

INDEXED.

Local & Munl. (1897) Department.

MISCELLANEOUS.

G.O., No. ^{955 M} 956 M

DATED 24-4-97

DESPATCHED

[Despatch Abstract.]

Vaccination in Cantonnments

Informing the Govt of India
that this Govt. has no objection to the
publication of the draft notification ex-
tending to the Cantonnments of St Thomas
Mount, Poonamallee, Pallavaram and
Vozanagaram the provisions of Sections 129 &
142 of the Madras District Municipalities Act
1884.

BACK PAPERS.

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

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
Cus	2302		1997				

[L. 1,000-28. 16.]

Local & Munl. (1897) Department.

CURRENT No. 1309/M

Order

Cus 141 and 1309/M
No. 955 Mmsd of 24-4-97

The following letter will be
despatched to the Government of India.

From

The Deputy Adjutant General,
Madras Command.

1.3
5/4/97
Letter

No. 956 Mmsd of 24-4-97

To

The Secretary to the Govt of India
Military Depart.

No. B
B 4748

Dated 13-3-1897

Received 15-3-1897

Registered 15-3-1897

Enclosures C. No 141/M with

Spare copies

SUBJECT.

Stating that the rules contained
in the draft notification extending
the provisions of section 129 to 142
of Act IV of 1884 relating to vaccina-
tion to the Cantonments of St. Thomas
Mount, Poonamallee, Pallavaram and Viji-
nagram appear adequate to meet require-
ments and call for no remarks.

Sir,

In reply to your letter No. 1062
dated 7th January 1897, forwarding
a draft notification extending to the
Cantonments of St. Thomas Mount, Poon-
amallee, Pallavaram, and Vijiennagram

in this Presidency, the provisions of
Sections 129 to 142 of the Madras District
Municipalities Act, 1884, I am directed
to state that His Excellency the Governor
in Council, has no objection to its pub-
lication. P.T.O.-para 2

1.3
5/4/97
V.P.B.

Shaw & Co.

Have not these sections been
modified by the Municipal Bill just
passed? If so, had not the

MILITARY DEPARTMENT.

Fort William, the December, 1896.

No. —In exercise of the powers conferred by section 25 of the Cantonments Act (XIII of 1889), the Governor General in Council is pleased to extend to the Cantonments of St. Thomas' Mount, Poonamallee, Pallavaram and Vizianagram, respectively, the provisions of sections 129 to 142 (both inclusive) of the Madras District Municipalities Act, 1884, in the Madras Act IV of 1884, modified form hereinafter set forth, namely:—

Sections 129—142 of the Madras District Municipalities Act, 1884, as extended to the Cantonments of St. Thomas' Mount, Poonamallee, Pallavaram and Vizianagram, respectively.

1. The Cantonment Committee shall make provision for the gratuitous vaccination of all persons residing within the cantonment—

- (i) by employing an adequate staff of duly qualified vaccinators, and
- (ii) by making suitable provision for, and defraying the charges of maintaining, a supply of vaccine-lymph and such public vaccinating stations as may be necessary.

Section 3 (14). *Explanation.*—In these regulations,—

- (1) "vaccinator" means a public or private vaccinator;
- (2) "public vaccinator" means any vaccinator employed by the Cantonment Committee; and
- (3) "private vaccinator" means any person licensed by the Governor in Council to perform the operation of vaccination in the Cantonment.

2. The Governor in Council may, by a written license, authorize any medical practitioner or other person to perform the operation of vaccination in the Cantonment, and may at any time suspend or cancel any such license.

3. No fee or remuneration shall be charged by any public vaccinator for any vaccination performed or certificate given under these regulations.

4. (1) The parent or guardian of any child successfully vaccinated may require from the public vaccinator a certificate to the effect that the child has been successfully vaccinated, and the public vaccinator shall furnish such certificate.

(2) If the public vaccinator is of opinion that a child which has been three times unsuccessfully vaccinated, is insusceptible of successful vaccination, he shall deliver to the parent or guardian of such child a certificate to that effect.

Section 3 (xvii) *Explanation.*—In these regulations,—

(1) "parent" means the father of a legitimate child and the mother of an illegitimate child; and

(2) "guardian" means any person to whom the care, nurture or custody of any child falls by law, or by natural right or recognized usage, or who has accepted or assumed the care, nurture or custody of any child, or to whom the care or custody of any child has been entrusted by any lawful authority.

14/11/96

5. Vaccination shall be compulsory in the Cantonment with effect from such date as shall be proclaimed by the Cantonment Committee by beat of drum in the Cantonment and by notification in the District Gazette; and shall thenceforth continue to be compulsory until such proclamation is, with the previous sanction of the Governor in Council, in like manner cancelled or modified.

6. The parent or guardian of any unprotected child who is more than six months old but is under ten years of age, and who has resided within the Cantonment for a period of six months after the date with effect from which vaccination therein has been proclaimed to be compulsory under section 5 of these regulations, shall take or cause it to be taken to a vaccinator or shall procure its vaccination by a vaccinator.

Explanation.—In these regulations,—(1)

Section 3 (xx) (xxi). "unprotected child" means a child who has not been protected from small-pox by having had that disease either naturally or by inoculation or by having been successfully vaccinated, and who has not been certified in the manner provided by section 4, sub-section (2) of these regulations, to be insusceptible of successful vaccination; and (2) "inoculation" means any operation performed with the object of producing the disease of small-pox by means of variolous matter.

7. (1) The vaccinator shall, if he finds such child in a state unfit for vaccination, deliver to its parent or guardian a certificate to the effect that the child is in a state unfit for vaccination.

(2) A certificate granted under this section showing the unfitness of a child for vaccination shall remain in force for such period not exceeding three months as shall have been stated therein; and on the termination of that period the parent or guardian of such child shall take the child, or cause it to be taken, to a vaccinator to be vaccinated or procure its vaccination at his own house by a vaccinator, and shall subsequently cause it to be inspected in the manner hereinafter prescribed:

Provided that, if the child is still found to be in a state unfit for vaccination, the certificate shall be renewed.

8. The vaccinator shall, if he finds the child to be in a state fit for vaccination, vaccinate the child and deliver to its parent or guardian a memorandum stating the date on which the vaccination has been performed, and the date on which the child is to be inspected in order to ascertain the result of the operation.

9. (1) The parent or guardian of every child which has been vaccinated under the last foregoing section, shall, on the date of inspection stated in the memorandum, take the child, or cause it to be taken, to a vaccinator for inspection, or shall procure its inspection by a vaccinator; and such vaccinator shall then append to the memorandum a certificate stating that the child has been inspected and the result of such inspection.

(2) When it is ascertained, at the time of inspection under this section, that the vaccination has been successful, a certificate shall be delivered by the vaccinator to the parent or guardian of such child to that effect, and such child shall thereafter be deemed to be protected.

(3) When it is ascertained that the vaccination has been unsuccessful, the parent or guardian shall, if that vaccinator so directs, cause the child to be forthwith again vaccinated, and shall subsequently cause it to be inspected in the manner provided in sub-section (1) of this section.

(4) If the vaccinator is of opinion that a child which has been three times unsuccessfully vaccinated, is insusceptible of successful vaccination, he shall deliver to the parent or guardian of such child a certificate to that effect; and the parent or guardian shall thenceforth not be required to cause the child to be vaccinated.

10. (1) The Cantonment Magistrate, or some person or persons authorized by him in that behalf, shall

ascertain (whether all the children under the age of ten years within the Cantonment have been vaccinated or are unprotected; and if the Cantonment Magistrate or any person authorized by him has reason to believe that the parent or guardian of any unprotected child is bound by the provisions hereinbefore contained to procure the vaccination of such child or present it for inspection and has omitted so to do, he shall go to the house of such parent or guardian and there make inquiry, and shall, if the fact is proved to his satisfaction, forthwith deliver to such parent or guardian, or cause to be affixed to his house, a notice requiring that the child be vaccinated or (as the case may be) that it be presented for inspection at a time and place to be specified in the notice.

(2) If such notice is not complied with, the Cantonment Magistrate shall summon the parent or guardian of the child and demand his explanation, and shall, if such explanation is not satisfactory, make an order in writing directing such parent or guardian to comply with the notice before a date specified in the order.

(3) If on such date the order passed as aforesaid, has not been obeyed, the Cantonment Magistrate shall summon the parent or guardian before him, and shall, if no just cause or excuse is shown for such disobedience, sentence such parent or guardian to a fine not exceeding fifty rupees; and such parent or guardian shall be liable to a further fine not exceeding ten rupees for every day during which the order under this section may not be obeyed by him.

11. Notwithstanding anything hereinbefore contained, if any unprotected

child or the parent or guardian of such child is a female who, according to the customs of the country, does not appear in public, the Cantonment Magistrate, or any person authorized by him in that behalf, shall direct a vaccinator to visit the house of such parent or guardian and there to deal with the child in accordance with section 6, 7, 8 or 9 of these regulations.

12. Whoever, not being a vaccinator within the meaning of these regulations, wilfully signs or makes

a certificate purporting to be a certificate under these regulations while a proclamation under section 5 thereof declaring vaccination to be compulsory in the Cantonment is in force, shall be liable to a fine not exceeding five hundred rupees.

13. Whoever, being a vaccinator, wilfully signs or makes, or procures the signing or making of, a false certificate, or, being bound to grant a certificate under these regulations, refuses or neglects to grant the same, shall be liable to a fine not exceeding one hundred rupees.

Section 141.

14. (1) Inoculation in the Cantonment is hereby prohibited; and no person who has undergone the operation of inoculation shall enter the Cantonment before the lapse of forty days from the date of inoculation without a certificate from a medical practitioner of such class as the Governor in Council may from time to time by written order authorize to grant such certificates, stating that such person is no longer likely to produce small-pox by contact or near approach.

Section 142.

(2) Whoever contravenes the provisions of this section shall be liable to simple imprisonment for a term not exceeding three months, or to a fine not exceeding two hundred rupees, or to both.

P. J. MAITLAND, *Major-General,*
Secretary to the Government of India

M. D. 18.

Secretary.

I is requested that the above heading, with number and date of this communication, may be quoted in any subsequent correspondence on the subject.

To

Chief
THE SECRETARY TO THE GOVERNMENT OF MADRAS,
Local & Municipal ~~MILITARY~~ DEPARTMENT.

SIR,

I am directed to acknowledge the receipt of your letter No. 1746-M, "Miscellaneous", dated the 12th October 1896, requesting that the provisions of Sections 129 to 142 of the Madras District Municipalities Act, IV of 1884, relating to vaccination, may be extended to the Cantonnments of St. Thomas Mount, Poonaallee, Pallavaram and Virianagram in the Madras Presidency, and submitting a draft notification for approval and publication in the Gazette of India.

2. With regard to the draft notification submitted with your letter under reply, I am

to

to observe that, in the opinion of the Government of India, it seems expedient to set forth fully and with all the necessary modifications, the provisions of Sections 129 to 142 of the Madras District & Municipalities Act, 1884, which are to be extended to the Cantonments in question. These Sections cannot be correctly construed unless the definitions of "vaccinator", "public vaccinator", "private vaccinator", "parent", "guardian", "improtected child", and "inoculation" to be found in Section 3 of the Act, are read into them, and it does not seem desirable to leave it to the Cantonment authorities and the public to do this for themselves.

3. I am, therefore, to forward a draft notification ^{Return requested} prepared on these lines, and to enquire whether His Excellency the

the Governor-in-Council sees any objection to the publication of the same.

I am,
Sir,
Your most obedient servant,

W. S. S. S.
Dy. Secretary to the Govt. of India
no.

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READ AGAIN G.O., No. DATED
189

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STATEMENT WITH DITTO.

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