

Local & Munl. (1898) Department.

PRINTED.

G.O., No. 1314.P.

Sent to Madras
12/10/98

DATED 12-10-98

✓
DISPATCHED

[Despatch Abstract.]

City of Madras Regulation No. 22.

Ordering the publication of a notification
in the Fort St. George Gazette amending the

BACK PAPERS.

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

FURTHER PAPERS.

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

Government {1898} of Madras. LOCAL AND MUNICIPAL.

Recd.

Regd.

} 1898.

Enclosures

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G.O., No. 1314 P., 12th October 1898.

OCTOBER.

City of Madras Regulation No. 22.

Ordering the publication of a notification in the Fort St. George Gazette amending the —.

GOVERNMENT OF MADRAS.

LOCAL AND MUNICIPAL DEPARTMENT.

READ—the following paper :—

From the Plague Commissioner, dated 1st October 1898, No. 35.

ABSTRACT.—Recommending the amendment of the City of Madras Regulation No. 22.

ORDER—No. 1314 P., dated 12th October 1898.

Madras City Plague Regulation 22 will be amended as suggested by the Plague Commissioner and the following notification published in the *Fort St. George Gazette* :—

NOTIFICATION.

In exercise of the power delegated to him under the Epidemic Diseases Act, 1897, His Excellency the Governor of Fort St. George in Council directs that the following shall be substituted for the first sentence of Madras City Plague Regulation 22, published in notification No. 727, *Fort St. George Gazette*, dated 6th September 1898, Part I-A, pages 260-261 :—

“ Every person arriving from a plague-infected place, who is not detained under the provisions of the preceding Regulation 12 or of Regulation 15 of the Regulations published on pages 1117-1119 of Part I of the *Fort St. George Gazette*, dated 31st August 1897, shall be bound to appear at a place provided for the purpose and obtain a passport binding him to present himself daily for inspection for a period of ten days before the officer named in the passport, and he shall be bound so to present himself ”.

(True Extract.)

H. TREMENHEERE,
Secretary to Government.

To the Plague Commissioner.
 „ President, Municipal Commission, Madras.
 „ Surgeon-General.
 „ Sanitary Commissioner.
 „ Commissioner of Police, Madras.
 „ Marine Department.
 „ Political Department.
 „ Public Works Department (Railway Branch).
Gazette.

1305

Government (1898) of Madras.
LOCAL AND MUNICIPAL.

Recd.

1898.

Regd.

Enclosures

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G.O., No. 1314 P., 12th October 1898.

OCTOBER.

City of Madras Regulation No. 22.

Ordering the publication of a notification in the *Fort St. George Gazette* amending the —.

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(True Extract.)

for Secretary to Government.

To the Plague Commissioner.
 “ President, Municipal Commission, Madras.
 “ Surgeon-General.
 “ Sanitary Commissioner.
 “ Commissioner of Police, Madras.
 “ Marine Department.
 “ Political Department.
 “ Public Works Department (Railway Branch).

Gazette.

Exd. W. D'Moss.

Local & Munl. (1898) Department.

CURRENT No. 2053 P.

Read Cus. 2053 P. (Joint abstract)

From

The Plague Commissioner

Order No. 1314 P. dt 12-10-98 11/10/98

Madras City Plague Regulation

No. 35

22 will be amended as suggested by the Plague Commissioner and the following notification published in the *Fort St. George Gazette*:—

Not for

of the exercise of the power delegated to him under the E.D. Act, 1897, No. 8.

The S. of Fort St. George in Council directs that the following shall be substituted for the first sentence of Madras City Plague Regulation 22, published in notification No. 727, *Fort St. George Gazette*, dated 6th September 1898, Part I-A, pages 260-261:—

“Every person arriving from a plague-infected place, who is not detained under the provisions of the preceding Reg 12, or of Reg 15 of the

Dated 1-10-1898

Received 5-10-1898

Registered 5-10-1898

Enclosures

Spare copies.

SUBJECT.

Recommending that the City of Madras Regulation No 22 be amended as the Solicitors of the Madras Municipality think it impossible to successfully charge Captain Smith for his conduct towards sanitary inspector and Hospital asst. an plague duty at the Perambore station.

C 2053 P

No 35

Plague Commissioner's Office

Madras, dated 1st October 1898.



Note for the Secretary to Government, Local and Municipal Dept.

The Health Officer of the Municipality of Madras has drawn my attention to the opinion of the Solicitors of the Madras Municipal Commission Messrs Barclay, Ott and David, that it was impossible to successfully charge Captain Smith - Contonment Magistrate of the District for his conduct towards Sanitary Inspector and Hospital Assistant on plague duty at the Perambore Station. I do not submit the opinion, as most of it is based on his apprehension of the rules on the subject. The main point however was whether Captain Smith committed an offence under Section 180 of the Penal Code by refusing to go and sign at the Hospital Assistant's office

Let just see this - Capt Smith's conduct does not seem to me any the less reasonable because he has not technically committed any offence
RM

BACK PAPERS.

G.O.	No.	Department.	Date.
1101 P.			
17-9-98			
890 P			
26-2-98			

FURTHER PAPERS.

G.O.	No.	Department.	Date.

Regulations published on pages 1117-1119 of Part I of the Int-Hyge Gazette of 31-8-97 shall be bound to appear at a place provided for the purpose and obtain a passport binding him to present himself daily for inspection for a period of ten days before the officer named in the passport, and he shall be bound to present himself

Long 7/10/98
AT
P 10 98

- To The Plague Commr.
 - " President M.C. Madras
 - " Surgeon Genl.
 - " Sanitary Commr.
 - " Commr of Police Madras
 - " Marine Dept
 - " Sol. Dept
 - " P.W. Dept (Ry)
 - " ~~Att. Genl.~~
- 12/10/98

Office on the Railway platform
the declaration required by
amended Regulation 22 of
the Regulation applicable to
the City of Madras. It will
be noticed that whereas the
wording of the Regulation 17
(1) of the original Proffusil
Regulation requires "every
person arriving etc etc
to obtain from the officer
mentioned in Regulation
17(2), a Passport. The Regulation
No 22 applicable to the City
of Madras published in G.O.
890 P dated 24th August 1898,
states that every person
arriving from a plague
infected place shall be re-
leased with a passport binding
him to present himself daily
for inspection. The only offence
for which Captain Smith
apparently could have been
prosecuted was that of re-
fusing to go to the Hospital
Assistant's office on the
platform at Perambore.
Every passenger is as a matter
of

(This reg- has not been
put into my copy of the
pamphlet, though issued
more than 8 weeks ago!)

RS
Prof. S. S. S. S.
11/10/98

Letter from Reg 5, page 31 of the
Plague Regulation

of fact required to leave his
carriage at Perambore and
sign the passport on the
platform. The Regulation
applicable to the City, however,
appears not to give the Author-
ities any power to require
the passenger to leave his
carriage. In fact the Regulation
throws the burden of granting a
passport on the authorities at
Perambore Station. Captain
Smith was apparently, therefore
in his right when he refused
to leave the carriage.

As regards the use of threaten-
ing gestures and abusive langua-
ge by Captain Smith Solicitors
advise that his conduct was not
such as to render a prosecution
advisable. In order to avoid
further difficulties in future I
venture to recommend that
the City of Madras Regulation
No 22 be amended in the follow-
ing way:-

For the words "every person
etc etc shall be released with
a passport" I would read
"every

"Every person etc etc shall be bound to appear at the Hospital Assistant's office on the Perambore Railway platform and obtain a passport binding him etc etc. If this amendment is made no passenger will be able in future to refuse to leave the carriage at Perambore and sign the passport on the platform with impunity. It is obviously more convenient that passengers should sign passports on the tables provided on the platform than that the Hospital Assistant and Sanitary Inspector should be compelled to provide ink and pens at every carriage of the train."

Mammell.

Plague Commissioner.

a place provided for the purpose.

Amend with the above alteration

HT 5-10-88

BS 11/10/98

[25]
100-1-2-98.

LOCAL AND MUNICIPAL DEPARTMENT.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following paper:—

From the Plague Commissioner, No. 35, dated 1st October 1898 recommending ~~the amendment of Regulation No. 22~~ the City of Madras Regulation No. 22, be amended, as the solicitors of the Madras Municipality think it impossible to successfully charge Captain Smith for his conduct towards Sanitary Inspector and Hospital Assistant on Plague duty at the Perambore station.

Order No. 1314 P., dated 12th October 1898.

Madras City plague Regulation 22 will be amended as suggested by the Plague Commissioner and the following notification published in the Fort St. George Gazette:—

Notification

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" Every person arriving from a plague infected place, who is not detained under the provisions of the preceding Regulation 12 or of Regulation 15 of the Regulations published on pages 1117-1119 of part 1 of the Fort St. George Gazette dated 31st August 1897 shall be bound to appear at a place provided for the purpose and obtain a passport binding him to present himself daily for inspection for a period of ten days before the officer named in the passport, and he shall be bound so to present himself".

P.T.

himself". (True extract)

(True extract)

Secretary to Government.

To

The Plague Commissioner.

- ,, President, Municipal Commission, Madras.
- ,, Surgeon General.
- ,, Sanitary Commissioner.
- ,, Commissioner of Police Madras.
- ,, Marine Department.
- ,, Political Department.

,, Pub. Works Dept. (By Bh.)

Gazette

14/10/98

First copy sent to Press. 14-10-98
Returned for signature. 21-10-98
Despatched in print. 22-10-98

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ENCLOSURES TO G. No.

ORDER OF GOVERNMENT

LETTERS OF GOVERNMENT

STATEMENT WITH DITTO

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N.B. -

- A = Print in full.
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- F = Print abstract only.
- Q = Print heading only.

Pres
Show print at
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PR
12/10/98