

Marine (1897) Department.

G.O., No. 799 *Mar*

DATED 11 September 1897

[Despatch Abstract.]

S.S. "Goorkha": Letter from the Govt to
solve for stating that no case can be
made out against the Master of the
for persons having got into the vessel
after medical inspection recorded with
reference to G.O. No. 790-91 *Mar* of 11 September
1897.

For Order S.

It will be seen that, in
the opinion of the Gov. S. Shilton,
no case can be made out against
the Master of the vessel, as he did not
attempt to leave the port without
fresh inspection and fresh bill of
health.

From

The Government Solicitor
Madras.

No. 357

R.S. We shall have to consider the advisability of making the rules clearer & more stringent when we revise the rules for vessels leaving port.

Dated 30-6-97

Received

Enclosures

Spare copies

SUBJECT.

No. 7990 Marine 8/11 September 1897 Thos. S. Gorkha
+ Recorded with reference
to No. ⁷⁹⁰₇₉₁ Marine, 8/11 September stating that no case
1897 " " Can be made out again

Can be made out again by
the master of the _____ for
persons having ~~entered~~ ^{got into} the
vessel after the medical
inspection

C.S.

 $+m$

[M. L.]
[1,000--8-8-88.]

BACK PAPERS.

FURTHER PAPERS.

N^o 78.

Marine Dispensary.
Madras 10th May 1897.

From

Surgeon Lt Col: H. Allison, M. D.,
Port and Marine Surgeon,
Madras.

To
The Presidency Post Office
Madras.

Sir,

Dear Sir,
I have the honor to inform you that after inspecting the S. S. "Coorkha" yesterday, under the Epidemic Diseases Act, and when I was coming on shore at noon, several (six) persons were permitted to go on board the steamer. They were seen by myself, Assistant Surgeon E. Weston, Assistant Health Officer, and the boat's crew. I report this under para 4 of the Marine Department Notification in the Port St. George Gazette of 8 April. The steamer was inspected afterwards and a Bill of Health granted.

I have &c
(Sd) W. Allison, M.D.,
Surgeon Lt. Colonel
Port & Marine Surgeon

Notification
May 2

8-4-77
H. D.

N^o 949 Dn.
621

Presidency Port Office
Madras 13th May 1897

To.

Messrs Binny & Co.,
Agents, B. I. S. N. Company,
Madras.

Gentlemen,

I have the honor to invite your attention to the fact that the departure of the B. I. S. N. Company's Steamer "Goorkha" on her last visit to Madras was delayed thro' the Commander of that vessel having permitted passengers to embark after the Medical inspection had taken place. The Health officer of the port consequently had to make a Second inspection of the vessel much to his inconvenience.

I have &c
(Sd) H. A. Stuart,
Commander R. I. Co.,
Presy. Port Officer

Messrs Binny & Co.

Messrs Binny & Co.
Madras.

B. I. Home Line,
Madras 20th May 1897.

The Presidency Port Officer,
Madras.

Sir,

We have the honor to acknowledge receipt of your N^o 949 of 13th inst^{nt} regarding detention of S. S. "Goorkha" in consequence of some passengers having embarked after the Medical inspection, thus rendering a Second inspection necessary.

While regretting the inconvenience caused to the Health Officer we may mention that the vessel was subjected to a delay of about 4 1/2 hours, which might have been obviated had the Health Officer exercised a little forbearance by proceeding on board after the occurrence (as he happened to be on the Beach at the time) which would have saved considerable inconvenience.

We trust you will bring the matter to the notice of Government, as it seems to us that

that the Health Officer had no authority to decide to detain the Steamer 4 1/2 hours apparently with the object of showing his displeasure, as his action in the matter will otherwise form an unfortunate precedent. The circumstances were quite beyond our control or that of the Captain as the passengers appear to have got on board unseen by the Officers, or Harbour Master.

It is impossible for us as Commanders of Vessels to prevent passengers being late, and as the present regulations are temporary and exceptional we think Government intend to do all they can to ameliorate their working.

We need hardly inform you that a delay of 4 hours on a voyage to Colombo or even to Rangoon might quite upset our timetables and advertised sailings and it seems to me the Health Officer took a very serious responsibility on himself.

We have & ca
(Sd) Brining & Co
Agents.
(True Copies)

H. A. Street
Commander R. I. M.
Presidency Port Officer

Encd
926/269/97
Madras
26 May 1897

No. 949/ 191 9

Presidency Port Office,
Madras, 26 May, 1897.

From

Commander H. A. Street, R. I. M.,
Presidency Port Officer,

M A D R A S.

To

The Secretary to Government,
Marine Department,

C H E P A K.

Sir,

I have the honor to forward herewith, for the information and orders of Government, copies of the correspondence specified in the margin relative to certain pas-

Letter No. 78, of 10th May 1897 from the Port and Marine Surgeon to the Presidency Port Officer.	} passengers em- barking in the B. I. S. N.
Letter ,, 949/621 M of 13th May 1897 from the Presidency Port Officer to the Agents B. I. S. N. Coy. Madras.	
Letter dated 20th May 1897 from the Agents B. I. S. N. Coy. to the Presidency Port Officer.	

Company's Steamer "Goorkha" after that vessel had been inspected by the Port Health Officer, at Madras, which necessitated a second inspection of the vessel by that officer. The Port Health Officer at Madras (Port and Marine Surgeon) having other duties to perform besides those connected with the port his time is not always his own and he was no doubt greatly inconvenienced by being called on to inspect the "Goorkha" a second time; this, the Agents of the vessel seem to have overlooked.

I have the honor to be,

Sir,

Your Obedient Servant,

H. A. Street

Commander, R. I. M.,
Presidency Port Officer.

Government {1897} of Madras.
MARINE.

Recd.

Enclosures

1897.

Regd.

Spare copies

G.O., No. 344, 8th April 1897.

APRIL.

Epidemic Diseases Act

Ordered that a notification under the — be published in the Fort St. George and Maritime District Gazettes, declaring that all vessels and persons leaving certain ports of the Madras Presidency for ports out of India shall be subjected to the regulations herein contained.

22/4/97
42685

GOVERNMENT OF MADRAS.

MARINE DEPARTMENT.

READ—the following papers:—

From the Surgeon-General, dated 2nd April 1897, No. 190.
Endorsement from the Local and Municipal Department, dated 3rd April 1897, No. 449.

ORDER—No. 344, Marine, dated 8th April 1897.

Ordered that the following notification be published in the Fort St. George and all Maritime District Gazettes:—

NOTIFICATION.

In exercise of the powers conferred by Act III of 1897, the Epidemic Diseases Act, His Excellency the Governor in Council is pleased to declare that all vessels and persons leaving the undermentioned ports of the Madras Presidency for ports out of India shall be subjected to the regulations hereinafter contained:—

Gopalpur.	Masulipatam.	Pámban.
Calingapatam.	Madras.	Calicut.
Baruva.	Cuddalore.	Cochin.
Bimlipatam.	Negapatam.	Tellicherry.
Vizagapatam.	Tranquebar.	Cannanore.
Cocanada.	Tuticorin.	Mangalore.

REGULATIONS.

1. No person shall be permitted to embark on board a vessel within any such port bound for any port out of India who has within the preceding ten days resided in or visited a part of India believed by the Health officer of the port to be infected by the plague.
2. No vessel shall leave any such port for any port out of India until she has been inspected by the Health officer of the port and the master or person in charge of such vessel has obtained a bill of health or certificate in the form given below from such officer that the master or person in charge, officers, crew and passengers (if any) of such vessel are free from the bubonic plague.
3. Should the Health officer of the port be of opinion that any person on board of any vessel so inspected is suffering from the bubonic plague or is not free from the infection of the plague, he shall refuse to give a bill of health or certificate as aforesaid unless and until such person is removed from the vessel and such parts of the vessel as have been frequented by such person shall have been disinfected to the satisfaction of the Health officer.
4. After the master or person in charge of the vessel has obtained a bill of health or certificate under the provisions of these rules, no person or cargo shall be admitted or taken on board such vessel before she leaves the port unless such vessel is again inspected by the Health officer of the port and another bill of health or certificate obtained from such officer by the master or person in charge of such vessel.
5. No port clearance shall be delivered to any vessel bound from any such port to any port out of India unless and until the master or person in charge thereof shall produce the bill of health or certificate so to be obtained as aforesaid; and it shall be the duty of Customs officers to refuse delivery of the Port clearance without the production of such bill of health or certificate.

6. The duties of Health officers under these regulations shall be discharged by the medical officers named below, or by such other medical officer as may from time to time be appointed for such purpose by the District Medical and Sanitary officer:—

Ports.	Health officers.
Gopalpur	Civil Apothecary.
Calingapatam	Do.
Baruva	Hospital Assistant, Sompéta.
Bimlipatam	Civil Apothecary.
Vizagapatam	District Medical and Sanitary officer.
Cocanada	Civil Surgeon.
Masulipatam	District Medical and Sanitary officer.
Madras	Port and Marine Surgeon.
Cuddalore	District Medical and Sanitary officer.
Negapatam	Civil Surgeon.
Tranquebar	Civil Apothecary.
Tuticorin	Do.
Pámban	Do.
Calicut	District Medical and Sanitary officer.
Cochin	Civil Surgeon.
Tellicherry	Do.
Cannanore	Do.
Mangalore	District Medical and Sanitary officer.

7. Any person disobeying or contravening any of the foregoing regulations shall be deemed to have committed an offence punishable under section 188 of the Indian Penal Code and shall be liable on conviction to be punished with imprisonment of either description for a term which may extend to six months or with fine which may extend to one thousand rupees or with both.

Bill of Health.

This is to certify that the ship (or steamer) sailing under the flag as
and under the command of
master of tons bound for
with a crew of persons * and passengers
is at the time of leaving this port in a satisfactory sanitary
condition and that no case of bubonic plague exists among her officers, passengers, or crew, all
of whom have been inspected by me.
It is further certified that the town and
port of plague.
are at present † free from
* Including officers and able-bodied seamen.
† Or as the case may be.

(True Extract.)

(Signed) D. McNEIL CAMPBELL, Colonel, R.E.,
Secretary to Government.

To the Superintendent, Government Press.
" the Presidency Port Officer.
" Collectors, Maritime Districts.
" the Surgeon-General.
" the Local and Municipal Department.
" the Public Department.
" the Government of India, Home Department,
" the " of Bombay, Marine Department, } with C.L.
" the " of Bengal, Marine Department,
" the " of Ceylon,
" the Chief Commissioner, Burma,

Ed. T. K. Narayana Aiyangar.

No. 351.

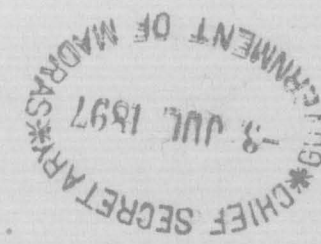
Madras 30th June 1897.

From,

Ernest Barclay,
Government Solicitor,
Madras.

To,

The Chief Secretary to Government
Ootacamund.



Sir,

1. I beg to acknowledge receipt of Order of Government Marine Department dated 3rd instant No 376E with copy correspondence relating to a case of persons being allowed to go on board the S.S. "Goorkha" after she had been inspected under the Epidemic Diseases Act and directing me, if I think there is a good case, to arrange for the prosecution of the Master of the vessel the next time he comes to Madras.
2. From the letter of 10th ultimo No 78 from the Port and Marine Surgeon, Madras, to the Presidency Port Officer, Madras, it appears that, after the former had inspected the vessel on the 9th ultimo, he saw, - when coming ashore, that six persons were permitted to go on board the steamer, . This was also seen by the Assistant Health Officer and the boat's crew. These are all the facts before me but, in his letter of 13th ultimo No ⁶²¹949 M to the Agents of the British India Steam Navigation Company, the Presidency Port Officer states that the "Goorkha's" departure was delayed through the Commander having permitted passengers to embark after the medical inspection had taken place. This is really - begging the whole question for, so far, there is nothing to show that the Commander did allow the six passengers to embark.
3. In their letter of 20th ultimo to the Presidency Port Officer - Messrs Binny & Co the Agents of the Company say that the embarkation of the passengers was quite beyond the control of the Captain as the passengers got on board unseen by the Officers (of the ship) or the Harbour Master and there is nothing to contradict this statement which would, of course, be supported by the ships Officers were the Captain - to be prosecuted.
4. Para 4 of the Notification published under the Order of Govern-

11/10/97
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ment No 344 Marine, dated 8th April 1897 provides that after the Master or person in charge of a vessel has obtained a bill of health or certificate under the provisions of the rules, no person or cargo shall be admitted or taken on board such vessel before she leaves the port unless such vessel is again inspected by the Health Officer of the port and another bill of health or certificate obtained from such Officer by the master or person in charge of such vessel. It does not appear that ^{when} the six persons embarked on board the "Goorkha" the master had obtained a bill of health or certificate but, even if he had and had allowed the six passengers to embark, it is not apparent that he would have committed any offence provided he did not attempt to leave the port without fresh inspection and obtaining a fresh bill of health or certificate.

5. On the whole I am of opinion that there is no case made out against the Master of the "Goorkha"

6. I return the papers sent me and

I have the honor to be

Sir

Your Obedient Servant

Ernest Barclay

Government Solicitor.