

**GOVERNMENT OF NCT OF DELHI
OFFICE OF THE CHIEF ENGINEER, ZONE-I
IRRIGATION & FLOOD CONTROL DEPARTMENT
L.M. BUND OFFICE COMPLEX, SHASTRI NAGAR, DELHI-110031**

F.4(2)/Estt./2013/Gen. Circular/CE(I&FC)/VOL-V 2504-14

Dated: 7-3-19

CIRCULAR

The copy of the under mentioned paper is forwarded herewith for information and necessary action to the following:-

1. All Superintending Engineers, I&FC Department, Government of NCT of Delhi with the request to forward the same to all EEs under their control.
2. All Branch In-charges of O/o CE (I&FC), Zone-I & II, I&FC Department, Government of NCT of Delhi.
3. Nodal Officer (IT), I&FC Department, Government of NCT of Delhi, with the request to upload the same on the official website of I&FC Department.

Encl. As above.

M.C. Sharma

**(M.C. SHARMA)
SECTION OFFICER (I&FC)**

Sl. No.	Letter/ Circular/ Endorsement No. and Date	Received From	Subject
1.	No. Minhealth/2019/1552-59 Dated:- 27-02-2019	Minister-in-charge (I&FC), Delhi Secretariat, IP Estate, New Delhi	References to Law Department.

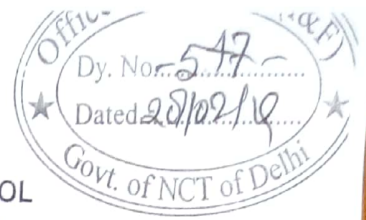
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GOVT. OF NCT OF DELHI
DEPARTMENT OF IRRIGATION & FLOOD CONTROL
DELHI SECRETARIAT, IP ESTATE, NEW DELHI



No.: Minhealth/ 2019/ 1552-59

Dated : 27th February, 2019

STANDING ORDER

Sub.: References to Law Department.

In exercise of the powers vested in the undersigned under Rule 15 and Rule 16 of the Transaction of Business of the Government of NCT of Delhi Rules, 1993 (TBR), I hereby direct that the references to the Law Department for its advice in cases and matters relating to this Department shall be dealt with in the manner stated below.

2. Only matters covered under one or more classes of cases specified in Rule 43 and Rule 44 of the aforesaid Rules shall be referred to the Law Department. The said Rules are reproduced below for ready reference.

M-28/1/19

Whenever any Department (other than the Law Department) proposes to:-

Secy/IR&FC

- (i) issue statutory rules, notification or order.
- (ii) allow under a statutory proviso the making of any rule, bye-law, notification or order by subordinate authority;

AO & Dy. Secy
IR&FC
5/3/19

Or
submit to the Central Government any draft of a statutory rule, notification or order for issue by that Government; the draft shall be referred to the Law Department for examination.

44. (1) All administrative Departments shall consult the Law Department on -

Secy/IR&FC

- (a) proposals for legislation.
- (b) the making of statutory rules, order, notifications, bye-laws, regulations, schemes, etc.
- (c) any general legal principles arising out of any case;
- (d) the institution or withdrawal of any prosecution at the instance of any administrative Department; and
- (e) the preparation of important contracts to be entered into by or on behalf of the Government.

SO/IR&FC
5/3/19

(2) Every such reference shall be accompanied by an accurate statement of the facts of the case and the point or points on which the advice of the Law Department is desired.

Secy/IR&FC

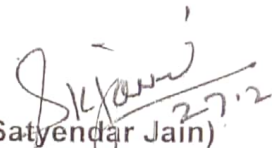
3. While making any reference to the Law Department, the clause or sub-clause under which such reference is being made shall be stated.

Contd.....2/-

O/o Chief Engineer (I & FC)
Govt. of NCT of Delhi
RECEIVED

Dy. No. 2718
Date 1-3-19

4. Further, Rule 44 (2) requires that every reference under Rule 44 shall be accompanied by an accurate statement of the facts of the case and the point or points on which the advice of the Law Department is desired.
5. The above mandatory provisions of the said Rules shall be complied with while making any reference to the Law Department.
6. I further direct that before a reference is made to the Law Department in any case or matter, such case or matter shall be brought to my personal notice in pursuance of Rule 16 of the said Rules.


(Satyendar Jain)
27.12
Minister-in-charge (I&FC)

Copy to the following for information and necessary action :

Secretary (I&FC)

All HODs of I&FC Department

All Spl.Secretaries/Addl.Secretaries of I&FC Department

Copy for information:-

1. Hon'ble Lt. Governor, Delhi
2. Hon'ble Chief Minister
3. All Ministers of Delhi Govt.
4. Chief Secretary
5. Secretary (Law), GNCTD