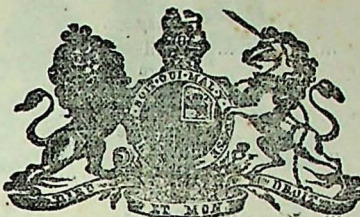


THE



Bombay Government Gazette

Published by Authority.

THURSDAY, 14TH JANUARY 1897.

Separate paging is given to this Part, in order that it may be filed as a separate compilation.

PART VI.

BILLS OF THE GOVERNMENT OF INDIA.

LEGISLATIVE DEPARTMENT.

The following Report of the Select Committee on the Bill to amend Act XXXVII of 1850 (*for regulating Inquiries into the behaviour of Public Servants*) was presented to the Council of the Governor General of India for the purpose of making Laws and Regulations on the 7th January, 1897:—

WE, the undersigned Members of the Select Committee to which the Bill to amend Act XXXVII of 1850 (*for regulating Inquiries into the behaviour of Public Servants*) was referred, have considered the Bill and the papers noted in the margin, and have now the honour to submit this our Report, with the Bill as amended by us annexed thereto.

Correspondence with Government, Madras, from 19th September to 7th November, 1896 [Papers No. 1].

of 1850 (*for regulating Inquiries into the behaviour of Public Servants*) was referred, have considered the Bill and the papers noted in the margin, and have now the honour to submit this our Report, with the Bill as amended by us annexed thereto.

2. The Madras Government took exception to the Bill as originally drafted on the ground that it might be held to alter the existing law in the two following respects: *First*, as depriving the Local Government of the power it now possesses of putting the Act of 1850 into operation in the case of Indian Civil Servants and others who can be dismissed from the service by order of the Secretary of State alone, and *secondly*, as implying an intention that all public and formal inquiries into the misconduct of public servants of all grades should, as a rule, be made under the same Act. As it was not the intention of the Bill to change the existing law and practice in either of these respects, we have proposed the following amendments in the Bill: (a) the insertion in the preamble of the Act of 1870 of the words "from their appointments" after the word "removable", (b) the insertion of the words "not removable from his appointment without the sanction of the Government" after the word "Government" in section 2 of the same Act as proposed to be amended by section 3 of the Bill, and (c) the insertion of the words "from his appointment" after the word "removed" in the new section 23 proposed by section 4 of the Bill.

3. The publication ordered by the Council has been made as follows:—

<i>Gazette.</i>	<i>In English.</i>	<i>Date.</i>
Gazette of India	12th September 1896.
Fort Saint George Gazette	29th September 1896.
Bombay Government Gazette	17th September 1896.
Calcutta Gazette	23rd September 1896.
North-Western Provinces and Oudh Government Gazette	19th September 1896.
Punjab Government Gazette	17th September 1896.
Central Provinces Gazette	19th September 1896.
Burma Gazette	3rd October 1896.
Assam Gazette	3rd October 1896.
Coorg District Gazette	1st October 1896.
Sind Official Gazette	13th October 1896.

In the Vernaculars.

Province.	Language.	Date.
Madras	Tamil	13th October 1896.
	Telegu	13th October 1896.
	Hindustani	13th October 1896.
	Malayalam	13th October 1896.
	Kanarese	20th October 1896.
Bengal	Bengali	6th October 1896.
	Hindi	8th October 1896.
	Uriya	8th October 1896.
	Burmese	3rd October 1896.
Burma	Bengali	17th October 1896.

4. We do not think that the measure has been so altered as to require re-publication, and we recommend that it be passed as now amended.

(Signed) M. D. CHALMERS.
 (") J. WOODBURN.
 (") H. E. M. JAMES.
 (") J. D. REES.

The 31st December 1896

No. II.

A Bill to amend Act XXXVII of 1850 (for regulating Inquiries into the behaviour of Public Servants).

WHEREAS it is expedient to amend Act XXXVII of 1850 (for regulating Inquiries into the behaviour of Public Servants); it is hereby enacted as follows:—

1. The said Act XXXVII of 1850 may be Title of Act XXXVII, called the Public Servants 1850, (Inquiries) Act, 1850.
2. In the preamble to the said Act, after the Amendment of preamble word "removable" the to Act XXXVII, 1850. words "from their appointments" shall be inserted, and for the words "the East India Company" the word "India" shall be substituted.

3. In section 2 of the said Act, for the words Amendment of section 2, "the East India Company, Act XXXVII, 1850. not removable from his office without the sanction of the same Government," the words "the Government, not removable from his appointment without the sanction of the Government," shall be substituted.

4. For section 23 of the said Act the following Substitution of new section section shall be substituted, namely:— for section 23, Act XXXVII, 1850.

"23. The powers of the Government under this Act may in all cases be exercised by the Governor under this Act by whom exercised by the Governor exercisable. General in Council, and when the person accused can be removed from his appointment by the Local Government, those powers may also be exercised by the Local Government."

J. M. MACPHERSON,
 Secretary to the Government of India.