

Public (1898) Department.

ORDINARY MS.

G.O., No. 1159-1160

Dated 14th Sept. 1898

INDEXED

[Despatch Abstract.]

Requesting the G.O. that in the appointment of officers to the listed posts of 4 district judges & 2 collectors open to members of the Provincial Civil Service this Govt may be allowed the discretionary power to fill the six appointments of the two classes independently of the number of appointments so held in each class.

T. 19/25

BACK PAPERS.

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

FURTHER PAPERS.

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

[$\frac{G}{29}$] 150-26.7.98.

DEPARTMENT.

C. No.

ORDER IN COUNCIL.

By I & J of 2 the address
to allow a disinterim to
appoint ~~to the~~
all Justs in all cases b^o
the ^{Wanted from} ~~the~~ ~~the~~
rather more than anything
arranged. The address
to the
~~to the~~ ~~to the~~

1578787

c/1118
Re: the filling of certain posts by the
Members of the Provincial Civil
Service.

14/11/98

A.H.
9.9.98

M.H. + C.A.

NAC

page 2 of G.O. No. 401 Pub., d/
 4th June 1890

W

11/8/98

A.H.
11.8.98

A.H.
9.9.98

N. 12. This passed 11th Nov. 11.8.98, but it
has only today reached my hands.

NAC
 page 37 *ibid*

NAC
 G.O. No. 342 Pub., d/18-5-92

NAC
 G.O. No. 877 Pub., d/16-12-92

Public Department.

VE

ORDER No. 1159. d/14 Sept 1898
ma

The following letter will be
 despatched to the Govt. of India.

14/11/98
 LETTER No. 1160. d/14/11/98.
mi
 To

The Secy. to the Govt. of India,
 Home Dept:

Sir,

In paragraph 4 of Mr. MacDonnell's
 letter No. 300, d/14th Feb. 1890, which dealt
 with the proposals of the Public Ser-
 vice Commission so far as they relat-
 ed to the judicial and executive
 branches of the administration in this
 Presy., it was suggested that two ap-
 pointments of Heads of Districts and
 four appointments of District Judges
 should be declared to be appointments
 to which members of the Provincial
 Civil Service should be eligible. This
 proposal was accepted in Mr. Price's
 letter No. 401 Pub., d/4th June 1890,
 and in accordance with the instructions
 in paragraphs 3 and 9 of Home Dept:
 resolution No. 9, Public-1342-1352, d/
 21st April 1892, and in paragraph 7 of
 Mr. Lyall's letter No. 2194, d/10th Novr.
 1892

1892, it was notified in the West St.
~~George Gazette of the 18th Decr. 1892~~
that 4 posts of District and Sessions
Judge and 2 posts of Collector and
Magte. of a district in this Presy
are appointments to which members of the
Madras Provincial Civil Service can
properly be appointed, subject to the
rules for the time being in force under
Statute 33, Victoria, Chapter 3, Section
6.

2. Inconvenience has been felt
by this Govt. in filling these listed
posts ~~owing to the fact~~
~~that the number of posts in each class~~
~~is restricted, for it some times~~
~~happens that whilst a member of the~~
~~Provincial Civil Service or a Statutory~~
~~Civilian is available and qualified~~
~~for holding one of these classes of~~
~~appointments, it is not always prac-~~
~~ticable to work him into a vacancy~~
~~without moving other officers.~~ It ap-
pears to ~~the~~ the Governor in Council
that this difficulty would be obviated
if he were allowed discretion to ap-
point officers to these six listed
posts either as Judges or as Collectors,
in other words if instead of their being
Collectors and 4 listed Judgeships, there were six listed
two listed appointments of the Collector

2 Judge grade

3. I am therefore to request
that ~~the~~ the Governor Genl. in Council
will take the necessary steps at ~~an~~

*the case in this Presidency - that
while it is easy and convenient to
find officers suitable for appointment
to the judicial posts it is not possible
to find men fit for the executive charge
of the revenue very however in the
case in the course of time. The
result of the present existing
form of the rule may be that it
may not be possible without detri-
ment to the public service to fill
the listed posts.*

date in view to the alteration of the
rules so as to allow this Govt. the
discretion mentioned above. It will be
seen that the Governor in Council does
not suggest any increase in the total
number of listed appointments of Dis-
trict Judges and Collectors but that
he desires to have power to fill six
appointments of these two classes, both
of which carry the same pay by the ap-
pointment of officers of the Provl.
Civil Service, independently of the ~~no~~
~~large~~ number of appointments so held
in each class

*C.W.S.
9.8.96*

Morgan

*I am to add that H.E. in Council
has no desire to depart from the
the relative proportions and fixed
by the rule except under the
pressure of necessity - such as the
present exists and that
nothing be w^d and here to the
proportions now prescribed*

Morgan

[$\frac{G_2}{73}$]
5(0-7-3-28.

Subject:

H. E. Th. from Mori with 9
9.9.98 on letter 1160 Pub.

NOTE FOR THE *Chief Assistant*

The accompanying file was circ. to H. E. immediately on its return from H. M. on the 11th August '98, and returned from him on the 9th instant. Please see the Circulation entries on the draft.

Ma. 4
16/9/98. C.B.

The delay was not here. The letter has issued other info may be filed with the orig

Club
19.9.98 for the and to a
anything more.

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Copy of letter No. 1160, ^{Public} dated 14th September 1898 to the Government of India, Home Department:-

In paragraph 4 of Mr. MacDonnell's letter No. 300, dated 14th February 1890, which dealt with the proposals of the Public Service Commission so far as they related to the Judicial and Executive branches of the administration in this Presidency, it was suggested that two appointments of Heads of Districts and four appointments of District Judges should be declared to be appointments to which members of the Provincial Civil Service should be eligible. This proposal was accepted in Mr. Price's letter No. 401, Pub., dated 4th June 1890, and in accordance with the instructions in paragraphs 3 & 9 of Home Department resolution No. 9 ^{Public}-1342-1352, dated 21st April 1892, and in paragraph 7 of Mr. Lyall's letter No. 2194, dated 10th November 1892, it was notified that four posts of District and Sessions Judge and two posts of Collector and Magistrate of a district are appointments to which members of the Madras Provincial Civil Service can properly be appointed in this Presidency, subject to the rules for the time being in force under Statute 33 Victoria, Chapter 3, Section 6.

2. Inconvenience has been felt by this Government in filling these listed posts owing to the fact that the number of posts in each class is restricted, for it may sometimes happen - in fact it ^{is} now the case in this Presidency - that while it is easy and convenient to find officers suitable for appointment to the judicial posts it is not possible to find men fit for Executive charge. The reverse may however be the case in the course of time. The result of the existing form of the rule may be that it may not be possible without detriment to the public service to fill the listed posts. It appears to the Governor in Council that this difficulty would be obviated if he were allowed discretion to appoint officers to these six listed posts either as Judges or as Collectors, in other words if instead of there being two listed ~~Collectors~~ ^{Collectorships} and four listed Judgeships, there were six listed appointments of the Collector-Judge grade.

3. I am therefore to request that the Governor General Council will take the necessary steps in view to the alteration of the rules so as to allow this Government the discretion mentioned.

It will be seen that the Governor in Council does not suggest any increase in the total number of listed appointments of District Judges and Collectors but that he desires to have power to fill six appointments of these two classes, both of which carry the same pay, by the appointment of Statutory Civilians and officers of the Provincial Civil Service, independently of the number of appointments so held in each class. I am to add that that His Excellency the Governor in Council has no desire to depart from the relative proportions now fixed by the rule except under the pressure of necessity such as at present exists and that ordinarily he would adhere to the proportions now prescribed.

When given for copying
When copied. 12/11/1898.
When examined.
When signed.

READ AIN G.O., No. , DATED
1898 ,

OVERSEER No.

ENCLOSURES TO G. No

ORDER OF GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DETTO.

PAPERS NOT FILED UP, BEING KEPT FOR DISPATCH
IN ORIGINAL.

N.B.—

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