

Financial (1895) Department.

ORDINARY PRINTED.

G.O., No. 652-53.

DATED 4th September 1895.

INDEXED. 12/13

[Despatch Abstract.]

PERIOD SPENT IN TRAINING BY SUBORDINATES IN THE EDUCATIONAL DEPARTMENT AND THEIR INCREMENTS.-

Considering that the period spent in undergoing training in a Training school by subordinates in the Educational Department whose pay is progressive should not count towards increments; and forwarding copy of the Proceedings to the Government of India.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
80	519		1895				
80	542		1895				

4TH SEPTEMBER 1895, Nos. 652, 653, FINANCIAL.

GOVERNMENT OF MADRAS.

FINANCIAL DEPARTMENT.

READ—the following papers:—

From F. C. HARRISON, Esq., Officiating Accountant-General to the Government of Madras, to the Chief Secretary to Government, dated Fort St. George, 28th June 1895, No. 1682.

I have the honour to forward copies of my letter to the Government of India, No. 1376, dated 28th May 1895, and their reply in connection with an enquiry made by the Director of Public Instruction whether subordinates in Government service whose pay is progressive may count for increment the period spent in undergoing training in a training school although during such period they may not be allowed any portion of their pay.

In accordance with the desire of the Government of India, I request that Government will be pleased to make the reference required.

ENCLOSURES.

From F. C. HARRISON, Esq., Officiating Accountant-General to the Government of Madras, to the Secretary to the Government of India, Financial Department, dated Fort St George, 28th May 1895, No. 1376.

The Director of Public Instruction has enquired whether subordinates in Government service, whose pay is progressive, may count for increment the period spent in undergoing training in a training school although during such period they may not be allowed any portion of their pay.

While absent from their appointments these subordinates are treated (Article 449, Civil Service Regulations) as on leave without allowances, but under the Educational Rules they receive while under training (1) a stipend from the school, or (2) in very special circumstances, and with the express sanction of the Director, they continue to draw a portion not exceeding one-half of the pay of their substantive appointments in addition to the stipend.

Article 174 of the Civil Service Regulations states that "time spent on leave without allowances counts towards increment." The second case perhaps does not fall within the scope of this article, but I am still more doubtful about the first inasmuch as the men are on leave without allowances and the stipend allowed them is unconnected with the pay of their appointments, and is further not admissible during the period spent in transit to and from the training school.

I find that on a similar reference made in 1887 Mr. Clogstoun, when Accountant-General, decided that the whole period may count towards increment as the subordinates receive allowances in another shape, viz, by way of a stipend, and that the fact that nothing is drawn during the period spent in transit may be disregarded. Mr. Clogstoun was apparently influenced in his decision by Article 449 of the Civil Service Regulations which allow such periods to count as service towards pension. It is, however, doubtful whether this article can be made use of *a fortiori*.

In any event the cases are not covered explicitly by the rules and I have the honour accordingly to request the decision of the Government of India on the following question.

In the case of educational subordinates attending a training institution will all or any of the following periods count for increment—

- The time spent in transit between the appointment and the training institution.
- The period of training if the officer receives a stipend from the institution but no part of his pay.
- The period of training if the officer receives a part of his pay in addition to the stipend.

From the Officiating Under Secretary to the Government of India, Finance and Commerce Department, to the Accountant-General, Madras, dated Simla, the 11th June 1895, No. 2755-P.

I am directed to acknowledge the receipt of your letter, No. 1376, dated 28th May 1895, enquiring whether subordinates in Government service whose pay is progressive may count for increment the period spent in undergoing training in a training school, although during such period they may not be allowed any portion of their pay. In reply I am to say that the question should be referred through the Local Government.

From the Hon'ble Mr. D. DUNCAN, M.A., D.Sc., Director of Public Instruction, to the Chief Secretary to Government, dated Madras, 9th August 1895, No. 8532.

In returning endorsement No. 1560, dated 8th ultimo, Financial, I have the honour to state that the present reference arose on the Inspector of Schools, Central Circle, recommending an increment to H. Rama Rau, sub. *pro tem.* Third Assistant, Government Training school, Anantapur.

2. Rama Rau was appointed Third Assistant on the 5th December 1892; and he would, in ordinary course, have been entitled to his first increment on the 1st January 1894 had he continued in the appointment uninterruptedly. But from 11th July 1893 to 9th May 1894 he underwent training in the Teachers' College, Saidapet, and during the period of training he was allowed, under rule 24 of section VI of the Madras Educational Rules, one-fourth of the minimum pay of his appointment in addition to his stipend. A question arose as to whether the period spent in training should be allowed to count for increment.

3. The Accountant-General, whom I consulted, expressed the opinion that the period spent by a teacher in undergoing training in a training institution inclusive of the time spent in transit to join the institution and to return therefrom might count towards increment. A doubt having risen as to whether the above decision applies to all cases or is restricted only to cases in which teachers are allowed a portion of their salary whilst under training, that officer was again addressed on the subject. He referred the matter to the Government of India direct.

4. Under Article 174 of the Civil Service Regulations, time spent on leave *with allowances* counts towards increment, but apparently through some oversight the Accountant-General, in his letter to the Government of India, No. 1376, dated 28th May 1895, observed that "time spent on leave *without allowances* counts towards increments."

5. A reference to note to Article 166 of the Civil Service Regulations will show that increments are invariably given for *approved service*. As approved service can only mean approved service in the appointment to which an incremental salary is attached, I am inclined to think that teachers undergoing training cannot be considered to be rendering approved service in the appointments during the period of their training, or during the period of their journey to the training school and back, so as to be eligible for increments. The concession allowed in Article 449 is for purposes of pension only.

6. The provisions of the Educational Rules should in no way be held to conflict with those of the Civil Service Regulations. A stipend to a teacher under training is not connected with the pay of the appointment and should not be construed as allowances of the kind contemplated in Article 174 of the Civil Service Regulations, but merely as subsistence allowance. Where a portion of the pay is given in addition to stipend under Article 24, Section VI of the Educational Rules, it must, I think, be held as an extra stipend to enable teachers already in service to maintain themselves and their family while under training and this concession should not be held to override the provisions of the Civil Service Regulations.

ORDER—dated 4th September 1895, No. 652, Financial.

The Government agrees with the views expressed in paragraph 5 of the letter from the Director of Public Instruction read above and considers that the period spent in undergoing training in a training school by subordinates in the Educational Department whose pay is progressive should not count towards increments.

(True Extract.)

J. F. PRICE,
Chief Secretary.

To the Director of Public Instruction,
Accountant-General.

ENDORSEMENT—dated 4th September 1895, No. 653, Financial.

Copy to the Government of India, Finance and Commerce Department.

Chief Secretary.

Govt. of {1895} Madras.
FINANCIAL.

Issued

Recd.

Encl.

G.O., &c., 4th September 1895,
Nos. 652, 53.

SEPTEMBER.

**Periods spent in training by
Subordinates in the Educational
Department and their increments.**

Considering that the period spent in under-
going training in a training school by subordi-
nates in the Educational Department whose pay
is progressive should not count towards increments,
and forwarding copy of the Proceedings to the
Government of India.



Financial (189) DEPARTMENT.

From

THE ACCOUNTANT-GENERAL.

MADRAS,

To

THE Chief Secretary
Financial Dept

CHIEF SECRETARY
No. 1682
JAN. 1895
GOVERNMENT OF MADRAS

Dated

Received

Regd

Reg. 2. Vol. 95
Enc. 2.

Enc. 2

No.

Subject.

Forwarding copies of correspondence in connection with the question whether subordinates in post-service or progressive pay may count for increment the time spent by them under training in a train-
-ing school

Cor.—2004-18-5-2

Cor.—100—18-5-5
Ancl. 5.5.5
Letter No. 855

W2

R. In. 8936/95

enda No. 1560

Referred to the Director
of Public Instruction for remarks
and for report as to the cir-
= cumstances which gave rise
to the present reference.

10 JUL 95

Medusichia

Chief Secretary

CS
3. VII. 95

O. Tacamond
8th July 1899

Treasury Account DEPARTMENT.

FORT ST. GEORGE,
Accountant-General's Office,

No. 1376

28 May 1895.

28

From

J. C. Harrison Esquire,

Offg. ACCOUNTANT-GENERAL TO THE

To

GOVERNMENT OF MADRAS,

THE Secretary to the Government of India,
Financial Department

SIR,

The Director of Public Instruction has enquired whether subordinates in Government Service whose pay is progressive, may count for increment the period spent in undergoing training in a Training School although during such period they may not be allowed any portion of their pay.

While absent from their appointments these subordinates are treated (Article 449 Civil Service Regulations) as on leave without allowances, but under the Educational rules they receive while under training.

(1) a stipend from the School, or (2) in very special circumstances, and with the express sanction of the Director, they continue to draw a portion not exceeding one half of the pay of their substantive appointments in addition to the stipend.

Article 174 of the Civil Service Regulations states that "time spent on leave without allowances counts towards increment". The second case perhaps does not fall within the scope of this article, but I am still more doubtful about the first, inasmuch as the men are on leave without allowances and the stipend allowed them is unconnected with the pay of their appointments, and is further not admissible during the period spent in transit to and from the Training School.

I find that on a similar reference made in 1887 Mr. Clogetoun when Accountant General decided that the whole period may count towards increment as the subordinates receive allowances in another shape viz. by way of a stipend, and that the fact that nothing is drawn during the period spent in transit may be disregarded. Mr. Clogetoun was apparently influenced in his decision by Article 149 of the Civil Service Regulations which allow such periods to count as service towards pension. It is however, doubtful whether this article can be made use of a fortiori.

In any event the cases are not covered explicitly by the rules and I have the honour accordingly to request the decision of the Government of India on the following question

In the case of Educational subordinates attending a training institution, will all or any of the following periods count for increment.

(a)

with !!

- 38
- (a) the time spent in transit between the appointment and the training institution
 - (b) the period of training if the officer receives a stipend from the institution but no part of his pay.
 - (c) the period of training if the officer receives a part of his pay in addition to the stipend.

I have &c.
Signed / F C Harrison
Offg. Accountant General.

(True copy)

Wm. Sturges
Chief Superintendent

Mr.
28/6

From

THE ACCOUNTANT-GENERAL,

MADRAS,

To

THE

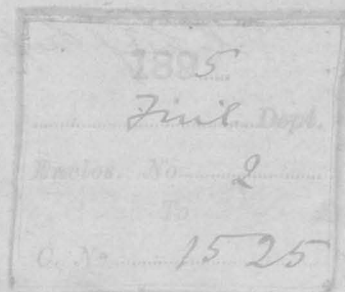
No.

Dated

Received

No.

Subject.



N^o ^P 2755.

Government of India
Finance and Commerce Department.
Simla, the 11th June 1895.

To.

The Accountant General, Madras.

Sir,

I am directed to acknowledge the receipt of your letter, N^o 1376, dated 28th May 1895, enquiring whether subordinates in Government Service whose pay is progressive may count for increment the period spent in undergoing training in a Training school, although during such period they may not be allowed any portion of their pay. In reply I am to say that the question should be referred through the Local Government.

I have &c

/s/ R. Nathu

Off^r Under Secy. to the Govt. of India
(True copy)

W. S. Dutt
Chief Superintendent.

M
27/6.

2nd

CHIEF SECRETARY
-6 OCT. 1895
GOVERNMENT OF MADRAS

1895
2nd Dept.
Enclos. No. 1
To
C. No. 1525

Treasury Account DEPARTMENT.

CURRENT N 1525

FORT ST. GEORGE,

Accountant-General's Office,

28th June 1895.

No. 1682

10

From

J. C. Harrison Esquire,

Offy. ACCOUNTANT-GENERAL TO THE

GOVERNMENT OF MADRAS,

To

THE Chief Secretary to Government,
Financial Department.

SIR,

I have the honour to forward copies
of my letter to the Government of India
No 1376 dated 28th May 1895 and their
reply in connection with an enquiry
made by the Director of Public Instruction
whether subordinates in Government
Service whose pay is progressive may
count for increment the period spent
in undergoing training in a Training
School although during such period
they may not be allowed any portion
of their pay.

In

In accordance with the desire
of the Government of India, I request
that Government will be pleased to
make the reference required.

I have the honor to be,
Sir,
Your most obedient servant,
M. Maniam.
Offg. Accountant General.

M
27/6

Ed. Cor. 2,000-29-3-94.

Fin.
CURRENT No. 1961
1895.
Financial
Educational Department.

From

THE DIRECTOR OF PUBLIC INSTRUCTION,

Madras,

To

THE HONORABLE THE CHIEF SECRETARY
TO GOVERNMENT,

Fort St. George.



Dated

9th

Despatched

10th

Received

12th

August 1895

No.



ENCLOSURE (CN 1525)

Returns)

Subject.

Returning with rank of Capt. No. 1560
List of the 8th July 1895 with reference
to the question whether subordinates
in Government service on progre-
sive pay may count for increments
the time spent by them under
training in a training school

OFFICE OF THE DIRECTOR OF
PUBLIC INSTRUCTION,Madras, 9th August 1895.

No. 8532.

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,

In returning Endorsement, No. 1560, dated, 8th ultimo, Financial. I have the honour to state that the present reference arose on the Inspector of schools, central circle, recommending an increment to H. Rama Rau sub. pro. tunc Third Assistant, Government Training school, Anantapur.

2. Rama Rau was appointed Third Assistant on the 5th December 1892 and he would, in ordinary course have been entitled to his first increment on the 1st January 1894 had he continued in the appointment uninterrupted. But from 11th July 1893 to 9th May 1894 he underwent training in the Teachers' college, Secidapel, and during the period of training he was allowed under rule 24.

of Section VI of the Madras Educational Rules one fourth of the minimum pay of his appointment in addition to his stipend. A question arose as to whether the period spent in training should be allowed to count for increment.

3. The Accountant General whom I consulted expressed the opinion that the period spent by a teacher in undergoing training in a Training institution inclusive of the time spent in transit to join the institution and to return therefrom, might count towards increment. A doubt having arisen as to whether the above decision applies to all cases or is restricted only to cases in which teachers are allowed a portion of their salary whilst under training that officer was again addressed on the subject. He referred the matter to the Government of India direct.

4. Under article 174 of the Civil Service Regulations, time spent on leave with allowances counts towards increment, but apparently through some oversight the Accountant General in his letter to the Government of India, No 1376, dated 28 May 1895, observed that time spent on leave without allowances

a clerical
mistake

allowances counts towards increments."

6P.

5. A reference to note to article 166 of the Civil Service Regulations will show that increments are invariably given for approved service. As approved service can only mean approved service in the appointment to which an incremental salary is attached, I am inclined to think that teachers undergoing training cannot be considered to be rendering approved service in the appointments during the period of their training, or during the period of their journey to the training school and back, so as to be eligible for increments. The concession allowed in article 449 is for purposes of pension only.

6. The provisions of the educational rules should in no way be held to conflict with those of the Civil Service Regulations. A stipend to a teacher under training is not connected with the pay of the appointment and should not be construed as allowances of the kind contemplated in article

article 174 of the Civil Service Regulations, but merely
as subsistence allowance. Where a portion of the pay is
given in addition to stipend under article 24, Section VI
of the Educational Rules, it must, I think, be held as
an extra stipend to enable teachers already in
service to maintain themselves and their family
while under training and this concession should
not be held to override the provisions of the Civil
Service Regulations.

I have the honour to be,
sir,
your most obedient servant.

J. G. G. G.

Director of Public Instruction.

[G. 25]
300-21-5-95.

Financial DEPARTMENT.

C. No 1525 + 1961.

FOR ORDERS.

As the D. P. I. does not
propose that period spent
in training institutions should
count for increments, I see no
reason to press the contrary
view on him or on the f. of I.
But I should have thought
that the view taken by him or
cause considerable discouragement
to his subordinates
I should have been prepared
to support him, as a matter
of policy if he had taken that
view ^{that} period
of training might count.

BS
31/8/95

70

H. L.

Please find the 2 copies
with enclosure and the
order in full. Sent on
the back of C. No 1525 and
not be printed

24/9
4/11/95

2/9

D.P.I. 7 } desps
a.g. 6 } 21/9/95

The view taken by the Director
in para 5 of his letter appears to
be sound. An officer undergoing
training does not really perform
the work or earn the pay attached
to his permanent appointment
and it seems right that the period
of training should be excluded in
calculating increments. The
following proposal is submitted for
approval: -

2 numbers

Order. 8 4th Sept 1895, No 652.

The Govt. agrees with
the view expressed in para 5 of
the letter from the D. P. I. read
above and considers that the
period spent in ^{undergoing} training in
a Training School by subordinates
in the Ed. Dept
whose pay is progressive should
not count towards increments.

28
29/9 P.T.O

3000
21/9/95
No 653.
Copy to the G. & J. Fin: +
Commerce Dept.

CB.
20.8.95
22/8/95

Periods spent in training
& increments

FOR ORDERS.

Ed. Dept. for favour of remarks

HON'BLE MEMBER.

The Hon'ble J. Gross

B.P.

First copy sent to Press.

Returned for signature.

Despatched in print.

READ AGAIN G.O., No.
139

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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

N.B.—

- A = Print in full.
- B = Not to be printed.
- P = Print abstract only.
- Q = Print heading only.

NUMBER OF COPIES
REQUIRED. { Order complete.
Letter only.
Order complete with Letter.

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29