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MADRAS RECORD OFFICE.

Government of Madras.

Public DEPARTMENT.

G.O. No.	<i>1643</i>	Press Mis.
Dated	<i>12-12-1869</i>	

Not to be folded or roughly handled

(1)

*Proceedings of the Madras Government, Public Department,
7th December 1869.*

No. 25. Read the following letter from the Advocate-General, to the Chief Secretary to Government, Fort Saint George, dated Madras, 27th November 1869.

With reference to an Official Memorandum in the Judicial Department, No. 472, dated 10th November 1869, I have the honour to forward copy of a paper written by me on the 6th instant, and forwarded to the Government Solicitor.

2. I have perused the printed proof of the revised rules forwarded to me; and find that they are correct. It will only be necessary to add the rule which I framed on the 6th instant as Rule 50, and the rules will then be completed.

3. I return, herewith, the papers furnished me with the Official Memorandum.

In re Contagious Diseases' Act.

With reference to the request contained in paragraph 6 of the Proceedings of Government in the Public Department, No. 105, dated 27th October 1869, I have communicated with the Commissioner of Police, and the Health Officer, and propose to add a rule which will stand as 49, the old 5th rule being struck out.

The new rule is as follows :—

It shall be the duty of all Police Officers under the orders of the Commissioner of Police to give immediate information to the Health Officer, of any offence committed contrary to the provisions of Act XIV. of 1868, or the rules made and sanctioned in pursuance of Sections 5, 11, and 21 of that Act, and to render every lawful assistance when called upon so to do by the Health Officer or the executive subordinates of his establishment.

(True Copy.)

6th November 1869.

(Signed) J. B. NORTON,
Advocate-General.

No. 26. ORDER THEREON, 7th December 1869, No. 1673.

The Governor in Council approves of the new rule drafted by the Advocate-General in substitution of Rule 5 of the rules originally framed under "The Indian Contagious Diseases' Act, 1868," and directs that it be added to the revised rules as Rule 50.

2. The revised rules, with the addition now ordered, will be published in the *Fort Saint George Gazette*.

(True Extract.)

Chief Secretary.

To the Health Officer, Madras, with twenty copies of the revised rules.

„	Commissioner of Police,	six	do.
„	Government Solicitor,	three	do.
„	Inspr. Genl. Indian Medl. Dept.,	six	do.

Ezd. J. Wright.

Rules framed by the Government of Fort Saint George under Act XIV of 1868, (The Indian Contagious Diseases' Act.)

1. An Officer shall be appointed, under the designation of Health Officer, whose duty it shall be to conduct the registration and medical examination of all common prostitutes residing within the limits to which Act XIV of 1868 shall be applied.
2. For the purpose of inspection of common prostitutes, suitable premises at such places as may, from time to time, be notified by Government shall be provided, at which the inspection of common prostitutes, under the direction of the Health Officer, shall be made by medical subordinates appointed for that purpose.
3. The Officers appointed to institute prosecutions, under Section 22 of Act XIV of 1868, shall be the Commissioner of Police, or an Inspector specially deputed by him, or the Health Officer, or any subordinate officer specially deputed by him.
4. It shall not be lawful for any female known to be a common prostitute to reside within any part of the town of Madras, as defined in the Notification issued under Act XIV of 1868, without the permission of the Health Officer.
5. The following information respecting every such prostitute shall be obtained by the Health Officer and entered in a Register to be kept for that purpose, and designated—
 "Register of Common Prostitutes permitted to reside in the Town of Madras.
 Name of applicant.
 Age.
 Caste (if any).
 Birth-place.
 Occupation.
 Domicile.
 Married or single.
 Has she been previously a common prostitute or not.
 The name of, and street in which is situated, the brothel, or the house or lodging, in which the applicant proposes to reside.
6. Common prostitutes residing in brothels shall be designated as "registered prostitutes."
7. Common prostitutes living in houses or lodgings, not being registered brothels, shall be designated as "special registered prostitutes."
8. The applicant shall then be medically examined by, or under the direction of, the Health Officer, and, if found to be free from venereal disease, a ticket in one of the forms prescribed in Schedules A or B shall be delivered to her by the Health Officer.
9. If found to be affected with any venereal disease, the applicant shall be transferred by the Health Officer to the Lock Hospital, and be retained therein until cured, when, on the production of a discharge certificate under the signature of the Medical Officer in charge of the Lock Hospital, a ticket, as prescribed in Rule 8, shall be delivered to the applicant by the Health Officer.

GOVT. OF MADRAS

PUBLIC.

THE HEALTH OFFICER.

Secy. Secy. Secy.

dated December, 7th.

Secy.

Secy.

G. O., 7th December 1869, No. 1673.

RECEIVED
11th Dec 1869

Approving of the new rule drafted by the Advocate-General in substitution of Rule 5 of the rules originally framed under the Indian Contagious Diseases' Act, 1868, and directing that it be added to the revised rule in Rule 5A.

10. Every common prostitute permitted to reside in the town of Madras shall be furnished with a printed copy of the Rules prescribed for her observance in the vernacular language of such prostitute.

11. All common prostitutes, both those designated as registered prostitutes, and those designated as special registered prostitutes, shall, when required by the Health Officer, or by any other Officer authorized by him to make such inspection, produce their tickets, and exhibit the same to such Officer.

12. It shall be deemed an offence, under Act XIV of 1868, for any prostitute to transfer or lend her ticket to any other person for any purpose soever.

13. Every common prostitute residing within the limits of the town of Madras shall present herself for medical inspection at such place as may be entered in the ticket delivered to her; provided that every common prostitute shall be medically examined not less than once in seven days. The date and result of such examination shall be registered by the Officer conducting the same.

14. A similar entry shall be made in the prostitute's ticket under the signature of the Examining Officer.

15. The examination shall be conducted in a room specially set apart for the purpose.

16. The examination shall be carried out with every regard to delicacy and to the feelings of the women consistent with thorough inspection.

17. The examination shall in every case be most searching, the *speculum vaginæ* being used, so as fully to expose the *os* and *cervix uteri* and every part of the vaginal canal.

18. Each woman shall be examined separately.

19. The result of these examinations shall be recorded in the Form C hereto annexed, which shall be designated the Examination Return.

20. An extract from this Return shall be forwarded to the Medical Officer in charge of the Lock Hospital with every woman sent there for treatment.

21. Any prostitute who, on medical examination, shall be found to be affected with any venereal disease, shall be sent to, and detained in, the Lock Hospital.

22. Any common prostitute who shall fail to present herself for medical inspection at the place prescribed shall be held to have committed a breach of the Rules.

23. No person shall keep a brothel within the limits of the town of Madras, until such brothel has been registered by the Health Officer.

24. Every applicant for permission to keep a brothel shall state in his or her application the situation of the house, room or place in which he or she proposes to establish such brothel and the number of prostitutes to be kept in such brothel.

25. After an inspection and approval by the Health Officer of the premises and situation of the proposed brothel, the applicant shall be registered as permitted to keep a brothel for such number of prostitutes as may seem fit. Every registered brothel-keeper shall be furnished with a copy of these Rules.

26. The registered brothel-keeper shall keep a list, in the form prescribed in Schedule D, of all prostitutes residing in the said brothel, and shall furnish the Health Officer with a copy of such list.

27. In this list, the names, ages, ticket number, and personal description of the prostitutes, inmates of such brothel, shall be entered. Any change that may

from time to time take place in the inmates of the brothel shall at once be notified by the brothel-keeper to the Health Officer.

28. A copy of these lists shall be furnished by the Health Officer to the Commissioner of Police.

29. Every registered brothel-keeper shall, when required by the Health Officer, or by any Officer deputed by him, produce the list described above.

30. It shall not be lawful for any brothel-keeper within the limits of the town of Madras to receive into his or her brothel, as a resident, or temporarily for the purpose of prostitution, any woman whose name has not been entered as a registered or special registered prostitute by the Health Officer, and who is not provided with a ticket showing her to have been so registered.

31. Brothel-keepers shall report immediately to the Health Officer all cases of disease occurring among the inmates of their respective brothels, and shall strictly observe any orders regarding such diseased persons as may be issued by the above-named Officer.

32. Brothel-keepers shall cause the prostitutes, inmates of their brothels, to attend once in every seven days for the purpose of being medically examined at such time and place as may be determined by the Health Officer.

33. No drink of an intoxicating nature shall be sold on the premises of any registered brothel. The supplying any European Soldier or Sailor with such liquor in any licensed brothel, under any pretence whatsoever, shall be held to be a breach of this Rule.

34. All registered brothels and the houses of all specially registered prostitutes within the limits of the town of Madras shall be inspected by the Health Officer, or by some person appointed by him for such inspection, not less than once in thirty days, and all such brothels and prostitutes' houses shall be open to inspection, if necessary, by day and by night, by the Health Officer, or any other person deputed by him.

35. Brothel-keepers shall furnish for registration a list of all female servants in their employment, and these female servants, if below forty years of age, shall be submitted to medical examinations similar to those prescribed for prostitutes who are borne on the Register of such brothels. It shall not be lawful for any brothel-keeper to receive as a resident in such brothel any female who has not been registered as a prostitute, or as a female servant attached to such brothel.

36. Female brothel-keepers below forty years of age shall be submitted to the same medical examination as prostitutes, the inmates of such brothels.

37. Every female brothel-keeper or female servant employed by a brothel-keeper who, on medical examination, shall be found to be affected with any venereal disease, shall be sent to, and detained at, the Lock Hospital until cured, and shall be registered as a common prostitute in the manner provided in these Rules.

38. It shall be lawful for the Police, acting under the order of the Commissioner of Police, to arrest, without warrant, any woman not registered as a common prostitute found publicly soliciting or found in the act of prostitution within the limits of the town of Madras.

39. Any woman not registered as a common prostitute charged with publicly soliciting, and any woman charged with practising common prostitution without having been registered as a prostitute as provided in these Rules, may be committed for trial before a Magistrate by any of the officers appointed by Rule 3 of these Rules to institute prosecutions.

40. Whenever any woman, not being a registered or specially registered prostitute, shall have been convicted before a Magistrate of soliciting publicly or practising common prostitution within the limits of the town of Madras, she shall forthwith be medically examined and registered as a common prostitute in the manner provided in these Rules for the medical examination and registration of prostitutes.

41. If found to be affected with any venereal disease, she shall, unless sentenced by the Magistrate to imprisonment, be detained in the Lock Hospital until cured.

42. If sentenced by the Magistrate to imprisonment, the fact of such woman being diseased shall be notified by the Health Officer to the Officer in charge of the Jail, with a view to her medical treatment while undergoing imprisonment. On the expiration of her sentence, she shall be sent to the Health Officer for medical examination, and if found to be affected with any venereal disease, she shall be sent to, and detained at, the Lock Hospital until cured.

43. It shall be lawful for any registered or specially registered prostitute to apply to have her name removed from the Register of Prostitutes on the ground that she intends to cease to be a common prostitute.

44. The removal of such prostitute's name from the Register of Prostitutes shall be made by the Health Officer on the applicant furnishing sufficient proof to him that she intends to earn an honest livelihood, or that she is married, and that she is about to reside with her husband, or that she has been reclaimed by her relations and is about to reside with such relations.

45. Prior to the removal of such prostitute's name from the Register, she shall be medically inspected: and no such order of removal shall be made, unless the applicant is found to be free from all venereal disease. No prostitute's name shall be removed from the Register of Prostitutes until she has been under the observation of the Health Officer for at least one month from the date of her application, which date shall be communicated to the Commissioner of Police, and unless there is reason to believe that she has ceased to be a common prostitute.

46. During the time that such prostitute is under observation, she shall, unless specially exempted, present herself regularly for medical inspection, as provided in the above Rules, until such time as her name shall be erased from the Register of Prostitutes.

47. On the death of any common prostitute being certified to the Health Officer, her name shall be removed from the Register of Common Prostitutes.

48. All alterations in the Register of Common Prostitutes shall be forthwith communicated by the Health Officer to the Commissioner of Police.

49. The Health Officer, on receiving information that a particular woman is a common prostitute, may issue a notice to her in the form contained in the Schedule E, requesting her attendance at his office for the purpose of registration, and informing her of the consequences of her non-attendance.

50. It shall be the duty of all Police Officers, under the orders of the Commissioner of Police, to give immediate information to the Health Officer, of any offence committed contrary to the provisions of Act XIV of 1868, or the Rules made and sanctioned in pursuance of Sections 5, 11, and 21 of that Act, and to render every lawful assistance when called upon so to do by the Health Officer or the executive subordinates of his establishment.

Form A. SCHEDULE A.
REGISTER TICKETS.

No. Name Caste Brothel {No. Street Inspection Office Height feet. Age Complexion Special marks Signature of Registrar.	Date.		Healthy.	Transferred to Lock Hospital.	Discharged from Hospital.	Signature.
	Month.	Day.				

Form B. SCHEDULE B.
SPECIAL REGISTER TICKET.

No. Name Caste Residence Inspection Office Height feet. Age Complexion Special marks. Signature of Registrar.	Date.		Healthy.	Transferred to Lock Hospital.	Discharged from Hospital.	Signature.
	Month.	Day.				

No. of Sheet Madras 186
Examination Return under Section 11, Act XIV of 1868.
Register Sheet of No. in General Register.

No. of examination.	Date of examination.		Disease detected.				Healthy.	Dismissed or transferred to Lock Hospital.	Signature of Examiner.
	Month.	Day.	Gonorrhoea.	Chancere. Hard or infecting. Soft or non-infecting.	Secondary or tertiary complications and nature of	Non-venereal affections as Leucorrhœa or simple ulceration of os or cervix uteri.			

N.B.—This Register to be kept in book form; a separate sheet being assigned to every woman, and an index kept of names and numbers of sheets.

I certify on honour that the examinations above recorded were made in the manner prescribed in the Rules framed for my guidance.

Signature.

No. in Register.	Name of Brothel-keeper.	Locality of Brothel.		Number of Prostitutes authorized.	Names of Prostitutes.	Age.	No. of Ticket.	Personal description.
		Street.	Number.					

SCHEDULE E.

Form of Notice.

Having received information that you are carrying on the business of a Common Prostitute, on the _____ day of _____, I hereby request you to attend at my office at _____ for the purpose of registration, and I further hereby give you notice that, in the event of your not complying with this request, you will render yourself liable to be prosecuted, that it will be my duty to prosecute you, and that I shall prosecute you before a Magistrate of the Town of Madras under "The Indian Contagious Diseases' Act, 1868," and the Rules framed by the Government of Fort Saint George in conformity therewith; and that on your conviction of carrying on the business of a common prostitute without being registered, you will be liable to be imprisoned for a term not exceeding one month, or to be fined to an amount not exceeding one hundred rupees, or to both.

(Signature of the Health Officer.)

(By order of His Excellency the Governor in Council.)

FORT SAINT GEORGE,
7th December 1869.

R. S. ELLIS,
Chief Secretary.

165 3
Order 7 Decr 1869 no 1673.

The Government in Council approves of the new Rules drafted by the Advocate General in substitution of Rule 5 of the Rules originally framed under the Indian Contagious Diseases Act, 1868, and directs that it be added to the revised Rules as Rule 50.

2. The Revised Rules, with the additions now ordered, will be published in the Fort St George Gazette.

3. ~~The Rules as revised shall be published in the Fort St George Gazette.~~

W. M. C.

To the Health Officer, Madras with 2 copies of the revised Rules
The Commissioner of Police - 3 - do
The Govt. Solicitor - 3 - do
Encl. for the Medical Department - 1 - do
Glas: 7/12/69.

Govt. of Madras.

Public

The Health Officer -
Madras.

Per.

Decr 7.

L.

204

G. O. 7 Decr 1869, No. 1673.

Nos. 25 & 26.

Amendment of the new Rule
captioned by the Advocate Genl.
for substitution of Rule 5 of
the Rules originally framed
under the "Indian Contagious
Diseases Act, 1860," & directing
that it be added to the
revised Rules as Rule 50.