

MADRAS RECORD OFFICE.

Government of Madras.

Public **DEPARTMENT.**

G.O. No.	1948	Press
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Dated	6-7-	18 69

Not to be folded or roughly handled

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Proceedings of the Madras Government, Public Department,
6th July 1869.

No. 27. Proceedings of Government, dated 6th July 1869, No. 918.

Ordered that twenty copies of the Rules made under Sections 5, 11, and 21 of Act XIV. of 1868, (as amended by the Order of Government, dated the 22nd October 1868, No. 1333,) be furnished, under the signature of the Chief Secretary to Government, to the Health Officer appointed under that Act, in view to their being produced in any Court of Justice, whenever required, as evidence of such Rules.

2. Ordered, also, that the following Certificate be published in the *Fort Saint George Gazette* :—

“ *The Indian Contagious Diseases’ Act, 1868.*”

In pursuance of the abovementioned Act, it is hereby certified that the Hospital for females in Popham’s Broadway, (Black Town,) and the Lock Hospital at Vepery, have been provided by the Government as Hospitals for the purposes of the said Act, from and after the 15th day of October 1868.

Dated this 6th day of July 1869.

(By order),

Chief Secretary.

To the Inspector General of the Indian Medical Department.

„ Health Officer, with the Rules.

Exd. J. Wright.

Oct. of 1869

PUBLIC.

26

THE INSPECTOR GENERAL OF THE
INDIAN MEDICAL DEPARTMENT.
EC, EC, &c.

Dated July, 6th.

Recd.

Emel,

G. O., 6th July 1869, No. 918.

JULY.
No. 27.

Finishing, under the signature of the Chief Secretary to Government, to the Health Officer, on certain rules made under the Indian Factories Diseases Act, and directing that a notice be published in the *Gazette* declaring that the Town and Village Local Hospitals so have been provided for Government as hospitals for the purposes of the Act.

**Rules under Sections 5, 11, and 21 of Act XIV of 1868,
(the 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 Hospital for females in Popham's Broadway, Black Town, is declared to be a Lock Hospital under Section 12 of Act XIV of 1868.

4. 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.

5. 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 Commissioner of Police.

6. Every common prostitute wishing to obtain permission to reside within the limits of the town of Madras shall apply in person to the Commissioner of Police, or to an officer deputed by him for this purpose, who shall, if such permission is granted, direct the applicant to proceed to the office of the Health Officer for the purpose of being registered.

7. 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.

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.

8. Common prostitutes residing in brothels shall be designated as “ Registered prostitutes.”

9. Common prostitutes living in houses or lodgings, not being registered brothels, shall be designated as "Special registered prostitutes."

10. 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.

11. 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 10, shall be delivered to the applicant by the Health Officer.

12. 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.

13. All common prostitutes, both those designated as registered prostitutes, and those designated as special registered prostitutes, shall be required by any Police Officer authorized to inspect brothels and common prostitutes' houses, or 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.

14. 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.

15. 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.

16. A similar entry shall be made in the prostitute's ticket, under the signature of the examining Officer.

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

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

19. 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.

20. Each woman shall be examined separately.

21. The result of these examinations shall be recorded in the form hereto annexed, which shall be designated the Examination Return.

22. 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.

23. 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.

24. 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.

25. No person shall keep a brothel within the limits of the town of Madras, except by the permission of the Commissioner of Police, and until such brothel has been registered by the Health Officer.

26. Every applicant for permission to keep a brothel shall state in his or her application the number and street in which he or she proposes to establish such brothel. He or she shall also state the number of prostitutes to be kept in such brothel.

27. 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 (here enter number) prostitutes. Every registered brothel-keeper shall be furnished with a copy of these Rules.

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

29. 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.

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

31. Every registered brothel-keeper shall, when required by any Police Officer authorized to inspect brothels and prostitutes' houses, or by the Health Officer, or by any Officer deputed by him, produce the list described above.

32. 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.

33. 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.

34. 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.

35. 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.

36. 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

Signature,

SCHEDULE A.

Form A.

REGISTER TICKET.

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

SCHEDULE B.

Form B.

SPECIAL REGISTER TICKET.

No. Name Caste Residence Inspection Office Height feet. Age Complexion Special marks <i>Signature of Registrar.</i>	Date.		Healthy.	Transferred to Lock Hospital.	Discharged from Hos- pital.	Signature.
	Month.	Day.				

Set Form C

No. in Register.	Name of Brothel- keeper.	Locality of Brothel.		Number of pros- titutes authoriz- ed.	Names of prostitutes.	Age.	No. of Ticket.	Personal description.
		Street.	Number.					

Rolls Department.
9
Proceedings of the Court of Sessions
dated 5th July 1868

Ordered that 20 copies
of the Rules made under
Statute 2 & 3 Victoria c. 11
shall be printed & distributed
by order of Government dated
22nd October 1868. The
furnished under the signature
of the Chief Secretary to Govern-
ment to the Health Officer
appointing under that Act, in
view of their being produced in
any form as evidence
of such Rules.

2. Ordered also that the
following Certificate be
published in the Fort St. George
Gazette:-
The Indian Contagious Diseases
Act 1868.

In pursuance of the above-
mentioned Act, it is
hereby certified that the
Hospital for females in
Ropewalk Broadway (Black
Town), and the Lock Hospital
at Tosperry, have been pro-
vided by the Government as
Hospitals for the purposes
of the said Act, from and
after the 15th day of October
1868.

Dated this 5th day of
July 1869.

(By Order)

R. A. Ellis
Chief Secretary, &c.

The Insp. Genl. M. Dept
The Health Officers, with the Police }
all.

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Office 19
11-6-69
(Private)

My dear Mr Ellis.

(Letter XII - Clause 2 -
Infectious diseases Act)

I cannot find that the Vapery
Lock Hospital has ever been
"Certified" under the provisions
of the Act. If not, ought it
not to be so to prevent the pos-
sibility of actions for false
imprisonment?

Yours very sincerely
Edward Sturt

Inserted
6 July 1869

Mr. Lawrence
Dear Sir
I am - of which
nothing better
could be -
Yours

Yours
paper

Public Department
15th June 1869.

Leek Hospitals.

Memo.

Dr. Montgomery brings to notice that the Leek Hospital has never been "certified" under the provisions of the Indian Contagious Diseases Act.

It is observed that the Hospital in Black Town also has not been so "certified". True, Rule 3 of the Rules made under Sections 2 and 21 of Act XIV of 1868 sets forth that "The Hospital for females in Pophur's Broadway Black Town is declared to be a Leek Hospital under Section 12 of Act XIV of 1868," but this cannot strictly be held to be the Certificate in writing by a Secretary to the Local Government.

Approved by Govt. in
Proceedings of Public Deptt.,
29th July 1868. H. 1908

Government", which is required
by Clause 2 of that Section.

Moreover, these Rules have
never been promulgated
under the signature of a
Secretary to Government, although
the language of Section 11 of
the Act, as well as of para
3 of the letter from the
Secretary to the Government of
India recorded in Proceedings
of this Government, dated 22nd
October 1868, would appear to
contemplate such promulgation.

The English Contagious
Diseases Act (29 Vic. Cap. 35,
Section 13), upon which the
Indian Act is founded, expressly
directs the publication of the
Certificate in the official
Gazette, and provides that a
copy of the Gazette containing
any such certificate shall be
conclusive evidence of such
certificate."

I would not promulgate these
Rules just yet. I believe they
will require further revision
in order to set aside certain
objections raised against them
by the magistracy of the Town
of Madras. I don't think that is done,
or declined not to be necessary.
I would keep them out of
the Gazette - I think it is
shown that several copies
of the Rules signed by me as
~~Supplementary~~ to those for
introduction in the Police
office, where he for his Subor.
divisional officers appear as
Pres^{nt} or Depts. -

+ printed in Pro. of Govt. Secy. Dept.
17 Jan'y 1868 n. 14.

It is submitted that a
Certificate in respect of the
Vesey Hospital, as well as
in respect of the Black
Town Hospital, should now
be published in the Fort
Saint George Gazette, together
with the Rules above referred to.

A Draft order to this effect
is enclosed. The Certificate is
drawn up in accordance with
the form given in the Schedules
annexed to the English Act.
The words "from and after
the 15th October 1868" have been
added at the end of the
Certificate, in order to give it
retrospective effect from the
date on which the Act came
into operation in the Town
of Madras. -

W. J.

H

Public Department.

Proceedings of the Madras Government.

Dated June 1869.

Ordered that the Rules made under Sections 5, 11, and 21 of Act ~~XIV~~ of 1868, as amended by the Order of Government under date the 22nd October 1868, ²²¹³³³ together with the following Certificate, be published in the Fort St George Gazette—

"The Indian Contagious Diseases Act 1868."

In pursuance of the above-mentioned Act, it is hereby certified that the Hospital for females in Popham's Broadway (Black Town), and the Lock Hospital at

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AP

at Vespers, have been provided
by the Government, as
Hospitals for the purposes
of the said Act, from
and after the 15th day of
October, 1868."

Dated this . day of
June 1869.

/ By Order /

Chief Secy &c.

Act.

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G.O. of 1869, Madras.
Public

Hospitals to have been
provided by Govt. as Hos.
for the purposes of
the Act.

To
The Insp. Genl. Ind. Med. Dept.
Secy.

Dated July 6

Recd.

G. O. 6 July 1869, 918.

Nos. 27.

Transmitting under the signature
of the Chief Secy. to the
Health Officer, copies of certain
Rules made under the Indian
Contagious Diseases Act; and
directing that a certificate be
published in the Gazette relating
the Black Town Hospital.