[L. 49]

Legislative (1899) Department.

ORDINARY MS.

G.O., No. 96

DATED 2/2 8/99

GOVERNMENT PRESS, MADRAS.
10 MAY 1910
Regr. No.

Press
Please print as Ghm
Prof C
9/5/10

[Despatch Abstract.]

Informing the Hon'ble Mr. K. C. Jan[illegible] Ayya
Avior. that Govt. cannot consent to any
Govt. Order which has not been placed
on the Editors' Table being communicated
to the Public or to the Press without
their Special permission.

X

Free Instn. to [illegible]

Tr 9/8

Rs
25/8/99

BACK PAPERS.

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

FURTHER PAPERS.

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

1 13

Legislative (1899) Department.

CURRENT No. 185

Hon'ble Mr. Arundel
& Hon'ble Mr. Lee to both accs

From Hon. C. Jambulinga Mudr.

In Order?

The Hon'ble Mr. Jambulinga Mudaliyar enquires with reference to G.O. No 78 Leg: dt 30th June 1899 whether there is any objection to G.O. not marked Confidential but which at the same time are not placed on the Editors' Table being communicated to the Press.

He says that his original reference disposed of in the above G.O. did not refer to papers marked Confidential but if it is submitted that it did. It was with reference to a Confidential G.O that he made his former query

AG
13/7/99.

The file in this office was originally Confidential & was in Sealed Cover. Whether the order that reached the Hon'ble Jambulinga Mudaliyar was marked

AM
12/7/99

No

Dated 6-7-99

Received
Registered } 10-7-99

Enclosures as above

Spare copies

I suppose this corrects the G.O. of 6/6
13.7.99

SUBJECT.

Requesting to be informed whether his interpretation of the Leg. G.O. No. 78 dy 30-6-99, re: the publication of information given in answer to the questions put in the Leg. Council, is correct.

confidential or not: can only be ascertained by asking him to send it to Govt. This however seems hardly necessary.

As regards the question how I avoid Vol. whether Non-confidential G.Os. resulting from an inquiry in the Legislative Council & which are communicated to the interrogating member, may be communicated to the Press or otherwise published, it is submitted that there is no objection to allowing such publication. If the information to answer the interrogation is available at the date of the meeting, the Govt decision is published as a matter of course, & there seems no reason for treating differently cases where Govt order issues on information subsequently collected.

If it is deemed expedient to communicate to Hon'ble members anything touching the publication of which is undesirable, such communications can be marked Confidential,

but I do not assent to Mr Jamieson's proposal. It may happen from time to time that there are G.O.'s which may with propriety be shown to a member of the Legisl. Council, which nevertheless it is not expedient to make public. To assent to the Hon. Member's proposal would occasionally prevent his receiving information wh. from his position as a Legisl. member Govt might be ready to give him.

17.7.99. to H. E. the Governor. AEH 12.8.99.

BACK PAPERS.

G.O.	No.	Department.	Date.
789	30	6	88

FURTHER PAPERS.

G.O.	No.	Department.	Date.

I am not quite confident about this. If to grant a G.O. implies publication, it is possible that legislative Members might get G.Os. known to them which Govt did not wish to make public; and Govt could only prevent their publication by making them confidential, which sometimes might be undesirable. I should like to see the views of Hon. Members on the question.

A.E. Havelock 8.8.99

28

Recirculated to His Excellency with reference to the views of Mr Jamieson.

17 VIII 99

I should have thought that when a G.O. is communicated to an Hon. Member by name he might be allowed to make what use he pleased of it, unless it was marked confidential —

Any G.O. which the Govt did not wish to be made public wd be so marked, but it would not be necessary on that account to treat the G.O. as a confidential paper in the Govt Office —

Such is my opinion, but I have no desire to press it —

H. Winterbotham 15-8-99 —

Perhaps it would suffice to call attn. generally and obligatorily that such papers should not be made public by him, unless special permission to make them public is given to him by Govt. It would then become his duty to ask for permission, if he wished to make them public.

H.H. 19.8.99

AE Havelock

IV

Cuddapah

CURRENT No. 185 6th July 1899

From

The Hon'ble C. Jambulingam Mudaliar
and M. L.

To

The Secretary to Government
Legislative Department
Madras.

Sir,

With reference to G.O. No. 785/30.6.99 (Legislative) I have the honor to submit that my reference dated 15th May 1899, on which the above orders has been passed, was not about orders marked Confidential as to which I fully recognize the duty of every one to keep Confidence, but about ~~G.O.s~~ Orders not marked Confidential, but which, at the same time, are not placed on the Editor's Table. In

Such cases I presume from the language of the orders under reference, that there will be no objection to communicating them to the Press, if they are of sufficient public importance.

I solicit the favour of being informed, if my interpretation is correct.

I have the honour to be
Sir
Your most obedient-Servant

Vijiarahavachariyar
Member Legislative
Council.

[L. & M. Dept. 1,030—26-1-99.]

NOTE FOR THE A.S. 6

Please see the Secretary's remark.
The G.Os are in Madras.
G.O. No 10 A.P. dt 18th April 1899 is a confidential order and the Hon'ble Member's original reference was about making it public.

P.D. 7/7/99

Seen
AR
11/7/1899

[L. & M.]
250—19-12-98.

Legislative
~~Local and Municipal~~ Department.

Papers to be read in proceedings :—

Again G.O., No. dated 189 .

Again G.O , No. dated 189 .

Current No. 185 of 1899, dated 6th July , from the Hon'ble Mr. Ry Jambulingam Mudaliyar

" " " 189 , " , "

" " " 189 , " , "

2P

desp 96 dated 22/8/99.

ORDER.

His Hon'ble Mr. Ry Jambulingam Mudaliyar will be informed that Govt cannot consent to any Govt orders not marked confidential but which at the same time has not been placed on the Editors' Table being communicated to Justice or to the Indian Press ~~without~~ the special permission of Govt to make them public has been given him by Govt. [Two orders]

ahe
20/8/99

Pth
21/8/99

To

The Hon'ble Mr. C. Jambulingam Mudaliyar
Cuddalore

Copy sent 25/8
(9+0)

*When given for copying*_____
*When copied*_____
*When examined*_____ } 189 .
*When signed*_____

READ AGAIN G.O., No. , DATED
189 ,

CURRENT No.

ENCLOSURES TO C. No.

1-B 9/10
1-2 nil

ORDER OF GOVERNMENT	A	A	A	A	A	A	A	
LETTER OF GOVERNMENT.								
STATEMENT WITH DITTO.								
PAPERS 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.

Government of Madras.

LEGISLATIVE DEPARTMENT.

MISCELLANEOUS.

Recd. / *Regd.* } 1899. — *Enclosures* / *Spare copies*

G.O., No. 96, 22nd August 1899.

Informing the Hon'ble M.R.Ry. Jambulingam Mudaliyar that Government cannot consent to any Government order which has not been placed on the Editors' Table being communicated to the public or to the press without their special permission.

GOVERNMENT OF MADRAS.

LEGISLATIVE DEPARTMENT.

Read—the following paper :—

Letter—from the Hon'ble Rao Bahadur M.R.Ry. C. Jambulingam Mudaliyar Avargal, Member, Legislative Council.
To—the Secretary to Government, Legislative Department.
Dated—Cuddapah, 6th July 1899.

With reference to G.O., No. 78, Legislative, dated 30th June 1899, I have the honour to submit that my reference, dated 15th May 1899, on which the above order has been passed, was not about orders *marked confidential* as to which I fully recognize the duty of every one to keep confidence, but about orders *not marked confidential* but which, at the same time, are not placed on the Editors' Table. In such cases I presume from the language of the order under reference that there will be no objection to communicating them to the press, if they are of sufficient public importance.

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(True Extract.)

M. Hammick,
Ag. Secretary to Government.

To the Hon'ble M.R.Ry. C. Jambulingam Mudaliyar Avargal.

Legislative Department.

NOTES CONNECTED WITH G.O., Mis. No. 96, LEGISLATIVE, DATED 22nd AUGUST 1899.

[Subject.—*Publication of papers communicated to Legislative Council Members in answer to questions asked in Council.*]

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I suppose you are certain of this. Show me Government orders if here.
C. J. Weir—13-7-99.

P. T. Thariyan—12-7-99.

A. Edgington—13-7-99.

The file in this office was certainly confidential and in a sealed cover. Whether the order that reached the Hon'ble Jambulingam Mudaliyar was marked confidential or not can only be ascertained by asking him to send it to Government. This, however, seems hardly necessary.

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A. E. H[avelock]—10-8-99.

I would not assent to Mr. Jambulingam Mudaliyar's proposal. It may happen from time to time that there are Government orders which may with propriety be shown to a member of the Legislative Council, which nevertheless it is not expedient to make public. To assent to the Honourable Member's proposal would occasionally prevent his receiving information which from his position as a Legislative Council member Government might be ready to give him.

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I should have thought that when a Government order is communicated to an Honourable member by name he might be allowed to make what use he pleased of it, unless it was marked *confidential*.

2. Any Government order which the Government did not wish to be made public would be so marked, but it would not on that account be necessary to treat the Government order as a confidential paper in the Government office.

3. Such is my opinion, but I have no desire to press it.

H. W[INTERBOTHAM]—15-8-99.

Recirculated to His Excellency with reference to the views of Honourable Members.

M. HAMMICK—17-8-99.

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A.E.—22-8-99.

M.H.—22-8-99.

[G.O., Mis. No. 96, Legislative, dated 22nd August 1899.]

Government of Madras.

LEGISLATIVE DEPARTMENT.

MISCELLANEOUS.

Read.

Regd.

1899.

Enclosures

Spare copies

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NOTES CONNECTED WITH G.O., Mis. No. 96, LEGISLATIVE, DATED 22nd AUGUST 1899.

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