

26/1/8
Educational (1898) Department.

ORDINARY MS.

G.O., No. 44

DATED 26.1.98.

INDEXED.

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26-1-98

[Despatch Abstract.]

Recording Pro:., L & M Dept:., Cong:
to the Municipal Council, Vellore,
G.O. No. 692 Edl D 4. 12. 97 stating
that the Govt. agrees with the
D.P. & in thinking that local
bodies have no right to examine
the accounts of aided schools.

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26.1.98

BACK PAPERS.

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

FURTHER PAPERS.

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

GOVERNMENT No. 73. 806
Government (1897) of Madras.
LOCAL AND MUNICIPAL.

692/97

Order No. 44826-1. 98
mi.

Recorded.
W. Is. 198.

11/20/98

Recd. 19 January { 1898
Regd. 19 Jan

Enclosures

Spare copies 5

Copy to the D.P.I.

See p. 27/1/98

G.O., No. 2812 M., 16th December 1897.

DECEMBER.

Accounts.

Communicating to the municipal council of Vellore G.O., No. 692, Educational, dated 4th December 1897, stating that Government agrees with the Director of Public Instruction in thinking that local bodies have no right to examine the — of aided schools.

GOVERNMENT OF MADRAS.

LOCAL AND MUNICIPAL DEPARTMENT.

READ—the following papers:—

From MUHAMMAD HABIBULLAH SAHIB, Chairman, Municipal Council, Vellore, to the Secretary to Government, Local and Municipal Department (through the Divisional Officer), dated 29th July 1897, No. 878.

By desire of the municipal council, I have the honour to solicit the orders of Government on the question raised in the accompanying resolution of the council No. 2, dated 6th July 1897. For the information of Government I beg permission to summarize below the facts which led to this reference. When the financial statement B of the American Mission high school came up before the council for formal sanction, it resolved to request the manager of that institution, through the Inspector of schools, to submit all the original accounts, registers, &c., for scrutinizing the figures contained in the said statement. The council was of opinion that it possessed this power under Rule 1 of the "Printed instructions applicable to the Grant-in-aid Code for 1897-98." Upon my addressing the Inspector of schools in pursuance of the resolution mentioned above, that officer sent me a copy of letter of the Director of Public Instruction, No. 3201, dated 16th March 1896, addressed to the Chairman of the Mannargudi Municipality in reply to a similar reference. The Director of Public Instruction, in the letter quoted above, observes that "the duty of examining the accounts of all aided institutions devolves primarily and solely on the officers of this (Educational) department and not on local boards supplying the funds. If a local board or municipal council has, however, reason to suspect that the accounts of any school are not kept correctly or has come to understand that any irregularities have occurred, the proper course is for the board or council to refer the matter to the Inspector of the circle, whose duty it is to inquire into the case, either directly or through the Assistant Inspector, and make a full report to the local board or municipal council." The municipal council, however, contends that, inasmuch as it supplies funds to the institution, it ought to possess the power of scrutinizing its accounts directly just as it is authorized to do in the case of hospitals as per G.O., No. 1656 M., dated 6th October 1891. Hence this reference.

ENCLOSURE.

EXTRACT from Proceedings of a general meeting of the Municipal Council for the town of Vellore, dated 6th July 1897, No. 13.

Grant 2—Education.

Read letters from the Director of Public Instruction, Madras, and the Inspector of schools, Southern Circle, with reference to resolutions, Nos. 4 and 5, passed by the Municipal Council, Vellore, at its meeting held on the 25th May 1897, as to the examination of accounts by municipal councils of schools aided by them on the salary grant system, as also to the stoppage of grants to the primary and lower secondary departments of the American Mission high school and the Sri Mahant's Hindu Union middle school.

Read also in connection with the above, letter No. 18, dated 26th June 1897, from the Rev. W. J. Chamberlain, M.A., Manager of the American Mission high school, Vellore, forwarding the usual salary-grant bill of the abovenamed school for May 1897 for countersignature and order of payment.

Proposed by M.R.Ry. A. Selvaperumall Chettiyar Avargal and seconded by M.R.Ry. T. Punniyakoti Mudaliyar Avargal that in view of the municipal council being the sanctioning authority in the matter of grants a reference be made to the Government for an authoritative

ruling as to whether the council have a right to compel managers of aided institutions to submit their original accounts for their scrutiny under the provisions of the Grant-in-aid Code, and paragraph 1 of the printed instructions applicable to the Grant-in-aid Code for 1897-98.

Resolution No. 13.—Carried by a majority.

2. As the resolution regarding the stopping of the grants pending the orders of Government was passed only on the 25th May last and as its cancellation is not supported by half the number of councillors, the question cannot be re-opened until three months elapse from the date of the original resolution.

M.R.Ry. R. Rajagopal Nayudu Garu and Subadar-Major Saiyid Sulaiman Sahib left the meeting.

3. The council request the Chairman to ascertain from the manager the qualifications of, and the classes taught by, each of the teachers mentioned in the bill now before them if the information is not available in the office.

Submitted.

(Signed) V. VENUGOPAL CHETTY,
Acting Sub-Collector.

2nd August 1897.

Cur. No. 2586—Rev.

Submitted.

PONNAI,
14th August 1897.

(Signed) S. H. WYNNE,
Collector.

Reference No. 939.

The Chairman is requested to submit at an early date a copy of letter, No. 3201, dated 16th March 1896, from the Director of Public Instruction to the Chairman of the Mannargudi Municipality referred to in his letter read above.

3rd September 1897.

(Signed) G. S. FORBES,
Secretary to Government.

To the Chairman, Municipal Council, Vellore.

From MUHAMMAD HABIBULLAH SAHIB, Chairman, Municipal Council, Vellore, to the Secretary to Government, Local and Municipal Department, dated 28th September 1897, No. 1215.

With reference to your memorandum, No. 939, dated 3rd September 1897, I have the honour to forward herewith a copy of letter, No. 3201, dated 16th March 1896, from the Director of Public Instruction to the Chairman of the Mannargudi Municipality.

ENCLOSURE.

EXTRACT from the Director's letter to the Chairman, Municipal Council, Mannargudi, No. 3201, dated 16th March 1896.

2. The council's resolution to withhold payment of grants due for November 1895 until the manager submits the accounts of the school for the scrutiny of the municipal inspecting school-master seems to be *ultra vires*. The administration of all educational grants-in-aid should be regulated by the provisions of the Grant-in-aid Code. Chapter II of this Code, embodying the "general conditions of aid," expressly requires managers of schools to submit the schools with all registers and accounts to inspection by the officers of the department. Thus the duty of examining the accounts of all aided institutions devolves primarily and solely on the officers of this department and not on local boards supplying the funds. If a local board or municipal council has, however, reason to suspect that the accounts of any school are not kept correctly or has come to understand that any irregularities have occurred, the proper course is for the board or council to refer the matter to the Inspector of the circle, whose duty it is to inquire into the case, either directly or through the Assistant Inspector, and to make a full report to the local board or

municipal council. The deputation of an inspecting schoolmaster or any other officer in municipal employ to examine the accounts of aided schools does not seem to be authorized by the Municipal Act or by the rules framed thereunder, and to such an arrangement managers might rightly object under the provisions of the Grant-in-aid Code. Further such a step seems inexpedient on public grounds.

No. 1055.

Referred to the Educational Department for remarks.

11th October 1897.

(Signed) G. S. FORBES,
Secretary to Government.

G.O., No. 692, Educational, dated 4th December 1897.

Read—the following paper:—

Endorsement of the Local and Municipal Department, No. 1055, dated 11th October 1897.

ABSTRACT.—Referring for remarks letter from the Chairman, Municipal Council, Vellore, requesting an authoritative ruling from Government, as to whether the council has a right to compel managers of aided institutions to submit their original accounts for its scrutiny under the provisions of the Grant-in-aid Code and paragraph 1 of the private "institutions" applicable to the Grant-in-aid Code of 1897-98.

Order—No. 692, Educational, dated 4th December 1897.

The Government agrees with the Director of Public Instruction.

(True Extract.)

(Signed) H. TREMENHEERE,
Ag. Secretary to Government.

To the Local and Municipal Department.
,, Director of Public Instruction.

ORDER—No. 2812 M., dated 16th December 1897.

G.O., No. 692, Educational, dated 4th December 1897, read above, will be communicated to the municipal council of Vellore.

(True Extract.)

H. Tremeneere
Ag. Secretary to Government.

To the Chairman, Municipal Council, Vellore.
,, all other Chairmen of Municipal Councils.
,, all Collectors.
,, all Presidents of District Boards.
,, the Director of Public Instruction.
,, the Educational Department.

When given for copying 26/1
When copied _____
When examined 126.1 } 1898.
When signed _____

READ AGAIN G.O., No
189 .

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT.

A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO

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

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