ANNO TERTIO

GEORGII IV. REGIS.

C A P. XXXV.

An Act to make perpetual, and to amend, several Acts made in the Thirty-eighth, Fortieth, and Fiftieth Years of the Reign of His late Majesty King *George* the Third, for the Management, Support, Regulation, and Maintenance of the Foundling Hospital in *Dublin*; and to make further Provision for the Regulation and Maintenance of the said Hospital. [24th *May* 1822.]

WHEREAS the several Acts herein-after mentioned, made in the Parliament of *Ireland*, and in the Parliament of the United Kingdom of *Great Britain* and *Ireland*, in the Thirty-eighth, Fortieth, and Fiftieth Years of the Reign of His late Majesty King *George* the Third, for the Management, Support, Regulation, and Maintenance of the Foundling Hospital have been found highly beneficial: And whereas the said Acts were continued in force, by an Act made in the last Session of Parliament, until the Fifth Day of *January* One thousand eight hundred and twenty-three, and from thence until the End of the then next Session of Parliament; and it is expedient that the said Acts should be made perpetual, and amended in manner herein-after mentioned: May it therefore please Your Majesty that it may be enacted; and be it 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 an Act made in the Parliament of *Ireland*, in the Thirty-eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the better Management of the Workhouse and Foundling Hospital in* Dublin; and also an Act made in the Parliament of *Ireland* in the Fortieth Year of the Reign of His said late Majesty, intituled *An Act for the better Management, Support, and Maintenance of the Foundling Hospital in* Dublin, *and for amending and further continuing an Act passed in the Thirty-eighth Year of His present Majesty's Reign, intituled* '*An*

38, 40, and 50 Geo. 3, for Dublin Foundling Hospital, continued by 1 & 2 G. 4. c. 117.

38 G. 3. c. 35.

40 G. 3. c. 33.

'*An Act for the better Management of the Workhouse and Foundling Hospital in* Dublin;' and also an Act made in the Parliament of the United Kingdom of *Great Britain* and *Ireland*, in the Fiftieth Year of the Reign of His said late Majesty, intituled *An Act for the better Management of the Foundling Hospital in* Dublin, *and for amending and further continuing an Act passed in the Parliament of* Ireland, *in the Fortieth Year of His present Majesty, for the better Management, Support, and Maintenance of the Foundling Hospital in* Dublin; *and for amending and further continuing an Act passed in the Thirty eighth Year of His Majesty, for the better Management of the Workhouse and Foundling Hospital in* Dublin, shall be and the same are hereby continued in force, and shall be and are hereby made perpetual, except only so far as the said Acts or any of them, or any Part thereof, are repealed, altered, or amended.

50 G. 3. c. cxii. made perpetual, except as amended.

Funds unequal to Support of Children.

II. And whereas, notwithstanding several Regulations made from Time to Time, to restrain and prevent the indiscriminate Admission of Children into the Foundling Hospital in *Dublin*, the Number of Children on the Establishment thereof hath become so great, that the Funds of the said Hospital are altogether unequal to their Support, and the said Hospital is capable of accommodating little more than One-third Part of such of the said Children as having attained the Age of Eight Years, ought by the Rules thereof, to be taken from their respective Nurses and brought into the said Hospital for Education and Instruction; and it is expedient that the Benefits of the said Institution should be confined to Orphans and deserted Children whose Parents are unknown: And whereas an Act was passed in the Parliament of *Ireland*, in the Eleventh and Twelfth Years of the Reign of His late Majesty King *George* the Third, intituled *An Act for the Relief of Poor Infants who are or shall be deserted by their Parents*, and which Act was amended by an Act made in the Thirteenth and Fourteenth Years of His said late Majesty's Reign, intituled *An Act for amending Two Acts passed in the last Session, the one intituled 'An Act for the Relief of Poor Infants who are or shall be deserted by their Parents;' the other intituled 'An Act for preventing the spreading of Fires, and for appointing of Watches in Cities and Towns Corporate, and for other Purposes;'* and notwithstanding Provision is made by the said Acts for the Maintenance and Education of all Children deserted and exposed in *Ireland*, by the Sums to be raised and assessed on the Parishes in which such Children shall be deserted and exposed respectively (except in the Cities of *Dublin* and *Cork*), not exceeding Five Pounds for each Child, such Children are brought to the said Foundling Hospital in *Dublin*, from all Parts of *Ireland*, and received therein; and it is therefore reasonable that the said Hospital should not be supported by a Tax on the City of *Dublin* only, but should receive with each Child the said Sum, which may be raised on the Parish from which such Child shall be brought, in whatever Part of *Ireland* the same may be (except in the City of *Cork*); be it therefore further enacted, That from and after the First Day of *November* One thousand eight hundred and twenty-two, no Child shall be received or admitted into the said Foundling Hospital in *Dublin*, unless at or before the Time of offering such Child for Admittance into the same, there shall be paid to the Registrar of the said Hospital the Sum of Five Pounds Sterling of the Currency of *Ireland*, for the Use and Support of the said Hospital, and of the Children

Irish Act, 11 & 12 G. 3. c. 15, amended by 13 & 14 G. 3. c. 24, by which Parishes are empowered to raise 5*l.* for Maintenance of deserted Children in each Parish.

No Child shall be received into Dublin Foundling Hospital, unless 5*l.* is paid on Admission.

Children belonging to the same; and that it shall and may be lawful for the Overseers mentioned in the said recited Acts, within their respective Parishes, to apply the Sum of Five Pounds in Payment to the Foundling Hospital in *Dublin* with any such Child or Children, instead of applying such Sum in the Maintenance and Education of such Children within their respective Parishes, and that such Sums shall be allowed to such Overseers in their Accounts, as if the same had been applied in the Maintenance and Education of such Children within their respective Parishes.

Such 5*l.* may be paid by Overseers of the Parish.

III. And be it further enacted, That from and after the said First Day of *November* One thousand eight hundred and twenty-two, no Child shall be received or admitted into the said Hospital, unless instead of the Certificate heretofore required for the Admission of any Child into the said Foundling Hospital, there shall be delivered to the Porter of the said Hospital, subject to the several Rules, Orders, Regulations, and Directions which have been or shall be from Time to Time made by the Governors of the said Hospital, together with every Child who shall be brought for the Purpose of being received or admitted into the said Hospital, a Certificate signed by the Minister or Curate and Churchwardens of the Parish from which such Child shall be brought, certifying that such Child has been exposed or deserted, and in Danger of perishing, and that the said Minister or Curate and Churchwardens have made diligent Inquiry respecting the Birth and Parentage of such Child; and that such Child is, to the best of their Knowledge and Belief, under the Age of Twelve Calendar Months; and that they have not been able to discover the Parents of such Child or either of them, or that both the Parents of such Child are dead.

Certificate of Minister, &c. of Child being exposed and deserted, &c.

IV. And be it further enacted, That all and every the Clauses, Enactments, Regulations, and Powers mentioned, enacted and given in and by the said herein-before recited Acts passed in the Parliament of *Ireland*, in the Eleventh and Twelfth Years, and in the Thirteenth and Fourteenth Years of the Reign of His said late Majesty King *George* the Third, to take Effect within any Parish in *Ireland*, (except within the Cities of *Dublin* and *Cork*), shall, from and after the Fourth Day of *January* One thousand eight hundred and twenty-three, have Effect, and be in Force and put in Execution in every Parish within the City of *Dublin*, as if the said City had not been excepted out of the said Acts; and that the Judges of His Majesty's Court of King's Bench, or any one of them, shall, in each presenting Term, have and exercise the same Powers and Duties with respect to each and every Parish within the said City of *Dublin*, as are given to or required from the Judges of Assize, or one of them, with respect to other Parishes in *Ireland*, under and by virtue of the Provisions of the said Act of the Thirteenth and Fourteenth Years of His said late Majesty's Reign.

Power of Acts 11 & 12 G. 3. c. 15. 13 & 14 G. 3. c. 14. extended to Dublin.

Power of Judges of Assize under recited Acts to be exercised in Dublin by Judges of the King's Bench.

V. And be it further enacted, That from and after the said Fourth Day of *January* One thousand eight hundred and twenty-three, the several Taxes and Duties payable for the Support of the said Foundling Hospital in *Dublin*, in respect of Houses in the City of *Dublin*, and the Suburbs and Liberties near the same, or within Two Miles of the Castle of *Dublin*, under the Provisions of an Act passed

Taxes on Houses in Dublin for Support of Hospital, under 11 & 12 G. 3. c. 11. repealed.

passed in the Parliament of *Ireland* in the Eleventh and Twelfth Years of the Reign of His late Majesty King *George* the Third, intituled *An Act for the better regulating the Foundling Hospital and Workhouse in the City of* Dublin, *and increasing the Fund for the Support thereof; also for making a Provision for appointing a* Locum Tenens *in case of the Death or Absence of the Lord Mayor or the President of the Court of Conscience*; or under any Act or Acts for amending the said Act, shall cease, determine, and be no longer payable: Provided always, that nothing herein contained shall interfere with the raising, levying, collecting, or applying any such Tax which may be or become due on or before the said Fourth Day of *January* One thousand eight hundred and twenty-three.

Children shall not be sent out of Hospital unless under Order of Governors.

VI. And be it further enacted, That no Child shall at any Time be delivered out of the said Hospital to any Person or Persons claiming to be the Parent or Parents, Relative or Relatives, of such Child, otherwise than by and under a Special Order of the Governors of the said Hospital for the Time being, and upon Payment of such Sum, not exceeding Five Pounds, as the said Governors shall think fit to require.

Penalty on forging Certificate.

VII. And be it further enacted, That if any Person shall forge or counterfeit, or cause to be forged or counterfeited, any Certificate of any Minister or Curate and Churchwardens of any Parish required by this Act, or shall knowingly deliver or cause to be delivered or sent to the Porter, or any other Officer of the said Foundling Hospital in *Dublin*, any forged or counterfeited Paper or Writing, purporting to be such Certificate, whether any Person named in any such Certificate, Paper, or Writing as aforesaid, or any of them respectively, shall really be the Minister or Curate or Churchwardens of such Parish or not, every Person so offending shall be deemed guilty of a Misdemeanor, and on Conviction thereof shall be sentenced to Imprisonment not exceeding the Term of Two Years.

No Child received above Twelve Months old.

VIII. And be it further enacted, That no Child shall at any Time be received into the said Hospital which shall be above the Age of Twelve Calendar Months, any thing in the herein-before recited Acts or any of them, or in any other Act or Acts to the contrary in any wise notwithstanding.

Expences of this Act.

IX. And be it further enacted, That the Costs, Charges, and Expences of preparing, obtaining, and passing this present Act, shall and may be paid out of the Funds arising by virtue of the said recited Act of the Fiftieth Year of the Reign of His late Majesty King *George* the Third, and of the Acts thereby continued and amended.

Public Act.

X. 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 others, without being specially pleaded.

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