CAP. CXIII.

An Act to amend the Law relating to the Administration of the Estates of deceased Persons. [11th *August* 1854.]

'WHEREAS it is expedient that the Law whereunder the Real and Personal Assets of deceased Persons are administered should be amended:' Be it enacted by the Queen'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, as follows:

Heir or Devisee of Real Estate not to claim Payment of Mortgage out of Personal Assets.

I. When any Person shall, after the Thirty-first Day of *December* One thousand eight hundred and fifty-four, die seised of or entitled to any Estate or Interest in any Land or other Hereditaments which shall at the Time of his Death be charged with the Payment of any Sum or Sums of Money by way of Mortgage, and such Person shall not, by his Will or Deed or other Document, have signified any contrary or other Intention, the Heir or Devisee to whom such Land or Hereditaments shall descend or be devised shall not be entitled to have the Mortgage Debt discharged or satisfied out of the Personal Estate or any other Real Estate of such Person, but the Land or Hereditaments so charged shall, as between the different Persons claiming through or under the deceased Person, be primarily liable to the Payment of all Mortgage Debts with which the same shall be charged, every Part thereof, according to its Value, bearing a proportionate Part of the Mortgage Debts charged on the whole thereof: Provided always, that nothing herein contained shall affect or diminish any Right of the Mortgagee on such Lands or Hereditaments to obtain full Payment or Satisfaction of his Mortgage Debt either out of the Personal Estate of the Person so dying as aforesaid or otherwise: Provided also, that nothing herein contained shall affect the Rights of any Person claiming under or by virtue of any Will, Deed, or Document already made or to be made before the First Day of *January* One thousand eight hundred and fifty-five.

Not to affect Rights claimed under any Will, &c. before 1st Jan. 1855.

Extent of Act.

II. This Act shall not extend to *Scotland*.

CAP. CXIV.

An Act to extend the Rights enjoyed by the Graduates of the Universities of *Oxford* and *Cambridge* in respect to the Practice of Physic to the Graduates of the University of *London*. [11th *August* 1854.]

'WHEREAS a Body Politic and Corporate, by the Name of the University of *London*, has been constituted by the Royal Charter of Her present Majesty, with Power after Examination to confer the several Degrees of Bachelor of Medicine and Doctor of Medicine: And whereas it is expedient that such and the same Privileges relating to the Practice of Physic as are enjoyed by Graduates in Medicine of either of the Universities of *Oxford* and *Cambridge*, by virtue of their Degrees, or under any Authority or Licence now conferred upon them by either of the said last-mentioned Universities, should be enjoyed by the Graduates in Medicine of the University of *London*:' Be it therefore enacted by the Queen'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, as follows:

Graduates in Medicine of the University of London to be entitled to practise Physic in the same Manner as Graduates of the Universities of Oxford and Cambridge.

I. Every Bachelor of Medicine and Doctor of Medicine of the said University of *London* shall by virtue of his Degree, and without the Necessity of undergoing any further Examination, or of obtaining any further Authority or Licence, be forthwith entitled to practise Physic, as fully, effectually, and extensively in all respects as any Bachelor of Medicine or Doctor of Medicine of either of the said Universities of *Oxford* and *Cambridge* is entitled to practise by virtue of his Degree or under any Power, Licence, or Authority now conferred by either of the said last-mentioned Universities: Provided always, that the Privileges hereby conferred shall not be construed so as to extend to the Practice of Surgery, Pharmacy, or Midwifery.

II. 'And

Graduates in Medicine of the University of London indemnified for having acted without having obtained Authority from Universities of Oxford or Cambridge.

II. 'And whereas it is apprehended that divers Graduates in Medicine of the said 'University of *London* are or may become exposed to divers Forfeitures, Pains, or 'Penalties by reason of their having practised Physic in all or some or one of its Branches, 'or of their having done Acts as or under the Description of Physicians, or Practitioners of 'Physic, in all or some or one of its Branches, without any other Qualification for so doing 'than their having studied for and obtained the Medical Degrees of the last-mentioned 'University, and in particular it is apprehended that under the Act passed in the Session 'of Parliament held in the Sixteenth and Seventeenth Years of the Reign of Her present 'Majesty, Chapter Ninety-six, and the Lunatic Asylums Act, 1853, any Graduate of the 'University of *London* practising as a Physician, if not otherwise answering to the 'Definition of a Physician set forth in the Interpretation Clauses to such Acts, who may 'have signed any Certificates under those Acts or either of them, in which he shall have 'been described as a Physician, is liable to be indicted for a Misdemeanor:' Be it enacted, That all such Graduates in Medicine of the said University of *London* who have so practised Physic, or have so done any such Act, or signed any such Certificate as aforesaid, shall be indemnified, freed, and discharged from all such Forfeitures, Pains, Penalties, and Disabilities as they would or might have been exempt from had they taken their several Degrees at or obtained Authority or Licence to practise from either of the said Universities of *Oxford* and *Cambridge*, and that all such Acts and Certificates heretofore done or signed by any Graduate in Medicine of the said University of *London* shall be deemed to all Intents and Purposes as valid and effectual as if this Act had passed previously to the doing or signing such Acts and Certificates respectively.

Short Title.

III. This Act may be cited as "The University of *London* Medical Graduates Act, 1854."

CAP. CXV.

An Act to amend the Law relative to the Removal of Prisoners in Custody.

[11th *August* 1854.]

'WHEREAS by the several Acts of Parliament made and passed for regulating Gaols 'and Houses of Correction in *England*, *Wales*, and *Ireland*, and for the better ordering 'of Prisoners, Provision is made for the Custody and Treatment of Debtors as One of the 'Classes of Prisoners to be confined therein: And whereas in some Counties Prisoners 'for Debt and for Contempt of Court are confined in separate Prisons not being Gaols 'within the Meaning of the said Acts for regulating Gaols and Houses of Correction and 'for better ordering of Prisons, and Doubts have arisen whether such Prisoners for Debt 'and Contempt of Court may be lawfully removed to and confined in such last-mentioned 'Gaols, and it is expedient that such Doubts should be removed, and that the Powers given 'by Law for the Removal of Prisoners in Custody should be enlarged and rendered more 'generally applicable;' Be it therefore enacted by the Queen'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, as follows:

If Common Gaol be adapted for Reception of Debtors as a Class, they may be removed thereto.

I. From and after the passing of this Act, when the Common Gaol for any County in *England*, *Wales*, or *Ireland* shall be adapted for Debtors as a Class of Prisoners to be confined therein, it shall be lawful for the Sheriff of such County, or any other Person having Custody of Persons for Debt within any County, to remove to such Common Gaol all Prisoners in his Custody for Debt or Contempt of Court from any Prison in which they may be confined, and such Common Gaol shall be deemed the legal Place of Custody for such Debtors, and no such Removal shall be deemed or taken to be an Escape.

No such Removal to take place till after Certificate by Inspector of Prisons.

II. Provided always, That no such Removal shall take place until One of Her Majesty's Inspectors of Prisons, acting for the County in which such Common Gaol is situate, on the Application of Her Majesty's Justices of the Peace for such County in Quarter Sessions assembled, shall have signed and transmitted to the Clerk of the Peace for the said County a Certificate in the Form or to the Effect in the Schedule to this Act annexed,