

23/3/98
Educational (1898) Department.

ORDINARY MS.

G.O., No. 200-1

Dated 23-3-98

INDEXED.



[Despatch Abstract.]

Addressing the point of India
on the subject of the working of the
rule for granting an allowance of
Rs 100 a month to members of the
Provincial Service when acting for
members of the Indian Civil Service

BACK PAPERS.

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

FURTHER PAPERS.

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

Rno. 15700/97.

[Ed. 6]
1,000-5-87.

Educational (1897) Department.

made by P. 28
letter no. 1188
8-2-98

CURRENT No. 1452

From

Order No. 2706 dated 9.12.97.

The 9 of 9.

Referred to the Director
of Public Instruction for report.

Home
Education

No. 306

Ag Secretary to Govt.

Dated

Received

Registered

Enclosures

Spare copies.

12-97

SUBJECT.

Requesting to be furnished with
information as to whether the al-
lowance of Rs 100 has been given to
any Provincial Service Officer in
accordance with the para. 16 of
Home Dept. Resolution No. 4.28
204-15 of
23-7-96.

1/11
8/12/97

TO BE RETURNED
TO THE
OFFICE OF THE
SECRETARY TO GOVT.

App. Accountant General

BACK PAPERS.

G.O.	No.	Department.	Date.
	479		10-8-96

FURTHER PAPERS.

G.O.	No.	Department.	Date.

CURRENT NO 1452



No. 306

FROM

H. LUSON, Esq.,
Deputy Secretary to the Government of India,

TO

The Chief Secy. to the Govt. of Madras.

Home Department.
Education.

Calcutta, the 1st December 1897.

SIR,

In paragraph 16 of Home Department Resolution No. ^{4-Education} 204-15, dated 23rd July 1896, it was left to Local Governments and Administrations to provide, whenever occasion should arise, for temporary vacancies in posts ordinarily filled by members of the Indian Educational Service by appointing members of the Provincial Service to officiate; and it was stated that in all such cases the acting Provincial officer would receive a uniform allowance of Rs100 a month, subject to the proviso that the salary of the acting incumbent should not be higher than the pay of the officer for whom he acted. The Government of India desire to ascertain how this rule has worked in practice, and I am accordingly directed to inquire whether, since the issue of the orders quoted, the allowance has been given to any Provincial Service officer in Madras and, if so, under what circumstances.

I have the honour to be,

SIR,

Your most obedient Servant,

H. Lusson

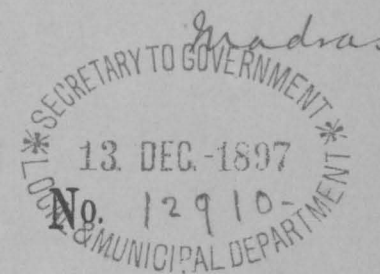
Deputy Secretary to the Government of India.

Acc. Accountant General.

(Through the Accountant-General).
Educational (1897) Department.

CURRENT No. 1484

From
The Director of Public Instruction



Dated 22-11-97

Received }
Registered } 13-12-97

Enclosures one
Spare copies

SUBJECT.

Requesting sanction of
Government for payment of an
acting allowance of Rs 100 to Mr.
Holder, Ag. Superintendent, School
of Arts.



H.M.

Order
ms

The Govt agrees with

the A.G.

De
16-2-98

The Act En is right
in his construction of the
order as it now stands, but
in the linked file I have
proposed an alteration with
the 8 of 1 and he asked to
allow retroactively in Mr.
Holder's case.

JG
25/2/98

7/8
14/4/98

BACK PAPERS.

G.O.	No.	Department.	Date.
		Fort St. George	31-8-97
	150	Edul	13-3-97
	479	"	10-8-96
	54	"	15-3-92
		and record papers	

FURTHER PAPERS.

G.O.	No.	Department.	Date.

20-4-83: 187-189 A pc.
 9-6-83: 373 pc.
 14-1-84: 17 pc.
 10-5-84: 243 pc.
 9-8-84: 455 pc.
 27-2-88: 123 pc.
 30-4-88: 242-49 pc.
 2-11-88: 625 pc.

FORT ST. GEORGE,
 Accountant-General's Office,
 15 October 1897.

No. 3211

From

H. E. Harrison Esq.

Offg: ACCOUNTANT-GENERAL TO THE
 GOVERNMENT OF MADRAS,

To

THE Director of Public Instruction,
 Madras

SIR,

With reference to your endorsement No 11354, dated the 9th of October 1897 referring for my remarks letter from Mr E. Holder, acting Superintendent, School of Arts No 901 dated 24th September 1897 regarding his claim to full acting allowance of Rs 100 per mensem, I have the honour to state that under article 154 A. Civil Service Regulations, Mr Holder is entitled to the above allowance subject to the condition that his salary does not exceed the pay of the officer for whom he acts. The appointment of Superintendent of School of Arts is vacant, and no officer has been yet appointed to it substantively. But if an officer had been appointed to it substantively on the 1st January 1897, the date on which the appointment was included in the Indian Educational Service, he could receive only Rs 500 per mensem, and Mr Holder's salary should therefore be limited to that amount.

The papers received with your endorsement are herewith returned.
 I have the honour to be,

Sir,
 your most obedient servant,

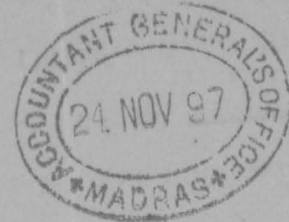
H. E. Harrison
 Offg: Accountant-General.

CURRENT NO 1484

OFFICE OF THE DIRECTOR OF

PUBLIC INSTRUCTION,

Madras, 29 November 1897.



No. 12910-

From

THE HONOURABLE MR. D. DUNCAN, M.A., D.Sc. LL.D.,

DIRECTOR OF PUBLIC INSTRUCTION,

Madras,

To

The Secretary to Government,

Educational Department,

(Through the Accountant-General).

SIR,

I have the honour to report that, prior to the reorganization of the Provincial Educational Service, Mr. Holder, as Acting Superintendent of ^{the} School of Arts, was in receipt of an acting allowance of Rs. 100 per mensem in addition to the pay of his substantive appointment. The Accountant-General has refused to pass the full acting allowance since 1st January 1897, the date on which his substantive pay was fixed at Rs. 450, as he considers that, under article 154 of the Civil Service Regulations, Mr. Holder is entitled to the above allowance, subject to the condition that his salary does not exceed the minimum pay of the officer for whom he acts, vide his letter enclosed.

2. It has been ruled in paragraph 16 of the Resolution regarding the reorganization of the Educational Services in India, that an acting officer shall receive a uniform allowance of Rs. 100 a month, subject to the proviso that the salary of the acting incumbent shall not be higher than the pay of the officer for whom he acts.

3. In the present instance the pay of the Superintendent, School of Arts, is Rs. 500 to 1000. The appointment has been vacant for the last four years and Mr. Holder has been acting ever since. If a permanent officer had been appointed he would

1897
Dept.
Encls. No. 1
To
G. No. 1484

at least
have been getting Rs. 600, so that Mr. Holder's pay and acting allowance would still be below the pay of such an officer.

4. The Accountant-General's interpretation is based on the wording of section 154-A of the Regulations. He construes pay to mean only the minimum pay as the appointment is vacant. But if it had been filled up when it became vacant, the incumbent would have been in receipt of Rs. 600 or Rs. 650 and he would have been eligible for that pay when he was brought into the Indian Educational Service on the 1st January 1897.

5. I beg to request that you will be good enough to obtain the decision of Government as to what salary Mr. Holder is entitled to in the circumstances stated.

I have the honour to be,

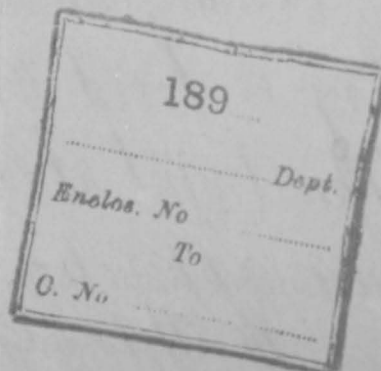
Sir,

Your most obedient servant,

J. D. M. M.

Director of Public Instruction.

E. C.



CURRENT NO 1484

Fort Saint George.

Accountant General's Office

10th December 1897

No 3890

Forwarded to Government. Prior to the introduction of the reorganization of the Educational Department, Mr. Holder was drawing up to 31st December 1896, substantive pay at Rs 400 per mensem as Assistant Superintendent School of Arts, and acting allowance at Rs 100/- per mensem calculated on pay of Rs 500/- originally sanctioned for the appointment of Superintendent School of Arts. Vide Government order No. 373 Educational dated 9th June 1883.

Flag 0

2. Mr. E. B. Havell who held substantively the appointment of Superintendent of the School of Arts was allowed pay at Rs 500, a month till 15 January 1889 when he was specially appointed by the Secretary of State on a salary of Rs 500-50-1000 a month.

Rs 625 6d
2-11-88
Flag P.

3. Under the new scheme, Mr. Holder's substantive pay is fixed at Rs 450/- and that of his officiating appointment at Rs 500/- 50-1000. If a new officer were appointed, he would draw Rs 500/- a month and Mr. Holder's salary therefore must not in my opinion exceed this figure.

Flag H.
Rs 479 6d
10-8-96
Flag L.

To
The Secretary to Government,
Educational Dept.

W. M. M.

Offg. Accountant General

Ed. 7.] 18/3/97
Educational (1898) Department.

CURRENT No. 177



479/195 ch
R499/97
R465/97
R83/97
R64/97
From The Dir of Pub. Instruction

Madras

Order

No. 1198

Dated 8 February 1898.

Received } 9 2. 98

Registered

Enclosures one C.N. 1452 of 97 207

Spare copies

SUBJECT.

Subj report called for
in Govt endorsement No 2706
of 9 December 1897 regarding
the acting allowance drawn
by the members of the Proov
Educational Service while
acting in the posts ordinarily
held by the members of the
Indian Educational Service

BACK PAPERS.

G.O.	No.	Department.	Date.
	<i>2706 of 97</i>		
	<i>499</i>	<i>: 17-12-97 R</i>	
	<i>493-4</i>	<i>: 14-12-97 R</i>	
	<i>465</i>	<i>: 29-11-97 R</i>	
	<i>83</i>	<i>: 23-2-97 R</i>	
	<i>64</i>	<i>: 12-2-97 R</i>	

FURTHER PAPERS.

G.O.	No.	Department.	Date.

CURRENT No. 17785⁶

OFFICE OF THE DIRECTOR OF

PUBLIC INSTRUCTION,

Madras, 7 February 1898.

No. 1198

From

THE HONOURABLE MR. D. DUNCAN, M.A., D.Sc. LL.D.,

DIRECTOR OF PUBLIC INSTRUCTION,

Madras,

To

The Secretary to Government,

Educational Department.

SIR,

I have the honour, in returning endorsement No 2706 Educational dated 9th December 1897, to state that officers of the Provincial Educational Service had to be appointed to act in the Indian Educational Service in the arrangements consequent on Mr. Stone's furlough, Mr. Logan's privilege leave, Mr. Hall's furlough and the vacancy in the Superintendentship of the School of Arts, and their allowances have been regulated by the ruling contained in paragraph 16 of the Government of India Resolution No 4-Edn/204-15, Home Department, dated 3rd June 1896. No other temporary arrangements were practicable. The Secretary of State has lately been addressed regarding the selection of a gentleman for the post of Superintendent of the School of Arts. The other acting arrangements will cease on the return of the officers from leave.

2. The proviso in the Government of India Resolution seems, however, to require a slight modification. Any post in the Indian Educational Service may be permanently vacant for a year or two, and in such cases a question may arise as to what is to be regarded as the pay of the officer for whom a provincial officer acts. Is it the minimum pay of the appointment, or the pay which an officer if permanently posted to the appointment would be drawing at the time when the acting vacancy occurs. It would be

hard for the acting officer if the minimum pay of the office in which he acts were taken as his salary. If the proviso is modified in some such way as the following no such hardship or difficulty would arise (vide this office letter No 12900, dated 22nd November 1897), "subject to the proviso that the salary of the acting incumbent shall not be higher than the pay of the permanent incumbent; or, in case such post is permanently vacant, shall not be higher than the pay which an officer appointed to the post permanently on the date on which it fell vacant would be drawing at the time".

I have the honour to be,

Sir,

Your most obedient servant,

S. D. Dissanayake

Director of Public Instruction.

This appears to be mistake for 12910 - vide no 1484 in the linked file.
MS
14/2/98

E. D. D.

Home Department.

(Education)

Caleutta, the 24th Feb 1898.

Subject:

Grant of an allowance of Rs 100 a month to members of the Provincial Service when acting for members of the Indian Educational Service.

CW 1452/97 No 306, dated 1st Dec '97
Reminder
No

No. 55



To

The Chief Secretary to the Govt. of Madras.

SIR,

I AM directed to invite attention to the communication marginally noted, and to request the favour of an early reply thereto.

I have the honour to be,

SIR,

Your most obedient Servant,

Matheson
Under Secy. to the Govt. of India.

EC 177 of 98 abt
1452 of 97 abt

Edl.
7.
[G.]
25 A
500-8-12-97.

Educational DEPARTMENT.

C. No. 1452 of 97 & 177 of 98

SUBJECT.

Allowance to Prov. Ed. Officers
acting in the Indian Ed. Service.

H.M.

FOR ORDERS.

Para 16 of Home Dept Resⁿ no. 4 Ed.
204-15, & 23rd July 1896, provides that
members of the Provincial Service
appointed to officiate in posts filled
by members of the Indian Educational
Service should receive a uniform
allowance of Rs 100 a month. The
Govt of I desires to ascertain how
this rule has worked in practice
and inquires whether the allowance
has been given to any Provincial
Service Officer in Madras and, if so,
under what circumstances. The S.P.O.
to whom the paper was referred, states
that Provincial Officers had to be
appointed to act in the Indian Ed
Service in the arrangements consequent
on Mrs Stone's furlough, Mrs Logan's privilege
leave, Mrs Hall's furlough and the vacancy

Subject to the proviso that the
Salary of the acting incumbent
should not be higher
than the pay of the officer for
whom he acted.

in the Superintendship of the
School of Arts and suggests that the
rule should be modified as follows:-

"Subject to the proviso that the
Salary of the acting incumbent shall
not be higher than the pay of the per-
manent incumbent; or, in case such
post is permanently vacant, shall not
be higher than the pay which an
officer appointed to the post permanently
on the date on which it fell vacant
would be drawing at the time," to
meet the case of an officer acting in
a post permanently vacant for a
year or two. Mr Holder's case in
the linked file is an instance to the
point. Orders are solicited as to
whether the modification may be
recommended to the Govt?

NR
15/1/98
16.2.98

H. 2 of

The following is the existing
proviso:-

"Subject to the proviso that
the salary of the acting incumbent
shall not be higher than the pay of the
officer for whom he acts."

It is not likely that India
will allow a² allowance
when based on a new ap-
pointment that a permanent
officer had been put in &
held the office continually
up to the date when the acting
man is put in.

I think that on the analogy
of Sec 4 E of the C S R the
proviso should be altered as follows:-

"Subject to the proviso that
the salary of the acting
incumbent shall not be
higher than the pay of the
officer for whom he acts
at the time he is appointed
to the office permanently
whenever it is proper
to allow this retrospectively
in Mr Holder's case (linked
file) he held the office
since the 1st Jan 96 & if he
held it permanently he wd
now be getting 550, so for
the 1st Jan this year he
ought to have his subsistence
pay - R 450 - + R 100 =
R 550. The proviso now of Act
is R 500 29.2.98 = 198"

14/12
R 12.3.98
slip (preparing)

I don't understand the Example.
Mr Stone's initial pay under
the new scheme is R 950, so
Ragoji Rao could not get
less than R 700 + R 100 = 800

I think the proviso as
I have now altered it will
meet all difficulties.

29
15/3/98

K

L

X
500-50-1000

I don't see
the in
the
3.3.98

H. 4.

Note.

The proviso suggested
by H.M. will not, it is respect-
fully submitted, meet the case
of officers already drawing Rs 500
or more. Such officers now
draw an acting allowance of Rs 100
if the pay of the permanent in-
cumbent for whom they act
is Rs 100 more than their permanent
pay. To give an example: Mr Ragoji
Rao, pay Rs 700, now acts
for Mr Stone, Principal, Rumbekur
College, pay Rs 950, and draws
an acting allowance of Rs 100;
altogether he draws Rs 800.

Under the proviso now suggested
Mr Ragoji Rao cannot get
anything more than Rs 700 until
he has held the appointment
for at least five years.

Will H.M. kindly say whether
a perusal of the above note at
all modifies his views?

H.T. 12.3.98

NR
2-3-98

C 17-3-98
R 22.3.98

Educational DEPARTMENT.

[G
24
500-1-2-08]

Cool. 1452.

Papers to be read in Proceedings:—

Again G.O., No.	, dated	189 .
Again G.O., No.	, dated	189 .
Current No. 1452	of 1897, dated 1 Dec 1897, from	the Home Dept. Govt of India
" " 1484	" 1897, " 21 Nov 1897, "	The D. P. J.
" " 177	" 1898, " 8 Feb 1898, "	

C. N. 283 of 98

Don't read
in the progs.

H.E. the Governor

ORDER. No 200 of 23-3-98

A.H.
20.3.98

The following letter will be despatched to
the Government of India.
(from orders)

I. The D. P. J. (98 Current + 0) Dec 23/3/98

Letter No 201 of 23-3-98

The Secretary to the Government of India.
Home Department.

Sir,

In reply to Mr. Luson's letter

306-Education, dated 1 December 1897,

I am directed to state that since the introduction of the reorganization scheme of the

Educational services in this Presidency,

members of the Provincial Service have been

appointed to act for members of the

Indian Educational service in the

arrangement

arrangements consequent on the furlough granted to Mr Stone, Principal, Kumbhar-Konam College, & to Mr Hall, Principal Teachers' College, the privilege leave granted to Mr Logan, Inspector of Schools, & the vacancy in the Superintendentship of the School of Arts. The allowance granted to the Acting Provincial Officer in each case has been regulated by the ruling contained in paragraph 16 of Home Department resolution No. 4-Education dated 23rd July 1896.

2. In the case of the post of the vacancy in the Superintendentship of the School of Arts, however, a question has arisen as to what is to be regarded as the pay of the officer for whom the Provincial officer acts. The post has been permanently vacant for a long time, & Mr E. Holzer, Assistant Superintendent, has been officiating in it since April 1892. Under the new Scheme Mr Holzer's substantive pay has been fixed at Rs 450, and that of his officiating appointment at Rs 500-50-1000.

The Accountant-General objects to pass an acting allowance of Rs 100 to Mr Holzer on the ground that if a new officer were appointed to the post he would draw ^{only} Rs 500 a month and therefore the salary of

The alteration made by H.M. has been carried out.

of Mr Holzer should not exceed that amount. The Accountant-General appears to be right in his interpretation of the rule as it now stands, but in order to meet such cases as Mr Holzer's, His Excellency the Governor in Council would suggest that the proviso to the rule should be altered as follows:

- " " Subject to the proviso that the salary of the
- " acting incumbent shall not be higher
- " than the pay ^{of the permanent incumbent or the pay} which he would from time
- " to time receive if he held the appoint-
- " ment permanently, whichever is greater"

3. I am also to request that if this suggestion meets with the approval of the Government of India, retrospective effect ~~might~~ ^{may} be given to it in Mr Holzer's case.

Rs 38 28.8.98
16.3.98

AT
16.3.98

7/2
13/98

[] given for copying 22/3
 [] copied 13/3
 10,000 examined 22/3
 in signed _____

1898.

De GAIN G.O., No. , DATED
189 ,

r No.

URES TO C. No.

OF GOVERNMENT

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

PAPERS NOT FILED UP, BEING WANT FOR DESPATCH
IN ORIGINAL.

N.B.—

A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
Q = Copy heading only.