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Government of Madras.

LEGISLATIVE DEPARTMENT.

MISCELLANEOUS.

Recd.

Begd.

} 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.

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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.

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

Order—No. 96, Legislative, dated 22nd August 1899.

The Hon'ble M.R.Ry. Jambulingam Mudaliyar will be informed that Government cannot consent to any Government orders not marked confidential but which at the same time have not been placed on the Editors' Table being communicated to the public or to the press unless special permission to make them public has been given him by Government.

(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., Mrs. No. 96, LEGISLATIVE,
DATED 22ND AUGUST 1899.

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

From the Hon'ble M.R.Ry. C. Jambulingam Mudaliyar, dated 6th July 1899.

The Hon'ble M.R.Ry. Jambulingam Mudaliyar enquires, with reference to G.O., No. 78, Legislative, dated 30th June 1899, whether there is any objection to Government orders 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

I suppose you are certain of this. Show me Government order did not refer to papers marked confidential, but it is submitted that it did. It was with reference to a

C. J. WEIR—13-7-99.

confidential Government order that he made his former query.

P. T. THARYAN—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.

2. As regards the question now raised, viz., whether non-confidential Government orders resulting from an inquiry in the Legislative Council and 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 interrogator is available at the date of the meeting, the Government's decision is published as a matter of course, and there seems no reason for treating differently cases where Government order issues on information subsequently collected.

3. If it is deemed expedient to communicate to Honourable Members anything the publication of which is undesirable, such communications can be marked confidential.

C. J. WEIR—17-7-99.

I am not quite confident about this. If to grant a Government order implies publication, it is possible that Legislative members might contrive to get Government orders given to them which Government did not wish to make public; and Government could prevent their publication only by marking them *confidential*, which might sometimes be undesirable. I should like to see the views of Honourable Members on the question.

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.

A. T. A[RUNDEL]—12-8-99.

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.

Perhaps it would suffice to tell Mr. Jambulingam Mudaliyar that such papers should not be made public by him, unless special permission to make them public is given to him by Government. It would then become his duty to ask for permission, if he wished to make them public.

A. E. H[AVBLOCK]—19-8-99.

A draft order is placed below.

P.T.T.—21-8-99.

A.E.—22-8-99.

M.H.—22-8-99.

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

25/8/99
22/8/99

25/8/99

No. 96, LEGISLATIVE, 22ND AUGUST 1899.
GOVERNMENT OF MADRAS.
LEGISLATIVE DEPARTMENT.

25/8/99
22/8/99

READ—the following paper:—

Letter—from the Hon'ble 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. 73, 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.

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

Order—No. 96, Legislative, dated 22nd August 1899.

The Hon'ble M.R.Ry. Jambulingam Mudaliyar will be informed that Government cannot consent to any Government orders not marked *confidential* but which at the same time have not been placed on the Editors' Table being communicated to the public or to the press unless special permission to make them public has been given him by Government.

(True Extract.)

M. HAMMICK,

Ag. Secretary to Government.

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

MISCELLANEOUS.

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

Informing the Hon'ble M.R.Ry. C. 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.

Public Health - 25 to 26 July 1899
Communications to the
Public Health Committee
in answer to
questions asked
in Council
No. 96, LEGISLATIVE, 22ND AUGUST 1899.
INDIAN MEDICAL DEPARTMENT

The Hon'ble M.R.B. Jambulingam Mudaliyar enquires, with reference to

G.O., No. 18, Legislative, dated 30th June 1953, whether the Government orders 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

I suppose you are certain of this. Show me Government order did not refer to papers

C. J. WEAVER—18-7-99.

confidential Government order that he made his former query.

P/THRYAN-12-7-99.

~~The Honorable the Governor~~

the order that reached the Hon'ble Jambulingam Mudaliyar was marked

confidential or not can only be ascertained by asking the person to whom the information is being furnished. This, however, seems hardly necessary.

As regards the question *now* raised, viz., whether non-confidential Government

to the press or otherwise

published. It is submitted that there is no objection to an anonymous submission of information to answer the interrogator is available at the date of the meeting.

the Government's decision is published as a matter of course, and there seems no

subsequently collected.

—If it is deemed expedient to communicate to Honourable Members any information which is undesignated as confidential, such communications can be marked

CONFIDENTIAL

I am not quite confident about this. If to grant a Government order implies

publication, it is possible that Legislative members might contrive to get Government approval, but the Government did not wish to make public; and Govern-

...the publication only by marking them *confidential*, which

Might sometimes be undesirable. I should like to see the views of members on the question.

A. E. H. [AVERLOOK]—10-8-99.

I would not assent to Mr. Jamnangkar's proposition 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. The assent to the Honourable Member's proposal would

occasionally prevent his receiving information which were his position as a Legis-

lative member Government might be ready to give him.

I should have thought that when a Government order is communicated to a House, the member for name he might be allowed to make what use he

pleased of it, unless it was marked confidential.

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.

—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 Honorable Members

M. HAMMICK-17-8-99

Perhaps it would suffice to tell Mr. Jambunigam Mudaliyar that such papers should not be made public by him, unless special permission to make them public is

It would then become his duty to ask for permission, given to him by Government.

if he wished to make them public.

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

A small note to Thomas below

P.T.T. 21-8-99.
A.F. 22-8-99

54-522 H.W
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