

Home (1919) Department.
(Miscellaneous)

Ordinary SERIES.

G.O. No. 478

DATED 5 3 19

Sc. sent to Secy as
INDEXED

[Despatch Abstract.]

Legislative Council Resolution.-

Recording notes connected with the -----
proposed to be moved by the Hon'ble Mr. Annamalai Chettiyar
at the meeting of the Council held on the 11th March 1919
on the subject of the removal of ^{the} restriction placed on
Indianstravelling to the Straits, Federated Malay States
and French Cochin China.

(misc) 1122 1
24-1-19 2

Local and Municipal (Legislative) Department.

Resolution on matters of general public interest.

The Hon'ble Rao Bahadur S. R. M. Annamalai Chettiyar Avargal.

HOME (MISCELLANEOUS) DEPARTMENT.

I. This Council recommends to His Excellency the Governor-in-Council that necessary steps may be taken by them to remove every kind of restriction now placed upon Indians desiring to travel by sea to the Straits Settlements, the Federated Malay States and French Cochin-China, restoring thereby the free system that was prevalent in this respect before the war broke out in Europe.

EN
22-1-19.

227-288 28.1.19
8388 2.12.18
8378 2.12.18
7558 9.11.18
6658 14.9.18
4928 7.6.18
4318 9.5.18
1628 25.2.18
5018 26.5.17
4488 9.5.17
4938 16.4.17
1468 8.10.17
2188 18.2.12

NOTES.

Stone (mis) depth

Q. 8. The Hon'ble Asst. Member proposes that steps may be taken to secure the removal of every kind of restriction upon ~~the issue of passports to persons~~ upon Indians desiring to travel to Straits etc., so as to dispense with passports to travellers to Straits, F.M.S & French Cochinchina proceeding there for business or other purposes. It will be noticed from the answer given to the Hon'ble Asst. Member's Q. during the Nov^r 1918 ² meeting that the passport system is based on the orders of the G.O., and the expressed wishes of the Home Govt. and that the principle governing the issue of passports to persons engaged in overseas trade is to avoid unnecessary interference with legitimate live lihood.

✓ The Govt I have intimated in another
Connection that they propose to
undertake legislation so as to make the
passport system permanent. Informa-
tion is not available in what stage
these proposals are in the Govt Secretariat.
So long as the main purpose of the
System remains what it is now, viz, the
restriction of journeyings both for

Q. 837 (c)
2.12.1918

Ex - no. 227-28 (L)
25.1.19

$\frac{431}{98.18}$ lis. as $\textcircled{G}$

NOTES.

Page 3

unnecessary and undesirable Streets' this Govt can hardly suggest the abolition of passports to intending travellers to Straits Settlements, F.M.S. & French Cochin China as any scheme which excludes from its scope one section of travellers will be unworkable in practice.

3. There is also the aspect that the Indian Govt can not dispense with passports when the Colonies, like the Straits Settlements and the F.M.S. insist on travellers from this country producing passports before they land in the respective colonies so that until the Colonial Govts have removed from their Statute books all passport regulations some form of passport will have to be issued by the Indian Govt.

Vide Lio 501 26.5.17 (M)
448 9.5.17 (N)

4. The Honorable Additional member has also given notice of a question almost in the very same terms which needs to be answered. (vide linked file)

5. Submitted for orders whether H.M. will take charge of the Resolution (b) whether any additional information is required. Leg^{de} have ^{not} yet intimated orders whether the

NOTES.

Page 4

Resolution and the question have been admitted

Reference is also directed to the report to the 338 & 212-08

(E)

in connection with a resolution
18.2.19. With Mr. Annamalai Chettiar proposed
to move at the meeting in Nov. 1918.

Dec.
24.2.19

S

On p. 9 of note to 27-8
(Copy). 7.29.19. I made
a suggestion intended to do
away with the nuisance of
which Mr. Annamalai
Chettiar is always complaining,
but it was not embodied in
our recommendations to India.
The objects of the journeys made
by Indian traders to the Straits, the
Dutch Indies & French China
are ^{rarely} ~~generally~~ ^{rather} "unpleasant"
or "undesirable" one cannot
help feeling that there is much
in the contention that the
restrictions on them shd. be
removed. As a matter of fact
I cannot recall a single
recent case in which pp. has
not been granted straight away.
As the question was not taken

A/

up, however, in our recommendations to the Govt for a relaxation of the system of legislation were to be resorted to, I am not for will not be prepared to consider it now.

At the meeting of 19.11.18 the Hon. Mr. Annamalai Chettiar was responsible for ~~moving~~ a similar Committee Question & Resolution. ^{It is thought that} a full answer being given to the question the resolution was not moved. Perhaps if a similar procedure be adopted in the present case, this same result will follow. Please see Draft answer to the question in the linked file.

ref.

A. The necessity to obtain a passport probably precludes undesirable passages. So long as the passport system is based on orders of the Govt of India, we can do nothing

23/2/19

HM

Q. 837 (C)
2.12.18
Q. 838 (E)
2.12.18

(He does not seem to have grasped the fact that this Com. did not institute the passport system & cannot, therefore, do away with it)

B: c8
C: 25p
20/12

To be @ in a conf. box.

Wij

I do not want any further information. If the resolution be admitted & discussion takes place, I shd. be disposed merely to undertake to furnish a copy of the proceedings for the consideration of the Govt. of India in connection with the general issue of the future of the passport system.

2. Meanwhile please move the attention of Legislature to the confidential correspondence in P.O. No. 227-8.

29. 1. 19, & point out that no discussion of the resolution is permissible except with the sanction of the Governor under Rule 3(c).

In so far as the requirements of foreign states regarding passports are involved it might be held that discussion has ruled out absolutely by Rule 3(a) & cl. 2(d) of section 67⁺ of the Govt. of India Act, 1910.

Or again it shd. be not inappropriate to disallow under Rule 7 on the ground that such a resolution shd. be moved in the Council of the Governor-General.

L.S.
26.2.19

Para 2 to Legol. sec.



Recd
Rai
27.2.19

+ eg. French
Cochin China

+ = Secy of the Council
Act of 1881.



Home (misc) 2565
3-3-19
7/8

Secy II-24-4,195-18-1-17.

Local and Municipal (Legislative) Department.

No. 539-2 Leg



From

The Hon'ble Mr. H. G. Stokes, C.I.E., I.C.S.,
Acting Secretary to the Government of Madras,

To

The Hon'ble Rao Bahadur S.R.M. Annamalai Chettiyar Avargal.

Dated Fort St. George, the 1st March 1919



Sir,

I am directed to inform you that your resolution recommending that steps may be taken for the removal of all restrictions on Indians travelling ^{by} sea to the Straits Settlements, the Federated Malaya States and French Cochin-China has been disallowed by His Excellency the President under rule 3 (C) of the rules for the discussion of matters of general public interest.

I have the honour to be,

Sir,

Your most obedient servant,

H. G. Stokes,

Acting Secretary to Government.

Copy to the Home (Miscellaneous) Deptt.

N.J.1-3-19.

M



222 (ms) 222
3-3-9

The resolution having been
disallowed, the papers
may be recorded. These
notes will have to be put up
in the L.C. & M. file which has
been admitted.



ms
3-3-9
per
3-3-9

NOTES.

ms (ms) 222

ms

Please see the letter on 79.
The resolution having been
disallowed, the papers
may be recorded. These
notes will have to be put up
in the L.C. & M. file which has
been admitted.

Recorded.

ms
3-3-9
per
3-3-9

Order 478 3-3-9
ms

When given for copying

When copied

When examined

When signed

191

READ AGAIN G.O. No.
191

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

.. .. A A A A A A A

LETTER OF GOVERNMENT

STATEMENT WITH DITTO.

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

N.B.—

A = Copy in full.

B = Not to be copied.

P = Copy abstract only.

Q = Copy heading only.