M.R.O. 1—77,006—8-6-37.

(1) Number of pages 12

(2) Date of repair 4.7.1941

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 933 Pres. ~~Mis.~~

Dated 18.11. 1893.

Not to be folded or roughly handled

GOVERNMENT OF MADRAS.

PUBLIC DEPARTMENT.

READ—again G.O., dated 8th May 1889, Nos. 410, 411, Public.

ABSTRACT.—Addressing the Government of India regarding the practice in this Presidency in gazetting appointments of uncovenanted officers.

READ—also the following paper :—

Extract from the Proceedings of the Government of India in the Home Department (Public), under date Simla, the 8th November 1893, No. 35 Public—1701–1718.

Read—

Home Department Circular letter No. 1-112-21, dated the 15th February 1889.
Also replies of Local Governments and Administrations to the above circular.

Resolution.—As there appeared to be no uniform practice in regard to the gazetting of appointments of uncovenanted officers, the Government of India took into consideration the question whether it was possible to prescribe any general principle for determining whether an appointment should be treated as gazetted or not, and the authority under whose orders it should be gazetted. With this object Local Governments and Administrations were asked in the circular letter cited above for information as to the practice prevailing in the several Provinces in this respect, and whether the practice was based on any general principle. From the replies received from Local Governments it appears that, although no general principle has been prescribed to regulate the distinction between gazetted and non-gazetted appointments, the term "gazetted officer" is generally held to apply to an officer whose appointment is gazetted by Government and not by the Head of a Department.

2. After giving careful consideration to the subject, the Governor-General in Council is of opinion that the broad line of demarcation between gazetted and non-gazetted officers should be that which separates the Provincial from the Subordinate Service; and that all officers belonging to the Provincial Service (including Munsifs, except in the Punjab and the Central Provinces, where these officers are placed in the Subordinate Service) should be held to be gazetted officers within the meaning of the Civil Service Regulations; while members of the Subordinate Service should not come within that category, even if their appointments are published in the Gazette. His Excellency in Council accordingly directs that as a general rule, and except in very special cases, such as that of Munsifs in the Madras Presidency, who are gazetted by the High Court, all appointments which it is decided to include in the Provincial Service shall be gazetted by the Local Government, and shall be held to be gazetted offices within the meaning of the Civil Service Regulations; while those in the Subordinate Service shall, if gazetted at all, be gazetted by the Heads of Departments who have the power to make them under the orders of the Local Government. In Provinces where the powers delegated to Heads of Departments elsewhere in respect of the latter class of appointments are exercised by the Head of the Administration himself, appointments of officers in the Subordinate Service shall, if gazetted, be notified in that part of the Gazette in which notifications of Heads of Departments appear. Thus Tahsildars would be gazetted in the North-Western Provinces and Oudh by the Board of Revenue and in the Punjab by the Financial Commissioners, while Mamlatdars would be gazetted in Bombay by the Commissioners. On the

other hand, in Bengal and the Central Provinces, where the corresponding class of officers (Sub-Deputy Collectors and Tahsildars) are appointed by the Head of the Administration himself, the appointments, though gazetted under the orders of the Local Government, will be notified under a separate heading relating to the Subordinate Service, together with appointments made by Heads of Departments.

The case of officers serving in other departments, such as Medical, Registration, Police or Jails, should be governed by the same rule; that is to say, where Government makes the appointment it should gazette, and only appointments so made should be recognized as gazetted appointments within the meaning of the Civil Service Regulations; in other cases Heads of Departments should gazette appointments of officers subordinate to them subject to the orders of the Local Government as to any limit which it may think it expedient to lay down.

3. The Governor-General in Council at the same time desires that it may be clearly understood that notifications investing officers with powers under different Acts, in order that the Courts may take judicial cognizance of them, do not constitute the persons invested with such powers "gazetted officers" within the meaning of the Civil Service Regulations.

1. Director-General of the Post Office.
2. Commissioner of Northern India, Salt Revenue Department.
3. Surveyor-General of India.
4. Director-General of the Geological Survey of India.
5. Inspector-General of Forests.
6. Director-General of Railways.
7. Director-General of Telegraphs.
8. Accountant-General, Public Works Department.
9. Surgeon-General with the Government of India.
10. Director-General of Military Work.

4. It is the practice for the Heads of Imperial Departments named in the margin to issue notifications relating to officers serving under them in Part II of the *Gazette of India*. The orders contained in the present Resolution are not intended to take away these powers; nor do they render officers so gazetted non-gazetted officers.

Order.—Ordered, that a copy of this Resolution be forwarded to Local Governments and Administrations for information and guidance; that a copy be forwarded to all Departments of the Government of India for information; and that it be published in the *Gazette of India* for general information.

(True Extract.)

(Signed) C. J. LYALL,
Secretary to the Government of India.

To the Government of Madras.

ORDER—dated 18th November 1893, No. 933, Public.

Communicated to Departments of the Secretariat and to all Heads of Departments under the Chief Secretary.

(True Extract.)

J. F. PRICE,
Chief Secretary.

To Departments of the Secretariat.
„ all Heads of Departments.

Exd. J. Moses.

Govt. of {1893} Madras.

PUBLIC.

Issued

Encl.

Recd.

G.O., 18th Nov. 1893, No. 933.

NOVEMBER.

Gazetted Offices.

Communicating to Departments of the Secretariat and to all Heads of Departments under the Chief Secretary resolution of the Government of India ruling what appointments of uncovenanted officers shall be held to be — within the meaning of the Civil Service Regulations.

35 Public
No. 1701/1718

Extract from the Proceedings of the Government of India in the Home Department (Public),—under date Simla, the 8th November 1893.

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REGD

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[True Extract.]

Secretary to the Government of India.

To

The Govt. of Madras.

D.O. dept No. 2532 29-6-93
Pub. G.O. 410-1038-5-89 encl 6

Public Department

H. M
R.S.

From

The Government of India
Home Dept.

Read again G.O. 410/11 (Pub.) 5.89
— C. No. 3066 —

No 35 Pub
1701/1718

Dated 8th Nov. 93.
Recd 13th Nov. 93
Read 14th 93
Encl Y. S.C of the Govt:

Order 18 Nov 93 No 933

Communicated to departme
of the Secretariat & to all heads of depts
under the Chief Secretary

C.S.
16/11

Subject

Regarding a general principle for
determining whether an appointment
should be treated as gazetted or
not.

Depts of the Secy
including Chief Secretary's Off 27-11
All heads of depts

[G/34] 9

Dept
27-11-93

126 DEPARTMENT.

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	Commissioner of Police	..	
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	Advocate-General	..	
	Government Solicitor	..	
	Administrator-General	..	
	Sheriff of Madras	..	
	Government Pleader	..	
	Registrar of Joint Stock Companies	..	
Public.	Surgeon-General with the Government of Madras	..	
	Sanitary Commissioner	..	
	Sanitary Engineer to Government	..	
	Meteorological Reporter	..	
	President, Board of Examiners	..	
	Private Secretary to the Right Honorable the Governor	..	
	Government Astronomer	..	
	Superintendent, Government Central Museum	..	
	Chemical Examiner	..	
	Superintendent of Stationery	..	
	Protector of Emigrants	..	
	Superintendent, Government Press	..	
	Tamil Translator to Government	..	
	Telugu do. to do.	..	
	Malayalum do. to do.	..	
	Canarese do. to do.	..	
	Hindustani do. to do.	..	
	British Consular Agent, Pondicherry	..	
	Superintendent, Archæological Survey Government Epigraphist.	..	
Political.	Resident in Travancore and Cochin	..	
	Paymaster, Carnatic Stipends	..	
	Government Agent at Tanjore	..	
	Political Agent at Pudukota	..	
	Special Agent, South Arcot	..	
Ecclesiastical.	The Right Reverend the Bishop of Madras	..	
	Venerable Archdeacon of Madras	..	
	Senior Chaplain of the Church of Scotland	..	
Marine.	Presidency Port Officer	..	
	Chairman, Harbour Trust Board	..	

Financial.	Accountant-General	.. ..
	Commissioner of Paper Currency	.. .. ..
Educational.	Director of Public Instructin	.. .. ..
	Commissioner for the Uncovenanted Civil Service Examinations	.. ..

The District Magistrate of	Anantapur .. ..
	North Arcot (Chittoor) ..
	South Arcot (Cuddalore) ..
	Bellary .. .. ..
	South Canara (Mangalore) ..
	Chingleput (Saidapet) ..
	Coimbatore .. ..
	Cuddapah .. ..
	Ganjam (Chatrapur) ..
	Gódávari (Cocanada) ..
	Kistna (Masulipatam) ..
	Kurnool .. ..
	Madura .. .. ..
	Malabar (Calicut) ..
	Nilgiris (Ootacamund) ..
	Nellore .. .. ..
	Salem .. .. ..
	Tanjore .. .. ..
	Tinnevelly .. ..
	Trichinopoly .. ..
	Vizagapatam .. ..

District and Sessions Judge of	North Arcot (Chittoor) ..
	South Arcot (Cuddalore) ..
	Bellary .. .. ..
	South Canara (Mangalore) ..
	Chingleput .. ..
	Coimbatore .. ..
	Cuddapah .. ..
	Ganjam (Berhampore) ..
	Gódávari (Rajahmundry) ..
	Kistna (Masulipatam) ..
	Kurnool .. ..
	Madura .. .. ..
	North Malabar (Tellicherry) ..
	South Malabar (Calicut) ..
	Nellore .. ..
	Nilgiris (Ootacamund) ..
	Salem .. .. ..
	Tanjore (Tanjore) ..
	Tinnevelly (Palamcottah) ..
	Trichinopoly .. ..
	Vizagapatam .. ..

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836 Judl
23-10-95

ORDINARY: PRINTED.

Public Department.
G.O., dated 18—11—93.
No. 933

INDEXED.

First copy sent to Press. 20—11—93

Returned for signature.

Despatched in print.

[Despatch Abstract.]

Gazetted offices

Copy to Departments of the Secretariat & to all heads of Depts under the Chief Secretary resolution of the Govt of India ruling what appointments of unrecruited officers shall be held to be —— within the meaning of the Civil Services Regulations

1 J Lee 4 Rs/pc
22.6.93 Sr
26-2-94
29.6.97
26.6.97
24/6/1900
11.4.32 VJ
27-2-14
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