

such other provisions of law and regulations as shall be applicable thereto and this provision shall in no way be interpreted as to preclude the appropriate State or local officials from using or making available such records for any of the purposes for which such records are made, maintained or kept.

3. For the purpose of allowing the officers herein empowered to adopt and promulgate regulations the opportunity to take such action in an orderly manner, all records which are deemed to be public records, subject to inspection and examination and available for copying, under the provisions of section 2 of this Executive Order shall not be deemed to be public records, subject to inspection and examination and available for copying, pursuant to the provisions of Chapter 73, P. L. 1963, until August 1, 1963.

4. This Executive Order shall take effect immediately.

[SEAL] Given, under my hand and seal this 21st day of June, in the year of Our Lord, one thousand, nine hundred and sixty-three, and of the Independence of the United States, the one hundred and eighty-eighth.

RICHARD J. HUGHES,
Governor.

Attest:

LAWRENCE BILDER,
Acting Secretary to the Governor.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 8

WHEREAS, Executive Order No. 7 authorized certain State and local governmental officials to adopt

and promulgate regulations setting forth which records under their jurisdiction were not to be deemed public records, subject to inspection and examination and available for copying pursuant to the provisions of Chapter 73, P. L. 1963; and

WHEREAS, Said Executive Order provided that, for the purpose of allowing such officials the opportunity to adopt and promulgate regulations in an orderly manner, all records specified in section 2 of such Order which would otherwise be deemed to be public records under and pursuant to Chapter 73, P. L. 1963, should not be subject to inspection and examination and available for copying pursuant to said Chapter 73 only until August 1, 1963; and

WHEREAS, Despite such extension of time, numerous officials and members of the press and the general public have expressed concern over the difficulty of establishing which records are to be public records under the provisions of Chapter 73, P. L. 1963; and

WHEREAS, Only 12 municipalities and two departments of State Government have adopted regulations pursuant to the provisions of Executive Order No. 7 as of this date; and

WHEREAS, The New Jersey Press Association, a prime leader in the effort to achieve passage of Chapter 73, P. L. 1963, among others, has requested additional time so as to be afforded an opportunity to review and object to any exceptions to the public's right to inspect, examine and copy records that might be contemplated in regulations proposed to be adopted under the authority of Executive Order No. 7; and

WHEREAS, Similar requests for additional time have been received from numerous local government officials for the purpose of giving all interested parties an opportunity to review and discuss the application of Chapter 73, and to propose appropriate

regulations which may, under the provisions of Chapter 73, be promulgated pursuant to Executive Order No. 7; and

WHEREAS, It is my opinion that an additional period of time could be beneficially utilized to carefully scrutinize exceptions to the public's right to know which may be proposed and to fully consider the need to balance the right to know of the public in a democracy against the risk of unintentional harm or injustice to individuals that might be occasioned by full and indiscriminate exposure of certain records containing data of a sensitive or personal nature without regard to the motivation of those seeking to inspect or copy; and

WHEREAS, The public's right to examine and copy public records, which presently exists under the common law and by statute, remains inviolate even without the benefit of the provisions of Chapter 73, P. L. 1963;

NOW, THEREFORE, I, RICHARD J. HUGHES, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by Chapter 73, P. L. 1963, do hereby order and direct:

1. All records which would otherwise be deemed to be public records, subject to inspection and examination and available for copying under the provisions of Chapter 73, P. L. 1963, shall not be deemed to be public records pursuant to said Chapter 73 until October 1, 1963.
2. No regulation heretofore or hereafter adopted and promulgated by any State or local official pursuant to the provisions of Executive Order No. 7, or any amendment or supplement thereto, shall be of any force and effect until October 1, 1963. The application and effect of any such regulation upon public records may be limited, at any time, by an executive statement, filed by the Governor with the Secretary of State's office, setting forth the nature and

extent of the limitations imposed upon such regulations. A copy of such executive statement shall be delivered in person or sent by certified or registered mail to the appropriate State or local official.

3. This Executive Order and Executive Order No. 7 shall in no way be interpreted to replace or affect the right that the general public has, by common law, judicial decision, statute or otherwise, to examine and copy public records and shall be limited in its application to the provisions of Chapter 73, P. L. 1963.
4. Any provisions of Executive Order No. 7 which are inconsistent herewith are hereby revoked and vacated.
5. This Executive Order shall take effect immediately.

[SEAL] Given, under my hand and seal this 1st day of August in the year of Our Lord, one thousand, nine hundred and sixty-three, and of the Independence of the United States, the one hundred and eighty-eighth.

/s/ RICHARD J. HUGHES,
Governor.

Attest:

/s/ LAWRENCE BILDER,
Acting Secretary to the Governor.

STATE OF NEW JERSEY,
EXECUTIVE DEPARTMENT.

EXECUTIVE ORDER No. 9

WHEREAS, Chapter 73, P. L. 1963, finds and declares it to be the public policy of this State that