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# Educational (1895) Department.

ORDINARY PRINTED.

G.O., No. 850

DATED 28th Oct. 1895

INDEXED.

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[Despatch Abstract.]

MOREHEAD LAW SCHOLARSHIP.

Directing the publication in the Fort St. George Gazette of the draft rules for the --, as modified by Government.

## BACK PAPERS.

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## FURTHER PAPERS.

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# Govt. of {1895} Madras.

## EDUCATIONAL.

*Issued*

*Recd.* *Encl.*

G.O., No. 850, 28th October 1895.

OCTOBER.

**Law College and Morehead Law Scholarship.**

Approving the revised — rules and directing their publication in the *Fort St. George Gazette*.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

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Read—again the following paper:—

G.O., No. 453, Educational, dated 30th May 1895.

*Read*—the following letter from the Hon'ble Mr. D. DUNCAN, M.A., D.Sc., Director of Public Instruction, to the Chief Secretary to Government, dated Madras, 26th February 1895, No. 2231:—

I have the honour to submit, for the approval and sanction of Government, a revised draft code of rules to regulate the constitution and working of the Madras Law College. A copy of the existing rules, with the alterations noted in red ink, which were proposed by the Principal in consultation with the College Council, is also submitted for reference and comparison. The revised rules submitted by the Principal have, with certain modifications, been recast in this office so as to harmonize in their general features and their arrangement with the rules which I have framed and purpose to frame to regulate the work of special institutions. The draft now submitted to Government has been seen and approved by the Principal.

2. I beg to append a few explanatory remarks on the several articles:—

*I. Object.*—The present rule is repeated with a few verbal changes.

*II. Control.*—The existing rules have been recast. For reasons stated in my letter submitting a revised draft of rules for the Madras School of Arts, I have inserted a provision regulating the procedure to be adopted by the members of the staff in carrying on their correspondence.

*III. Staff.*—In clause (i) I have provided for the minimum staff which is required to conduct the B.L. classes proper, and in clause (ii) provision is made for the employment of such special lecturers as may be found necessary from time to time to conduct the Pleadership and Special classes. No reference has been made to the salaries or emoluments of the staff, as these will vary from time to time according to the financial condition of the college. They will be fixed by Government in special orders and need not, therefore, find a place in a code of rules.

*IV. Courses of Instruction.*—I have redrafted the rules in the light of the revised bye-laws sanctioned by Government for the B.L. degree examination. The B.L. course has been bifurcated by the institution of a First Examination in Law, to which candidates will be admitted after 18 months' study at an affiliated Law College. I have divided the B.L. course into six terms instead of two periods of 18 months each, and in the division of terms I have followed the definition adopted in the Educational rules and in the Government Fee Notification. The majority of the committee appointed by the Syndicate in April 1893 to consider the bye-laws for the B.L. degree thought that students who failed in the First Examination in Law should not be debarred from continuing their studies for the B.L. degree examination. This recommendation was accepted by the Senate—on what grounds I do not know. I cannot agree with the University in this opinion, which is opposed to the rule adopted in every other examination conducted by the University. In Arts, in Medicine and in Engineering, no terms count as qualifying for admission to the degree examination except those which are kept *after* passing the first examination. I shall take an early opportunity of inviting the attention of the Syndicate to this inconsistency. Candidates who pass the First Examination in Law should alone be permitted to continue their studies. This is also Mr. Nelson's opinion. The chief reason for the failure of a large number of candidates at the B.L. degree examination is a tendency on their part to neglect their law studies during the earlier part of their college course and this tendency must be effectually checked.

*V. Classes.*—The designation of the several classes I have proposed is intended to facilitate reference. The special classes will consist of all students who prepare for

any public examination, other than the B.L. degree or the Pleadership examination, or who merely attend a special course of instruction to improve their knowledge of law.

*VI. Strength of Classes.*—No limit is now laid down as the maximum strength of any class, and I do not consider it necessary to impose any restriction. The accommodation and staff available for efficient instruction should always determine the number of admissions into any class.

*VII. Admissions and Withdrawals.*—With a view to secure for candidates desirous of studying for the First Examination in Law or for the final degree examination continous instruction for three consecutive terms, I have provided that the admission of students preparing for the former examination should take place in January and that the admission of students preparing for the latter examination should take place in July. Students may be admitted into the Pleadership and Special classes at the commencement of any term.

*VIII. Qualifications for Admission.*—In reference to the views expressed by the College Council, the admission to the B.L. classes will in future be restricted to students who have passed the B.A. degree examination of any University in the British Empire, or to students who have passed the English and Science divisions of the B.A. degree examination of the Madras University. This is intended to prevent the admission of students who have passed the language branches only, for experience has shown that such students give only a nominal attendance and neglect their studies in law during the first year, devoting their energies almost entirely to preparation for the Science division of the B.A. degree examination. The rules relating to the admission of candidates into the Pleadership classes have been framed so as to correspond with the notification relating to that examination. I do not consider it necessary to impose any restriction on the admission of candidates into the special classes, except that they should possess sufficient general knowledge to understand and profit by the instruction given in the college.

*IX. Selection of Candidates.*—This is a new article and needs no comment.

*X. Fees.*—With reference to paragraph 2 of G.O., No. 592, Educational, dated 11th August 1894, I have added a clause to the rules to correspond to Article VII of the School Fee Notification.* The Board of Muhammadan Education has recommended that, as in Arts colleges, Muhammadans should be admitted at half-fees into the Professional colleges also. The College Council, which I consulted, is not in favour of the concession, as the Law College is intended to be self-supporting from fees. On the 31st March last there were as many as nine Muhammadan students reading in the college, which shows that the community is not so poorly represented in this as in other special colleges. I do not, therefore, think it expedient to extend the concession of half-fees in favour of Muhammadan students attending the Law College.

* G.O., No. 938, dated 30th December 1891.

*XI. Scholarships.*—In response to the request of the Board of Muhammadan Education, the College Council has expressed its willingness to institute a scholarship for the benefit of Muhammadan students. The rules, as they now stand, provide for the institution of scholarships should funds permit. But as a matter of fact, though the college has been yielding a surplus for years past, no scholarships have been established. I have taken this opportunity to provide for two scholarships, each of the value of Rs. 60 per term—one being awarded to the Muhammadan student passing highest at the College examination to be held at the end of the second term, and the other to the student, other than a Muhammadan, passing highest in the above examination. The scholarships will be tenable for two years. I have not inserted any condition as to poverty, as all the students entering the Law College must be supposed to be in tolerably good circumstances.

*XII. Time-table.*—The present rules have been repeated with a few verbal changes.

*XIII. Vacations and Holidays.*—The duration of Midsummer and Christmas vacations have been definitely laid down.

*XIV. Leave and Dismissal.*—This is a new article. The provisions of the Educational rules on the subject have been embodied in the code so far as they may be made to apply to this college.



*XV. Examinations.*—The changes made in the rules for the examination of the B.L. classes have been necessitated by the bifurcation of the B.L. degree examination. No examination seems to be necessary in connection with the Special classes.

*XVI. Certificates.*—I have provided for the grant of certificates to students of all classes. In the case of candidates for the B.L. degree and Pleadership examinations, the production of such certificates is required by the rules regulating these examinations. It would be of advantage to students of the Special classes to obtain a certificate in proof of their having attended a special course of lectures in the college.

*XVII. Registers and Accounts.*—The important registers prescribed in the Educational rules should be kept in the Law College also.

*XVIII. Miscellaneous.*—The first clause in this article is a repetition of an existing rule. The second clause is necessary as the Educational rules must be made applicable to all public institutions as far as practicable. I have provided here for an annual publication of the code of rules relating to the Law College, as it will be of advantage to the public to know the rules of the college corrected to date.

3. *Rule* 12 (iii) of the existing rules, as to attendance of students in the Courts, has for the present been omitted as the College Council considers it is practically unworkable. In this connection I would refer Government to paragraph 2 of the Principal's letter recorded in this office Proceedings, No. 7072, dated 31st July 1894, reviewing the report on the working of the college during 1893–94.

4. The rules will have effect from 1st January 1895.

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*Order*—No. 453, Educational, dated 30th May 1895.

The revised code of rules regulating the constitution and working of the Law College meets with the approval of Government subject to the two following exceptions :—

(i) Rule No. IV is at variance with the University bye-laws and the Government is not prepared to sanction it until the bye-laws are brought into harmony with it.

(ii) Rule No. XI appears defective in so far as it contains no provision preventing one student from holding both the Morehead Law Scholarship and one of the College scholarships.

2. The Director of Public Instruction should now submit for the approval of Government a draft Rule No. IV revised so as to be in accordance with the University bye-laws, and should consider whether Rule No. XI should not be amended in the manner indicated.

(True Extract.)

(Signed) J. F. PRICE,
*Chief Secretary.*

To the Director of Public Instruction.

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Read—also the following paper :—

From the Hon'ble Mr. D. DUNCAN, M.A., D.Sc., Director of Public Instruction, to the Chief Secretary to Government, dated Madras, 9th September 1895, No. 9862.

With reference to G.O., No. 453, Educational, dated 30th May 1895, I have the honour to inform you that in accordance with the promise made in paragraph 2 of my letter read therein I invited the attention of the Syndicate to the bye-law which allowed candidates to proceed with the course of study for the B.L. degree examination even though they may have failed to pass the First Examination in Law. The Syndicate was good enough to pass a resolution that I should be furnished with the report of the committee which revised the bye-laws for the examination. From this report I learn that the committee did not think it necessary to impose the usual restriction by which candidates could not proceed to study for a higher examination until they had passed the lower or intermediate examination. The reasons urged by

the committee for departing from the principle adopted in the other Faculties were mainly these two:—(1) that the study of the subjects of the First Examination in Law was not a preparation for the study of the subjects of the final examination as is the case in the other Faculties; and (2) that the revised bye-laws are intended to be but temporary regulations pending the opening of the new buildings.

2. I accept the views of the University, and propose that in the draft Article IV the words "successful candidates at the above examination shall be prepared" be omitted.

3. To prevent the same student from holding both a College scholarship and the Morehead Law Scholarship I beg to propose that the following clause be inserted as (ii) under Article XI:—

(ii) "In the event of a scholarship-holder becoming entitled to and electing to take the Morehead Law Scholarship, he shall be required to give up the College scholarship from the date on which he begins to draw the Morehead scholarship. The College scholarship thus set free shall be awarded to the Muhammadan or non-Muhammadan student, as the case may be, who stood next on the list of successful students at the College examination at the end of the second term."

Clauses (ii) and (iii) will then be numbered (iii) and (iv), respectively.

4. I beg to submit the draft code of rules as amended.

5. The Morehead Law Scholarship rules sanctioned in G.O., No. 209, Educational, dated 9th March 1892, require certain alterations:—

Rule 1.—Omit the words "four per cent."

Rule 3 is unnecessary and may be omitted.

Rule 4 should run thus:—"The scholarship shall be awarded annually to the student of the Law College, Madras, who stands highest in the list of successful candidates at the First Examination in Law held at the end of his third term of study. Provided that if he is the holder of either of the two College scholarships he shall be required to resign such scholarship from the date on which he begins to draw the Morehead scholarship; otherwise the Morehead scholarship shall pass to the next on the list of successful candidates at the First Examination in Law. The scholarship shall be payable from the first day of January following."

In Rule 6 *for* "Rs. 20" *read* "Rs. 17-8-0" and omit all the words after "mensem." There can be no accumulations if the payment is made at the rate mentioned.

Insert before the present Rule 7 a rule to the following effect:—"The scholarship shall be liable to be reduced or withdrawn for misconduct, idleness or want of progress."

6. A draft of the revised rules for the Morehead Law Scholarship is enclosed.

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Order—No. 850, Educational, dated 28th October 1895.

With reference to the amendment which the Director proposes to make in rule No. 6 of the Morehead Law Scholarship rules, it is observed that the death of the holder of the scholarship, or the reduction or withdrawal of his stipend in consequence of misconduct, idleness or want of progress, may result in an accumulation of interest and an ultimate addition to the capital of the endowment, in which case there would eventually be an income exceeding Rs. 17-8-0 per mensem. For this reason the Government considers that rule No. 6 should remain unaltered except for the substitution of Rs. 17-8-0 for Rs. 20. The draft rules will be modified accordingly and published in the *Fort St. George Gazette* and as an appendix to this proceedings.

2. The revised draft of the Law College rules meets with the approval of Government and will be similarly published.

(True Extract.)

*Chief Secretary.*

To the Director of Public Instruction.
Gazette.



## APPENDIX.

### NOTIFICATION (1).

*Rules regulating the Constitution and Working of the Madras Law College.*

#### Preamble.

The following code of rules relating to the constitution and working of the Madras Law College has been sanctioned by Government.

#### I.—Object.

The college, which is affiliated to the Madras University in the Faculty of Law, is intended to afford instruction to students preparing for the B.L. and M.L. Degree Examinations, for the Pleadership Examinations, for the Civil and Criminal Special Test Examinations, and for such other examination in law as may hereafter be instituted.

#### II.—Control.

(i) The responsibility for the discipline and management of the college is vested in the Principal under the general control of the Director of Public Instruction. The members of the staff shall address the Principal, in the first instance, on all matters connected with their duties, and the Director, through the Principal, on matters on which they may wish to make a representation to the Head of the Department.

(ii) The Principal shall be aided by a council composed of the professors and such other members as may be appointed by Government.

(iii) The Principal shall convene a meeting of the council at least once a quarter and at such other times as he shall deem expedient, or whenever the Director requires him to consult the council.

(iv) The Principal, or, in his absence, the senior Professor, shall preside at such meetings. The Chairman shall have a vote on all questions placed before the meeting, and in the event of the votes being equally divided, he shall have a second or casting vote.

(v) Any proposal involving a change in the prescribed courses of instruction or in the general management of the college, which the Principal may desire to submit for the sanction of the superior authority, shall be laid before a meeting of the council for discussion before being so submitted; and the Principal, when forwarding his own proposals, shall forward also any resolution which may have been passed on the subject by the meeting.

(vi) Minutes of the proceedings of all such meetings shall be forwarded to the Director.

#### III.—Staff.

(i) The staff shall consist of a Principal and of not less than two professors to be designated the senior and the junior professor, respectively, and not less than three assistant professors.

(ii) Special lecturers may also, when necessary, be appointed by Government on the recommendation of the Director to deliver special courses of lectures or to hold special tutorial classes in any of the subjects of instruction.

(iii) The Principal shall be a graduate of a university and a Barrister-at-Law of not less than five years' standing. The professors, assistant professors and special lecturers shall be graduates of a University and shall be either Barristers-at-Law of not less than three years' standing or Vakils of the High Court of Madras not less than five years' standing.

(iv) The Principal shall devote his whole time to the work of the college, and shall be debarred from pursuing his profession as a Barrister except in consulting or chamber practice.

(v) The duties of the professors, assistant professors and special lecturers shall from time to time be determined by the Principal.

#### IV.—Courses of Instruction.

The courses of instruction for the B.L. classes shall be as laid down in the bye-laws and regulations of the Madras University. They shall extend over three years, divided into six terms, the terms being separated by the two long vacations of the year. During the first three terms students shall be prepared for the First Examination in Law, and during the remaining three terms for the B.L. Degree Examination. The courses of instruction for the Pleadership classes shall embrace the subjects prescribed in the notification regulating the Pleaders' Tests, and shall extend over one year, divided into two terms. The courses of instruction for the Special classes shall be fixed by the Director on the recommendation of the Principal.

## V.—Classes.

The college shall contain the following classes :—

(i) *B.L. Classes*—to consist of students preparing for the B.L. Degree Examination.
(ii) *Pleadership Classes*—to consist of students preparing for the Pleadership Examinations.
(iii) *Special Classes*—to consist of all other students attending any course of instruction in the college.

## VI.—Strength of Classes.

There shall be no fixed limit to the number of students to be admitted into any class, admissions being regulated with due regard to the accommodation and staff available for efficient instruction.

## VII.—Admissions and Withdrawals.

(i) All applications for admission shall be submitted in a prescribed form.
(ii) *B.L. Classes.*—Applications for admission shall be made not later than the first Monday in January.
(iii) *Pleadership and Special Classes.*—Applications for admission shall be made not later than the first Monday in January or the last Monday in July.
(iv) The Principal may refuse admission to any candidate whose previous conduct has not been satisfactory. His order shall be subject to appeal to the Director, whose decision shall be final.
(v) Withdrawals in the case of scholarship-holders shall, except for good and sufficient reasons, be allowed only on completion of the course for which the scholarships have been awarded.

## VIII.—Qualifications for Admission.

(i) Candidates for admission to the B.L. classes must have passed the B.A. Degree Examination of the Madras or some other University in the British Empire, or the English and Science divisions of the B.A. Degree Examination of the Madras University.
(ii) Candidates for admission to the First-grade Pleadership class must have passed the B.A. Degree Examination of a British Indian University or such examination at one of the English, Irish or Scotch Universities as may hereafter be declared to entitle them to admission to the Pleadership Examination of the first grade. Candidates for admission to the Second-grade Pleadership class must have passed the First Examination in Arts of a British Indian University or any other examination which may hereafter be declared equivalent thereto, or the Madras Upper Secondary Examination, or any public examination in the Bengal or Bombay Presidency which shall be accepted by two Judges of the Madras High Court as being, in their opinion, equivalent to the Upper Secondary Examination.
(iii) Candidates for admission to the Special classes shall possess such educational qualifications as the Principal may consider necessary to enable them to profit by the instruction given in the subjects selected by the candidates.

## IX.—Selection of Students.

If it should be considered necessary with reference to Article VI that a limit should be fixed as regards admissions, selection shall be made in the order of the receipt of applications by the Principal.

## X.—Fees.

(i) Fees shall be levied as under :—

*B.L. and Pleadership Classes.*—Rupees 50 per term.

*Special Classes.*—Rupees 12 for each subject, provided that the minimum fee shall be not less than Rs. 20 per term.

(ii) All fees shall be paid in advance.
(iii) No refund shall be made except in the case of a student admitted into the first year's B.L. class, who has appeared for the B.A. Degree Examination and who, failing in that examination, intimates to the Principal, within a week from the date of publication of the B.A. results, his intention to withdraw from the college.
(iv) If a student, for sufficient reasons, leaves the college during term, the controlling authority may return or remit such portion of the fee as may be considered equitable.

## XI.—Scholarships.

(i) Two scholarships of the value of Rs. 60 per term shall be awarded annually in the B.L. class on the results of the college examination at the end of the second term. One of the scholarships shall be awarded to the Muhammadan student who passes highest in the examination, and the other to the student, other than a Muhammadan, who passes highest in the same examination.



(ii) In the event of a scholarship-holder becoming entitled to, and electing to take, the Morehead Law Scholarship, he shall be required to give up the College scholarship from the date on which he begins to draw the Morehead scholarship. The College scholarship thus set free shall be awarded to the Muhammadan or non-Muhammadan student, as the case may be, who stood next on the list of successful students at the college examination at the end of the second term.
(iii) The scholarships shall be tenable for two years, provided that the holders pass the next ensuing First Examination in Law and the college examinations.
(iv) The scholarships shall be awarded by the Director on the recommendation of the Principal. They are liable to be reduced or withdrawn for misconduct, idleness or want of progress.

## XII.—Time-table.

(i) The lectures and tutorial classes shall ordinarily be held between 7 and 10 A.M. and 5 and 8 P.M. on such days as the Principal may, subject to the approval of the Director, determine. The times at which the several lectures will be delivered and the classes held, and the names of the professors and lecturers, shall be notified by the Principal in the *Fort St. George Gazette* at least ten days before the beginning of each term.
(ii) The general scheme of study shall be arranged by the Principal in consultation with the council, subject to the control of the Director, to whom a copy of the time-table shall be submitted at least ten days before the beginning of the term. No material change shall be made in the time-table or in the general arrangement of college work except under the Director's authority.
(iii) The professors shall devote not less than two hours a week during term to the delivery of lectures and such time to the holding of tutorial classes as the Principal may determine. The Principal shall devote not less than eight hours a week to lectures and not less than seven hours a week to the holding of classes.

## XIII.—Vacations and Holidays.

(i) The college shall be closed for the Midsummer vacation from the last Saturday in April to the last Monday in July, both days exclusive, and for the Christmas vacation from the second Saturday in December to the second Monday in January, both days exclusive.
(ii) The casual holidays allowed in Chapter III of the Educational Rules shall apply to this college in so far as its special character may allow.

## XIV.—Leave and Dismissal.

(i) Students may obtain leave of absence by application to the Principal.
(ii) Scholarship-holders shall forfeit their scholarships during any period, however short, of absence without leave; and shall be further liable to have their scholarships withdrawn if they absent themselves without leave for five consecutive working days. Casual leave may be granted to them by the Principal for not more than five days at a time and for not more than ten days in the year. Any such leave granted by the Principal in excess in cases of real necessity shall be leave without scholarship.
(iii) In cases of severe illness certified to by a competent medical authority, sick leave with scholarship may be given by the Principal for a fortnight. If such leave is granted for a period exceeding a fortnight, the excess period shall be leave without allowances. Such leave shall not, however, be granted so as to affect the minimum number of lectures which the B.L. students have to attend.
(iv) Any student who has obtained admission into the college by means of a false certificate or by false representations of any kind, or who has been found guilty of grave misconduct, shall be summarily dismissed, the fact of such dismissal and the reasons for it being at once reported to the Director.

## XV.—Examinations.

(i) *B.L. Classes.*—An examination shall be held by the College staff at the end of the second and fifth terms in the subjects in which instruction was given during that term and the term immediately preceding. Students who have not secured one-third of the aggregate number of marks shall not ordinarily be allowed to proceed further with their studies.
(ii) *Pleadership Classes.*—Students of the Pleadership classes, in order to qualify for the certificate required for admission to the First-grade Pleadership Examination, shall be required to have attended at least three-fourths of the lectures and tutorial classes of their course, and to have secured not less than one-third of the aggregate number of marks allotted to an examination which shall be held at the close of their course of study. The examination shall be held in those subjects in each of which (by the rules of the Pleadership Examination) candidates are required to secure a certain proportion of the marks assigned.
(iii) *Special Classes.*—No examination shall be held in connection with the special classes.

### XVI.—Certificates.

*B.L. and Pleadership Classes.*—Certificates of attendance and examination which candidates for the First Examination and the Degree Examination in Law or for the Pleadership Examination are required by the regulations to produce shall be issued by the Principal to all students who have satisfied the prescribed conditions.

*Special Classes.*—Students attending the Special classes shall, at the end of their course, be granted a certificate specifying the subjects in which they received instruction.

### XVII.—Registers and Accounts.

The following registers shall be kept :—

(i) Register of admissions and withdrawals for each class.
(ii) Monthly register of attendance, fees and fines for each class.
(iii) Acquittance roll and pay abstract.
(iv) Library catalogue and register.
(v) Register of scholarships.
(vi) Register of expenditure on contingencies.

### XVIII.—Miscellaneous.

(i) The Hon'ble the Chief Justice and the Hon'ble the Judges of the Madras High Court shall be *ex-officio* visitors, and as such may bring to the notice of the College Council or of the Government, through the Director of Public Instruction, any defects they may observe in the arrangements or in the working of the college.

(ii) The provisions of the Educational rules relating to accommodation and sanitation, common rooms, discipline and dress, shall apply *mutatis mutandis* to the college, in so far as its special character permits of their application.

(iii) The Principal shall invariably obtain the previous sanction of the Director for any deviation from the prescribed rules.

(iv) This code of rules with such alterations as may have been sanctioned during the preceding twelve months shall be published every year by the Principal in the first issue of the *Fort St. George Gazette* in January.

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## NOTIFICATION (2).

*The Morehead Law Scholarship Rules.*

The interest of the Morehead endowment of Rs. 6,000 and of any further investments made from unappropriated interest shall be the stipend payable, under the conditions hereinafter mentioned, to the Morehead Law Scholar.

2. The scholarship shall be tenable for one year.

3. The scholarship shall be awarded annually to the student of the Law College, Madras, who stands highest in the list of successful candidates at the First Examination in Law held at the end of his third term of study. Provided that if he is the holder of either of the two College scholarships he shall be required to resign such scholarship from the date on which he begins to draw the Morehead scholarship; otherwise the Morehead scholarship shall pass to the next on the list of successful candidates at the First Examination in Law. The scholarship shall be payable from the first day of January following.

4. The scholar shall be required to attend at least three quarters of the lectures delivered to the final-year class in the Law College during his tenure of the scholarship; he shall also be required to attend and to pass the class examinations held during the year and to appear for examination for the degree of Bachelor of Laws at the close of his course.

5. The scholarship shall be paid to the holder at the rate of Rs. 17–8–0 per mensem, and the balance of interest, if any, accruing during the tenure of an individual scholar, shall be paid to him if he takes the degree of Bachelor of Laws at the first convocation of the University after the close of his course.

6. The scholarship shall be liable to be reduced or withdrawn for misconduct, idleness or want of progress.

7. All balances of interest remaining unappropriated shall accumulate with the view of the capital of the endowment being increased by the purchase of additional Government paper.

8. It shall be competent to the Director of Public Instruction, with the sanction of the Government of Fort St. George, to modify the foregoing rules should circumstances seem to call for such modification. The modified rules, however, shall always be of a nature to secure the possession of a good general education by the scholar as a preliminary to the commencement of the special study of Law and to induce the scholar to aim at a degree in Law on the termination of his studies at the Law College.

Exd. A. Raitt.

Current No. 1074

Office of the Director of

Public Instruction,

*Madras*, 9th September 1895.

No. 9862

10 P

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,

With reference to G.O dated, 30th May 1895, No. 453, Educational, I have the honour to inform you that in accordance with the promise made in para 2 of my letter read therein I invited the attention of the Syndicate to the By-Law which allowed candidates to proceed with the course of study for the B.L. degree examination even though they may have failed to pass the First examination in Law. The Syndicate was good enough to pass a resolution that I should be furnished with the report of the Committee which revised the

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the by-laws for the examination. From this report I learn that the Committee did not think it neeessary to impose the usual restriction by which candidates could not proceed to study for a higher examination until they had passed the lower or intermediate examination. The reasons urged by the Committee for departing from the principle adopted in the other Faculties were mainly these two:- (1) that the study of the subjects of the First Examination in Law was not a preparation for the study of the subjects of the final examination as is the case in the other Faculties; and (2) that the revised by-laws are intended to be but temporary regulations pending the opening of the new buildings.

2. I accept the views of the University, and propose that in the draft article IV the



the words "successful candidates at the above Examination shall be prepared" be omitted.

3. To prevent the same student from holding both a College Scholarship and the Morehead Law Scholarship I beg to propose that the following clause be inserted as (ii) under article XI:—

(ii) "In the event of a scholarship-holder becoming entitled to and electing to take the Morehead Law Scholarship, he shall be required to give up the College Scholarship from the date on which he begins to draw the Morehead Scholarship. The College Scholarship thus set free shall be awarded to the Muhammadan or non-Muhammadan student, as the case may be, who stood next on the list of successful students at the College Examination at the end of the second term." Clauses (ii) and (iii) will then be numbered (iii) and (iv) respectively

4. I beg to submit the draft code of rules as amended.

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Rule 1.- Omit the words "four per cent"

Rule 3 is unnecessary and may be omitted.

Rule 4 should run thus:- "The Scholarship shall be awarded annually to the student of the Law College, Madras, who stands highest in the list of successful candidates at the First Examination in Law held at the end of his third term of study. Provided that if he is the holder of either of the two College Scholarships he shall be required to resign such scholarship from the date on which he begins to draw the Morehead Scholarship; otherwise the Morehead Scholarship shall pass to the next on the list of successful candidates



candidates at the First Examination in Law. The Scholarship shall be payable from the first day of January following."

17½ pm = Rs 210 per annum
= 3½ per cent on Rs 6000
2

In Rules 6 for "Rs 20" read "Rs 17-8-0" and omit all the words after "mensem". There can be no accumulations if the payment is made at the rate mentioned.

Not on the present endowment but may increase (rule 7)
2

Insert before the present rule 7 a rule to the following effect:- "The Scholarship shall be liable to be reduced, or withdrawn for misconduct, idleness or want of progress."

6. A draft of the revised rules for the Morehead Law Scholarship is enclosed.

I have the honour to be,

Sir,

Your most obedient Servant,

Director of Public Instruction.

&

Current No 1074

Educational Department

452-7:30-5-95
453: 30-5-95 Rgl
209: 9-3-92 Rgl
365: 26-5-95

From

The Director of Public Instruction

Madras

To The Hon'ble the Chief Secretary

to Government

Fort St George

DESPATCHED
SEP

No-9862

Dated 9th Sep-1895

Despatched do

Enclosures 2

Rect 10/9/95

Stating the reasons of the Syndicate for allowing Law Students to continue their course for the B.L. degree Examination even though they may have failed in the First Examination in Law and proposing certain changes in the draft code of rules with regard to the Morehead Scholarship

Fwd R

Please obtain & furnish urgently

1384

Final

Notification (1)

## LAW COLLEGE, MADRAS.

*Draft rules regulating the constitution and working of the Madras Law College.*

PREAMBLE.

The following code of rules relating to the constitution and working of the Madras Law College has been sanctioned by Government.

I.—OBJECT.

The college, which is affiliated to the Madras University in the Faculty of Law, is intended to afford instruction to students preparing for the B.L. and M.L. degree Examinations, for the Pleadership Examinations, for the Civil and Criminal Special Test Examinations, and for such other examination in Law as may hereafter be instituted.

II.—CONTROL.

(i) The responsibility for the discipline and management of the college is vested in the Principal under the general control of the Director of Public Instruction. The members of the staff shall address the Principal, in the first instance, on all matters connected with their duties, and the Director, through the Principal, on matters on which they may wish to make a representation to the Head of the Department.

(ii) The Principal shall be aided by a council composed of the professors and such other members as may be appointed by Government.

(iii) The Principal shall convene a meeting of the council at least once a quarter and at such other times as he shall deem expedient, or whenever the Director requires him to consult the council.

(iv) The Principal, or, in his absence, the senior Professor, shall preside at such meetings. The Chairman shall have a vote on all questions placed before the meeting, and in the event of the votes being equally divided, he shall have a second or casting vote.

(v) Any proposal involving a change in the prescribed courses of instruction or in the general management of the

college, which the Principal may desire to submit for the sanction of the superior authority, shall be laid before a meeting of the council for discussion before being so submitted; and the Principal, when forwarding his own proposals, shall forward also any resolution which may have been passed on the subject by the meeting.

(vi) Minutes of the proceedings of all such meetings shall be forwarded to the Director.

### III—Staff.

(i) The staff shall consist of a Principal and of not less than two professors to be designated the senior and the junior professor, respectively, and not less than three assistant professors.

(ii) Special lecturers may also, when necessary, be appointed by Government on the recommendation of the Director, to deliver special courses of lectures or to hold special tutorial classes in any of the subjects of instruction.

(iii) The Principal shall be a graduate of a university and a Barrister-at-Law of not less than five years' standing. The professors, assistant professors, and special lecturers shall be graduates of a university and shall be either Barrister-at-Law of not less than three years' standing or Vakils of the High Court of Madras not less than five years' standing.

(iv) The Principal shall devote his whole time to the work of the college, and shall be debarred from pursuing his profession as a Barrister except in consulting or chamber practice.

(v) The duties of the professors, assistant professors and special lecturers shall from time to time be determined by the Principal.

### IV.—Courses of Instruction.

The courses of instruction for the B.L. classes shall be as laid down in the by-laws and regulations of the Madras University. They shall extend over three years, divided into six terms, the terms being separated by the two long vacations of the year. During the first three terms students shall be prepared for the First Examination in Law, and ~~successful candidates at the above examination shall be prepared~~ during the remaining three terms for the B.L. degree Examination. The courses of instruction for the Pleadership classes shall embrace the subjects prescribed in the notification



regulating the Pleaders' Tests, and shall extend over one year, divided into two terms. The courses of instruction for the special classes shall be fixed by the Director on the recommendation of the Principal.

### V.—Classes.

The college shall contain the following classes :—

(i) *B.L. classes*—to consist of students preparing for the B.L. degree examination.

(ii) *Pleadership classes*—to consist of students preparing for the Pleadership examinations.

(iii) *Special classes*—to consist of all other students attending any course of instruction in the college.

### VI.—Strength of classes.

There shall be no fixed limit to the number of students to be admitted into any class, admissions being regulated with due regard to the accommodation and staff available for efficient instruction.

### VII.—Admissions and Withdrawals.

(i) All applications for admission shall be submitted in a prescribed form.

(ii) *B.L. classes.*—Applications ~~from candidates desirous of studying for the First Examination in Law~~ shall be made not later than the first Monday in January, ~~and applications from candidates who have passed the First Examination in Law and who are desirous of studying for the B.L. degree Examination shall be made not later than the last Monday in July~~.

(iii) *Pleadership and Special classes.*—Applications for admission shall be made not later than the first Monday in January or the last Monday in July.

(iv) The Principal may refuse admission to any candidate whose previous conduct has not been satisfactory. His order shall be subject to appeal to the Director, whose decision shall be final.

(v) Withdrawals in the case of scholarship-holders shall, except for good and sufficient reasons, be allowed only on completion of the course for which the scholarships have been awarded.

### VIII.—Qualifications for Admission.

(i) Candidates for admission to the B.L. classes must have passed the B.A. degree Examination of the Madras

or some other university in the British Empire, or the English and Science divisions of that B.A. degree Examination of the Madras University.

(ii) Candidates for admission to the first-grade Pleadership class must have passed the B.A. degree examination of a British Indian University or such examination at one of the English, Irish or Scotch Universities as may hereafter be declared to entitle them to admission to the Pleadership Examination of the first-grade. Candidates for admission to the second-grade Pleadership class must have passed the First Examination in Arts of a British Indian University or any other examination which may hereafter be declared equivalent thereto, or the Madras Upper Secondary Examination, or any public examination in the Bengal or Bombay Presidency which shall be accepted by two Judges of the Madras High Court as being, in their opinion, equivalent to the Upper Secondary Examination.

(iii) Candidates for admission to the special classes shall possess such educational qualifications as the Principal may consider necessary to enable them to profit by the instruction given in the subjects selected by the candidates.

### IX.—Selection of Students.

If it should be considered necessary with reference to Article VI that a limit should be fixed as regards admissions, selection shall be made in the order of the receipt of applications by the Principal.

### X.—Fees.

(i) Fees shall be levied as under:—

*B.L. and Pleadership classes.*—Rupees 50 per term.

*Special classes.*—Rupees 12 for each subject, provided that the minimum fee shall be not less than Rs. 20 per term.

(ii) All fees shall be paid in advance.

(iii) No refund shall be made except in the case of a student admitted into the first year's B.L. class, who has appeared for the B.A. degree Examination and who, failing in that examination, intimates to the Principal, within a week from the date of publication of the B.A. results, his intention to withdraw from the college.



(iv) If a student, for sufficient reasons leaves the college during term, the controlling authority may return or remit such portion of the fee as may be considered equitable.

### XI.—Scholarships.

(i) Two scholarships of the value of Rs. 60 per term shall be awarded annually in the B.L. class on the results of the college examination at the end of the second term. One of the scholarships shall be awarded to the Muhammadan student who passes highest in the examination, and the other to the student, other than a Muhammadan, who passes highest in the same examination.

(ii) In the event of a scholarship-holder becoming entitled to and electing to take the Morehead Law scholarship, he shall be required to give up the College Scholarship from the date on which he begins to draw the Morehead Scholarship. The College Scholarship thus set free shall be awarded to the Muhammadan or Non-Muhammadan student, as the case may be, who stood next on the list of successful students at the College Examination at the end of the second term.

(iii) ~~(ii)~~ The scholarships shall be tenable for two years, provided that the holders pass the next ensuing First Examination in Law and the college examinations.

(iv) ~~(iii)~~ The scholarships shall be awarded by the Director on the recommendation of the Principal. They are liable to be reduced or withdrawn for misconduct, idleness, or want of progress.

### XII.—Time-table.

(i) The lectures and tutorial classes shall ordinarily be held between 7 and 10 A.M. and 5 and 8 P.M., on such days as the Principal may, subject to the approval of the Director, determine. The times at which the several lectures will be delivered and the classes held, and the names of the professors and lecturers shall be notified by the Principal in the *Fort St. George Gazette* at least ten days before the beginning of each term.

(ii) The general scheme of study shall be arranged by the Principal in consultation with the council, subject to the control of the Director, to whom a copy of the time-table shall be submitted at least ten days before the beginning of the term. No material change shall be made in the time-table or in the general arrangement of college work except under the Director's authority.

(iii) The professors shall devote not less than two hours a week during term to the delivery of lectures and such time to the holding of tutorial classes as the Principal may determine. The Principal shall devote not less than eight hours a week to lectures and not less than seven hours a week to the holding of classes.

Chapter III

### XIII.—Vacations and Holidays.

(i) The college shall be closed for the midsummer vacation from the last Saturday in April to the last Monday in July, both days exclusive, and for the Christmas vacation from the second Saturday in December to the second Monday in January, both days exclusive.

(ii) The casual holidays allowed in ~~section IV~~ of the Educational Rules shall apply to this college in so far as its special character may allow.

### XIV.—Leave and Dismissal.

(i) Students may obtain leave of absence by application to the Principal.

(ii) Scholarship-holders shall forfeit their scholarships during any period, however short, of absence without leave; and shall be further liable to have their scholarships withdrawn if they absent themselves without leave for five consecutive working days. Casual leave may be granted to them by the Principal for not more than five days at a time and for not more than ten days in the year. Any such leave granted by the Principal in excess in cases of real necessity shall be leave without scholarship.

(iii) In cases of severe illness certified to by a competent medical authority, sick leave with scholarship may be given by the Principal for a fortnight. If such leave is granted for a period exceeding a fortnight, the excess period shall be leave without allowances. Such leave shall not, however, be granted so as to affect the minimum number of lectures which the B.L. students have to attend.

(iv) Any student who has obtained admission into the College by means of a false certificate or by false representations of any kind, or who has been found guilty of grave misconduct, shall be summarily dismissed, the fact of such dismissal and the reasons for it being at once reported to the Director.

### XV.—Examinations.

(i) *B.L. classes.*—An examination shall be held by the college staff at the end of the second and fifth terms in the subjects in which instruction was given during that term and the term immediately preceding. Students who have not secured one-third of the aggregate number of marks shall not ordinarily be allowed to proceed further with their studies.



(ii) *Pleadership classes.*—Students of the Pleadership classes, in order to qualify for the certificate required for admission to the First-grade Pleadership Examination, shall be required to have attended at least three-fourths of the lectures and tutorial classes of their course, and to have secured not less than one-third of the aggregate number of marks allotted to an examination which shall be held at the close of their course of study. The examination shall be held in those subjects in each of which (by the rules of the Pleadership Examination) candidates are required to secure a certain proportion of the marks assigned.

(iii) *Special classes.*—No examination shall be held in connection with the special classes.

### XVI.—Certificates.

*B.L. and Pleadership classes.*—Certificates of attendance and examination which candidates for the First Examination and the Degree Examination in Law or for the Pleadership Examination are required by the regulations to produce shall be issued by the Principal to all students who have satisfied the prescribed conditions.

*Special classes.*—Students attending the special classes shall, at the end of their course, be granted a certificate specifying the subjects in which they received instruction.

### XVII.—Registers and Accounts.

The following registers shall be kept:—

(i) Register of admissions and withdrawals for each class.

(ii) Monthly register of attendance, fees and fines for each class.

(iii) Acquittance roll and pay abstract.

(iv) Library catalogue and register.

(v) Register of scholarships.

(vi) Register of expenditure on contingencies.

### XVIII.—Miscellaneous.

(i) The Honorable the Chief Justice and the Honorable the Judges of the Madras High Court shall be *ex-officio* visitors, and as such may bring to the notice of the college council or of the Government, through the Director of Public Instruction, any defects they may observe in the arrangements or in the working of the college.

(ii) The provisions of the Educational Rules relating to accommodation and sanitation, common rooms, discipline and dress, shall apply *mutatis mutandis* to the college, in so far as its special character permits of their application.

(iii) The Principal shall invariably obtain the previous sanction of the Director for any deviation from the prescribed rules.

(iv) This code of rules with such alterations as may have been sanctioned during the preceding twelve months shall be published every year by the Principal in the first issue of the *Fort St. George Gazette* in January.



GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

READ—the following paper:—

From H. B. GRIGG, Esq., M.A., C.I.E., Director of Public Instruction, to the Chief Secretary to Government, dated Madras, 4th February 1892, No. 1303.

I have the honour, with reference to G.O., dated 6th August 1891, No. 620, to submit, for approval and publication in the *Fort St. George Gazette*, the amended rules regarding the Morehead Law Scholarship.

2. The scholarship is made tenable for one year and will be held by a student in the final year of his college course. The scholar drawing the scholarship is required, under rule 17 *c* of the Law College rules, to attend three quarters of the total number of lectures and classes of the final year class during his tenure of scholarship instead of two-thirds as under the old rules.

ENCLOSURE.

*The Morehead Law Scholarship Rules.*

The interest of the Morehead endowment of Rs. 6,000 ~~four per cent~~. and of any further investments made from unappropriated interest shall be the stipend payable, under the conditions hereinafter mentioned, to the Morehead Law Scholar.

2. The scholarship shall be tenable for one year.

~~3. To be eligible for the scholarship a candidate must be a Bachelor of Arts of the University of Madras and a student of the Madras Law College and must not have entered on the final year's course of lectures, and if the course extend over three years he must be a student of the second year's course.~~ the student of the Law College Madras.

3 4. The scholarship shall be awarded annually to ~~that member of the class described in rule 3~~ who stands ~~first in the final examination of the class in which the student is studying held in the year, and the stipend~~ * shall be payable from the first day of January following.

The scholarship

4 5. The scholar shall be required to attend at least three quarters of the lectures delivered to the final year class in the Law College during his tenure of the scholarship; he shall also be required to attend and to pass the class examinations held during the year and to appear for examination for the Degree of Bachelor of Laws at the close of his course.

5 6. The scholarship shall be paid to the holder at the rate of Rs. 20 per mensem, ~~and the balance of interest, if any, accruing during the tenure of an individual scholar shall be paid to him if he takes the Degree of Bachelor of Laws at the first convocation of the University after the close of his course.~~

6 7. All balances of interest remaining unappropriated shall accumulate with the view of the capital of the endowment being increased by the purchase of additional Government paper.

8. It shall be competent to the Director of Public Instruction, with the sanction of the Government of Fort St. George, to modify the foregoing rules should circumstances seem to call for such modification. The modified rules, however, shall always be of a nature to secure

6. "The Scholarship shall be liable to be reduced, or withdrawn for misconduct, idleness or want of progress"

* highest in the list of successful candidates at the First examination in Law held at the end of his third term of study. Provided that if he is the holder of either of the two College Scholarships he shall be required to resign such Scholarship from the date on which he begins to draw the Morehead Scholarship; otherwise the Morehead Scholarship shall pass to the next on the list of successful candidates at the First examination in Law

the possession of a good general education by the scholar as a preliminary to the commencement of the special study of Law and to induce the scholar to aim at a degree in Law on the termination of his studies at the Law College.

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ORDER—dated 9th March 1892, No. 209, Educational.

The draft rules are approved and will be published in the *Fort St. George Gazette*.

(True Extract.)

J. F. PRICE,
*Chief Secretary.*

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

2
Encls. to D.P.I.'s letter &c. 9801/95

Encls. 2 to Ed. Sec. to G. No. 1074 of 95.

Exd. C. A. Moonisawmy.

[ G. / 24 ]
500—26-6-94.

Ed. DEPARTMENT.

Papers to be read in Proceedings:—

Again G. O., dated 30th may 1895, No. 453

Again G. O., dated 189 , No.

Current No. of 189 , dated from

Current No. 1074 of 1895, dated 9th sept from the D.P.I.

ORDER.

RS. ~~Letter 5th inst~~

The draft rules are approved and will be published in the Fort St. George Gazette.

To
The D.P.I.
— D.G.
Gazette (notifications 2)

Note. Please see G.O. no 453 Ed. dt 30th may 95 and the note for orders under cover of G.O. no 454 Ed. dt 30th may 95.

The D.P.I. has now altered art IV & VII (ii) with ref to clause i of para 1 of G.O. no 453 dt 30th may 95 and has added a new clause (ii) to art XI with ref to clause (ii) He has also ~~altered~~ revised the rules relating to the morehead Law Scholarships.

I submit that the omission of the last 2½ lines of rule 6 is undesirable. a scholar may die or be dismissed in which case there will be a balance due to the principal under rule 7, which will raise the interest p.m. to an unnecessary Rs 17½

J.S.M.
21/10/95

Yes
DG
21/10/95

Law college Rules and
Morehead Law Scholarship Rules.

HM

(For approval)

c 19/10
R 22/10

[G. 24.]
500—21-5-95.

Edel. DEPARTMENT.

Papers to be read in proceedings :—

189

Again G.O., dated 30 May 1895, No. 453
Again G.O., dated 189, No.
Current No. 1074 of 1895, dated 9.9.95 from D.P.I.
" " " 189, " , "
" " " 189, " , "

ORDER. № 850 § 28-10-95
P.S.

With reference to the amendment which the Director proposes to make in rule № 6, of the Morehead Law Scholarship it is observed that ~~in the event of~~ the death of the holder of the scholarship or the reduction or withdrawal of his stipend in consequence of mis-conduct, idleness or want of progress may result in an accumulation of interest and an ultimate addition to the capital of the endowment in which case there would eventually be an income exceeding Rs 17/8 per mensem. For this reason the Govt. considers that rule № 6 should remain unaltered except for ~~only be altered by~~ the substitution of Rs 17/8 for Rs 20. The draft rules will be

modifi

modified accordingly and published in the Fort St. George Gazette, and as an appendix to this proceedings D 25.X.95

2. The revised draft of the Law college rules meets with the approval of Govt and 26/10/95. will be similarly published.

To D 6511

The D. P. I. 7 despd 11/11/95

" ~~Supt. Govt. Press~~ with a Gazette (revised rules) copy of the rules. as amended.

Note: " already Press Rule No. 6 in the copy of the rules which has to be sent to the Govt. Press the will be amended in accordance with the terms of this G.O.

Law College Rules and Morehead Scholarship Rules. P.D.

Hon.

(For Approval)

Taking for Educl Rec 4/11

251

No. 850, Educational, 28th October 1895.

GOVERNMENT OF MADRAS.

EDUCATIONAL DEPARTMENT.

Read— again the following paper :—

G.O., No. 453, Educational, dated 30th May 1895.

*Read*—the following letter from the Hon'ble Mr. D. DUNCAN, M.A., D.Sc., Director of Public Instruction, to the Chief Secretary to Government, dated Madras, 26th February 1895, No. 2231 : —

I have the honour to submit, for the approval and sanction of Government, a revised draft code of rules to regulate the constitution and working of the Madras Law College. A copy of the existing rules, with the alterations noted in red ink, which were proposed by the Principal in consultation with the College Council, is also submitted for reference and comparison. The revised rules submitted by the Principal have, with certain modifications, been recast in this office so as to harmonize in their general features and their arrangement with the rules which I have framed and purpose to frame to regulate the work of special institutions. The draft now submitted to Government has been seen and approved by the Principal.

2. I beg to append a few explanatory remarks on the several articles :—

*I. Object.*—The present rule is repeated with a few verbal changes.

*II. Control.*—The existing rules have been recast. For reasons stated in my letter submitting a revised draft of rules for the Madras School of Arts, I have inserted a provision regulating the procedure to be adopted by the members of the staff in carrying on their correspondence.

*III. Staff.*—In clause (i) I have provided for the minimum staff which is required to conduct the B L. classes proper, and in clause (ii) provision is made for the employment of such special lecturers as may be found necessary from time to time to conduct the Pleadership and Special classes. No reference has been made to the salaries or emoluments of the staff, as these will vary from time to time according to the financial condition of the college. They will be fixed by Government in special orders and need not, therefore, find a place in a code of rules.

*IV. Courses of Instruction.*—I have redrafted the rules in the light of the revised bye-laws sanctioned by Government for the B.L. degree examination. The B.L. course has been bifurcated by the institution of a First Examination in Law, to which candidates will be admitted after 18 months' study at an affiliated Law College. I have divided the B.L. course into six terms instead of two periods of 18 months each, and in the division of terms I have followed the definition adopted in the Educational rules and in the Government Fee Notification. The majority of the committee appointed by the Syndicate in April 1893 to consider the bye-laws for the B.L. degree thought that students who failed in the First Examination in Law should not be debarred from continuing their studies for the B.L. degree examination. This recommendation was accepted by the Senate—on what grounds I do not know. I cannot agree with the University in this opinion, which is opposed to the rule adopted in every other examination conducted by the University. In Arts, in Medicine and in Engineering, no terms count as qualifying for admission to the degree examination except those which are kept *after* passing the first examination. I shall take an early opportunity of inviting the attention of the Syndicate to this inconsistency. Candidates who pass the First Examination in Law should alone be permitted to continue their studies. This is also Mr. Nelson's opinion. The chief reason for the

failure of a large number of candidates at the B.L. degree examination is a tendency on their part to neglect their law studies during the earlier part of their college course and this tendency must be effectually checked.

*V. Classes.*—The designation of the several classes I have proposed is intended to facilitate reference. The special classes will consist of all students who prepare for any public examination, other than the B.L. degree or the Pleadership examination, or who merely attend a special course of instruction to improve their knowledge of law.

*VI. Strength of Classes.*—No limit is now laid down as the maximum strength of any class, and I do not consider it necessary to impose any restriction. The accommodation and staff available for efficient instruction should always determine the number of admissions into any class.

*VII. Admissions and Withdrawals.*—With a view to secure for candidates desirous of studying for the First Examination in Law or for the final degree examination continous instruction for three consecutive terms, I have provided that the admission of students preparing for the former examination should take place in January and that the admission of students preparing for the latter examination should take place in July. Students may be admitted into the Pleadership and Special classes at the commencement of any term.

*VIII. Qualifications for Admission.*—In reference to the views expressed by the College Council, the admission to the B.L. classes will in future be restricted to students who have passed the B.A. degree examination of any University in the British Empire, or to students who have passed the English and Science divisions of the B.A. degree examination of the Madras University. This is intended to prevent the admission of students who have passed the language branches only, for experience has shown that such students give only a nominal attendance and neglect their studies in law during the first year, devoting their energies almost entirely to preparation for the Science division of the B.A. degree examination. The rules relating to the admission of candidates into the Pleadership classes have been framed so as to correspond with the notification relating to that examination. I do not consider it necessary to impose any restriction on the admission of candidates into the special classes, except that they should possess sufficient general knowledge to understand and profit by the instruction given in the college.

*IX. Selection of Candidates.*—This is a new article and needs no comment.

*X. Fees.*—With reference to paragraph 2 of G.O., No. 592, Educational, dated 11th August 1894, I have added a clause to the rules to correspond to Article VII of the School Fee Notification.* The Board of Muhammadan Education has recommended that, as in Arts colleges, Muhammadans should be admitted at half-fees into the Professional colleges also. The College Council, which I consulted, is not in favour of the concession, as the Law College is intended to be self-supporting from fees. On the 31st March last there were as many as nine Muhammadan students reading in the college, which shows that the community is not so poorly represented in this as in other special colleges. I do not, therefore, think it expedient to extend the concession of half-fees in favour of Muhammadan students attending the Law College.

* G.O., No. 938, dated 30th December 1891.

*XI. Scholarships.*—In response to the request of the Board of Muhammadan Education, the College Council has expressed its willingness to institute a scholarship for the benefit of Muhammadan students. The rules, as they now stand, provide for the institution of scholarships should funds permit. But as a matter of fact, though the college has been yielding a surplus for years past, no scholarships have been established. I have taken this opportunity to provide for two scholarships, each of the value of Rs. 60 per term—one being awarded to the Muhammadan student passing highest at the College examination to be held at the end of the second term, and the other to the student, other than a Muhammadan, passing highest in the above examination. The scholarships will be tenable for two years. I have not inserted any condition as to poverty, as all the students entering the Law College must be supposed to be in tolerably good circumstances.



*XII. Time-table.*—The present rules have been repeated with a few verbal changes.

*XIII. Vacations and Holidays.*—The duration of Midsummer and Christmas vacations have been definitely laid down.

*XIV. Leave and Dismissal.*—This is a new article. The provisions of the Educational rules on the subject have been embodied in the code so far as they may be made to apply to this college.

*XV. Examinations.*—The changes made in the rules for the examination of the B.L. classes have been necessitated by the bifurcation of the B.L. degree examination. No examination seems to be necessary in connection with the Special classes.

*XVI. Certificates.*—I have provided for the grant of certificates to students of all classes. In the case of candidates for the B.L. degree and Pleadership examinations, the production of such certificates is required by the rules regulating these examinations. It would be of advantage to students of the Special classes to obtain a certificate in proof of their having attended a special course of lectures in the college.

*XVII. Registers and Accounts.*—The important registers prescribed in the Educational rules should be kept in the Law College also.

*XVIII. Miscellaneous.*—The first clause in this article is a repetition of an existing rule. The second clause is necessary as the Educational rules must be made applicable to all public institutions as far as practicable. I have provided here for an annual publication of the code of rules relating to the Law College, as it will be of advantage to the public to know the rules of the college corrected to date.

3. *Rule* 12 (iii) of the existing rules, as to attendance of students in the Courts, has for the present been omitted as the College Council considers it is practically unworkable. In this connection I would refer Government to paragraph 2 of the Principal's letter recorded in this office Proceedings, No. 7072, dated 31st July 1894, reviewing the report on the working of the college during 1893–94.

4. The rules will have effect from 1st January 1895.

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*Order*—No. 453, Educational, dated 30th May 1895.

The revised code of rules regulating the constitution and working of the Law College meets with the approval of Government subject to the two following exceptions:—

(i) Rule No. IV is at variance with the University bye-laws and the Government is not prepared to sanction it until the bye-laws are brought into harmony with it.

(ii) Rule No. XI appears defective in so far as it contains no provision preventing one student from holding both the Morehead Law Scholarship and one of the College scholarships.

2. The Director of Public Instruction should now submit for the approval of Government a draft Rule No. IV revised so as to be in accordance with the University bye-laws, and should consider whether Rule No. XI should not be amended in the manner indicated.

(True Extract.)

(Signed) J. F. PRICE,
*Chief Secretary.*

To the Director of Public Instruction.

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Read—also the following paper:—

From the Hon'ble Mr. D. DUNCAN, M.A., D.Sc., Director of Public Instruction, to the Chief Secretary to Government, dated Madras, 9th September 1895, No. 9862.

With reference to G.O., No. 453, Educational, dated 30th May 1895, I have the honour to inform you that in accordance with the promise made in paragraph 2 of my letter read therein I invited the attention of the Syndicate to the bye-law which

allowed candidates to proceed with the course of study for the B.L. degree examination even though they may have failed to pass the First Examination in Law. The Syndicate was good enough to pass a resolution that I should be furnished with the report of the committee which revised the bye-laws for the examination. From this report I learn that the committee did not think it necessary to impose the usual restriction by which candidates could not proceed to study for a higher examination until they had passed the lower or intermediate examination. The reasons urged by the committee for departing from the principle adopted in the other Faculties were mainly these two:—(1) that the study of the subjects of the First Examination in Law was not a preparation for the study of the subjects of the final examination as is the case in the other Faculties; and (2) that the revised bye-laws are intended to be but temporary regulations pending the opening of the new buildings.

2. I accept the views of the University, and propose that in the draft Article IV the words "successful candidates at the above examination shall be prepared" be omitted.

3. To prevent the same student from holding both a College scholarship and the Morehead Law Scholarship I beg to propose that the following clause be inserted as (ii) under Article XI:—

(ii) "In the event of a scholarship-holder becoming entitled to and electing to take the Morehead Law Scholarship, he shall be required to give up the College scholarship from the date on which he begins to draw the Morehead scholarship. The College scholarship thus set free shall be awarded to the Muhammadan or non-Muhammadan student, as the case may be, who stood next on the list of successful students at the College examination at the end of the second term."

Clauses (ii) and (iii) will then be numbered (iii) and (iv), respectively.

4. I beg to submit the draft code of rules as amended.

5. The Morehead Law Scholarship rules sanctioned in G.O., No. 209, Educational, dated 9th March 1892, require certain alterations:—

Rule 1.—Omit the words "four per cent."

Rule 3 is unnecessary and may be omitted.

Rule 4 should run thus:—"The scholarship shall be awarded annually to the student of the Law College, Madras, who stands highest in the list of successful candidates at the First Examination in Law held at the end of his third term of study. Provided that if he is the holder of either of the two College scholarships he shall be required to resign such scholarship from the date on which he begins to draw the Morehead scholarship; otherwise the Morehead scholarship shall pass to the next on the list of successful candidates at the First Examination in Law. The scholarship shall be payable from the first day of January following."

In Rule 6 *for* "Rs. 20" *read* "Rs. 17-8-0" and omit all the words after "mensem." There can be no accumulations if the payment is made at the rate mentioned.

Insert before the present Rule 7 a rule to the following effect:—"The scholarship shall be liable to be reduced or withdrawn for misconduct, idleness or want of progress."

6. A draft of the revised rules for the Morehead Law Scholarship is enclosed.

Print the order

Enclosures.

NOTIFICATION (1).

*Rules regulating the Constitution and Working of the Madras Law College.*

Preamble.

The following code of rules relating to the constitution and working of the Madras Law College has been sanctioned by Government.

Print this & the other notes as an Appendix



I.—Object.

The college, which is affiliated to the Madras University in the Faculty of Law, is intended to afford instruction to students preparing for the B.L. and M.L. Degree Examinations, for the Pleadership Examinations, for the Civil and Criminal Special Test Examinations, and for such other examination in law as may hereafter be instituted.

II.—Control.

(i) The responsibility for the discipline and management of the college is vested in the Principal under the general control of the Director of Public Instruction. The members of the staff shall address the Principal, in the first instance, on all matters connected with their duties, and the Director, through the Principal, on matters on which they may wish to make a representation to the Head of the Department.

(ii) The Principal shall be aided by a council composed of the professors and such other members as may be appointed by Government.

(iii) The Principal shall convene a meeting of the council at least once a quarter and at such other times as he shall deem expedient, or whenever the Director requires him to consult the council.

(iv) The Principal, or, in his absence, the senior Professor, shall preside at such meetings. The Chairman shall have a vote on all questions placed before the meeting, and in the event of the votes being equally divided, he shall have a second or casting vote.

(v) Any proposal involving a change in the prescribed courses of instruction or in the general management of the college, which the Principal may desire to submit for the sanction of the superior authority, shall be laid before a meeting of the council for discussion before being so submitted; and the Principal, when forwarding his own proposals, shall forward also any resolution which may have been passed on the subject by the meeting.

(vi) Minutes of the proceedings of all such meetings shall be forwarded to the Director.

III.—Staff.

(i) The staff shall consist of a Principal and of not less than two professors to be designated the senior and the junior professor, respectively, and not less than three assistant professors.

(ii) Special lecturers may also, when necessary, be appointed by Government on the recommendation of the Director to deliver special courses of lectures or to hold special tutorial classes in any of the subjects of instruction.

(iii) The Principal shall be a graduate of a university and a Barrister-at-Law of not less than five years' standing. The professors, assistant professors and special lecturers shall be graduates of a University and shall be either Barristers at-Law of not less than three years' standing or Vakils of the High Court of Madras not less than five years' standing.

(iv) The Principal shall devote his whole time to the work of the college, and shall be debarred from pursuing his profession as a Barrister except in consulting or chamber practice.

(v) The duties of the professors, assistant professors and special lecturers shall from time to time be determined by the Principal.

IV.—Courses of Instruction.

The courses of instruction for the B.L. classes shall be as laid down in the bye-laws and regulations of the Madras University. They shall extend over three years, divided into six terms, the terms being separated by the two long vacations of the year. During the first three terms students shall be prepared for the First Examination in Law, and during the remaining three terms for the B.L. Degree Examination. The courses of instruction for the Pleadership classes shall embrace the subjects prescribed in the notification regulating the Pleaders' Tests, and shall extend over one year, divided into two terms. The courses of instruction for the Special classes shall be fixed by the Director on the recommendation of the Principal.

V.—Classes.

The college shall contain the following classes:—

(i) *B.L. Classes*—to consist of students preparing for the B.L. Degree Examination.

(ii) *Pleadership Classes*—to consist of students preparing for the Pleadership Examinations.

(iii) *Special Classes*—to consist of all other students attending any course of instruction in the college.

VI.—Strength of Classes.

There shall be no fixed limit to the number of students to be admitted into any class, admissions being regulated with due regard to the accommodation and staff available for efficient instruction.

### VII.—Admissions and Withdrawals.

(i) All applications for admission shall be submitted in a prescribed form.

(ii) *B.L. Classes.*—Applications for admission shall be made not later than the first Monday in January.

(iii) *Pleadership and Special Classes.*—Applications for admission shall be made not later than the first Monday in January or the last Monday in July.

(iv) The Principal may refuse admission to any candidate whose previous conduct has not been satisfactory. His order shall be subject to appeal to the Director, whose decision shall be final.

(v) Withdrawals in the case of scholarship-holders shall, except for good and sufficient reasons, be allowed only on completion of the course for which the scholarships have been awarded.

### VIII.—Qualifications for Admission.

(i) Candidates for admission to the B.L. classes must have passed the B.A. Degree Examination of the Madras or some other University in the British Empire, or the English and Science divisions of the B.A. Degree Examination of the Madras University.

(ii) Candidates for admission to the First-grade Pleadership class must have passed the B A. Degree Examination of a British Indian University or such examination at one of the English, Irish or Scotch Universities as may hereafter be declared to entitle them to admission to the Pleadership Examination of the first grade. Candidates for admission to the Second-grade Pleadership class must have passed the First Examination in Arts of a British Indian University or any other examination which may hereafter be declared equivalent thereto, or the Madras Upper Secondary Examination, or any public examination in the Bengal or Bombay Presidency which shall be accepted by two Judges of the Madras High Court as being, in their opinion, equivalent to the Upper Secondary Examination.

(iii) Candidates for admission to the Special classes shall possess such educational qualifications as the Principal may consider necessary to enable them to profit by the instruction given in the subjects selected by the candidates.

### IX.—Selection of Students.

If it should be considered necessary with reference to Article VI that a limit should be fixed as regards admissions, selection shall be made in the order of the receipt of applications by the Principal.

### X.—Fees.

(i) Fees shall be levied as under :—

*B.L. and Pleadership Classes.*—Rupees 50 per term.

*Special Classes.*—Rupees 12 for each subject, provided that the minimum fee shall be not less than Rs. 20 per term.

(ii) All fees shall be paid in advance.

(iii) No refund shall be made except in the case of a student admitted into the first year's B.L. class, who has appeared for the B.A. Degree Examination and who, failing in that examination, intimates to the Principal, within a week from the date of publication of the B.A. results, his intention to withdraw from the college.

(iv) If a student, for sufficient reasons, leaves the college during term, the controlling authority may return or remit such portion of the fee as may be considered equitable.

### XI.—Scholarships.

(i) Two scholarships of the value of Rs. 60 per term shall be awarded annually in the B.L. class on the results of the college examination at the end of the second term. One of the scholarships shall be awarded to the Muhammadan student who passes highest in the examination, and the other to the student, other than a Muhammadan, who passes highest in the same examination.

(ii) In the event of a scholarship-holder becoming entitled to, and electing to take, the Morehead Law Scholarship, he shall be required to give up the College scholarship from the date on which he begins to draw the Morehead scholarship. The College scholarship thus set free shall be awarded to the Muhammadan or non-Muhammadan student, as the case may be, who stood next on the list of successful students at the college examination at the end of the second term.

(iii) The scholarships shall be tenable for two years, provided that the holders pass the next ensuing First Examination in Law and the college examinations.



(iv) The scholarships shall be awarded by the Director on the recommendation of the Principal. They are liable to be reduced or withdrawn for misconduct, idleness or want of progress.

### XII.—Time-table.

(i) The lectures and tutorial classes shall ordinarily be held between 7 and 10 A.M. and 5 and 8 P.M. on such days as the Principal may, subject to the approval of the Director, determine. The times at which the several lectures will be delivered and the classes held, and the names of the professors and lecturers, shall be notified by the Principal in the *Fort St. George Gazette* at least ten days before the beginning of each term.

(ii) The general scheme of study shall be arranged by the Principal in consultation with the council, subject to the control of the Director, to whom a copy of the time-table shall be submitted at least ten days before the beginning of the term. No material change shall be made in the time-table or in the general arrangement of college work except under the Director's authority.

(iii) The professors shall devote not less than two hours a week during term to the delivery of lectures and such time to the holding of tutorial classes as the Principal may determine. The Principal shall devote not less than eight hours a week to lectures and not less than seven hours a week to the holding of classes.

### XIII.—Vacations and Holidays.

(i) The college shall be closed for the Midsummer vacation from the last Saturday in April to the last Monday in July, both days exclusive, and for the Christmas vacation from the second Saturday in December to the second Monday in January, both days exclusive.

(ii) The casual holidays allowed in Chapter III of the Educational Rules shall apply to this college in so far as its special character may allow.

### XIV.—Leave and Dismissal.

(i) Students may obtain leave of absence by application to the Principal.

(ii) Scholarship-holders shall forfeit their scholarships during any period, however short, of absence without leave; and shall be further liable to have their scholarships withdrawn if they absent themselves without leave for five consecutive working days. Casual leave may be granted to them by the Principal for not more than five days at a time and for not more than ten days in the year. Any such leave granted by the Principal in excess in cases of real necessity shall be leave without scholarship.

(iii) In cases of severe illness certified to by a competent medical authority, sick leave with scholarship may be given by the Principal for a fortnight. If such leave is granted for a period exceeding a fortnight, the excess period shall be leave without allowances. Such leave shall not, however, be granted so as to affect the minimum number of lectures which the B.L. students have to attend.

(iv) Any student who has obtained admission into the college by means of a false certificate or by false representations of any kind, or who has been found guilty of grave misconduct, shall be summarily dismissed, the fact of such dismissal and the reasons for it being at once reported to the Director.

### XV.—Examinations.

(i) *B.L. Classes.*—An examination shall be held by the College staff at the end of the second and fifth terms in the subjects in which instruction was given during that term and the term immediately preceding. Students who have not secured one-third of the aggregate number of marks shall not ordinarily be allowed to proceed further with their studies.

(ii) *Pleadership Classes.*—Students of the Pleadership classes, in order to qualify for the certificate required for admission to the First-grade Pleadership Examination, shall be required to have attended at least three-fourths of the lectures and tutorial classes of their course, and to have secured not less than one-third of the aggregate number of marks allotted to an examination which shall be held at the close of their course of study. The examination shall be held in those subjects in each of which (by the rules of the Pleadership Examination) candidates are required to secure a certain proportion of the marks assigned.

(iii) *Special Classes.*—No examination shall be held in connection with the special classes.

### XVI.—Certificates.

*B.L. and Pleadership Classes.*—Certificates of attendance and examination which candidates for the First Examination and the Degree Examination in Law or for the Pleadership Examination are required by the regulations to produce shall be issued by the Principal to all students who have satisfied the prescribed conditions.

*Special Classes.*—Students attending the Special classes shall, at the end of their course, be granted a certificate specifying the subjects in which they received instruction.

### XVII.—Registers and Accounts.

The following registers shall be kept :—

(i) Register of admissions and withdrawals for each class.
(ii) Monthly register of attendance, fees and fines for each class.
(iii) Acquittance roll and pay abstract.
(iv) Library catalogue and register.
(v) Register of scholarships.
(vi) Register of expenditure on contingencies.

### XVIII.—Miscellaneous.

(i) The Hon'ble the Chief Justice and the Hon'ble the Judges of the Madras High Court shall be *ex-officio* visitors, and as such may bring to the notice of the College Council or of the Government, through the Director of Public Instruction, any defects they may observe in the arrangements or in the working of the college.

(ii) The provisions of the Educational rules relating to accommodation and sanitation, common rooms, discipline and dress, shall apply *mutatis mutandis* to the college, in so far as its special character permits of their application.

(iii) The Principal shall invariably obtain the previous sanction of the Director for any deviation from the prescribed rules.

(iv) This code of rules with such alterations as may have been sanctioned during the preceding twelve months shall be published every year by the Principal in the first issue of the *Fort St. George Gazette* in January.

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## NOTIFICATION (2).

*The Morehead Law Scholarship Rules.*

The interest of the Morehead endowment of Rs. 6,000 and of any further investments made from unappropriated interest shall be the stipend payable, under the conditions hereinafter mentioned, to the Morehead Law Scholar.

2. The scholarship shall be tenable for one year.

3. The scholarship shall be awarded annually to the student of the Law College, Madras, who stands highest in the list of successful candidates at the First Examination in Law held at the end of his third term of study. Provided that if he is the holder of either of the two College scholarships he shall be required to resign such scholarship from the date on which he begins to draw the Morehead scholarship; otherwise the Morehead scholarship shall pass to the next on the list of successful candidates at the First Examination in Law. The scholarship shall be payable from the first day of January following.

4. The scholar shall be required to attend at least three quarters of the lectures delivered to the final-year class in the Law College during his tenure of the scholarship; he shall also be required to attend and to pass the class examinations held during the year and to appear for examination for the degree of Bachelor of Laws at the close of his course.

5. The scholarship shall be paid to the holder at the rate of Rs. 17–8–0 per mensem, and the balance of interest, if any, accruing during the tenure of an individual scholar, shall be paid to him if he takes the degree of Bachelor of Laws at the first convocation of the University after the close of his course.

6. The scholarship shall be liable to be reduced or withdrawn for misconduct, idleness or want of progress.

7. All balances of interest remaining unappropriated shall accumulate with the view of the capital of the endowment being increased by the purchase of additional Government paper.

8. It shall be competent to the Director of Public Instruction, with the sanction of the Government of Fort St. George, to modify the foregoing rules should circumstances seem to call for such modification. The modified rules, however, shall always be of a nature to secure the possession of a good general education by the scholar as a preliminary to the commencement of the special study of Law and to induce the scholar to aim at a degree in Law on the termination of his studies at the Law College.



Order—No. 850, Educational, dated 28th October 1895.

With reference to the amendment which the Director proposes to make in rule No. 6 of the Morehead Law Scholarship rules, it is observed that the death of the holder of the scholarship, or the reduction or withdrawal of his stipend in consequence of misconduct, idleness or want of progress, may result in an accumulation of interest and an ultimate addition to the capital of the endowment, in which case there would eventually be an income exceeding Rs. 17–8–0 per mensem. For this reason the Government considers that rule No. 6 should remain unaltered except for the substitution of Rs. 17–8–0 for Rs. 20. The draft rules will be modified accordingly and published in the *Fort St. George Gazette* and as an appendix to this proceedings.

(True Extract.)

2 The revised draft of the Law college rules meets with the approval of Govt and will be similarly published.

*Chief Secretary.*

To the Director of Public Instruction.
Gazette.

Exd. A. Raitt.

# Govt. of {1895} Madras.

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**G.O., No. 850, 28th October 1895.**

**OCTOBER.**

Law College and

**Morehead Law Scholarship.**—

Directing the publication in the *Fort St. George Gazette* ~~of the draft rules for the — as modified by Government~~

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