Legislatibe Council.

36° VICTORIÆ, 1872.

A BILL

To promote Vaccination throughout New South Wales as a safeguard against Small-pox.

MR. CHARLES CAMPBELL; -24 July, 1872

WHEREAS it is expedient to enforce the practice of vaccinating Preamble.

or inoculating Children with the Cow-pox throughout New
South Wales as a safeguard against Small-pox the introduction of
which disease is more to be dreaded now than formerly by reason of
the increased rapidity of communication with Foreign Countries
Be it therefore enacted by the Queen's Most Excellent Majesty by and
with the advice and consent of the Legislative Council and Legislative
Assembly of New South Wales in Parliament assembled and by the
authority of the same as follows:—

- 10 1. Every parent that is to say every father or mother in the Parents and guardians neglecting to Colony of New South Wales and every guardian or person in the said cause children to be vaccinated liable to a Colony having the charge of any child or infant above the age of penalty of £5.

 Twelve months who shall have neglected after the first day of the month of October next ensuing to cause such child to be vaccinated

 15 and shall not be able to render a reasonable excuse for such neglect shall upon conviction before any two Justices of the Peace forfeit and pay a penalty of five pounds sterling whether such child shall have been born within the said Colony or in any of the neighbouring Colonies or beyond sea.
- 20 2. The Governor with the advice of the Executive Council shall New South Wales to be divided into by proclamation in the Government Gazette divide New South Wales districts for the purpose of vaccination and shall and places appointed for such purpose. appoint convenient places in each district at which a legally qualified medical practitioner shall be appointed to vaccinate children and other c 36—

 persons

persons coming to such places to be vaccinated and shall cause effectual means to be taken for giving notice from time to time to all persons resident within every such district at what day and hour such medical practitioner will attend and also at what day and hour such medical practitioner will attend to inspect the progress of such 5 vaccination in the children or other persons so vaccinated.

Proviso.

3. If any legally qualified medical practitioner so appointed as aforesaid shall be of opinion that any child or other person is not in a fit and proper state to be successfully vaccinated it shall be lawful for such medical practitioner to postpone the operation until such time as 10 he shall deem such child or other person to be in a fit state for successful vaccination.

Certificate of successful vaccination. 4. Every medical practitioner so appointed as aforesaid who shall have performed the operation of vaccination upon any child and shall have ascertained that the same has been successful shall transmit 15 by post or otherwise a certificate according to the form set forth in the Schedule hereunto annexed or to the like effect that the said child has been successfully vaccinated to the District Registrar of Births Deaths and Marriages in the district within which the operation shall have been performed and shall deliver a duplicate thereof to the 20 parent guardian or person having the charge of the said child And whenever the vaccination shall have been successfully performed by a medical practitioner or other person not being a medical practitioner so appointed as aforesaid or a public vaccinator the parent guardian or person having the charge of any child so vaccinated shall transmit a 25 certificate to the like effect to the District Registrar aforesaid.

Fee to legally qualified medical practitioner. 5. Every legally qualified medical practitioner appointed as aforesaid shall be entitled to a fee of one shilling for each child vaccinated at the proclaimed places in each district or five shillings for each child vaccinated at the place of abode of the parent guardian or 30 person having the charge of such child on delivery of a certificate of successful vaccination.

Penalty for impure virus or lymph.

6. Every medical practitioner or other person who shall in the operation of vaccinating or inoculating with cow-pox wilfully or carelessly employ impure vaccine lymph or virus shall upon conviction 35 before any two Justices of the Peace forfeit and pay a penalty of fifty pounds sterling or at the discretion of the Justices of the Peace be imprisoned for any term not exceeding six months.

Registrar General to provide books and forms. 7. The Registrar General shall frame and provide such books forms and regulations as he may deem requisite for carrying into effect 40 the provisions of this Act and shall transmit the same to the District Registrar

Registrar of each district who shall deliver to the medical practitioners so appointed as aforesaid in and for the said district such of the said books forms and regulations as they may require for the performance of the duties imposed on them hereby.

- 8. The Registrar General or District Registrar of Births Deaths District Registrars to keep register of and Marriages in every district in which the operation of vaccinating has been performed shall keep a register of the children and other persons of whose successful vaccination a certificate or declaration shall have been transmitted to him as before provided by any medical 10 practitioner or parent or guardian or other person having charge of a child and shall at all reasonable times allow searches to be made in any such register or register books in his keeping and shall give a copy certified under his hand of any entry or entries in the same on payment of the fee of one shilling.
- 9. The Governor with the advice of the Executive Council shall The Governor to make regulations and appoint such legally qualified medical practitioners and such other officers as may be necessary for carrying the provisions of this Act into execution.
- 10. All fines forfeitures and penalties for any offence against Appropriation of fines and penalties 20 this Act may be recovered in a summary way before any two Justices of the Peace and if the same be not paid within the time limited by such Justices shall be levied by distress and sale of the offender's goods and shall be divided paid and applied in the following manner that is to say one moiety to the Vaccine Institution of Sydney and the 25 other moiety to the use of the informer who shall also be entitled to his or her costs and charges to be ascertained and assessed by the Justices of the Peace before whom the case is heard.
 - 11. This Act shall come into operation on the and short title.

 Commencement and short title.

30 Act of 1872."

SCHEDULE.

day of

I the child of of successfully vaccinated by me.

hereby certify that in the Colony of New South Wales has been

35 Dated this

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(Signed) A.B.

Medical Practitioner for