
**Administration of
UT of Daman & Diu
Directorate of Medical and Health Services
(NVBDCP)**

NOTIFICATION

No. 1/14-15/Misc (Malaria.N.D)/17-18/DMHS/6243 Daman : 396 220

Dated : 25/7/2017

Whereas, the Administrator, Union Territory of Daman & Diu satisfied that the Union Territory of Daman & Diu is infected by and threatened with an outbreak of Malaria and Dengue.

And Whereas, the Administrator, Union Territory of Daman & Diu is of the opinion that the ordinary provisions of law for the time being in force in district of Daman & Diu are insufficient to prevent the outbreak and spread of the said diseases.

Now, therefore, in exercise of the powers conferred under Section 47, Section 75 and Section 96 of The Goa, Daman & Diu Public Health Act 1985, clause (b) of sub section (1) of Section 6 of the Regulation ibid of 1962 and clause (b) of sub section (1) of Section 7 of the Regulation of 1963 and Clarification by The Ministry of Home Affairs, New Delhi vide letter No. U-11026/1/93-UTS dated 9/2/1996 read with Article 239 of the Constitution of India and in the view of the D.O. letter No. 14-4/2016-17/NVBDCP/MTD/Malaria Elimination/ Pt. File, dated 07/06/2016, from Dr. A.C. Dhariwal, Director-NVBDCP, Directorate General of Health Services, Ministry of Health & Family Welfare, New Delhi and all the powers enabling him in this behalf, the Administrator, UT of Daman & Diu, is pleased to make the following regulations namely :-

1. Short title and Commencement :-

- (1) These regulations may be called "the Daman & Diu Prevention and Control of Malaria, Dengue and other Vector Borne Disease Regulation, 2016".
- (2) They shall come into force from the date of publication in the Official Gazette of Daman & Diu Gazette.

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2. Definitions :- In these regulations unless the context otherwise requires :-

- (a) **"Infected Area"** means any place or area, which is notified by the District Magistrate, Daman/Diu under these regulations to be infected with Malaria, Dengue and other Vector Borne disease.
- (b) **"Controlling Officer"** means any officer appointed under these regulations, by the Administrator, Union Territory of Daman & Diu.
- (c) **"Threatened Area"** means any place or area, which is notified by the District Magistrate, Daman & Diu under regulation 3, to be threatened with infection of Malaria, Dengue and other vector borne diseases.

3. Notification of place or area as Infected or threatened :-

The District Magistrate, Daman / Diu, may by notification in the official gazette to declare :-

- (a) Any place or area in the district to be an infected area, and
- (b) Any place or area contiguous to any infected area in which, in his opinion, there is danger of outbreak of Malaria, Dengue and other vector borne disease.

4. Appointment of Malaria, Dengue and other Vector Borne Disease Controlling Officer :-

The District Magistrate, Daman/Diu, may subject to the general or special order of the Administrator, Union Territory of Daman & Diu appoint an Officer to be the Malaria, Dengue and other Vector Borne Diseases Controlling Officer for any infected or threatened area to carry out all of the measures prescribed under the regulations.

5. Publication of list of infected city, town and villages and intimation of outbreak of Malaria, Dengue and other vector borne diseases :-

When the District Magistrate, Daman/Diu, under the regulation 3 has declared any place or area to be an infected area, he shall cause the details of such place/area to be published in the official gazette. He shall further specify therein the information regarding Malaria and Dengue Controlling Officer as also the Passive surveillance centers established and other surveillance staff, for the treatment of Malaria Epidemiological and Entomological investigation for Malaria and Dengue and other Vector Borne Disease.

6. Notification of persons suffering from Malaria, Dengue and Other Vector Borne Disease :-

When Malaria, Dengue and other Vector Borne Disease breakout at any place, the District Magistrate, Daman/Diu shall cause the names and addresses of persons suffering from Malaria, Dengue and other Vector Borne Disease to be notified to the Dy. Director NVBDCP, Daman/DPO NVBDCP Diu.

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7. Powers of Malaria, Dengue and other Vector Borne Disease Controlling Officer :-

In the city, town or village which is not a cantonment and which is situated in any infected area or a threatened area, the Malaria, Dengue and other Vector Borne Disease Controlling officers may,

- (a) require every owner or occupier of a building, Every Pathological Lab and every Medical practitioner to report every case of Malaria, Dengue and other Vector Borne Disease which may come to the notice of such owner, occupier or practitioner, to the Officer in charge of the nearest passive surveillance center like PHC, CHC and DH of Daman & Diu which are established surveillance center under the National Vector Borne Disease Control Programme.
- (b) Carry out or cause to be carried out intensive spraying operations in the building in which a case of Malaria and suspected case of Dengue occurred and in the surrounding buildings situated within a radius of 150 meters through any subordinate office of the National Vector Borne Disease Control Programme viz. CHC, PHC and sub Center.
- (c) Give preventive insecticidal indoor spraying in any type of premises including animal dwelling, shops or any other type of roofed structure in hamlets villages, labourer colonies, slums and low lying areas etc.
- (d) Carry on mass blood survey and mass drug treatment to the inhabitants temporary labourer and casual visitors in the affected area, as the situation may demand.
- (e) Give such directions to the contractor, employers or employing labourer at the sites of projects like Irrigation roads buildings etc. with a view to prevent and control of the outbreak of Malaria, Dengue and other Vector Borne Disease at such sites.

8. (1) No person shall :-

- (a) Keep or maintain any collection of standing or flowing water in which mosquitoes breed or are like to breed or
- (b) Cause permit or suffer any water within such area to form a collection in which mosquitoes breed or are likely to breed, unless such Collection has been effectively protected to prevent such breeding.
- (c) Occupy a new building (private, government or semi-government) unless an occupation certificate is obtained from the Controlling Officer, regarding the requirements of anti mosquito system in these premises.

(2) The natural presence of mosquito larvae, pupae in any standing or flowing water shall be evidence that mosquitoes are breeding in such water in premises, institutions, offices or dwelling units.

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15. For the purposes of enforcing the provisions of these regulations, the Inspecting Officer or any of his subordinates not below the rank of Health or Sanitary Inspector or Malaria Inspector or Surveillance Inspector, Multi-Purpose Workers and insect Collectors, may at all reasonable times after giving such notice in writing as may appear to him reasonable, enter and inspect any land or building within his jurisdiction and the occupier or the owner as the case may be of such land or building shall give all facilities necessary for such entry and inspection, and supply all such information as may be required by him for the purpose aforesaid.

16. Obstruction to performance of duty prohibited :- Every person shall duly comply with an order or requisition issued under these regulations and no person shall obstruct the performance of any of the duties imposed upon anyone by these regulations.

17. Constitution of Mobile Court :- In case of epidemic or situation leading to epidemic of Malaria, Dengue and other vector borne disease, the Administrator Union Territory of Daman & Diu may authorize the Malaria, Dengue and other vector borne disease Controlling Officer for constituting a Mobile Court for certain period so as to impose fine or penalty to the owners, occupiers of premises creating conditions conducive for transmission and spread of Malaria, Dengue and Vector Borne Disease inside the houses/offices, markets, shopping complex, institutions or any other place located within the jurisdiction of UT of Daman & Diu.

18. Involvement of Private Practitioner, clinicians and Nursing Homes :-

(1) All the private practitioner, clinicians/doctors in charge of nursing homes, medical institutions, clinical laboratories etc. within the jurisdiction of Union Territory of Daman & Diu shall furnish information pertaining to blood slide collection and positive cases, information regarding the suspected/confirmed cases of Dengue to the Malaria/Dengue/other Vector Borne Disease Controlling Officer Dy. Director NVBDCP, Daman/DPO NVBDCP Diu.

Doctor, In charge of the aforesaid clinics, nursing homes, medical institutions, clinical laboratories etc shall send examined blood slide as and when required by the Malaria, Dengue, other Vector Borne Disease Controlling Officer for the purpose of cross checking.

19. Screening of migrant labourers at the construction sites and factories :-

Contractors or employers of any construction site and factories (Government or private agency) shall be responsible for getting all the migrant labourers or employees screened for Malaria and Dengue at the nearest malaria clinics or through mobile squads, surveillance teams deployed under the National Vector Borne Disease Control Programme of the State/UT Government. No labourer or employees shall be engaged by the contractors or employer at the construction sites and factories unless he/she has been screened for Malaria and Dengue.

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SERIES II No. : 28

DATED : 28TH JULY, 2017.

- 20. Penalty :-** Whosoever contravenes any of the provisions of these regulations, disobeys any order or requisition issued thereunder or obstructs any measures which are required to be taken by the Government for which the Malaria, Dengue and Other Vector Borne Disease controlling Officer has been required or empowered to take under these regulations shall be deemed to have committed an offence under Section 188 IPC, rendering himself liable to punishment provided therein with a fine of Rs. 500/- (Rupees five hundred only) for each offence.

By order and in name of the
Administrator,
UT of Daman & Diu

Sd/-
Deputy Secretary (Health)
UT of Daman & Diu
