

Local & Munl. (1897) Department.

MISCELLANEOUS.

G.O., No. 10496

DATED 1-5-97

[Despatch Abstract.]

Bubonic Plague According letter from the
Govt. of Bombay forwarding copies
of certain notifications issued
under the Epidemic Diseases Act.

BACK PAPERS.

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

FURTHER PAPERS.

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

L & M.

Local & Munl. (1897) Department.

CURRENT No. 23/500

his

order No 1049 M. m. d. 1-5-97

Recorded.

11/3/97

From

The Govt of Bombay

No. 1614/P.

Dated 23. 4. 97

Received 30. 4. 97

Registered " " "

Enclosures 3

Spare copies 8

SUBJECT.

Forwarding copies of notifications

1750-A/22-1-97 1956A-144/P

+ 2054/1502 P.

issued under the Epidemic Diseases Act

copy to the P. W. D (Rail ?) ...
Samp. for ...
Samp. for ...

with spare copies

3/9/97

LM. No 23/1004

No. 1614
P OF 1897.

GENERAL DEPARTMENT :

Bombay Castle, 23^d April 1897.

FROM

CHIEF SECRETARY
TO GOVERNMENT;
20 APR. 1897
GOVERNMENT OF MADRAS

TO

THE SECRETARY TO THE GOVERNMENT
OF MADRAS.

SIR,

No 1750 A dated 30 March/97
1221 A P
No 956 A dated 9th April/97
1421 A P
No 2054 - " - 14 - "
1578 P

I am directed to forward for the information
of the Government of Madras the marginally noted
Notifications issued by this Government under the
Epidemic Diseases Act, 1897.

I have the honour to be,

Sir,

Your most obedient Servant,

Handwritten signature
For Secretary to Government.



Notification.

GENERAL DEPARTMENT.

Bombay Castle, 30th March 1897.

No. 1750A.—1221-A-P.—In exercise of the powers conferred by sub-section (1) of Section 2 of the Epidemic Diseases Act, 1897, and of the powers in this behalf conferred by the Governor General in Council under Section 2, sub-section (3), of the same Act, the Governor in Council is pleased to direct as follows:—

1. The following gentlemen are constituted a Committee for the purpose of carrying out, under the orders of the Commissioner in Sind, the measures to be taken to suppress and prevent the spread of Bubonic Plague within the limits of the Sukkur and Rohri Municipalities and the Taluka Local Boards of Sukkur and Rohri:

Lieutenant-Colonel A. H. Mayhew—*President.*

Mr. W. H. Lucas, I. C. S.

Surgeon-Major W. A. Corkery, I. M. S., Civil Surgeon, Sukkur.

Mr. W. A. Ingle, Secretary to the Municipality of Sukkur.

(Mr. Lucas will act as President in Colonel Mayhew's absence.)

2. For the purposes of plague operations, the Committee shall exercise authority and control over the whole establishments of the Municipalities of Sukkur and Rohri and the Taluka Local Boards of Sukkur and Rohri. They may add to those establishments to such extent as they think necessary and may remove from them any persons whom they consider unfit for their posts.

3. The Committee may temporarily either rescind, suspend, alter or modify any bye-law, rule or order already made or issued by the Municipalities of Sukkur and Rohri and the Taluka Local Boards of Sukkur and Rohri to such extent as they consider necessary or advisable in order to suppress and prevent the spread of the plague.

4. The Committee may incur such expenditure out of the funds of the Sukkur and Rohri Municipalities and the Taluka Local Boards of Sukkur and Rohri as they may consider necessary for the performance of their duties, and in order that sufficient funds may be available for plague operations they may control the expenditure of the Sukkur and Rohri Municipalities and the Taluka Local Boards of Sukkur and Rohri on objects unconnected with the plague.

5. The Committee may cause any building or enclosure to be entered and searched for the purpose of ascertaining whether any of the inmates or occupants are suffering from the plague or whether any corpse is concealed therein, and may cause any persons found therein to be examined in order to ascertain whether any of them are suffering from the plague. They may further cause any person to be detained for medical examination and segregate, in such place as they may appoint for the purpose, any person found or suspected, after examination by a Medical Officer, to be suffering from the plague.

6. If the Committee have reason to believe that any building is or has recently been occupied by a sufferer from the plague or that any death which has not been certified by a Medical Officer holding Her Majesty's Commission, or some other Medical Officer empowered by the Committee

to certify in this behalf, to be due to some cause other than the plague, has occurred in any building, the Committee may cause the inmates of such building to be segregated in such place as they may appoint for a period not exceeding ten days, and may prevent such building from being used as a human habitation in the meanwhile.

7. If the Committee are of opinion that any building is in such an insanitary condition as to be unfit for human habitation, they may prohibit the further use of such building as a dwelling house.

When 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 Committee give him permission in this behalf.

For the purpose of enforcing this regulation, the Committee may, if necessary, forcibly remove or cause to be removed any person from such building.

8. If it shall appear to the Committee that any building used as a dwelling is so overcrowded as to endanger the health of the inmates thereof, they may by written order require the owner or occupier of the building, within a period to be fixed by the Committee, to abate the overcrowding thereof by reducing the number of inmates thereof.

For the purpose of enforcing this regulation the Committee 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 them proper.

9. In the case of any building ordered to be vacated under Rule 6, 7 or 8 and in the case of any other building or enclosure which may appear to them to be in a filthy or insanitary condition, the Committee may require the owner or occupier to carry out, or may of their own motion carry out, such measures as may seem to them necessary for the purpose of cleansing, ventilating or disinfecting such building or enclosure, and for the purpose of such cleansing, ventilating or disinfecting may, if necessary, forcibly break open and enter any such building or enclosure, and may remove and disinfect or destroy any articles found therein.

10. The Committee are empowered to remove or burn any huts or temporary erections in which a case of plague is believed by them to have occurred.

11. The Committee are empowered to make regulations, when they deem necessary, for the purpose of enforcing burial in certain places or at a certain depth and for requiring that quicklime 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 them for such purpose.

12. The Committee may for the purpose of military camps, segregation camps, hospitals, burial grounds, warehouses or offices take possession of and occupy any vacant ground or building either within or without the limits of the Sukkur and Rohri Municipalities and the jurisdiction of the Taluka Local Boards of Sukkur and Rohri, such compensation being afterwards made to the owner or occupier thereof as may be awarded by a Panch constituted as provided in Rule 13.

13. For property destroyed under Rule 9 no compensation shall be payable to the owner. No property shall be destroyed under Rule 10, until the value of it has been assessed by a Panch consisting of a Magistrate appointed by the District Magistrate of Shikarpur and two other members appointed by him. The award of the Panch shall be final and conclusive.

14. The Committee are empowered to temporarily impress carts or other vehicles ordinarily let for hire with the beasts necessary to draw them and labourers or coolies, and to make payments for the same at rates fixed by the Committee.

Notification

GENERAL DEPARTMENT.

Bombay Castle, 24th June 1897.

No. 3410—2497-P.—Under Act III of 1897, His Excellency the Governor in Council is pleased to substitute the following rule for Rule 13 of the Rules published in Notification No. 1750-A.—1221-A-P., dated 30th March 1897:—

"13. Before the destruction of property of special value under Rule 9 or 10 the value of it shall be assessed by a Panch consisting of a Magistrate appointed by the District Magistrate of Shikarpur and two other members appointed by him. The award of the Panch shall be final and conclusive. Any member of the Committee, or any person specially appointed by them in this behalf, is empowered to decide whether an article which it is proposed to destroy is of sufficient value for the said 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 the desire of Government that the authorities mentioned in this rule should show liberality and promptness in the exercise of their power to award compensation, and that, for example, a very poor man should be promptly compensated for the loss of clothes which, though of no special market value, may be of considerable value to him."

By order of His Excellency the Right Honourable the Governor in Council,

J. DEC. ATKINS,
Secretary to Government.

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15. The Municipalities of Sukkur and Rohri and the Taluka Local Boards of Sukkur and Rohri and all the officers and servants of those Municipalities and of those Local Boards and all public servants and all persons employed by the Committee shall carry into effect, without delay, any measures which may be ordered by the Committee.

16. On the requisition of the Committee, the District Superintendent of Police, Shikarpur, shall give such assistance as may be necessary in order to enforce immediate compliance with any order of the Committee.

17. The principal occupant of a house or building or the principal surviving member of a family shall give immediate information to the Secretary of the Municipality within the limits of which the house or building is situated of the occurrence in the house or building or amongst the members of the family of—

- (a) any sickness due or likely to be due to plague,
- (b) any death, whatever may be the cause of it.

18. On receipt of information of any death, the Secretary shall immediately register the death and give the informant a certificate that the death has been registered.

19. It shall not be lawful to carry any corpse to the place of cremation or burial unless the bearers are in possession of a certificate given under Rule 18 that the death has been registered. In the event of a corpse being carried in contravention of this rule all persons acting under the orders of the Committee and all policemen on duty are empowered to demand the name, sex, age, caste and residence of the deceased and to detain one of the funeral party until the information is truly given.

20. All expenses incurred in carrying out any of the measures hereby authorized shall, in the first instance, be paid out of the Municipal funds of the Municipalities of Sukkur and Rohri and the funds of the Taluka Local Boards of Sukkur and Rohri in such proportions as the Committee may determine, but the Committee may recover from any person any amount which such person would, under similar circumstances, be liable to pay to either the said Municipalities and Local Boards under any law for the time being in force.

21. The powers conferred upon the Committee by these rules may be exercised by such persons as they may, from time to time empower in that behalf. All persons so empowered will, however, act subject to the control of the Committee.

22. Disobedience to any orders issued under these rules by the Committee or any person acting under their authority will subject the offender to a prosecution under Section 188, Indian Penal Code.

By order of His Excellency the Right Honourable the Governor in Council,

J. DEC. ATKINS,

Secretary to Government.

New rule substituted. Vide C. No. 157/0

Notification.

GENERAL DEPARTMENT.

Bombay Castle, 9th April 1897.

No. 1956 A.—1411-A. P.—In exercise of the powers conferred by sub-section (1) of Section 2 of the Epidemic Diseases Act, 1897, and of the powers in this behalf conferred by the Governor General in Council under Section 2, sub-section (3), of the same Act, the Governor in Council is pleased to direct as follows:—

1. The following gentlemen are constituted a Committee for the purpose of carrying out, under the orders of the Commissioner in Sind, the measures to be taken to suppress and prevent the spread of Bubonic Plague within the limits of the Hyderabad Town and Táluka including Gidu Bandar, and Kotri Ferry:

The Collector of Hyderabad.—*President.*

Surgeon-Lieutenant-Colonel W. G. H. Henderson, I. M. S., Civil Surgeon, Hyderabad.

Major C. H. U. Price, 27th Regiment Bombay Light Infantry.

Surgeon-Captain F. W. C. Jones, A. M. S.

Mr. Hiranand Khemsing, President, Hyderabad Municipality.

2. For the purposes of plague operations, the Committee shall exercise authority and control over the whole establishments of the Municipality and Táluka Local Board of Hyderabad. They may add to those establishments to such extent as they think necessary and may remove from them any persons whom they consider unfit for their posts.

3. The Committee may temporarily either rescind, suspend, alter or modify any bye-law, rule or order already made or issued by the Municipality and Táluka Local Board of Hyderabad to such extent as they consider necessary or advisable in order to suppress and prevent the spread of the plague.

4. The Committee may incur such expenditure out of the funds of the Municipality and the Táluka Local Board of Hyderabad as they may consider necessary for the performance of their duties, and in order that sufficient funds may be available for plague operations they may control the expenditure of the Municipality and the Táluka Local Board of Hyderabad on objects unconnected with the plague.

5. The Committee may cause any building or enclosure to be entered and searched for the purpose of ascertaining whether any of the inmates or occupants are suffering from the plague or whether any corpse is concealed therein, and may cause any persons found therein to be examined in order to ascertain whether any of them are suffering from the plague. They may further cause any person to be detained for medical examination and segregate, in such place as they may appoint for the purpose, any person found or suspected, after examination by a Medical Officer, to be suffering from the plague.

6. If the Committee have reason to believe that any building is or has recently been occupied by a sufferer from the plague or that any death which has not been certified by a Medical Officer holding Her Majesty's Commission, or some other Medical Officer, empowered by the Committee to certify in this behalf, to be due to some cause other than the plague, has occurred in any building, the Committee may cause the inmates of such building to be segregated in such place as they may appoint for a period not exceeding ten days, and may prevent such building from being used as a human habitation in the meanwhile.

7. If the Committee are of opinion that any building is in such an insanitary condition as to be unfit for human habitation, they may prohibit the further use of such building as a dwelling house.

When 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 Committee give him permission in this behalf.

For the purpose of enforcing this regulation, the Committee may, if necessary, forcibly remove or cause to be removed any person from such building.

8. If it shall appear to the Committee that any building used as a dwelling is so overcrowded as to endanger the health of the inmates thereof, they may by written order require the owner or occupier of the building, within a period to be fixed by the Committee, to abate the overcrowding thereof by reducing the number of inmates thereof.

For the purpose of enforcing this regulation the Committee 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 them proper.

9. In the case of any building ordered to be vacated under Rule 6, 7 or 8, and in the case of any other building or enclosure which may appear to them to be in a filthy or insanitary condition, the Committee may require the owner or occupier to carry out, or may of their own motion carry out, such measures as may seem to them necessary for the purpose of cleansing, ventilating or disinfecting such building or enclosure, and for the purpose of such cleansing, ventilating or disinfecting may, if necessary, forcibly break open and enter any such building or enclosure, and may remove and disinfect or destroy any articles found therein.

10. The Committee are empowered to remove or burn any huts or temporary erections in which a case of plague is believed by them to have occurred.

11. The Committee are empowered to make regulations, when they deem necessary, for the purpose of enforcing burial in certain places or at a certain depth and for requiring that quicklime 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 them for such purpose.

12. The Committee may for the purpose of military camps, segregation camps, hospitals, burial grounds, warehouses or offices take possession of and occupy any vacant ground or building either within or without the limits of the Hyderabad Municipality and the jurisdiction of the Taluka Local Board of Hyderabad, such compensation being afterwards made to the owner or occupier thereof as may be awarded by a Panch constituted as provided in Rule 13.

13. For property destroyed under Rule 9 no compensation shall be payable to the owner. No property shall be destroyed under Rule 10 until the value of it has been assessed by a Panch consisting of a Magistrate appointed by the District Magistrate of Hyderabad and two other members appointed by him. The award of the Panch shall be final and conclusive.

14. The Committee are empowered to temporarily impress carts or other vehicles ordinarily let for hire with the beasts necessary to draw them and labourers or coolies, and to make payments for the same at rates fixed by the Committee.

15. The Municipality and the Taluka Local Board of Hyderabad and all the officers and servants of the Municipality and Local Board and all public servants and all persons employed by the Committee shall carry into effect, without delay, any measures which may be ordered by the Committee.

16. On the requisition of the Committee, the District Superintendent of Police, Hyderabad, shall give such assistance as may be necessary in order to enforce immediate compliance with any order of the Committee.

17. The principal occupant of a house or building or the principal surviving member of a family shall give immediate information to the Secretary of the Municipality within the limits of which the house or building is situated of the occurrence in the house or building or amongst the members of the family of—
(a) any sickness due or likely to be due to plague,
(b) any death, whatever may be the cause of it.

18. On receipt of information of any death, the Secretary shall immediately register the death and give the informant a certificate that the death has been registered.

Notification. GENERAL DEPARTMENT.

Bombay Castle, 24th June 1897.

No. 3420—2505-P.—Under Act III of 1897, His Excellency the Governor in Council is pleased to substitute the following rule for Rule 13 of the Rules published in Notification No. 1956-A.—1411-A.-P., dated 9th April 1897:—

"13. Before the destruction of property of special value under Rule 9 or 10 the value of it shall be assessed by a Panch consisting of a Magistrate appointed by the District Magistrate of Hyderabad and two other members appointed by him. The award of the Panch shall be final and conclusive. Any member of the Committee, or any person specially appointed by them in this behalf, is empowered to decide whether an article which it is proposed to destroy is of sufficient value for the said 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 the desire of Government that the authorities mentioned in this rule should show liberality and promptness in the exercise of their power to award compensation, and that, for example, a very poor man should be promptly compensated for the loss of clothes which, though of no special market value, may be of considerable value to him."

By order of His Excellency the Right Honourable the Governor in Council,
J. DEC. ATKINS,
Secretary to Government.

19. It shall not be lawful to carry any corpse to the place of cremation or burial unless the bearers are in possession of a certificate given under Rule 18 that the death has been registered. In the event of a corpse being carried in contravention of this rule all persons acting under the orders of the Committee and all policemen on duty are empowered to demand the name, sex, age, caste and residence of the deceased and to detain one of the funeral party until the information is truly given.

20. All expenses incurred in carrying out any of the measures hereby authorized shall, in the first instance, be paid out of the Municipal funds of the Municipality of Hyderabad and the funds of the Taluka Local Board of Hyderabad in such proportions as the Committee may determine, but the Committee may recover from any person any amount which such person would, under similar circumstances, be liable to pay to either the said Municipality and Local Board under any law for the time being in force.

21. The powers conferred upon the Committee by these rules may be exercised by such persons as they may from time to time empower in that behalf. All persons so empowered will, however, act subject to the control of the Committee.

22. Disobedience to any orders issued under these rules by the Committee or any person acting under their authority will subject the offender to a prosecution under Section 188, Indian Penal Code.

By order of His Excellency the Right Honourable the Governor in Council,

J. DEC. ATKINS,
Secretary to Government.

GENERAL DEPARTMENT.

Bombay Castle, 14th April 1897.

No. 2054—1502-P.—The following Notification to be issued:—

"His Excellency the Governor in Council is pleased to extend the application of the provisions of Government Notification No. 1677—1154-P., dated 26th March 1897, to the Municipalities of Thana and Bassein."

By order of His Excellency the Right Honourable the Governor in Council,

J. DEC. ATKINS,
Secretary to Government.

When given for copying
When copied
When examined
When signed

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READ AGAIN G.O., No.
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DATE

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT

LETTER OF GOVERNMENT

STATEMENT WITH DITTO

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

A A A A A A A

H.E.—

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