Financial (1897) Department.

ORDINARY MS.

G.O., No. 872

Dated 26-10-97

PUBLISHED

3/3

[Despatch Abstract.]

Recording proceedings, L & M dept, directing that teachers in Govt schools whose services have been transferred with the schools to Local body shall have the same privileges of appeal to Govt against an order of suspension or dismissal passed by the Local body, which they would enjoy if they were still in Govt employ.

Financial Depts

CURRENT No. 3173

BACK PAPERS.

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

FURTHER PAPERS.

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Government {1897} of Madras.

LOCAL AND MUNICIPAL.

Recd. 9th Oct.
Regd. 11th Do
} 1897.

Enclosures

Spare copies

G.O., No. 2070 M., 20th September 1897.

SEPTEMBER.

Teachers in Government Schools transferred to local bodies.

Directing that, in modification of paragraph 2 of G.O., No. 472 M., Financial, dated 20th May 1886, teachers in Government schools whose services have been transferred with the schools to a local body shall have the same privileges of appeal to Government against an order of suspension or dismissal passed by the local body, which they would enjoy if they were still in Government employ.

GOVERNMENT OF MADRAS.

LOCAL AND MUNICIPAL DEPARTMENT.

Read—again the following paper :—

G.O., No. 472 M., Financial, dated 20th May 1886.

Abstract.—Recording, with reference to Government order quoted, letter from the Chairman, Municipal Council, Anantapur, requesting opinion regarding punishment, &c., of municipal servants, and observing that teachers in Government schools transferred to local bodies cease to be Government servants from the date of such transfer.

Read—also the following paper :—

From the Hon'ble Mr. D. DUNCAN, M.A., D.Sc., LL.D., Director of Public Instruction, to the Secretary to Government, Local and Municipal Department, dated Madras, 18th June 1897, No. 6541.

I have the honour to inquire whether G.O., No. 472 M., dated 20th May 1886, is to be considered as having been cancelled in view of the fact that G.O., No. 1400, Financial, dated 23rd June 1884, has been cancelled in paragraph 3 of G.O., No. 1472, Pension, dated 7th December 1889. The ruling contained in paragraph 2 of the first of the Government orders above referred to, viz., that teachers in Government schools transferred to local bodies cease from the date of such transfer to be Government servants, appears to have been passed with a view to bring the relations of these servants to the municipal councils in harmony with the rule of proportions contained in the second Government order in regard to their pension. As the third Government order distinctly says that the "rule of proportions" does not apply even to cases in which the schools are maintained entirely from Municipal funds, I am not quite certain whether the ruling as to the treatment of Government servants transferred with the schools is intended by Government to be still in force. While Government has been so solicitous as to safeguard the pensionary rights of these servants, I can hardly believe that it is intended that they should be left entirely to the tender mercies of the municipal bodies until they actually retire. A certain case has recently come to my notice in which a Government servant transferred to a municipality with the school bitterly complains of having been suspended and afterwards dismissed for insubordination, and has sent a memorial to this office for submission to Government. Under G.O., No. 472 M., dated 20th May 1886, above referred to, he is to be considered a municipal servant, and, as his pay is less than Rs. 50, he has no right of appeal to Government against the orders of the municipal authorities. If the above Government order is not to be considered as having been cancelled, I would suggest that orders be now passed cancelling it, and that the Government servants transferred to municipal councils be either given the benefit of section 40 (3) of the old District Municipalities Act which safeguards the interests of Government servants lent to municipal councils on a formal application from these bodies for their services, or placed on the same footing as medical officers in municipal service.

Order—No. 2070 M., dated 20th September 1897.

In modification of paragraph 2 of G.O., No. 472 M., Financial, dated 20th May 1886, His Excellency the Governor in Council is pleased to direct that teachers in Government schools, whose services have been transferred with the schools to a local body, shall have the same privileges of appeal to Government against an order of suspension or dismissal passed by the local body, which they would enjoy if they were still in Government employ.

(True Extract.)

for Secretary to Government.

To the Director of Public Instruction.
" all Chairmen of Municipal Councils.
" all Collectors.
" all Presidents of District Boards.
" the Educational Department.
" the Financial Department.

Exd. C. M. Thumbuswamy.

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READ AGAIN G.O., No. DATED
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CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT	A	A	A	A	A	A	A
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STATEMENT WITH DITTO								
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