[L. & M. 5,000—15-13-96.]

Local & Munl. (1897) Department.

MISCELLANEOUS.

G.O., No. 972. M

DATED 24th April 1897

[Despatch Abstract.]

Bubonic Plague. Recording letters from the Agent to the Governor General at Baroda forwarding copies of revised rules issued under the Epidemic Diseases Act III of 1897.

BACK PAPERS.

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

FURTHER PAPERS.

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

[Poll.]
1000—25-11-96.

L & M

Political (1897) Department.

Encl No. 863 J 13 April 1897. CURRENT No. 495 1586 M
Transferred to the Local and Municipal Department.

A. B. Murphy.
Under Secretary.

Cmd 13/4/97 ag

C. Nos 1586 & 1642 M

This Order No. 972 Mmcl dt 24.4.97

Recorded.

From The Agent to the Governor General at Baroda

No. 4747

Dated
Received 13 4 } 4-97
Registered 13 4 }
Enclosures — 1
Spare copies —

Note No Bhaun Officers were qted: So not communicated to them dept. &c

SUBJECT.

Requesting to substitute the enclosed slip for rule II of the rules published under the Epidemic Diseases Act under C No. 3208 dated 5th March 97

E. M. 15/4/97

BACK PAPERS.

G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Substitute the following for Rule 11 of the rules published under the Epidemic diseases Act by the Agent to the Governor General at Baroda, under No. 3208 dated 5th March 1897.

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 for the purpose of enforcing and carrying into effect this provision the Cantonment Magistrate, or, any Police Officer empowered by the Cantonment Magistrate in this behalf will forcibly prevent persons from entering such building or part of building.

1/
15 Mar 1897

S.0485m
read 11-3-97

under the Epidemic Diseases Act by me, under No.3208 dated 5th. March 1897, a copy of which was sent to you with letter, No.3312 dated the 6th. Idem.

I have the honor to be,

Sir,

Your most obedient servant,

Lt:Colonel,

Agent to the Governor General,

at Baroda.

1897
Pol. Dept.
Enclos. No. 1
To
G. No. 495

CURRENT No. 495

No. 4747 of 1897.

CHIEF SECRETARY
9 APR 1897
GOVERNMENT OF MADRAS

From,

Lt:Colonel N. C. Martelli,

Agent to the Governor General,

at Baroda.

To,

The Chief Secretary to the Government of Madras,

Political Department,

M A D R A S

Dated Baroda, 2nd. April 1897.

Sir,

I have the honor to request the favor of your sub-

-stituting the enclosed for rule 11 of the rules published -

G.O 485 m
read 11-3-97

under the Epidemic Diseases Act by me under No.3208 dated 5th.

March 1897, a copy of which was sent to you with letter, No.3312

dated the 6th. Idem.

I have the honor to be,

Sir,

Your most obedient servant,

Lt:Colonel,

Agent to the Governor General,

at Baroda.

E 483

Local & Munl. (189) Department.

CURRENT No. 1642-M.

From The Public Department.

No. 873.

Dated 12-4-97

Received 16-4-97

Registered 17-4-97.

Enclosures 2

Spare copies

SUBJECT.

Transferring letter from the Secretary to the Governor-General at Batavia forwarding a copy of the revised rules issued by him under the Epidemic Diseases Act III of 1897.

[Pub. 29. 2,000—5-3-97.]

Public (1897) Department.

CURRENT No. 1452

LOCAL & MUNICIPAL DEPT.
CURRENT No. 1642 m.

From The Agent to the Governor General at Barbados

Encl No. 873 of 14-4-97
Order

No. 5147 of 97

Transferred to the Local and Municipal Department

By orders

A.M. Knapp.
Ag Under Secretary

Dated 9
Received 12 } - 4 - 97
Do for Repr 13
Registered 13

Enclosures 1.

Spare copies

16 APR. 1897

C.O. 13/4/97

SUBJECT.

Forwarding a copy of the Revised Rules issued by him under the Epidemic Diseases Act-III of 1897.

S.W. 13/4/97

E.P. 16/4/97

BACK PAPERS.

G.O.	No.	Department.	

FURTHER PAPERS.

G.O.	No.	Department.	Date.

No. 5000 OF 1897.

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 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 these rules apply 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. In the case of any building ordered to be vacated under Rule 9, and in the case of any other building or enclosure which may appear to him to be in a filthy or insanitary condition, the Cantonment Magistrate may require the owner or occupier to carry out, or in his default may of his own motion carry out such measures as may seem necessary to him for the purpose of cleansing or disinfecting such building or premises, and for the purpose of such cleansing or disinfecting may, if necessary, forcibly break open and enter any such building or part of such building or premises, and may remove or disinfect or destroy any goods, clothes or other articles found therein. The Cantonment Magistrate is empowered to enter any building for the purpose of ascertaining whether it is in a filthy or insanitary condition. If the Cantonment Magistrate considers it necessary he may of his own motion, immediately and without previous notice, carry out such measures for cleansing and disinfecting as he considers necessary.

11. 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.

12. 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 for the purpose of enforcing and carrying into effect this provision the Cantonment Magistrate, or, any Police Officer empowered by the Cantonment Magistrate in this behalf will forcibly prevent persons from entering such building or part of building.

13. 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 effcet 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.

14. The Cantonment Magistrate is empowered to make regulations, when he deems it necessary, for prescribing the route which shall be taken by a funeral procession from the place of death to the grave yard, burning ground or other place for final disposal of the corpse, and the places (if any) at which such procession may halt, on its way, for funeral prayers, ceremonies or other purposes, 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 burial or burning of corpses of persons reasonably supposed to have died of the plague in or upon ground other than that specially assigned by him for such purposes.

15. When a person dies of the plague elsewhere than within the limits of a Hospital, no one shall touch the corpse except those who undertake the necessary duties of preparing it for the funeral. Such persons shall disinfect themselves according to the orders of the Sanitary Officer.

16. Before the destruction of property of special value under rules 7 and 10 the value of it shall be assessed by a Panch of three persons including the President who shall be an officer appointed by the Officer Commanding by name or by virtue of office and by general or special order. The President shall appoint the two other members. Subject to the sanction of the Officer Commanding the award of the Panch ahall be final and conclusive. The Cantonment Magistrate is empowered to decide whether an article which it is proposed to destroy is of sufficient value for a Panch to be called to assess its value. If he decides it is not of sufficient value, he may destroy it on the spot and may in his discretion pay compensation to the owner

provided, however, that no person shall be entitled as of right to claim any compensation whatsoever. It is desired that liberality and promptness should be shown in the exercise of the power hereby conferred to award compensation and that for example a very poor man should be promptly conpensated for the loss of clothes, which though of no special market value, may be of considerable value to him.

17. The Cantonment Magistrate may with the previous sanction of the Agent to the Governor General prohibit either wholly, or, subject to such restrictions, as he may impose, the holding of fairs, caste feasts, or, other assemblages which are likely in his opinion to assist the spread of the plague.

18. All persons practising medicine, whether qualified or not, shall report within twenty four hours to the Cantonment Magistrate and the Sanitary Officer any plague cases or cases of fever with glandular swelling which come to their notice.

19. The Cantonment Magistrate is empowered to direct, the evacuation of houses in the neighbourhood of an infected house, or, of a block of houses or a particular locality and to prohibit re-occupation of such houses, or, locality without permission. Notice for such period as the Cantonment Magistrate thinks suitable should be given and temporary accommodation should be provided.

20. 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.

21. 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.

22. 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,
7th April 1897.

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

1452 Pub

No. 5147 of 1897.

From,

Lieut. Colonel N. C. MARTELLI,

Agent to the Governor General,

at BARODA.

To,

CHIEF SECRETARY 12 APR. 1897 GOVERNMENT OF MADRAS

The Chief Secretary to the Government of Madras,

MADRAS.

Dated, Baroda, 9th April 1897.

Sir,

No 3312 dated 6th March 1897. No 4747 dated 2nd April 1897. C No. 1588 M — No 4405 11-3-97

With reference to my letters, marked on the margin, I have the honor to forward herewith a copy of the revised Rules issued by me under the Epidemic Diseases Act III of 1897.

I have the honor to be,

Sir,

Your most obedient servant

Lieut. Colonel,

Agent to the Governor General,

at Baroda.

1642-M-97

Pubd

1452

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.—
A = Copy in full.
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