M.R.O. 1—77,006—8-6-31.

(1) Number of pages _____

(2) Date of repair _____

(3) Initials of the Referencer _____

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 804 Press / Mis.

96-97.

Dated 9-5- 1874.

2/8

Not to be folded or roughly handled

No. 96. Read the following letter from Surgeon-General E. G. BALFOUR, Surgeon-General, Indian Medical Department, to the Honourable D. F. CARMICHAEL, Acting Chief Secretary to Government, Fort St. George, dated Fort St. George, 24th April 1874, No. 187:—

In G.O., No. 1447, of 8th October 1873, Government concurred in the opinion which I had expressed, that medical subordinates in municipal employ, who have their full salary paid by that body, are in the position of private servants of the Municipality, and are to be paid for duties performed to the Magistracy.

2. I have received an appeal from the first-class Hospital Assistant of the Civil Dispensary, Munjacoopum, in which he states that he has about eight times, on the requisition of the Assistant Magistrate, Cuddalore, certified to the physical fitness of prisoners sentenced to corporal punishment, and has been in attendance to afford medical aid when they were undergoing the punishment, and he claimed to be paid Rupees 5 on each occasion. The Assistant Magistrate, however, on the 9th April, and the Deputy Magistrate, on appeal, on the 17th April, refused the asked-for fee, and the Hospital Assistant appeals to me under G.O., No. 1447, of 8th October 1873.

3. I have the honour to submit, as my opinion, that a medical officer of a Municipality performing duties which a Magistrate has called upon him to perform is entitled to a fee; and for such a case as that of certifying to a prisoner's health and attending during the infliction of the corporal punishment Rupees 2-8-0, being half that allowed for *post mortem* examination, may be granted.

4. If this proposal should not meet with the approval of His Excellency the Governor in Council, I beg to suggest that, in stations where the services of a Municipal or Local Fund Hospital Assistant may be, at times, required by a Magistrate, or public officer, for public duty, a monthly allowance of Rupees 10 from the requiring department be paid to the medical subordinate in lieu of all fees.

5. I beg to enclose the documents that have been received with the appeal.

No. 97. ORDER THEREON, 9th May 1874, No. 804.

The Governor in Council approves and sanctions the payment of a fee of Rupees (2) two to a medical subordinate wholly paid by a Local Fund or Municipal Board, when called upon by the Magistracy to perform the duties described in paragraph 3 of the foregoing letter. This will be payable whether the prisoner is pronounced fit for flogging or not.

2. The Magistrate of South Arcot will arrange for the payment, to the Hospital Assistant of the Civil Dispensary at Munjacoopum, of the fee to which he is entitled in the present case. The rule is not to have retrospective effect, otherwise.

(True Extract.)

D. F. CARMICHAEL,
Acting Chief Secretary.

To the Surgeon-General, Indian Medical Department,
with enclosure returned.

,, all District Magistrates.

To the Accountant-General.

,, the Judicial Department.

Exd. J. Wright.

Govt. of [1874] Madras.

FINANCIAL.

To

THE SURGEON-GENERAL, INDIAN MEDICAL DEPARTMENT, &c., &c., &c.

Dated May, 9th.

Read. Encl.

G.O., 9th May 1874, No. 804.

MAY.
Nos. 96-97.

Medical Subordinates.—The payment of a fee of Rs. 2 to a medical subordinate wholly paid by a Local Fund or Municipal Board, when called upon by the Magistracy to certify to a prisoner's health and attend during the infliction of corporal punishment, approved and sanctioned, and the fee directed to be disbursed to the Hospital Assistant at Munjacoopum.

3

No. 187

Surgeon
OFFICE OF ~~INSPECTOR~~-GENERAL, I. M. D.,
Fort Saint George, 24th April 1874.

From Surgeon
~~INSPECTOR~~ GENERAL EDWARD BALFOUR,
Surgeon
~~Inspector~~ General ~~of Hospitals~~,
Indian Medical Department,
Fort Saint George,

To

The Chief Secretary to Government
Judicial Department,
Vellacamund.

SIR,

In G.O. No. 1447 of 6th October 1873, Government concurred in the opinion which I had expressed, that Medical Subordinates in Municipal employ, who have their full salary paid by that body, are in the position of private servants of the municipality and are to be paid for duties performed to the Magistracy.

2. I have received an appeal from the 1st class Hospital Assistant of the Civil Dispensary Munjacoopum, in which he states, that he has about eight times, on the requisition of the Assistant Magistrate Cuddalore, certified to the physical fitness of prisoners sentenced to corporeal punishment, and has been in attendance to afford medical aid when they were undergoing the punishment, and he claimed to be paid Rupees 5 on each occasion. The Assistant Magistrate, however, on the 9th April and the Deputy Magistrate, on appeal, on the 17th

April refused the asked for fee, and the Hospital Assistant appeals to me under G.O. No. 1447 of 8th October 1873.

3. I have the honour to submit as my opinion, that a Medical Officer of a Municipality performing duties, which a Magistrate has called upon him to perform, is entitled to a fee; and for such a case as that of certifying to a prisoner's health and attending during the infliction of the Corporal punishment Rs 2-8-0, being half that allowed for Post Mortem Examination, may be granted.

4. If this proposal should not meet with the approval of His Excellency the Governor in Council, I beg to suggest that, in Stations where the services of a Municipal or Local Fund Hospital Assistant may be, at times, required by a Magistrate, or Public Officer, for public duty, a monthly allowance of Rs 10 from the requiring department be paid to the Medical Subordinate in lieu of all fees.

5. I beg to enclose the documents* that have been received with the appeal.

* to be returned.

I have the honor to be
Sir
Your most Obedient Servant

Oavan Hatton Surgeon General
Surgeon General Indian Med Deptt.

8/29/74 mz

Financial Department

PROCEEDINGS of the MADRAS GOVERNMENT.

Read the following letter from the Surgeon General, Indian Med. Department, d/ 24th April /74. No. 187.

Order thereon, Dated 19th April /74. No. 804.

The Governor in Council approves and sanctions the payment of a fee of Rs -see one (Rs 2) —, to a Medical subordinate wholly paid by a Local Fund or Municipal Board, when called upon by the Magistracy to perform the duties described in paragraph 3 of the foregoing letter. This will be payable whether the prisoner is pronounced fit for flogging or not.

2. The Magistrate of South Arcot will arrange for the payment, to the Hospital Assistants of the Civil Dispensary at Munjacoopum, of that fee to which he is entitled in the present case. The Rule is not to have retrospective effect, otherwise.

D.O.C. 28/4/74

To

The Surgeon Genl. Indian Med. Dept. with enclosure
All District Magistrates
Accountant General.
Inspector of Indirect Departments

180-240

Ex. 28/4/74.

A post mortem fee is Rs 2-5- an anxious & dangerous duty — Rs 1-3- is enough for this, I think.

I think he might get Rs 2

From

Inspector-General E. Balfour,
Inspector-General of Hospitals,
Indian Medical Department,
Fort Saint George,

To

The Chief Secretary to Government
Judicial Department

Dated 24 April
Despatched —do—
Received 25 No. 187-

Subject.

Submits for orders, Claim from the Med. Asst. at the Municipal Civil Dispy for certain allowances.

(16)

Sum to Counsel
Solicitors

Cont. of 187 } Answer.

Dat'd
Recd. } 187, No.

To

Counsel
Instructions
A 7/5
Despatch 7/5

Sum to Counsel

I think that it would be
proper and to the S. of State
that the Govt. do not assume
these claims for Quarantine
fees on acct. of public
duties performed & Medi-
cal Officers in charge thereof
in pilestation &c
These men are
Educated at public
expense, & on the
public health officers
of the Ind. maintained
as Public Establish-
ments - Separate
local taxation for
unpaid taxation
in such cases I do am
bound to do all public
duties without further
charge to the public
& B Robinson

C28/4 A7/5

28/2/05
20/6/05
13-9-06

Govt. of {1874} Madras.

Financial

To
The Surg. Genl. I. M. Deptt.

G. O. May. 9, 1874. No. 804.

Nos. 96. 97.

Med. Subordinates. The payment of a fee of Rs. 2 to a Med. Subordinate wholly paid by a Local Fund or Munl. B. when called upon by the Magy. to certify to a prisoner's health & fitness during the infliction of corporal punishment approved & Sanct. & the fee directed to be disbursed by the Hospl. Asst. at Mungacoopum.