col 9-7-96.

CP-9881-A

CURRENT No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT

A
Notes A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING MEANT FOR DEATCHER IN ORIGINAL.

N.B.—

A = Print in full.
B = Not to be printed.
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23/5/95