

INDEXED *MHS*

Local & Munl. (1897) Department.

MISCELLANEOUS.

G.O., No. *485m*

DATED

11-3-97

[Despatch Abstract.]

Epidemic Diseases Act

*Recording letter from the Agent to the Governor
General, at Baroda, forwarding copy of the rules
issued under the*

J.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

TE FOR THE Secretary

Cur No 1080, 1081, 1082

Is it necessary to print the regulations at all? and if so, to communicate them to other Departments?

V.R.
10/3/97

~~No~~
Communicate
only if we have
1/2 copies: Morse
take out
address

V.R.
11/1/97

RC. Note then
11/3/97

Local & Munl. (1897) Department.

CURRENT No. 1082/M

Post
Order *Yes*
No. 485 mis. 11.3-97

Recorded.

P.R.
10/3/97
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From

The Agent to the Governor
General, at Baroda.

No. 3312

Dated 6-3-1897

Received 10-3-1897

Registered 10-3-1897

Enclosures /

Spare copies

SUBJECT.

Forwarding copy of the rules issued
by him under the Epidemic Diseases Act.

To

The P.W.D. (Rail. Branch)
.. *Sing. Genl.*
.. *Sand. Comd.*
Editor's Table

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LOCAL & MUNICIPAL DEPT.
CUM NO. 1082 M

No. 3312 OF 1897.

FROM,

LIEUT. COLONEL N. C. MARTELLI,
CHIEF SECRETARY
GOVERNMENT OF MADRAS

Agent to the Governor General,

at BARODA.

To,

THE Chief Secretary to the Government of Madras.

Madras

Dated, Baroda, 6th March 1897.

SIR,

In accordance with the instructions of the Government of India,
in the Foreign Department, I have the honor to forward, herewith, a copy
of the Rules issued by me under the Epidemic Diseases Act III of 1897.

I have the honor to be,

Sir,

Your most obedient servant,

N. C. Martelli LIEUT. COLONEL,

Agent to the Governor General,

at Baroda.

P.

RULES UNDER ACT III OF 1897.

Whereas on account of the entry into Baroda of persons suffering from a dangerous Epidemic disease, namely Bubonic Plague, the Baroda Cantonment is threatened by an out-break of such epidemic disease amongst the inhabitants thereof; and whereas the Agent to the Governor General, at Baroda is of opinion that the ordinary provisions of the law for the time being in force are insufficient for the purpose of preventing the spread thereof, pursuant to the provisions of Section 2, sub-section 1 and 2 of the Epidemic Diseases Act, 1897, and in exercise of the powers in this behalf conferred by the Governor General in Council under Section 2 sub-section 3 of the same Act; the Agent to the Governor General, at Baroda is pleased to empower the Cantonment authorities for the Cantonment of Baroda and to take measures hereinafter specified to prevent the spread of Bubonic Plague, and is further pleased to prescribe the temporary Regulations hereinafter set forth to be observed by the public and all persons concerned.

1. No person suffering from Bubonic Plague shall enter or be conveyed or be caused to be conveyed into the Cantonment limits.

2. In the event of the plague making its appearance within the Cantonment of Baroda, the Cantonment Magistrate, subject to the general instructions of the Officer Commanding at Baroda may appoint special officers either by name or by virtue of office to carry out under the Cantonment Magistrate's general directions all measures necessary to prevent the spread of the plague.

The Special officers appointed for the Cantonment of Baroda may be selected from the Native or European officers serving in the garrison at Baroda.

3. At any place specially appointed by the Cantonment Magistrate and situated on a road leading to the Cantonment any officer on duty, or, person specially authorized in this behalf by the Cantonment Magistrate, may detain for the purpose of Medical Examination any person whom he reasonably believes to be suffering from the Plague and shall if he be not himself a Medical Officer give information of the detention to the Medical Officer of the Cantonment or the Hospital Assistant in charge of the Nanavati Dispensary.

4. In the Cantonment of Baroda to which this rule applies an occupant of a house or building or the principal surviving member of a family shall give immediate information to the Kotwal or the Hospital Assistant in charge of the Nanavati Dispensary of any sickness or death due or likely to be due to plague in such house or building or among the members of such family.

5. The Kotwal and the Hospital Assistant aforesaid shall in every case without delay communicate the fact to the Cantonment Magistrate and the Sanitary Officer respectively and the latter officer shall be bound to come to the place indicated.

6. Immediately on receiving information under the above rule the Sanitary officer shall go to the place indicated and if the place be a house or dwelling place and if the occupant or occupants thereof do not (on the demand of the Cantonment authorities) allow him to enter and give him reasonable facilities for ascertaining whether any of the inmates are suffering from the plague, the Cantonment authorities are hereby empowered to enter into such house or any part thereof by force and to detain for the purpose of Medical Examination any person found therein to be suffering or suspected to be suffering from the plague.

7. Every person having the control or charge of any building, or part of a building shall, on demand by the Cantonment Magistrate or Sanitary Officer, immediately cause such building or part of a building to be opened, and shall permit the Cantonment Magistrate or Sanitary Officer to cleanse or disinfect the same, and to cause the removal, for disinfection or destruction, of any bedding or clothing, or of any other goods or articles found therein.

For the purpose of enforcing and carrying into effect the said Regulation the Cantonment Magistrate will, whenever he shall deem it necessary to do so, break open and forcibly enter any such building or part of a building, and without previous notice to the owner or occupier thereof, will cleanse or disinfect the same, and direct or cause the forcible removal and disinfection or destruction of any bedding, clothing, goods or articles as aforesaid.

8. If for any reason it shall appear to the Cantonment Magistrate personally, or, be reported to him by the Sanitary Officer that any building intended for or used as a dwelling is unfit for human habitation he may prohibit by a written order the further use of such building as a dwelling and cause notice of such prohibition to be affixed to the door of, or, on some conspicuous part of such building.

As a temporary Regulation it is hereby prescribed that when any such prohibition has been made, no owner or occupier of such building shall use or suffer the same to be used for human habitation until the Cantonment Magistrate certifies in writing after consulting the Sanitary Officer that the causes rendering it unfit for human habitation have been removed to his satisfaction and that of the Sanitary Officer.

For the purpose of enforcing and carrying into effect the said Regulation, the Cantonment Magistrate, may, if necessary, forcibly remove any such person from such building and may prevent the re-occupation thereof until such time as he shall have certified as aforesaid.

9. If it shall appear to the Cantonment Magistrate that any building used as a dwelling is so overcrowded as to endanger the health of the inmates thereof he may by written order request the owner or occupier of the building within a period to be fixed by him to abate the overcrowding thereof by reducing the number of inmates thereof.

For the purpose of enforcing this Regulation the Cantonment Magistrate may, if necessary, at the expiration of the time prescribed in the written order

forcibly remove or cause to be removed such and so many of the inmates of the building as shall seem to him to be proper.

10. Any person suffering from Bubonic Plague, wheresoever found, shall, on a certificate signed by the Sanitary Officer or by any duly qualified Medical Officer or practitioner that such person is suffering from the said disease, be liable to be removed to such Hospital as shall be selected for the purpose by the Cantonment authorities for treatment, and retained there until cured.

For the purpose of enforcing and carrying into effect the said Regulation the Cantonment Magistrate, or, any Police officer empowered by the Cantonment Magistrate in this behalf, will whenever he shall deem it necessary so to do, cause any person in respect of whom such certificate as aforesaid has been made, to be removed to hospital.

Provided always that no person suffering from the said disease shall be so removed if, in the opinion of the Sanitary Officer, such person is provided with proper lodging or accommodation and is being properly cared for, and so situated as not to be a source of danger to the public.

11. Every building or part of building in which any case of the aforesaid disease exists or has existed shall for so long as the Cantonment Magistrate, on the strength of the Sanitary Officer's report, shall deem necessary, be isolated in accordance with such orders as the Cantonment Magistrate may in each case prescribe, and every occupant of such house, or, other person who may be therein, or, who may resort or desire to obtain access thereto shall obey any order, which he may receive from the Cantonment Magistrate prohibiting ingress or egress from such house.

For the purpose of enforcing and carrying into effect the said Regulation the Cantonment Magistrate, or, any Police officer empowered by the Cantonment Magistrate in this behalf will, if necessary, forcibly prevent persons from entering or leaving such building or part of building.

12. The operation of cleansing or disinfecting a building within the meaning of this Notification shall be deemed to include not only the cleansing and lime-washing of such building, but also, if deemed necessary, the removal of the earth or soil of the ground floor thereof to a depth of 4 inches, the removal of the whole or any part of the roof thereof, the removal of floors, the burning of Kerosine oil or any other substance thereon, or any other measure whatever.

The expense of carrying into effect any of the measures hereby authorized for cleansing or disinfecting a building shall, in the first instance, be defrayed by the Cantonment Magistrate out of the Cantonment Fund, but shall at his discretion, be recoverable from the owner or occupier of such building under the ordinary provisions of the Cantonment Act XXII of 1864, in the same manner, in all respects, as if the work had been done after notice and after failure to comply with notice within the meaning of Section 30 Chapter IV of the same Act.

See
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13. The Cantonment Magistrate is empowered to make regulations, when he deems it necessary, for enforcing burial in certain places or at a certain depth and for requiring that quick-lime be placed with the corpse and may prohibit the burying or burial of corpses of persons reasonably supposed to have died of the plague in or upon the ground other than that specially assigned by him for such purposes.

14. The Cantonment Magistrate is to do his utmost both personally and through orders to make it generally understood throughout the Cantonment that these rules are necessary for the public safety and to see that no needless inconvenience is caused to any one; that examination &c. are carried out with as much regard to sex and the customs of the country and that every thing is done to meet the wishes of the patient so far as compatible with the public safety.

15. The provisions of this notification are not intended to, and shall not operate to limit in any way any power the Cantonment Magistrate may possess independently of the powers hereby conferred.

16. Any person committing a breach of any of the aforesaid Regulations shall be liable to be punished under Section 188 Indian Penal Code with imprisonment for six months or with fine which may extend to Rs. 1,000, or with both.

BARODA RESIDENCY, }
5th MARCH 1897. }

N. C. MARTELLI LT. COLONEL,
Agent to the Governor General,
at Baroda.

When given for copying _____
When copied _____
When examined _____
When signed _____

189

READ AGAIN G.O., No.
189

DATED

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

A A A A A A A

LETTER OF GOVERNMENT

STATEMENT WITH DITTO

PAPERS NOT FILED UP, BEING MEANT FOR DESPATCH
IN ORIGINAL.

N.B.—

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1082 May 1897