

S. W. J.

Madras, 10th November 1882.

N^o 2,024C.

Letter from the S^o First Circle N^o
373 G.N. of 29th Octr 1882.

Referred to the Military
Department in continuation of
Endorsement N^o 298 E dated 22nd

June 1882.

W. Thompson

St Col RE

Ag Under Secretary to Govt M.D.

To,

The Secretary to Govt

Military Dept with papers in question

From,

The Supg. Engineer
First Circle

To,

The Chief Engineer
P. W. Department

Dated 29th
Despd. 31st } October 1882
Recd. }

N^o 373 G.N.
Enclosures

B. No 3284 of 12-12-82

N^o 149 G.N. of 7-6-82

Requests to be informed
if any orders will be passed
on-

REQUESTED TO BE
RETURNED WITH REPLY.

July: 1882 Sept
No 6545
P.W.D.

From
The V. W. Sept.
2024-C.

N. 6126. Forwarded for
favor of early reply
to m. d. N. 3100 &
24 June 1882.

W. B. Smith Colonel
Adj. Secy to Govt
14 Nov 1882

to the Quarter Master General.

of 10 hour.
N/14-

Referring letter
from the Subj. Engr.
1st Civ enquiring if
orders have been passed
on his ^{proposals} submitting
for consideration
copy of Progs. of a
Gov. Comtee appointed
at Berhampore to
report on the cont.
lands & boundaries
of that station

QUARTERMASTER-GENERAL'S OFFICE,
Fort Samt George
7th December 1882

No. 9956

From
THE QUARTERMASTER-GENERAL,
To
THE Secretary to Government
Military Department

SIR,
In returning correspondence forwarded
under Reference Order N. 6126 dated 14th Nov.
1882 I have the honor, by order, to state that
on the return to Madras next month of His
Excellency the Commander-in-Chief he will
address Government on the general question of
the powers of Military Authorities in regard
to carrying out measures requisite for the health
of troops at Berhampore and other stations
similarly situated.

I have the honor to be
Sir
Your obedient servant
D. J. Woodcock Major
Offg. Dy. Qu. Master General

No 298. E. 22-6-82.

22-9-93 ✓

Fort St. George
8 December 1882.

F. W.
Mdy (1882) Sept.

No 7038 ✓
M.C. No 8438

From

The Dr. Mr. General

To

The Secy. to Govt.
Mdy. Sept.

No 6600 Transferred to the
Public Works Department
and the referred papers
returned.

Colonel
Ag. Secretary to Govt.

Dated 7 } December
Recd. 8 }
9/12/82
Encls: 2

No 3284 x 9/12 Dec 82
Recorded, and
communicated to the
Supg Engr, First Circle
for information

No 3284 x 9/12/12-82
No 9956

States that the Commander in-
chief will address Government
on the general question of the
powers of Military Authorities
in regard to carrying out measures
requisite for the health of troops at
Berham-pore and other stations
similarly situated, on His Excellency's
return to Madras in January 1883

9.12.82

To The Supg Engr, First Circle
Sept 12-12-82

With order
of the Secy to Govt.
in receipt of

28TH NOVEMBER 1882, No. 1990, JUDICIAL.

GOVERNMENT OF MADRAS.
JUDICIAL DEPARTMENT.

READ—the following paper :—

Extract from the Proceedings of the Government of India in the Home Department (Public), dated Simla, 8th November 1882, No. 49—1741-1807.

Read—

Circular letter to all Local Governments and Administrations from the Government of India in the Legislative Department, No. 1030 to 1040, dated 8th September 1882.

Resolution—

In the circular letter above read Local Governments and Administrations were addressed on the subject of the possibility of giving greater publicity to measures which may from time to time be under the consideration of the Legislature before they are passed into law, and certain suggestions were made with a view to effect this object. In addition, however, to legislative measures properly so called, there is another important class of legislation which frequently affects the interests of the public to a greater or less extent, viz., that which takes the form of rules, regulations, or notifications having the force of law and issued by the executive authorities by virtue of powers conferred upon them under the provisions of some Act of the Legislature. In regard to these rules it appears to the Governor-General in Council doubtful whether sufficient efforts are in all cases made at present to elicit an expression of public opinion before they are brought into force, and some measure seems to be required whereby greater publicity may be given to the drafts of such rules.

2. In order to attain this end, His Excellency in Council considers that the ordinary procedure to be followed should be that any rules, regulations, or notifications which affect the outside public should, before being issued by Local Governments or Administrations, or in cases in which the previous approval or sanction of the Governor-General in Council is necessary, before submission to the Government of India, be published with a view to ascertain whether any valid objections can be taken thereto. Such publication might be effected in the Local Official Gazettes and in one or two local newspapers (if any exist), English or Vernacular, which circulate among the classes of persons whom the proposed rules are likely to affect. A similar course might, in the opinion of the Government of India, be adopted with advantage in the case of many rules or notifications affecting the outside public which it is proposed to issue, not under any Act or Regulation, but as executive orders. The practice which prevails in England under the Public Health Act, 1875 (38 and 39 Vic., Cap. 55), is described in Section 184 of that Act, a copy of which is appended to this Resolution. There may be some classes of rules which it is inexpedient or impracticable to publish before issue, but these will probably be found not to be numerous.

3. When any rules, regulations, or notifications of the classes referred to in this Resolution are submitted for the sanction of the Governor-General in Council, it should invariably be stated whether they have been published in accordance with the instructions now issued. If they have been so published, the result of such publication should be described; and, if they have not been published, the reasons for non-publication should be fully explained.