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To Indian Affairs 7 February 1903

On a Memorandum dated 30<sup>th</sup> January, 1903, from the Superintendent General of Indian Affairs, submitting herewith Rules and Regulations framed and adopted by the Council of the Mohawks of the Bay of Quinte Band of Indians under the provisions of Section 76 of the Indian Act.

While it is doubtful whether the regulations are strictly confined to the exercise of powers authorized by the Section above quoted, yet inasmuch as regulations for the care of the public health of the band are urgently required in view of the existence of small pox on the reserve, and inasmuch as the regulations can be enforced to the extent

to which they are within the powers  
conferred by the said Section and  
discretion can be exercised with regard  
to attempting to enforce the portion  
of the regulation as to the strict legality  
of which doubt exists, the Minister  
recommends that the Rules and  
Regulations as adopted by the Chiefs  
in Council be confirmed in accordance  
with the provisions of Section 76 of  
the Indian Act.

The Committee submit  
the same for approval.

Wigand Linnert

Appd.

Feb. 6. 03.

Minto.

(Copy)

Moved by Chief D. H. Maracle and seconded by Chief S. Green that the following regulations respecting the public health for the Indian reservation be hereby adopted.

Carried.

Regulations as to care of the Public Health.

1. The Council of the Band shall appoint a health officer for the reserve who shall be one of the medical men engaged in attendance upon the band.
2. There shall be a board of health for the reserve consisting of the Councillors, the Indian Agent and the Health Officer. A majority of this Board shall form a quorum.
3. The Board of Health shall have power to deal with all matters affecting the health of the band and to pass regulations for the care of public health of the reserve and such regulations when adopted by the ~~EM~~ Council of the Band and approved by His Excellency the Governor General in Council shall become part of ~~these~~ this regulation.
4. The Health Officer when in his opinion any infectious or contagious disease is epidemic or in danger of becoming so shall have power to establish and maintain or to depute others to establish and maintain, efficient quarantine, and any person who shall break such quarantine either by entering upon or into any quarantined district, place or premises without ~~such~~ <sup>the Health Officer or his deputy or</sup> permission commits a violation of this regulation.
5. In the event of small pox becoming epidemic the Board of Health shall proclaim the fact and require and cause ~~cause~~ all members of the band who cannot furnish proof satisfactory to the Health Officer that they have been successfully vaccinated and any person refusing to be vaccinated or failing when notified by the health officer to attend at any place named in such notification in order that he or she may be vaccinated com-

*Handwritten notes:*  
 of the Health Officer or his deputy or ... leaving any ...  
 permission commits a violation of this regulation.  
 ^  
 ...

mits a violation of these regulations. All parents and guardians having care of children or wards and failing to have them vaccinated when vaccination is ordered under this Section commits a violation of this regulation..

6. The Health Officer or any person deputed by him shall have power to put up notices or placards upon houses or premises to give warning to the public of the existence of contagious or infectious disease therein or thereon and any person who without authority from the Health Officer removes any such notice commits a violation of this regulation..
7. The Health Officer or any person deputed by him may enter during the daytime any house or other building or upon any premises, in or on which a contagious or infectious disease is or has been, or is suspected to have been, to inspect or to disinfect the same or to search for infected persons and may if interfered with or obstructed call upon the Indian Agent for any necessary assistance and any person hindering him, or his deputy or any assistant commits a violation of this regulation..
8. The Board of Health may if in its opinion necessary appoint an assistant or assistants to its Health Officer and confer upon such assistant or assistants such powers of the Health Officer as may be deemed expedient.
9. Any violation of this regulation shall be punishable by sub section K of infliction of the penalties named in Section 76 of the Indian Act.

*Handwritten text, possibly a signature or stamp, is visible at the bottom of the page.*