

ANNO QUINQUAGESIMO NONO

GEORGII III. REGIS.

CAP. CXXVII.

An Act for making Provision for the better Care of Pauper Lunatics in *England*.

[12th *July* 1819.]

WHEREAS it is expedient that further Provision should be made for the Care of Pauper Lunatics in *England*, who may be chargeable to any Parish; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That upon its being made known to Two or more Justices of the Peace of any County, that a poor Person chargeable to any Parish or Place within any of the said Counties is deemed or taken to be lunatic or insane, or a mischievous Idiot, it shall be lawful for the said Justices, by an Order under their Hands and Seals, if they shall so think fit, to require the Overseers of the Poor of the said Parish or Place to bring the said poor Person before them, or some other Justices of the Peace of the said County, at such Time and Place as shall be appointed by the said Order; and the said Two Justices are hereby authorized to call to their Assistance a Medical Person, at the Charge of the said Parish or Place; and if upon View and Examination of the said poor Person, or from other Proof, the said Justices shall be satisfied that such poor Person is lunatic, insane, or a mischievous Idiot, it shall be lawful for the said Two Justices, by an Order under their Hands and Seals, directed to the said Overseers of the Poor, according to the Form in the Schedule (A) annexed to this Act, to cause the said poor Person to be conveyed to and placed in some Lunatic Asylum, in all Cases where such Asylum shall have been established under the

In Cases where insane Persons are chargeable to the Parish, the Justices shall direct the Overseers to convey them to some licensed House for Lunatics.

Directions

Directions of an Act passed in the Forty-eighth Year of His present
48 G. 3. c. 96. Majesty, intituled *An Act for the better Care and Maintenance of Lunatics being Paupers or Criminals in* England, for the County or District of United Counties within which the Parish or Place to which such poor Person belongs shall be situated; but if no such Lunatic Asylum shall have been established, such Justices shall then direct such poor Person to be conveyed to and placed in some House duly licensed for the Reception of insane Persons; and it shall be lawful for the said Two Justices, or for any other Two Justices of the Peace acting in the Division of the said County wherein the said Parish or Place is situated, from Time to Time, as Occasion may require, to make Order on the Overseers of such Parish or Place for the Payment of all reasonable Charges of conveying such poor Person to such Lunatic Asylum or licensed House, and if such poor Person shall be conveyed to a Lunatic Asylum, for the Payment of such Weekly Sum to the Treasurer of such Asylum, as shall be from Time to Time fixed upon by the Visiting Justices of such Asylum under the Authority of the said recited Act, or if such poor Person shall be conveyed to such licensed House, for the Payment of such Weekly or Monthly Sum to the Keeper of such licensed House, for the Maintenance, Medicine, Clothing, and Care of such poor Person as such Keeper shall be willing to accept, and as shall appear to the said Justices to be a reasonable Charge in that Behalf; and the said Overseers of the Poor shall not remove such poor Person from the said House without an Order for that Purpose made by Two Justices of the Peace for the County, after due Inquiry into the Circumstances of the Case, unless such Person shall have been discharged as cured: Provided always, that the Overseer or Overseers of such Parish or Place so conveying such insane Person to such Asylum or licensed House as aforesaid, shall and is hereby required to deliver a Certificate from the Medical Person so called to the Assistance of the Justices as aforesaid (which Certificate such Medical Person is hereby required to give, according to the Form in Schedule (B) annexed to this Act to the Keeper of such Asylum or licensed House).

Public Act.

II. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and other Persons whomsoever, without specially pleading the same.

Penalty on Overseers of the Poor neglecting to give Information to a Justice as to the State of the Lunatic.

III. And be it further enacted, That if any Overseer of the Poor of any Parish or Place to which any lunatic or insane Person shall be chargeable shall, for the Space of Seven Days, wilfully neglect or delay to give Information of the State of such Person to some Justice of the Peace acting within the Division of the County within which the said Parish or Place is situate, he shall for every such Offence forfeit and pay a Sum of Money not exceeding Ten Pounds nor less than Forty Shillings (Half to the Informer and Half to the Poor of the said Parish or Place), to be recovered by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hands and Seals of any Two Justices of the Peace for the County within which such Parish or Place is situate.

Schedule (A.)

FORM OF WARRANT.

WHEREAS it appears to us, Two of His Majesty's Justices of the Peace for the County of having called to our Assistance *A. B.* a medical Person, that *C. D.* chargeable to the Parish of *I.* in the said County, is [lunatic, insane, or a dangerous Idiot, *as the Case may be*] you are hereby directed to cause the said *C. D.* to be conveyed to the Lunatic Asylum at *E.* established under an Act passed in the Forty-eighth Year of *George* the Third, intituled *An Act for the better Care and Maintenance of Lunatics being Paupers or Criminals in* England, in order that proper Means may be there used for the Cure of the said *C. D.*; and you are hereby ordered to pay to the Treasurer of the said Asylum such Weekly Sum for the Maintenance and Care of the said *C. D.* as shall be from Time to Time fixed upon by the Visiting Justices of the said Asylum, under the Authority of the said Act; or to the House of *E. F.* situate at *G.* in the County of *K.*, the said House being a House duly licensed for the Reception of Lunatics; and you are hereby ordered to pay to the said *E. F.* the [Weekly *or* Monthly] Sum of for the Maintenance, Medicine, Clothing, and Care of the said *C. D.*, which Sum the said *E. F.* is willing to accept, and which appears to us to be a reasonable Charge in that Behalf.

Given under our Hands and Seals, this Day of

L. M.
N. O.

To the Overseers of the Poor
of the Parish of *I.*

Schedule (B.)

FORM OF CERTIFICATE.

I DO hereby certify, That by the Directions of *L. M.* and *N. O.* Esquires, Justices of the Peace for the County of *H.*, I have personally examined *C. D.*, and that the said *C. D.* appears to me to be of insane Mind.

Dated this Day of

A. B. (Physician, Surgeon, *or* Apothecary, *as the Case may be*) resident at *R.*

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