

Local & Munl. (1895) Department.

MISCELLANEOUS.

G.O., No. 865 m

DATED 20th May 1895

[Despatch Abstract.]

Vaccination.

Informing the Chairman, Municipal Council, Kurnool, that G.O., dated 19th October 1894, No. 1502 M., does not contemplate the levy of fees for the performance of-----but the acceptance of voluntary payment in consideration of the vaccinator's time and trouble involved in attending at a private house for the purpose.

READ AGAIN ORDER OF GOVERNMENT, DATED
189 , No. , MISCELLANEOUS.

ENCLOSURES.

CURRENT No.

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT

STATEMENT WITH DITTO.

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BACK PAPER, No. OF 189
FURTHER PAPER, No. OF 189

will have to be modified in so far as the
part of the Sanitary Commissioner's proposal
is concerned.

The following order is suggested:—

Read again G.O. no 1502 m
19.10.94

Read C. number 1739 m
25.4.95

The proposals of the Sanitary Commissioner
in the last sentence of para 5(d) of his letter
read in G.O. no 1502 m 19.10.94 was ~~his~~ ^{his} ~~signature~~ ^{signature} ~~was~~ ^{was}
much as the levy of fees ~~of~~ ^{for} ~~municipal~~ ^{municipal}
for operations performed at private houses
will not be legal until the bill to amend
Act IV of 1884 has passed into law. In so far
as this part of his suggestions goes the
G.O. in question will, pending that event,
be cancelled.

C.S.
Y.V.

I submit that the following
would be better
In reconsideration the Govt. is of
opinion that as the bill to
amend Act IV of 1884 legislates
under certain conditions the
levy of fees for the performance
of vaccination, it would be
better to hold the proposal
made in para 5(d) of the
letter of the S. Commr. No. 1178
dated 5th Sept. 1894 and in
G.O. No. 1502 dated 18th Oct
1894 in abeyance until the
bill in question is passed into
law.

2. The G.O. quoted above will
therefore be ~~modified~~ ^{modified} ~~according~~ ^{according}
by the substitution ~~of~~ ^{for} the words ~~para~~ ^{para}
"para 5(a) & (b)" ~~of~~ ^{of} "para 5
(a) (b) (c) & (d)"

18/5/95

Levy of fees by Municipal Vaccinators

no 1430 m.

H.M.

(for orders)

C.S.

(from orders)

865 m

Copied by
Examined by

L. and M. DEPARTMENT.

No. 1439 M.

From the Chairman Municipal Council Kumool

Dated 28th April 1895.

FOR ORDERS.

I cannot help see that the order of Oct '94, ^{which} clashes with the law, ^{and} the order of July '89, ^{which} says that the levy under any circumstances by public vaccinators is illegal. No doubt. This is practically what the Act says, viz, "no fee or remuneration shall be charged... for any vaccination performed or certificate given under this Act". But in this case there is no charge - a fee is voluntarily tendered. Moreover, the payment is not made for the performance of vaccination or for the grant of a certificate, but for the vaccinator's time & trouble in going to the house. I would adhere to the order of Oct, '94

JN
14/5/95

Order d 20. 5. 95 No 865 M.

The Chairman will be informed that what the G.O. dated 19th October 1894 no 1502 M contemplates is not the levy of a fee for the performance of vaccination which, as the Act now stands, would be illegal, but the acceptance of a voluntary payment in the consideration of the vaccinator's time and trouble in ^{attending} going to a private house instead of ^{having} his work at the place usually appointed for the same. To this there is no objection. JN

Sec 131 of Act IV of 1884 lays down that no fee or remuneration shall be charged by any public vaccinator (i.e. vaccinator employed under the Act by a Municipal Council) for any vaccination performed or certificate given under the Act.

In G.O. no 906 M 19.7.89 this is interpreted to mean that the levy under any circumstances of fees by municipal vaccinators for the performance of vaccination is illegal.

In 1890 the Kumool Municipal Council at the suggestion of Dr King, then District Medical and Sanitary Officer, decided to allow their vaccinators to attend at the houses of well-to-do people and to levy a fee for so doing. After some discussion (vide notes and orders in G.O. no 42 M 16.1.91) this practice was decided to be illegal and it was put a stop to.

In 1894 Dr King as Sanitary Commissioner suggested the general adoption of the same system (vide para 5 (d) of his letter printed in G.O. no 1502 M 19.10.94). The previous prohibition appears to have escaped notice and his proposal was adopted.

The Kumool Municipal Council now points out that the two G.O.'s are contradictory and asks which it is to follow.

The difficulty will disappear as soon as the bill to amend Act IV of 1884 has passed into law - vide sec 48 (1) where provision is made for the levy of fees as proposed. In the meantime it is submitted that G.O. no 1502 M 19.10.94 is the law. The Kumool Municipal Council 27/5/95

Local and Municipal
Department Municipal Dept.

From CURRENT No. 1439 M

The Chairman,

Municipal Council,
Kumool

To The Chief Secretary
to Government
Fort Saint George

Dated 28th April 1895
Received
Despatched No. 41
Enclosure 1

Subject.

Soliciting orders whether fee can be levied from persons who are willing to pay the same for the Vaccinator to visit their houses.

42 M 16.1.91
1502 M 19.10.94
57 M 16.1.95
906 M 19.7.89

15-05/5

be levied by the Vaccinator for
Vaccinating children at their
residence and if so what amount
of fee should be levied in each
case.

The matter will be referred to
Government.

(True Extract)

J. Chidambaram
Chairman

1439

Extract from the Proceedings of
a meeting of the Municipal Councillors
Kunool held on the 20th April 1895.

Present.

Mr. Rky. J. Chidambaram Rau Gam B.A.

Rao Bahadur, Chairman

Official Members.

" A. Leopoldswamy Modilear Avergal

" A. Venkoba Rau Gam.

Surgeon Major A. J. Lodge Patch.

Non-Official Members.

H. Mr. D. Syed Anduduiya Sahib.

The Revd W. A. Staunton.

H. Mr. D. D. Syed Sahib.

Mr. Rky. P. Govindu Naidu Gam,
Subedar Bahadur.

H. Mr. D. Thikar Khana Shum Sahib.

The following business was transacted:-

x

x

x

3. Read Chairman's Memo dated 20th
April 1895 requesting the views of the
Council as to whether any fee can

the practice forthwith.

4. Under these circumstances I have the honor to request you will be good enough to let me know whether any such fee can be levied as suggested by the Sanitary Commissioner and apparently approved by the Government in Government Order no. 1502 M. dated 19th October 1894.

I have the honor to be

Sir,

Your most obedient Servant

J. Chidambaram
Chairman

1894

above and approved of by Government, contemplates the levying of a special fee from persons who notify to the chairman that they are willing to pay a special fee for the vaccinator to visit the house.

3. The Council, at the suggestion of the District Medical and Sanitary Officer Kumool, had passed a resolution on the 25th January 1890 that a fee of 4 annas be charged on every successful case that a vaccinator may be required to attend at the houses and that a fee of 2 annas for each successful case be paid from the above collections to the vaccinator. This was pointed out by Government to be illegal in Government Order no. 42 M. dt. dated 16th January 1891 and the Council was directed to discontinue

MUNICIPAL COUNCILLORS' OFFICE,

Kurnool, 28 April 1895.

No. 41.

CURRENT No. 1439 M

ENCLOSURES. 1

FROM

THE CHAIRMAN,

MUNICIPAL COUNCIL,

Kurnool.

TO

The Chief Secretary

to Government

Fort Saint George.

Sir,

In submitting herewith copy of a resolution of the Municipal Council Kurnool dated 20th instant, I have the honor to state that Government in para 1 of their order no 1502 M. dated 19th October 1894, (Local and Municipal) have approved of the proposals of the Sanitary Commissioner in paragraph 5(a) to (e) of his letter no 1178 V dated 5th September 1894 embodied in the above Government Order.

2. Clause d of para 5 of the Sanitary Commissioner's letter quoted

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189

AGAIN G.O., No.

189

DATED

CURRENT No.

ENCLOSURES TO G. No.

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT.

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