

Government of Madras.

EDUCATIONAL DEPARTMENT.

14  
G.O., No. 383, 30th June 1909.

Registration of Books.

Informing the Registrar of Books that the Government of India Resolution No. 3277, Public, dated 16th August 1872, removing reprints of books without additions or alterations from the list of publications exempted from registration, has been superseded by the amended section 9 of the Press and Registration of Books Act, 1867.



EDUCATIONAL DEPARTMENT.

*Spare copies*

G.O., No. 383, 30th June 1909.

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## GOVERNMENT OF MADRAS.

## EDUCATIONAL DEPARTMENT.

READ—the following papers:—

## I

## G.O., No. 112, Educational, dated 25th February 1909.

ABSTRACT.—Communicating to the Registrar of Books the opinion of the Advocate-General as to whether the provisions of section 9 of the Press and Registration of Books Act, 1867, exempting from registration the second or subsequent edition of a book applies to a book printed at one and the same press or one and the same book printed at different presses.

## II

Letter—from Rao Bahadur M. RANGACHARYA, M.A., Registrar of Books, Madras.  
To—the Secretary to Government, Educational Department (through the Director of Public Instruction.  
Dated—the 31st May 1909.  
No.—669.

With reference to the opinion of the Advocate-General communicated to me with G.O., No. 112, Educational, dated 25th February 1909, I have the honour to request whether the Order No. 3278 of the Government of India embodied in G.O., No. 248, Educational, dated 2nd September 1872, and published on page 1456 of the *Fort St. George Gazette*, dated 27th August 1872, is to be considered as having been made inoperative.

N. Ref. on Cur. No. 3780/09, dated 14th June 1909.

Submitted.

A. G. BOURNE,  
Director of Public Instruction.

## Order—No. 383, Educational, dated 30th June 1909.

With reference to his letter No. 669, dated 31st May 1909, the Registrar of Books will be informed that the Resolution of the Government of India, No. 3277, Public, dated 16th August 1872, removing "Reprints of books without additions or alterations, and without new notes or commentaries" from the list of publications exempted from the provisions of the Press and Registration of Books Act, 1867, has been superseded by the amended section 9 of the said Act, which was substituted for the old section by Act X of 1890.

(True Extract.)

L. M. WYNCH,  
Ag. Secretary to Government.

To the Registrar of Books.  
" Director of Public Instruction.

## EDUCATIONAL DEPARTMENT.

## NOTES CONNECTED WITH G.O., No. 383, EDUCATIONAL, DATED 30TH JUNE 1909.

[SUBJECT.—Enquiring whether the Resolution of the Government of India, No. 3277, dated 16th August 1872, directing that reprints of books without additions or alterations should not be exempted from the provisions of Act XXV of 1867, has become inoperative.]

## Previous Papers:

|               |              |                    |       |
|---------------|--------------|--------------------|-------|
| G.O., No. 13, | Educational, | dated 15th January | 1872. |
| " " 248       | "            | " 2nd September    | "     |
| " " 166       | "            | " 22nd March       | 1902. |
| " " 112       | "            | " 25th February    | 1909. |

From the Director of Public Instruction, dated 11th June 1909, No. 3780.

Please see G.O., No. 112, Educational, dated 25th February 1909.

2. With that order the opinion of the Advocate-General on the question whether the provisions of section 9 of the Press and Registration of Books Act, 1867, exempted from registration the second or subsequent edition of a book printed at a different press was communicated to the Registrar of Books.

3. The Advocate-General stated that subsequent editions of a book without additions or alterations were expressly excluded from the operation of Act XXV of 1867, section 9; that it was immaterial whether the editions were printed at the same press or at different presses and that the fact that the subsequent edition was printed better or on better paper would not make any difference.

4. With reference to the above opinion, the Registrar of Books enquires whether the Resolution of the Government of India, No. 3277, Public, dated 16th August 1872, printed with G.O., No. 248, Educational, dated 2nd September 1872, removing "Reprints of books without additions or alterations, and without new notes or commentaries" from the list of publications exempted from the provisions of Act XXV of 1867, has become inoperative.

5. The Resolutions of the Government of India, No. 5605, Public, dated 21st December 1871, and No. 3277, Public, dated 16th August 1872, regarding the exemption of certain publications from the provisions of the Press and Registration of Books Act XXV of 1867 were issued before the Act was amended by the Press and Registration of Books Amendment Act, 1890.

6. Section 9 of Act XXV of 1867 then ran—

"Three printed or lithographed copies of the whole of every book which shall be printed or lithographed in British India after this Act shall come into force, together with all maps, prints, or other engravings belonging thereto, finished and coloured in the same manner as the best copies of the same shall be produced, and also of any second or subsequent edition which shall be so produced with any additions or alterations, whether the same shall be in letter-press or in the maps, prints, or other engravings belonging thereto, and whether the first edition of such book shall have been produced before or after this Act shall come into force, shall within one calendar month after the day in which any such book shall first be delivered out



"of the press, and notwithstanding any agreement (if the book be published) between the printer and publisher thereof, be delivered by the printer, bound, sewed, or stitched together and upon the best paper on which the same shall be printed or lithographed, at such place and to such officer as the Local Government shall, by notification in the official 'Gazette,' from time to time direct."

7. Section 9, which was substituted for the above by Act X of 1890, now provides—

"Printed or lithographed copies of the whole of every book which shall be printed or lithographed in British India after this Act shall come into force, together with all maps, prints or other engravings belonging thereto, finished and coloured in the same manner as the best copies of the same, shall, notwithstanding any agreement (if the book be published) between the printer and publisher thereof, be delivered by the printer at such place and to such officer as the Local Government shall, by notification in the official Gazette, from time to time direct, and free of expense to the Government."

\* \* \* \* \*

"Nothing in the former part of this section shall apply to—

"(i) any second or subsequent edition of a book in which edition no additions or alterations either in the letter-press or in the maps, prints or other engravings belonging to the book have been made, and a copy of the first or some preceding edition of which book has been delivered under this Act."

8. Section 9 as it formerly stood did not expressly exclude second or subsequent edition of a book from the provisions of the Act but the existing section does. The existing section 9 was substituted for the original one in 1890 and it must be presumed to have superseded all the previous resolutions of the Government of India which are contrary to it. The Registrar of Books may therefore be told that the Resolution of the Government of India, dated 16th August 1872, has been superseded by the amended section 9 of the Press and Registration of Books Act, 1867, which was substituted for the old section by Act X of 1890.

T. KANAKASUNDARAM PILLAI—23-6-09.

The above clearly seems the correct view.

C. A. SOUTER—26-6-09.

Yes. Draft accordingly please.

L. M. WYNCH—28-6-09.

Draft submitted for approval.

T. KANAKASUNDARAM PILLAI—28-6-09.

Issue.

C. A. SOUTER—29-6-09.

[G.O., No. 383, Educational, dated 30th June 1909.]

# CURRENT FILE.

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LOCAL AND MUNICIPAL DEPARTMENT.

CURRENT No. 1185



190 , Registered 16-6-1909

Subject. *from the Registrar of Books*

Submitting for orders of Government a letter enquiring whether  
the order of the Government of India cancelling their resolution  
No. 5605 of 21st December 1871 exempting certain publications  
from registration is to be considered as having been made  
inoperative.

## ENCLOSURES.

No. ☒Spare copies ☐

N. Ref on C. No. 3780/09

Station Madras , Dated the 14<sup>th</sup> June 1909

From (Name) The Hon'ble Mr. A. G. Bourne, D. Sc. F. R. S. C. I. E.,  
(Designation) Director of Public Instruction,

To The Secretary to the Government of Madras,  
Educational Local and Municipal Department.

Sir,



2  
OFFICE OF THE REGISTRAR OF BOOKS,  
Madras, S.W., 31<sup>st</sup> May 1909.

No. 669

From

RAO BAHADUR M. RANGACHARYA, M.A.,

REGISTRAR OF BOOKS,

Madras,

To

The Secretary to Government,  
Educational Department,  
through the Director of Public Instruction,  
Madras.

SIR,

R

\* Requested to be returned

With reference to the opinion of the Advocate-General communicated to me with G.O. No. 112, Educational, dated 25<sup>th</sup> February 1909, I have the honour to request whether the order No. 3278 of the Government of India embodied in G.O., No. 248, Educational, dated 2<sup>nd</sup> September 1872, and published on page 1456 of the Fort St. George Gazette, dated 27<sup>th</sup> August 1872 is to be considered as having been made inoperative.

I have the honour to be,  
Sir,  
Your most obedient servant,

M. Rangacharya

Registrar of Books.



Office of the Registrar of Books.

No.

190

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Enclosures.

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Subject.

N. Ref on Cur No. 3780/09 dated 14<sup>th</sup> June 1909

Submitted.

*C. Krishnamani*  
For Director of Public Instruction.

*N.V.S.*



# NOTES.

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383 Edue  
30/6/9.



Notes Connected with G.O. No. 3838 of 30-6-9  
4

C. No. 1185 From the D. P. 9. No. 3780, dated 11. 6. 1909.

SUBJECT.

Enquiring whether the resolution of the Govt. of India No. 3277, dated 16th August 1872, directing that reprints of books without additions or alterations should not be exempted from the provisions of Act XXV of 1867 has become inoperative.

Please see G.O. No. 112 Educational dated 25th February 1909.

2. With that order the opinion of the Advocate-General on the question whether the provisions of section 9 of the Press and Registration of Books Act, 1867, exempted from registration the second or subsequent edition of a book printed at a different press was communicated to the Registrar of Books.

3. The Advocate-General stated that subsequent editions of a book without additions or alterations were expressly excluded from the operation of Act XXV of 1867, section 9; that it was immaterial whether the editions were printed at the same press or at different presses and that the fact that the subsequent edition was printed better or on better paper would not make any difference.

4. With reference to the above opinion the Registrar of Books enquires whether the Resolution of the Government of India, No. 3277 Public, dated 16th August 1872, printed with G.O. No. 248 Educational, dated 2nd September 1872, removing "Reprints of books without additions or alterations, and without new notes or commentaries" from the list of publications exempted from the provisions of Act XXV of 1867 has become inoperative.

5. The Resolutions of the Government of India, No. 5605 Public, dated 21st December 1871, and No. 3277 Public, dated 16th August 1872, regarding the exemption of certain

G.O. No. 13 of 15-1-1872  
248 of 2-9-1872  
166 of 22-3-02  
112 of 25-2-09.



publications from the provisions of the Press and Registration of Books Act XXV of 1867 were issued before the act was amended by the Press and Registration of Books Amendment Act, 1890.

6. Section 9 of Act XXV of 1867 then ran:-

"Three printed or lithographed copies of the whole  
 "of every book which shall be printed or lithographed  
 "~~and~~ in British India after this Act shall come  
 "into force, together with all maps, prints, or  
 "other engravings belonging thereto, finished and  
 "coloured in the same manner as the best copies of  
 "the same shall be produced, and also of any second  
"or subsequent edition which shall be so produced  
"with any additions or alterations, whether the  
 "same shall be in letter-press or in the maps,  
 "prints, or other engravings belonging thereto,  
 "and whether the first edition of such book shall  
 "have been produced before or after this Act shall  
 "come into force, shall within one calendar month  
 "after the day in which any such book shall first  
 "be delivered out of the press, and notwithstanding  
 "any agreement (if the book be published) between  
 "the printer and publisher thereof, be delivered  
 "by the printer, bound, sewed, or stitched together  
 "and upon the best paper on which the same shall  
 "be printed or lithographed, at such place and to  
 "such officer as the Local Government shall, by  
 "notification in the official "Gazette," from time  
 "to time direct."

7. Section 9 which was substituted <sup>for the above</sup> by Act X of 1890, now provides:-

"Printed or lithographed copies of the whole of  
 "every book which shall be printed or lithographed  
 "in British India after this Act shall come into  
 "force, together with all maps, prints or other

Pages 497-498 of the  
 Volume put up-

Page 7 of the Act



"engravings belonging thereto, finished and coloured  
"in the same manner as the best copies of the same,  
"shall, notwithstanding any agreement (if the book be  
"published) between the printer and publisher thereof,  
"be delivered by the printer at such place and to such  
"officer as the Local Government shall, by notification  
"in the official Gazette, from time to time direct,  
"and free of expense to the Government", x x x

x x x x

"Nothing in the former part of this section shall  
"apply to:-

(i) "any second or subsequent edition of a book in  
"which edition no additions or alterations either in  
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8. Section 9 as it formerly stood did not ex-  
pressly exclude second or subsequent edition of a book  
from the provisions of the act but the existing <sup>Section</sup> does.  
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nal one in 1890 and it must be presumed to have super-  
seded all the previous Resolutions of the Government  
India which are contrary to it. The Registrar of  
Books may therefore be told that the Resolution of  
the Government of India dated 16th August 1872 has  
been superseded by the amended section 9 of the Press and  
Registration of Books Act, 1867, which was substituted  
for the old section by Act X of 1890.

7/Anakasmudram Pillai  
23-6-09

Sec.

The above clearly sums the  
Correct view.

Calcutta  
26-6-9.

Yes. 5/11/09  
acc. to police  
Unit much  
28/10/09

Page 7 of the Act

Page 8 of the Act.



Draft submitted for approval.

77. anahamudram Pillai  
28-6-77

Issue.

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11



for abstract g.o. attached.

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