Public Works (1890) Department.

RAILWAY BRANCH.

G.O., No. 471 Ry

DATED 5th April.

[Despatch Abstract.]

Railway Accommodation for Leper convicts

Proceedings Judicial Department, passing orders regarding—Communicated to the Consulting Engineer for Railways.

[P. W. Ry. 760—25-9-99.]

Indexed.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.
	54	Rys	14-1-90				

FURTHER PAPERS.

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

Letter to Ahs 946 d 19/10/9

Ref on Jl Ver DEPARTMENT, No. 3515, of 89

NORTH ARCOT, COLLECTOR'S OFFICE,
~~Chittoor~~ Camp 14th october 1889.

10

FROM

H. LE FANU, ESQUIRE,
COLLECTOR AND DISTRICT MAGISTRATE,
NORTH ARCOT,

TO

THE Consulting Engineer for Railways.

SIR,

In the Public prints there was recently an account of a case in which a leper in an advanced stage of the disease was permitted to travel by the South India Railway, but was stopped at Arkonam and prohibited — as I think very properly — from going further by the Madras Railway.

I have the honor to draw your attention to a parallel case:—

One Ramachandraiyer Overseer in Charge of the Kangundi Estate was ~~at~~ on leave at Negapatam, where he had

REGISTER
No. 58/
FILE
No.

had small-pox. On the 13th Ultimo, he was returning to duty at Kangundi, and on changing from the S.I.R to the Madras Railway at Erode, he was prohibited from travelling further. The S.I.R. which had conveyed him from Negapatam to Erode permitted him also to return from Erode to Negapatam by Rail. It appears to me that the practice in both the Railways ought be identical, and that the S.I.R authorities have been to blame, while the M. Railway ~~have~~ seem to deserve much credit for the supervision exercised by them on travellers to prevent danger to the public.

I have the honor to be,
Sir,
Your most obedt. servant

For Collector

Go 2 89
[illegible]
89
3075/90

No 1374

South Indian Railway,
AGENT'S OFFICE,
TRICHINOPOLY, 25th October 1889.

2

From
The AGENT,
SOUTH INDIAN RAILWAY,
To
The CONSULTING ENGINEER FOR RAILWAYS,
MADRAS.

Sir,

With reference to your letter of the 19th October 89 No 946 I beg to inform you that the Company's Apothecaries have called attention to the fact that lepers frequently travel in Crowded Third Class Carriages. Now that the Collector of North Arcot has written to you on the Subject of lepers travelling by this line, perhaps you will be so good as to have leprosy added to the list of diseases given in G.O. No 638, 8th March 1872. If this is done I shall be able to instruct the Staff, but at present leprosy never having yet been specified by proper authority as a contagious or infectious disease, I have not the law on my side should I endeavour to prevent lepers from travelling by rail. A short time ago the idea ~~of~~ was general that leprosy was not contageous, and it is only quite recently that the presence of lepers in Carriages or at Stations has come to be regarded as a practical evil.

I am, Sir,
Your most obedt. Servant
Walter J. Hooper
for Agent.

Esd

REGISTER
No 1198
FILE
No

Gm 4 7 8.
MW10.US
89
3075/90.

From
The Agent,
South Indian Railway,
Trichinopoly.

To
The Consulting Engineer for
Railways,
Madras.

Dated 25th Octr 1889.
Received 27th Octr
No. 1374.
Enclosure.

Form No. 1.

Public Works Department.

Office of Consulting Engineer for Railways,
Madras, 29th October 1889.

Letter from the Collector of North Arcot, No: 3515 d/14th October 1889.
Letter from the Agent, South Indian Railway, No: 1374 dated 25th October 1889

No. 433.

Submitted to Government.

2. The same question was disposed of in G. O. No: 792 R, dated 4th October 1879, which was duly communicated to the Agent, South Indian Railway, who apparently desires a reconsideration of this order.

Sidney Smith
Major R.E.
for Consg. Engr: for Rys

No. 33

24th October 99

Submitting the corre-
spondence regarding the
lepers being permitted by the
S.I. Ry Co to travel by their
line.

these rules are administrative only & have no legal effect

For orders

:

C.S. Smith Colonel R.E.

Jt. Secy. to Govt. P.W.D. Ry. Branch

I suppose the Madras Railway acted under sec 20 Act IV of 1879 and if the case reported is true have treated Leprosy as an infectious disease though it is not one of those specified in the Govt. of India rules of 1872. It seems to me that the question whether or not a disease is infectious within the meaning of sec 20 Act IV of 1879 is not one which Govt. can decide & that the order of 1879 was ultra vires if it be construed as a direction to railway companies to exclude lepers under sec 20. However there it is, & in reply to his question the Agent may be referred to it. He should explain how the small pox patient referred to by Mr Le Fanu was allowed to be carried on his line. The Govt. of India rules do not say that the list given is to be deemed one of diseases to which sec 20 applies but there is no doubt about any of them. Until the Leper Bill becomes law, there will probably be doubt whether Leprosy is an infectious disease within the meaning of sec 20.

H.M. 2/11.

R. 4-XI-99

Form No. 5.

P.W.Cn. 10,213
3073/

From

THE CONSULTING ENGINEER

FOR RAILWAYS,

MADRAS,

No. 433

Dated 29th October 1889.
Received 30th

No. OF ENCLOSURES. 2

Subject.

Submitting the correspondence regarding the lepers being permitted by the S. I. Ry: Co. to travel by their line.

No. 5206C

Government of Madras.

PUBLIC WORKS DEPARTMENT.

To

The Agent
South Indian Railway
Trichinopoly

8th November 1889.

SIR,

In reply to your letter No. 1374 dated 25th October 1889, I am directed to request that you will be good enough to explain how it was that the small pox patient referred to by Mr. Le Fanu the Collector of North Arcot was allowed to be carried over the S. I. Railway.

2. With reference to the question you have raised in

in respect of lepers, I am to refer you to Proc. of Govt. No. 792 R dated 4th October 1879 which authorises Railway Companies to decline to carry persons suffering from leprosy of an offensive type except in a compartment of a carriage separate from other passengers and for which the usual charge for reserved accommodation may be made.

C.S.
6.11.9.

No. 5206 C d/ 8th Nov 1889

D 8/11

R

No. 604 d/ 2-3-71
" 792 R " 4-10-79
" 638 " 8-3-72

No 1449

South Indian Railway,
AGENT'S OFFICE,
TRICHINOPOLY, 16th Novr 1889.

50

From
The AGENT,
SOUTH INDIAN RAILWAY,
To
The CONSULTING ENGINEER FOR RAILWAYS,
MADRAS.

Sir,

In reply to your letter No. C 5206 dated 8th November, 1889, I have to inform you that the case of the person suffering from small pox is under inquiry.

Under G.O. No. 638, 8th March, 1872, the undermentioned instructions were given to the railway staff:—

"If on the arrival of a train "at any station, it shall become known to "the station master thereof that any person "travelling by that train is suffering from any "Contagious disease, such station master shall "at once proceed to remove other travellers from "the Carriage or Compartment."

Section 20 of the Indian Railway Act runs thus:—

"Any person found suffering "from an infectious disease in a Railway "Carriage or in any place on a Railway, may

P.W.C.N. 10987

"may, if his remaining in such carriage or "place is likely to spread the infection of such "disease be removed from such carriage or place "by any Railway servant;

"Any passenger so removed who has "paid his proper fare to or at the place at "which he is so removed, shall be entitled, on "returning his ticket, to have such fare refund"ed.

Here two, opposite, courses are open, one by which a passenger is removed, and another by which he is, allowed to travel, and I shall be obliged by your kindly informing me which course, leprosy being added by Government to the list of contagious diseases, it is desired the Company shall follow. I would mention that, if section 20 of the Railway Act, had been acted on in the case of Lieutenant Hamilton R.E., who died from Cholera at Madras on arriving from Vellore he would have been removed from the train at Arkonam.

R/18-11-89

I am,
Sir,
Your most obedient servant
Walter J. Hooper
for Agent

From
The Agent,
South Indian Railway,
Trichinopoly.
To
The Consulting Engineer for Railways,
Madras.
Dated 16th Nov 188 9
Received
No. 1449
Enclosure.

No. 2032. J. 21-11-89
Transferred to the Joint Secy: to Govt. P.W. & Ry Branch
Sidney Smith
Major R.E.
For Con: Engr for Rys:

G.S.A.

Inspn. to Hon. Mr. H.E. Stokes C.S.I.

PUBLIC WORKS SECRETARIAT,
RAILWAY BRANCH.

Station ______ date ______ 188 .

A's No. 1449 – 16 Nov. 1889.

OFFICE NOTE.

For orders

The case of the person suffering from Small pox being under inquiry, further report may be awaited.

The question raised in the last para must I think await the passing of the Leper Bill – But as regards "contagious or infectious disease" Section 20 of Act IV of 1879 contains no order it only legalises the Rules laid down in G.O. No. 638 of 8th March 1872. and under this Section the Ry Co can at its discretion either remove a person suffering from an infectious disease from a carriage or it may carry that person finding accommodation elsewhere for the other occupants of the carriage

H.E.S.
23 Nov.

Vizag. 20/11

Send letter

Hls. 22-11-89

R 25/-

or compartment -
The Agent may I think be told this in reply to his question, as far as it relates to infectious diseases.

22/11.

54R

No. 5569C of 28 Nov. 1889

Form No. 7.

Madras, ______ 18

6 R

To

Agent, S. I. R.

C

No. Reply No. , dated

Reminders.

Subject.

Sir,

In reply to your No 1449 C 16. Novr to the address of E.R. I am directed to state that the question of adding leprosy to the list of infectious diseases must await the passing of the Leper Bill now before Govt.

With regard to the action to be taken in cases of known ~~acute~~ infectious diseases I am to say that Section 20 of Act IV of 1879 legalises the Rules previously laid down in G.O. No 638 C 8th March 1872 and under this section the Ry Co can, at its discretion, either remove a person so suffering, from a Carriage, or to

may carry that person
finding accommodation
elsewhere for the other
occupants of the carriage
or compartment

D.R.

25/11

D 28/11

P W Proc 1
3075/90.

No. 5206 C.A/ 8-11-89
" 604 " 2-3-71
" 638 " 8-3-72
" 792 R " 4-10-79

No. 5569 C.A/28th Nov. 1889

Current No 493 [illegible]

No 1530

South Indian Railway,
AGENT'S OFFICE,
TRICHINOPOLY, 30th Novr 1889

From
The AGENT,
SOUTH INDIAN RAILWAY,
To
The CONSULTING ENGINEER FOR RAILWAYS,
MADRAS.

× R's

11507
3-12-89

Sir,

Referring to your letter No 5569 C 28th Novr 89 I am under the necessity, as a difficulty has arisen within the last week at Tanjore regarding the Conveyance of a leper by railway, of requesting you to be good enough to inform me whether pending the passing of the Leper Bill I am desired to act on G. O. No 792 R 4th Octr 1879 which runs:—

"His Grace the Governor in Council is of opinion
"that the Railway Companies may properly
"decline to Carry persons Suffering from Leprosy
"of an offensive type except in a Compart-
"-ment of a Carriage Separate from other
"passengers, and for which the usual charge
"for reserved accommodation may be made."

As leprosy has not yet been laid down to be a Contagious or infectious disease it is a matter of Course that it does not fall within the Scope of Section 20 of the Indian Railway Act.

Under these Circumstances the

PWCns. 11307
11676
3075

the question arises whether lepers are to be made to pay for reserved accommodation. They will probably object, but I shall have no hesitation in enforcing such payment if I learn from You that this is the wish of Government.

I am
Sir
Your most obed^t Servant
William Betts
Agent

No 2123.

Transferred to the Joint Secy: to Govt: P.W.D Railway Branch.

Sidney Smith
Major R.E.
Madras
2^d December 1889 } for Con: Engr: for Rys

Recd: 3.12.89

Submit to Govt with SM. Govt.

From
The Agent,
South Indian Railway,
Trichinopoly.
To
The Consulting Engineer for
Railways,
Madras.
Dated 30^th Nov 1889
Received 2^d Decr
No. 1530
Enclosure.

8

Form No. I.

Public Works Department.

Office of Consulting Engineer for Railways,
Madras, 6^th December 1889.

Letter from the Agent, South Indian Railway, No. 1530, dated 30^th November 1889.

No. 493

Submitted ——— to ——— Government in continuation of this office endorsement No. 433, dated 29^th October 1889.

Sidney Smith
Major R.E.
for Consg: Engr: for Rys.

[illegible] No 11507 R 3-12-89

Hon. Mr. H. E. Stokes C.S.I.

PUBLIC WORKS DEPARTMENT,

RAILWAY BRANCH.

READ the following :—

Letter 1530 - d 30 Nov 89
fm. Agent. S. I. R

FOR ORDERS.

If the Hon. Member sees no objection I will write to the Agent and say that G.O. 792 R d/ 4 Oct 1879 should be given effect to.

C J Smith Lt Col R.E.

7.12.9

Yes, being careful to say leprosy of an offensive type.

[illegible]
8 Dec

C.J.S.
9.12.9

Pass G.O. to effect that G.O. will be given effect to in such cases Ref G.O. in M.L.S.

Cir 7.XII.89
R 9.XII.89

Cir 7/12/9.

FOR ORDERS.

Sir

This G.O. for Press
is submitted for approval
Manuscript copy despd. to E.R.

Ul.
8/2

From ~~P.W.C. No 1107~~

THE CONSULTING ENGINEER
FOR RAILWAYS,
MADRAS,

No. 493.

Dated 6th
Received 6th } December 1889.

No. of Enclosures. 1

Subject.

Submitting letter from the Agent, South Indian Railway, regarding lepers being allowed to travel over the South Indian Railway.

B.

No. 54 R. of 14th Jany/90

To
The Cons. Engineer for Rys.
Insp Copy taken 14/1/90
" Judicial Departt.

21/2

14TH JANUARY 1890, No. 54 R., PUBLIC WORKS.

GOVERNMENT OF MADRAS.

PUBLIC WORKS DEPARTMENT.

Railway.

Read the following papers :—

From the Consulting Engineer for Railways, dated Madras, 29th October 1889, No. 433.

From the Collector and District Magistrate, North Arcot, to the Consulting Engineer for Railways, dated Chittoor, 14th October 1889, Ref. on Gl. Ver. No. 3515.

In the public prints there was recently an account of a case in which a leper in an advanced stage of the disease was permitted to travel by the South Indian Railway, but was stopped at Arkónam and prohibited—as I think very properly—from going further by the Madras Railway.

2. I have the honor to draw your attention to a parallel case :—

One Ramachandraiyer, Overseer in charge of the Kangundi estate, was on leave at Negapatam, where he had small-pox. On the 13th ultimo he was returning to duty at Kangundi, and on changing from the South Indian Railway to the Madras Railway at Erode he was prohibited from travelling further. The South Indian Railway which had conveyed him from Negapatam to Erode permitted him also to return from Erode to Negapatam by rail. It appears to me that the practice in both the railways ought to be identical, and that the South Indian Railway authorities have been to blame, while the Madras Railway seem to deserve much credit for the supervision exercised by them on travellers to prevent danger to the public.

From the Agent, South Indian Railway, to the Consulting Engineer for Railways, dated Trichinopoly, 25th October 1889, No. 1374.

With reference to your letter of the 19th October 1889, No. 946, I beg to inform you that the Company's Apothecaries have called attention to the fact that lepers frequently travel in crowded third-class carriages. Now that the Collector of North Arcot has written to you on the subject of lepers travelling by this line, perhaps you will be so good as to have leprosy added to the list of diseases given in G.O., No. 638, 8th March 1872. If this is done I shall be able to instruct the staff, but at present leprosy never having yet been specified by proper authority as a contagious or infectious disease, I have not the law on my side should I endeavour to prevent lepers from travelling by rail. A short time ago the idea was general that leprosy was not contagious, and it is only quite recently that the presence of lepers in carriages or at stations has come to be regarded as a practical evil.

Submitted to Government.

2. The same question was disposed of in G.O., No. 792 R., dated 4th October 1879, which was duly communicated to the Agent, South Indian Railway, who apparently desires a reconsideration of this order.

From the Consulting Engineer for Railways, to the Agent, South Indian Railway, dated Madras, 8th November 1889, No. 5206-C.

In reply to your letter No. 1374, dated 25th October 1889, I am directed to request that you will be good enough to explain how it was that the small-pox patient referred to by Mr. LeFanu, the Collector of North Arcot, was allowed to be carried over the South Indian Railway.

2. With reference to the question you have raised in respect of lepers, I am to refer you to Proceedings of Government No. 792 R., dated 4th October 1879, which authorises Railway Companies to decline to carry persons suffering from leprosy of an offensive type except in a compartment of a carriage separate from other passengers and for which the usual charge for reserved accommodation may be made.

From the Agent, South Indian Railway, to the Consulting Engineer for Railways, dated Trichinopoly, 16th November 1889, No. 1449.

In reply to your letter No. 5206-C, dated 8th November 1889, I have to inform you that the case of the person suffering from small-pox is under inquiry.

2. Under G.O., No. 638, 8th March 1872, the undermentioned instructions were given to the Railway staff :—

> "If on the arrival of a train at any station it shall become known to the stationmaster thereof that any person travelling by that train is suffering from any contagious disease, such stationmaster shall at once proceed to remove other travellers from the carriage or compartment."

3. Section 20 of the Indian Railway Act runs thus :—

> "Any person found suffering from an infectious disease in a railway carriage or in any place on a railway, may, if his remaining in such carriage or place is likely to spread the infection of such disease, be removed from such carriage or place by any railway servant ;
>
> "Any passenger so removed, who has paid his proper fare to or at the place at which he is so removed, shall be entitled, on returning his ticket, to have such fare refunded."

4. Here two opposite courses are open, one by which a passenger is removed and another by which he is allowed to travel, and I shall be obliged by your kindly informing me which course, leprosy being added by Government to the list of contagious diseases, it is desired the Company shall follow. I would mention that, if section 20 of the Railway Act had been acted on in the case of Lieutenant Hamilton, R.E., who died from cholera at Madras on arriving from Vellore, he would have been removed from the train at Arkónam.

No. 2032.

Transferred to the Joint Secretary to Government, Public Works Department, Railway Branch.

21st November 1889. (Signed) SIDNEY-SMITH, Major, R.E.,
for Consulting Engineer for Railways.

From the Consulting Engineer for Railways, to the Agent, South Indian Railway, dated Madras, 28th November 1889, No. 5569-C.

In reply to your No. 1449-C, 16th November, to the address of the Consulting Engineer for Railways, I am directed to state that the question of adding leprosy to the list of infectious diseases must await the passing of the Leper Bill now before Government.

2. With regard to the action to be taken in cases of known infectious diseases, I am to say that section 20 of Act IV of 1879 legalises the rules previously laid down in G.O., No. 638-C, 8th March 1872, and under this section the Railway Company can, at its discretion, either remove a person so suffering from a carriage, or it may carry that person finding accommodation elsewhere for the other occupants of the carriage or compartment.

From the Consulting Engineer for Railways, dated Madras, 6th December 1889, No. 493.

From the Agent, South Indian Railway, to the Consulting Engineer for Railways, dated Trichinopoly, 30th November 1889, No. 1530.

Referring to your letter No. 5569-C, 28th November 1889, I am under the necessity, as a difficulty has arisen within the last week at Tanjore regarding the conveyance of a leper by railway, of requesting you to be good enough to inform me whether, pending the passing of the Leper Bill, I am desired to act on G.O., No. 792 R., 4th October 1879, which runs :—

> "His Grace the Governor in Council is of opinion that the Railway Companies may properly decline to carry persons suffering from leprosy of an offensive type, except in a compartment of a carriage separate from other passengers, and for which the usual charge for reserved accommodation may be made."

2. As leprosy has not yet been laid down to be a contagious or infectious disease, it is a matter of course that it does not fall within the scope of section 20 of the Indian Railway Act.

3. Under these circumstances the question arises whether lepers are to be made to pay for reserved accommodation. They will probably object, but I shall have no hesitation in enforcing such payment if I learn from you that this is the wish of Government.

Submitted to Government in continuation of this office endorsement No. 433, dated 29th October 1889.

ORDER—dated 14th January 1890, No. 54 R., Public Works.

G.O., No. 792 R., dated 4th October 1879, will be given effect to in all cases of leprosy of an offensive type.

(True Extract.)

Colonel, R.E.,
Joint Secy. to Govt., P.W.D.,
Railway Branch.

To the Consulting Engineer for Railways.
" Judicial Department.

Exd. J. Moses.
Spare Copies

RAILWAY.

Govt. of {1890} Madras.

PUBLIC WORKS.

Dated January, 14th.

Recd. *Encl.*

G.O., 14th Jan. 1890, No. 54 R.

JANUARY.

Lepers.

Regarding the conveyance of — on the South Indian Railway.

Emergent

MEMORANDUM.

For Information C. No. 4723.

Requested for reference the under-mentioned papers :—

Recent papers regarding conveyance of lepers by Rail. also old orders about the year 1878 on the subject. +

+ The Hon'ble Mr. S[illegible] [illegible] [illegible] a [illegible] that the general question of the conveyance of lepers came up in the Railway [illegible] a little while ago.

Chief Secretariat Dept.,

11th January 1890.

To

The Public Works Dept.

Railway Branch.

R. G. Carden
Under Secretary.

O.S.
19.1.90

ENT.

Pro Encl
3075/90

l Dept

Enclos.—

be furnished
ers reg:
lepers by

SECRETARY
MAR 90
LIC ETC DEPT.

Disposal.

No. 224 C dated 14 Jany/90

Original papers forwarded to be returned when no longer required

sgd. C. J. S.

14/1/90 R

RAILWAY.

Gov^t

No 224 C d/ 14 Jany/90

Original papers*
forwarded - to be returned
when no longer required.

C. J. Smith Col. R.E.
Jt Secy: to Govt. P. W. D.
Ry: Branch.

*No: 54 R d/ 14-1-90. with previous papers.-

G.O. 54 R d/ 14-1-90
(In Press)

16/1

Dated

Recd

G

Lepers.

Regarding the conveyance of — on the South Indian Railway.

---

54 R d/ 14-1-90
5569. C d/ 28-11-89
5206. C d/ 8-11-89
G.0604 d/ 2-3-71
638 d/ 8-3-72
792 R d/ 4-10-79

1890.

P. W. DEPARTMENT.

Current No. 391

From The Judicial Dept

Enclos.—

No.
Dated 11-1-90
Received 14-1-90

Subject.

Requesting to be furnished with recent papers reg: conveyance of lepers by Rail.

UNDER SECRETARY 18 MAR 90 PUBLIC WKS DEPT.

Disposal.

No. 224 C dated 14 Jany/90

Original papers forwarded to be returned when no longer required

Sd. C. J. S.

14/1/90 R

16/1

No.792R d/4-10-79.
No.638 d/8-3-72
" 604 " 2-3-71

P. W. C. No. 1294

Form No. 3.

From

THE CONSULTING ENGINEER

FOR RAILWAYS,

MADRAS,

Transferred to the Judicial Department with reference to G. O. in that Department No — d/. 24th January 1890 and the referred papers returned.

C. J. Smith Colonel R.E.

Jt. Secy. to Govt. P.W.D. Ry. Branch

No. 100

Dated 7th
Received 8 } February 1890.

No. of Enclosures. 6

Subject.

Submitting, correspondence regarding the grounds on which the traffic authorities at Tanjore refused to provide a compartment for the conveyance of a leper convict to Madras.

Is what the agent says true? Surely there are divisions which prevent passengers from going from end to end within the carriage. And cannot one of the compartments so formed — though it may be possible to climb over the backs of the seats — be cut separately as reserved? Does the Agent mean to say that when 3rd cl. reserved accommodation is required a whole carriage must be taken?

CMS

Reci. 15-2-90 — R 17-2-90

Hon. 10-2-90 R 14-2-90 Feb

cannot be effected, if the leper [illegible] whole carriage is to be taken. A 2nd cl. single compartment would probably ensure the proper isolation of the lepers.

HSW 15/2

If rubbing heads & shoulders over the back of the seat is possible no doubt a compartment would not suffice. Nor would two unless one was an end one & contained the leper. The paper should be transferred with remark that the construction of the 3rd cl. Compts. in the S.I.R. carriages is such that isolation of passengers

PUBLIC WORKS DEPARTMENT,

RAILWAY BRANCH.

READ the following :—

awaiting D.O. [illegible] 17.2.

FOR ORDERS.

The S. I. R. carriages are as stated by the Agent open from end to end.

A somewhat similar question arose in considering how with decency to carry the body of a passenger who died en route. It would not have sufficed to put the body within view of the adjoining compartment.

So here it would not afford sufficient segregation were passengers in the adjoining compartment to be permitted to rub heads & shoulders with a leper, over the back of the seat.

If Govt. see fit to rule that two compartments will suffice for segregation

P. W. C. No. 1294

FOR ORDERS.

The Agent will doubtless accept this interpretation of previous orders

I should think one vacant compartment between the lepers & the public would suffice but there is no saying what the doctors would suggest on such a point.

A ~~second class~~ single compartment, I think, but am not sure could be provided with due notice.

A single compartment can be reserved in the third class but the question here is whether such reservation would comply with the G.O. or not. — I think two 2nd compartments would sufficiently comply —

The Agent desires evidently to be on the safe side.

C.S. Smith Lt Col R.E.

14. 2. 9?

AS
22.2.9?

PUBLIC WORKS DEPARTMENT,
RAILWAY BRANCH.

SOUTH INDIAN RAILWAY,

AGENT'S OFFICE,

Trichinopoly 20 Feby 1890

Dear Smith

Every second class carriage we can lay hands on is in use for ordinary traffic, and yet occasionally we are unable to find accommodation for all our second class passengers. I doubt if it would be wise to use second class carriages for the conveyance of lepers, as such carriages are partly padded and probably fumigation would not be efficacious.

We have a few third class carriages with fixed iron bars running

the following :—

ERS.

ight it will

it D.O. to the

and make sure

rects — this

submitted to the

nten.

that I think

pest plan is

an entire

Agent. third class carriage.

Transport Supdt as proposed.

C.S. Smith Lt Col R.E.

22. 2. 9?

AS
24.2.9?

The Agent will doubtless
accept this interpretatio
of previous notes

I should think the [illegible]
compartment between
the leper & the public
would suffice but the
is no saying what the
Doctors would suggest
on such a point.

A second class single
compartment, I thin
but am not sure ca
be provided with the
notice.

A single compartment
be reserved in the thi
class but the partition
[illegible] latten such
would comply with
G.O. or not. — I thin
two 2nd compartments would
sufficiently comply —

The Agent desired evidently
to be on the safe side.

C. S. Smith R.E.

14.2.90

1994

22.2

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from the seat to the roof; but if we
have to carry lepers in these vehicles
we should have, under the contagious
diseases rules, to shunt off each
carriage so used, to be fumigated.

In all the other third class
carriages passengers sitting back to
back might rub shoulders and heads.

Yours truly

William Betts

The Agent will a
accept this lite
of previous note
I should think
compartment be
the left & the p
would suffici
is no saying w
Doctors would b
on such a point
A second class
compartment, I
but am not sur
be provided with
notice.
A single compartm
be reserved in the
class but the pr
has clutter such
would comply w
G.O. or not. – I
two 2nd compartments would
sufficiently comply –
The Agent desires evidently
to be on the safe side.

C.S. Smith R.E.

14.2.5.

22.2.5

PUBLIC WORKS DEPARTMENT,
RAILWAY BRANCH.

READ the following :—

FOR ORDERS.

I thought it well to write D.O. to the Agent and make sure of the facts – His reply is submitted to the Hon Member.

On the whole I think the safest plan is to engage an entire third class carriage.

C.S. Smith R.E.

22. 2. 5.

Very well.
Transport Supdt.
as proposed.

CSS
22.2.5

Hon. Mr H E Stokes CB

FOR ORDERS.

H.m. 22.2.90 - R 24.2.90

the conveyance of a leper-

by G C J ✓

R

1890.

P. W. DEPARTMENT.

Current No. 1294

From

The Consg: Engr: for Ry:

ENCLOS.— 6

No. 100
Dated 7-2-90
Received 8-2-90

SUBJECT.

Leper Convict

Submitting letters from the Agent. S. I. Ry: explaining the grounds on which the traffic authorities at Tanjore refused to provide a compartment for the conveyance of a — to Madras.

DISPOSAL.

No. 1011 C dated 25th Feby: /90

Transferred to the Judl. Dept: with the remark that as the construction of the 3d class compartments on the S. I. R is such that isolation of a passenger cannot be effected, a whole carriage must be taken for

Despd 25/2

Judicial Department.

CHIEF SECRETARIAT MADRAS

PROCEEDINGS OF THE MADRAS GOVERNMENT.

READ the following papers—

From the Inspector-General of Jails, dated 19th December 1889, No. 340.

And from the Public Works Department, dated 25th February 1890, No. 1011 C.

Order:- 20th March 1890, No. 524.

In view of the fact that third class compartments in the South Indian Railway are separated only by a back rail, and that passengers travelling in a compartment adjoining that occupied by a leper convict would be exposed to the risk of rubbing heads and shoulders with him, the Government is disposed to think that the objection urged by the Railway authorities against the reservation of a single 3d Class Compartment for a leper passenger was a proper one. It would be more economical to engage a second class compartment than to reserve a third class carriage, and the Inspector General should issue instructions accordingly.

(True Extract)

A. G. Cardew
Undersecretary.

To, The Inspr. Genl of Jails
" Public Works Dept, with papers

J. S. D

P. W. C. No. 3075

[6]

Govt. of (1890) Madras.

To The P.W. Deptt

Rd. 25-3-90.
Enc 10.

Proceedings, dated 20th March 1890,
No. 524

Subject.

Passing orders on papers regarding Railway accommodation for Leper Convicts.

LS
26.3.90

No. 1011C of 25-2-90
" 224C " 14-1-90.

B

Order No. LS 31.3.90 471 R 5th Apm

Communicated to the Consulting Engineer for Railways with reference to his endorsement No. 100 dated 7th February 1890 and in continuation of Pros: No. 54 R, dated 14th Jany: 1890.

LS
26/3/90
DR

To

The Consg Engr for Rys.

SD
7/4

11/4
16/4

Am. 27-3-90 R. 31-3-90.