

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.

487

Press

Mis.

Dated

23 - 3 - 1918

Not to be folded or roughly handled

*Proceedings of the Madras Government, Judicial Department,
23rd March 1867.*

Read the following papers :—

No. 283. From the Magistrate of South Arcot, to the Chief Secretary to Government, Fort Saint George ; dated Pondicherry, 14th December 1866, No. 71.

I desire to draw the attention of Government to the Act No. VIII of 1866, passed by the Government of India, in its legislative capacity, on the 2nd March last. This Act of the Indian Legislature seems wholly to supersede the Local Act I of 1863, and confers on all the Magistracy authority to inflict punishment to the full extent of their powers under Section 174 of the Penal Code.

2. I submit, therefore, for consideration, whether the local Act I of 1863 ought not properly to be repealed or cancelled, as its continuance on the statute book is clearly no longer necessary, and is calculated to mislead the Subordinate Magistracy throughout the Presidency.

Referred to the Advocate General, for his opinion.

FORT SAINT GEORGE,
12th March 1867.

(Signed) A. J. ARBUTHNOT,
Chief Secretary.

No. 284. From the Acting Government Solicitor, Madras, to the Chief Secretary to Government, Fort Saint George; dated Madras, 15th March 1867, No. 139.

I have the honor to acknowledge the Order of Government noted in the margin, requesting the Advocate General's opinion as to the repeal of Local Act No. I of 1863.

2. I have submitted the matter for the consideration of the Acting Advocate General; and

3. I now forward a copy of his Opinion, and return the Order above noted.

OPINION.

Act I of 1863 (Madras) is practically repealed by Act VIII of 1866. I agree with the Magistrate of South Arcot in thinking that it would be well to repeal it formally.

(Signed) J. D. MAYNE,
Acting Advocate General.

14th March 1867.

(True Copy).

(Signed) H. J. BROCKMAN,
Acting Government Solicitor.

No. 285. ORDER THEREON, 23rd March 1867, No. 487.

The foregoing letters will be communicated to the Legislative Department.
(True Extract).

Chief Secretary.

To the Legislative Department.
,, Magistrate of South Arcot.

Exd. J. H. Burns.

From the Master of S. M. C. Bates 14th Decr 1866 N^o 71.
 ——— Mr. Govt. Solicitor. — 15 March 1867 N^o 139.

Order Thornton N^o 487 of 23rd March/67

The foregoing letters
 will be communicated to the
 Legislative Department.

To the Legislative Department }
 — Master of South Coast } despatch 27/3
 — Government Solicitor }