

Political (1895) Department.

ORDINARY MS.

G.O., No. 627

Dated 23rd Sept. 1895.

INDEXED.

[Despatch Abstract.]

RULES UNDER LEGISLATIVE ENACTMENTS

Recording Proceedings, Judicial Department, directing that G.Os ., Nos. 231, dated 31st January 1877, and 778, dated 25th July 1882, Judicial, regarding -- be reprinted and communicated to all departments under the Chief Secretary.

BACK PAPERS.

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

FURTHER PAPERS.

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

31st JANUARY 1877, No. 261, JUDICIAL.

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

Read the following paper :—

No. 157. *From A. P. HOWELL, Esq., M.A., Officiating Secretary to the Government of India, Home Department (Judicial), to the Chief Secretary to Government, dated Fort William, 24th January 1877, No. 1—137.*

Several legislative enactments contain special provisions for the issue of rules by Local Governments with the previous sanction of the Governor-General in Council, and draft rules are constantly being submitted to the Government of India for this previous sanction. When the Government of India themselves frame rules of this description, it is their practice to take legal opinion as to whether the rules are strictly within the powers conferred by the Legislature, and are in proper form as regards wording and arrangement. I am to request that a similar course may always be adopted in Madras, and that, before submitting such rules for the sanction of the Governor-General in Council, the Legal Remembrancer, Government Advocate, or some other competent legal adviser may be consulted and the rules drafted in communication with him.

2. It would be a convenience if rules submitted for sanction under the provisions of any law were printed on half-margin.

No. 158. ORDER THEREON, 31st January 1877, No. 261.

Communicated to all Departments.

(True Extract.)

Lonel Davidson
1877
for Chief Secretary.

To the Public Works Department.
" the Revenue "
" the Military "
" the Legislative "
" all other Departments of the Chief Secretariat.
" the Government Solicitor.
" the Government Pleader.

Govt. of (1877) Madras.

JUDICIAL.

Issued

Recd.

Encl.

G.O., 31st January 1877, No. 261.

JANUARY.
Nos. 157, 158.

Rules under Legislative Enactments.

Communicating Resolution of Government of India, requesting that before the rules to be issued by Local Governments under legislative enactments are submitted to them for sanction, they may be drawn up in communication with some competent legal adviser.

25TH JULY 1882, No. 778, JUDICIAL.

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

READ—the following paper:—

From A. MACKENZIE, Esq., C.S., Secretary to the Government of India, Home Department (Judicial), to the Secretary to the Government of Madras, dated Simla, 13th July 1882, No. 12-980.

I am directed to invite attention to Home Department Circular No. 1—137-147, dated the 24th January 1877, requesting that all rules to be issued under the provisions of any legislative enactments by Local Governments with the previous sanction of the Governor-General in Council might, before submission to the Government of India, be referred to the Legal Remembrancer, Government Advocate, or some other competent legal adviser for opinion as to their general legality, and also whether they were drawn up in proper form as regards wording and arrangement; and I am to request that the course prescribed therein may be invariably observed in future.

2. I am to add that in submitting such rules it should be distinctly stated that they have been settled in consultation with the Law Officer of Government. In several cases which have recently come before the Government of India, it has been manifest that drafts of rules had not been subjected to any professional revision, and much unnecessary work has thereby been thrown upon the Legislative Department, and considerable delay caused.

ORDER—dated 25th July 1882, No. 778, Judicial.

Communicated to all Departments in continuation of G.O., 31st January 1877, No. 261.

(True Extract.)

Lionel Davidson
for Chief Secretary. 1882

To the Public Works Department.
" the Revenue Department.
" the Military do.
" the Legislative do.
" all other Departments of the Chief Secretariat.
" the Advocate-General.
" the Government Pleader.
" the Government Solicitor.

Govt. of 1882 Madras.

JUDICIAL.

Issued

Recd.

Encl.

G.O., 25th July 1882, No. 778.

JULY.

Rules under Legislative Enactments.

Communicating letter from the Government of India requesting that all rules to be issued under the provisions of any legislative enactments by Local Governments with the previous sanction of the Governor-General in Council might, before submission, be referred to the Government legal adviser for opinion.

CURRENT No. 1275

Judicial Department.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

ORDER, dated 5th. September 1895, R. No. 994.

G.Os. dated 31st. January 1877, No. 261

and 25th. July 1882, No. 778 Judicial, will accordingly be reprinted and communicated to all Departments under the Chief Secretary.

(True extract)

Lonel Davidson
189

Ag. Under Secretary,

for Chief Secretary.

To,

All Departments under the Chief Secretary except Judicial and Legislative.

CURRENT No. 225

P.M. Dept.

From

Judicial Department

Date 5 }
Recd } 20 } September 1895

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ORDER of 23^d September 1895, No 627

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Encl I

Subject

Special Index

*Intimating that the G.O.
of 31st January 1877 No 261
and 25th July 1882 No 778
Judicial, will accordingly
be reprinted and Communicated*

WITH ORDER

When given for copying _____
When copied _____
When examined _____
When signed _____

189 .

READ AGAIN G.O., No.
189 ,

DATED

CURRENT No.

ENCLOSURES TO O. No

ORDER OF GOVERNMENT A A A A A A A

LETTERS OF GOVERNMENT.

STATEMENT WITH DITTO.

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

N.B.—
A = Copy in full.
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