

THE



Bombay Government Gazette

Published by Authority.

MONDAY, 23RD FEBRUARY 1891.

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

PART V.

PROCEEDINGS OF THE LEGISLATIVE DEPARTMENT, BOMBAY.

(To be translated into Maráthi, Gujaráti, Kánarése and Sindhi, and the translations to be published in the "Bombay Government Gazette." The Sindhi translation to be published in the "Sind Official Gazette." The dates of publication to be reported.)

The following Bill, together with the Statement of Objects and Reasons accompanying it, is published in accordance with Rule 15 of the Rules for the conduct of Business at Meetings of the Council of His Excellency the Governor of Bombay for making Laws and Regulations:—

Bill No. 2 of 1891.

A Bill to amend the Bombay General Clauses Act, 1886.

WHEREAS it is expedient to amend the Bombay General Clauses Act in manner hereafter appearing: It is hereby enacted as follows:—

1. Schedules A and B of the Bombay General Clauses Act, 1886, are repealed to the following extent, that is to say,

(a) In each column of Schedule A so much thereof as relates to Bombay Act VII of 1873,

(b) In each column of Schedule B so much thereof as relates

(i) to Sections 19 and 21 of Regulation XXII of 1827 of the Bombay Code,

(ii) to Bombay Act III of 1866,

(iii) to Bombay Act III of 1867,

(iv) to Bombay Act III of 1872,

(v) to Bombay Act V of 1873,

(vi) to Bombay Act VII of 1873,

(vii) to Sections 38 and 53 of Bombay Act III of 1874 and

(c) In the last column of Schedule B so much thereof as relates to Sections 6 and 12 of Bombay Act I of 1863.

2. Schedule B of the Bombay General Clauses Act, 1886, is modified to the extent and in the manner following, that is to say,

- (a) In the second column thereof
- (i) in the portion relating to Bombay Act VIII of 1867, before the figure "3" there shall be inserted the figure "1",
- (ii) in the portion relating to Bombay Act I of 1883, after the figure "3" there shall be inserted the figure "4."

(b) For the words and figures in the second and fourth columns thereof relating to Bombay Act VI of 1879, there shall be substituted the following, that is to say,

In column 2	In column 4
21	"the last three words"
34	"of this Act."

STATEMENT OF OBJECTS AND REASONS.

The object of this Bill is to amend the Schedules to the Bombay General Clauses Act, 1886.

Regulation XXII of 1827,
Bombay Act III of 1866,
" " III of 1867,
" " III of 1872,
" " V of 1873 and
" " VII of 1873 and
Sections 38 and 53 of Bombay
Act III of 1874.

2. (1) The references therein to the enactments noted in the margin which are now repealed are no longer required.

(2) In that portion of Schedule B which repeals, in the sections mentioned in column 2, the words "of Police", Section I of Bombay Act VIII of 1837, by oversight omitted is now inserted.

(3) In Section 21 of Bombay Act VI of 1879 the words "of this act" occur more than once. It was only necessary to repeal them where they occur at the end of that section. The error is corrected.

(4) In the portion repealing in Bombay Act I of 1883 the words "of this Act", Section 4 was by oversight omitted, and is now inserted.

(5) Column 5 of Schedule B restricted the jurisdiction in cases under Sections 6 and 12 of Bombay Act I of 1863 (relating to vessels on the Indus) to Magistrates of the first class. This restriction is found inconvenient and it is proposed to restore jurisdiction in such cases to all Magistrates by repealing the words "of the first class" inserted in those sections by column 5 of Schedule B.

21st February 1891.

(Signed) R. WEST.

By order of His Excellency the Right Honourable the Governor in Council,

A. C. LOGAN,

Secretary to the Council of the Governor of Bombay

for making Laws and Regulations.

Bombay, 21st February 1891.

(To be translated into Maráthi, Gujaráti, Kánarese and Sindhi, and the translations to be published in the "Bombay Government Gazette." The Sindhi translation to be published in the "Sind Official Gazette." The dates of publication to be reported.)

The following Report of the Select Committee of the Council of His Excellency the Governor of Bombay on the Bill to amend the Bombay General Clauses Act, 1886, and the Bill as amended by the Select Committee, are, in accordance with Rule 25 of the Rules for the conduct of Business at Meetings of the Council, published for general information :—

Report of the Select Committee appointed to consider Bill No. 2 of 1891 (A Bill to amend the Bombay General Clauses Act, 1886).

We, the members of the Select Committee appointed to consider the abovementioned Bill, have the honour to present the following Report :—

2. The Bill was published in English on the 23rd February 1891, in Gujaráti, Maráthi and Kánarese on the 2nd March 1891, and in Sindhi on the 5th March 1891.

3. We find only one amendment necessary. In Section 1 of Bombay Act VIII of 1867 the words "Commissioner of Police" have been defined by a reference to the use of that term in the Bombay District Police Act, 1867, which has since been repealed by the Bombay District Police Act, 1890, while the word "Commissioner" has been defined for all purposes of legislation by the Bombay General Clauses Act, 1886. We think, therefore, that the expression "Commissioner of Police" (and not "of Police" alone) in Section 1 of Bombay Act VIII of 1867 may be repealed. The meaning of the other terms ("District Superintendent," "Assistant Superintendent of Police," &c.) in the same section of that Act must now be defined by a reference to the District Police Act, 1890, as well as to the preceding Act of 1867, two sections of which remain unrepealed. We have amended Section 2 of the Bill to meet these objects.

(Signed) R. WEST,
(") F. L. LATHAM,
(") FAZULBHOY VISRAM.

Bombay, 17th March 1891.

Bill No. 2 of 1891.

A Bill to amend the Bombay General Clauses Act, 1886.

WHEREAS it is expedient to amend the Bombay General Clauses Act in manner hereafter appearing: It is hereby enacted as follows :—

1. Schedules A and B of the Bombay General Clauses Act, 1886, are repealed to the following extent, that is to say,

(a) In each column of Schedule A so much thereof as relates to Bombay Act VII of 1873,

(b) In each column of Schedule B so much thereof as relates

(i) to Sections 19 and 21 of Regulation XXII of 1827 of the Bombay Code,

(ii) to Bombay Act III of 1866,
(iii) to Bombay Act III of 1867,
(iv) to Bombay Act III of 1872,
(v) to Bombay Act V of 1873,
(vi) to Bombay Act VII of 1873,
(vii) to Sections 38 and 53 of Bombay Act III of 1874 and

(c) In the last column of Schedule B so much thereof as relates to Sections 6 and 12 of Bombay Act I of 1863.

2. Schedule B of the Bombay General Clauses Act, 1886, is modified to the extent and in the manner following, that is to say,

(a) In the second column thereof

(i) in the portion relating to Bombay Act VIII of 1867, before

~~the figure "3" there shall be inserted the figure "1", and above the first entry therein, there shall be inserted in column 2 the figure "1" and in column 4 the words "Commissioner of Police" and the words and figures "Act 1867," and in column 5 the words and figures "Acts 1867 and 1890 in substitution for Act 1867."~~

(ii) in the portion relating to Bombay Act I of 1883, after the

figure "3" there shall be inserted the figure "4."

(b) For the words and figures in the second and fourth columns thereof relating to Bombay Act VI of 1879, there shall be substituted the following, that is to say,

In column 2
21
34

In column 4
"the last three words"
"of this Act."

By order of His Excellency the Right Honourable the Governor in Council,

A. C. LOGAN,

Secretary to the Council of His Excellency the Governor of
Bombay for making Laws and Regulations.

Bombay, 17th March 1891.