

**Ordonnance ayant rapport aux  
MALADIES SECRÈTES (1942)  
(Le 7 novembre 1942)**

LA COUR, le jugeant nécessaire pour prévenir et réprimer les maux résultant de l'introduction en cette Ile de Maladies Secrètes, a, ouïes les conclusions du Procureur Général, ordonné et ordonne comme suit, savoir: —

Definitions

1.—In this Ordinance the following expressions shall have the meanings hereinunder assigned to them respectively:—

“Contact” includes—

- (a) a person who has, during the period in which another person has been suffering or is believed by the States Medical Officer of Health or a private medical practitioner to have been suffering from Venereal Diseases, had sexual intercourse with that other person: and
- (b) any child, who has not attained the age of seventeen years, of any person found to be suffering from Venereal Disease: and
- (c) any parent of a child who has not attained the age aforementioned and is found to be suffering from Venereal Disease: and
- (d) any other member of the household of which a person found to be suffering from Venereal Disease forms part:

“Law Officer” means the Attorney General or the Solicitor General and includes any person for the time being exercising the functions of either of those offices:

“Police Inspector” includes any person for the time being exercising the functions of Inspector of the States Salaried Police in this Island:

“States Medical Officer of Health” includes any medical practitioner for the time being exercising the duties of that office:

“Venereal Disease” shall include Syphilis, Gonorrhoea and Soft Chancre.

Persons  
suffering  
from  
Venereal  
Disease

2.—Any person, whether male or female, on becoming aware of the fact that he or she is suffering from Venereal Disease shall forthwith place himself or herself under treatment therefor either by a private medical practitioner authorised to practise as such in the Island of Guernsey or at the Venereal Disease Clinic established by the States of Guernsey and shall thereafter continue to receive the treatment prescribed, and shall submit to

the tests adjudged necessary, by the private medical practitioner or by the medical practitioner in charge of that Clinic, as the case may be, until that person is pronounced by that medical practitioner to be cured.

3.—Where any medical practitioner ascertains that a person is suffering from Venereal Disease, the medical practitioner shall forthwith—

Duties of  
Medical  
Practitioner

- (a) explain to that person the nature of the disease and instruct that person that he or she must not have sexual intercourse with any other person during such period as the medical practitioner may then prescribe: and
- (b) notify the States Medical Officer of Health of the name, address and occupation of the person and the nature of the Venereal Disease from which he or she is suffering.

4.—If any person who is suffering from Venereal Disease fails to continue to receive the treatment prescribed or to submit to the test adjudged necessary in his or her case, the medical practitioner concerned shall forthwith report such failure to the States Medical Officer of Health.

Failure to  
receive  
treatment  
prescribed

5.—(1) The States Medical Officer of Health, if he has reason to believe that a person is or may be suffering from Venereal Disease or is a contact of a person so suffering, may apply to a Law Officer for an order directing that—

Suspected  
persons

- (a) such first named person be examined, free of charge, to that person, by a medical practitioner for the purpose of determining whether that person is suffering from Venereal Disease: and
- (b) if that person is found to be so suffering, that that person submit to the treatment prescribed, and to the tests adjudged necessary, by the medical practitioner until that person is pronounced by that medical practitioner to be cured. The cost of such treatment and tests shall not fall to be borne by that person or by a person responsible for the

maintenance of that person unless that person or that other person agrees to bear the same.

Compulsory  
isolation

(2) The States Medical Officer of Health, if he has grounds for believing that any person is the cause of the spreading of Venereal Disease, may apply to a Law Officer for an order directing the compulsory isolation of that person in a hospital or other suitable place until that person is pronounced by a medical practitioner to be non-infectious.

(3) Upon any such application as aforesaid being made to a Law Officer, the Law Officer shall, upon being satisfied that there are reasonable grounds for the making of the application, make an order accordingly and thereupon the person or persons affected by the order shall forthwith comply with the directions contained therein.

Powers of  
Police  
Inspector

(4) The Police Inspector shall, upon the production to him of such an order as is hereinbefore in this Section mentioned and upon the laying of information that any person affected by the order has failed to comply with any direction contained therein, cause that person to be apprehended and conducted, if need be by force, to such place as may be requisite for the purpose of compliance with such direction.

(\*5).—

Penalty  
for  
contravention

6.—If any person shall fail to comply with any of the provisions of this Ordinance or with any instructions given to that person by a medical practitioner under the provisions of clause (a) of Section 3 of this Ordinance or with any direction contained in an order made by a Law Officer under the provisions of Section 5 of this Ordinance† or shall escape or attempt to escape from any place of isolation in which that person is confined under such an order or, knowing that he or she is suffering or has suffered from Venereal Disease, has or attempts to have sexual intercourse with any other person before being

\* Sub-section (5) added by Ordinance of the 20th March, 1943.

† Addition made by Ordinance of the 20th March, 1943.

pronounced by a medical practitioner to be cured or to be non-infectious, that person shall be guilty of an offence against this Ordinance and shall be liable, upon conviction before the Police Court to a fine not exceeding One hundred pounds or to a term of imprisonment, with or without hard labour, not exceeding Six months, or to both such fine and such imprisonment and, upon the conviction of any such person, the Police Court Magistrate may, upon the application of a Law Officer, direct that the convicted person shall be forthwith isolated in a hospital or other place suitable, in the opinion of the States Medical Officer of Health, for the purpose until the convicted person is pronounced by a medical practitioner to be non-infectious and that the term of imprisonment to which the convicted person is sentenced either directly or in default of payment of a fine or both, shall only commence to be served after the convicted person has been released from such place of isolation.