

Amended by  
Law 29/1937

No. 19 OF 1936.

A LAW FOR THE BETTER PROMOTION OF PUBLIC HEALTH  
IN VILLAGES.

H. R. PALMER,]

[1st July, 1936.

Governor.

BE it enacted :—

Short title.

1. This Law may be cited as the Public Health (Villages) Law, 1936.

Application of Law.

2. The provisions of this Law shall apply to the villages set out in the Schedule :

Provided that the Governor may, by Order to be published in the *Gazette*, declare that the Law shall apply to any other village, not being a village which has been declared a Summer Resort under the provisions of the Public Health (Summer Resorts) Laws, 1928 and 1934, or a municipal corporation, and thereupon the provisions of this Law shall apply to such village.

12 of 1928.  
17 of 1934.

Constitution of Village Health Commission.

3. There shall be established in every village to which this Law applies a Village Health Commission composed of the Mukhtar, who shall be Chairman, and the Azas of such village.

Constitution of Village Health Commission in villages where there is more than one Village Commission.

4. Where in any village there is more than one Village Commission the Village Health Commission shall consist of the Mukhtar and one Aza to be appointed by the Commissioner from each Village Commission under the chairmanship of such Mukhtar as the Commissioner may appoint.

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Constitution of Village Health Commission where villages are grouped.

5. Where any villages are grouped under the provisions of section 6, the Village Health Commission for the group shall consist of the Mukhtar and one Aza to be appointed by the Commissioner from each Village Commission under the chairmanship of such Mukhtar as the Commissioner may appoint.

Grouping of villages.

6. The Commissioner may, by notification to be published in the *Gazette*, direct that two or more adjacent villages shall be united into a group for all or any of the purposes of this Law as may be specified in such notification, and thereupon the villages mentioned in such notification shall form a group accordingly.

7.—(1) The Village Health Commission shall, if so required by the Commissioner and in so far as there are funds available, perform in the village any of the duties and exercise therein any of the powers hereinafter mentioned, that is to say,—

Duties and powers of the Village Health Commission.

- (a) prevent the accumulation in any public or private place of any filth, refuse or water in a manner dangerous to the public health ;
- (b) require any building wherein any person has died of any kind of contagious or infectious disease and the clothing in and the contents of such building to be disinfected ;
- (c) ensure that all drains, urinals, privies and cesspits shall be so constructed and kept as not to be injurious to health ;
- (d) provide and maintain in good order and repair public dust-bins and other receptacles for the temporary deposit and collection of rubbish and cause such public dust-bins and other receptacles to be so kept as not to be injurious to health ;
- (e) prevent any hotel, khan, cook-shop, bar, coffee-house, confectionery shop, pastry-shop, bakery of any kind, barber's shop or public bath and the various appliances and utensils used therein being in an uncleanly state or in a state injurious to health ;
- (f) keep all streets and public places <sup>in proper repair and</sup> clean and clear of obstruction ;
- (g) regulate any trade or business which may, in the opinion of the Director of Medical Services, be injurious to public health or a source of danger to the public or which it is otherwise in the public interest expedient to regulate ;
- (h) keep or cause to be kept clean and in good repair and free from contamination all wells, public fountains, drains, aqueducts and irrigation channels other than drains, aqueducts or irrigation channels to which the Irrigation Laws, 1931 and 1934, apply ;
- (i) provide for the establishment and regulation of village markets and prohibit the hawking of any goods in any place other than such markets ;
- (j) provide for the establishment and regulation of cattle markets during local fairs and prohibit the sale of any cattle during any such fair in any place other than such markets ;

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1 of 1931.  
17 of 1934.

- (k) provide for the setting aside of special places for the sale of perishable goods and prohibit the sale of such goods in any place other than such special places ;
- (l) provide slaughter-houses for the slaughter of animals and prohibit the slaughter of animals in any place other than such slaughter-houses ;
- (m) regulate the slaughter of animals ;
- (n) provide an efficient service for the removal of rubbish, night-soil, manure and other refuse from any public or private place ;
- (o) provide for the lighting and watering of any street or public place ;
- (p) generally to perform any public work which may tend to promote sanitation and cleanliness in the village.

(2) The Village Health Commission shall, if so required by the Commissioner and in so far as there are funds available, contribute towards the cost of maintenance of rural hospitals, child welfare clinics and maternity services which may be established by the authority of the Director of Medical Services.

Remedy in case of default by Village Health Commission in performance of duty.

8.—(1) Where it appears to the Commissioner that the Village Health Commission has made default in the performance of any of the duties mentioned in this Law or in enforcing any of the provisions of this Law or any Rules made thereunder, the Commissioner may make an order limiting a time for the performance of the duty in respect of which the default has been made.

(2) If the duty is not performed by the time limited in the order, the Commissioner may appoint a temporary board consisting of two or more persons to perform such particular duty and shall by order direct that the expenses of performing the same shall be paid by the Village Health Commission in default, and any order made for the payment of such expenses may be removed into the District Court of the District in which the village over which the defaulting Village Health Commission exercises authority is situate, and such order shall thereupon be enforced as if the same were an order of such Court.

The Commissioner may from time to time by order change the constitution of any such board.

(3) Any board appointed under sub-section (2) to perform the duty of a defaulting Village Health Commission shall, in the performance and for the purposes of such duty, be invested with all the powers of such Village Health Commission (including the power to levy fees, charges or rates) necessary for the performance of such duty.

(4) Any sum specified in an order of the Commissioner for the payment of the expenses of performing the duty of a defaulting Village Health Commission shall be deemed to be expenses properly incurred by such Village Health Commission and to be a debt due from such Village Health Commission and payable out of any moneys in the hands of such Village Health Commission or out of any fee, charge or rate applicable to the payment of any expenses properly incurred by such Commission.

9.—(1) A Village Health Commission may make Rules <sup>Rules.</sup> to be published in the *Gazette*—

- (a) providing for the imposition of fees or charges in connection with the matters mentioned in paragraphs (i), (j); (k), (l), (m), and (n) of section 7;
- (b) providing for the imposition of an annual rate not exceeding five shillings upon every occupier in the village, and for the time at which and the manner in which such rate shall be paid and recovered;
- (c) generally for the better carrying out of the purposes of this Law :

Provided that no Rules shall be made under paragraph (a) or (b) hereof without the approval of the Commissioner and that no Rules shall be made under paragraph (c) hereof without the approval of the Commissioner and the Director of Medical Services.

(2) For the purposes of this section "occupier" means and includes any person actually occupying any immovable property either as owner or by virtue of any lease or agreement whereby he is entitled as of right to occupy it.

10. Any person who contravenes any of the provisions of this Law or any Rule made thereunder, or who disobeys any lawful order of a Village Health Commission made in the performance of its duties or the exercise of its powers under section 7, shall be guilty of an offence. <sup>Offences.</sup>

Penalty: imprisonment for one month or a fine of two pounds or both,

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