County or Place where the Offence is committed, within Three Months of the Commission of the same, in the Manner prescribed by the Law in that Behalf; and it shall be lawful for the Commissioners of Her Majesty's Treasury, upon the Recommendation of One of Her Majesty's Principal Secretaries of State, to direct that any Penalty imposed for neglecting to send or cause to be sent Notice of any Accident, as required by this Act, shall be paid to or among any of the Family or Relatives of any Person or Persons killed by such Accident, as he may think fit; and, save as aforesaid, all Penalties imposed by this Act shall, when recovered, be paid, for the Use of Her Majesty, to the Sheriff or other proper Officer of the County, Riding, Division, or Place for which the Justices or other competent Authority before whom the Penalty is recovered shall have acted.

Certified Copy of Special Rules to be Evidence.

XV. A Copy of the Special Rules for the Time being established in any Coal Mine or Colliery, certified under the Hands of One of the Inspectors to be a Copy of the Special Rules established in such Coal Mine or Colliery, shall be Evidence of such Special Rules, and of their being duly established under this Act, without further Proof.

Reports of Inspectors to be laid before Parliament.

XVI. Every Inspector shall on or before the First Day of *March* in every Year make a separate and distinct Report in Writing of his Proceedings during the preceding Year, and shall transmit the same to One of Her Majesty's Principal Secretaries of State, and a Copy of such Report shall be laid before both Houses of Parliament.

Interpretation of Terms.

XVII. In the Construction of this Act the Term "Owner" of a Coal Mine or Colliery shall mean the immediate Proprietor, Lessee, or Occupier of a Coal Mine or Colliery or of any Part thereof; and the Term "Agent" of a Mine shall mean any Person having on behalf of the Owner of any Mine the Care or Direction thereof; and the Term "Inspector" or "Inspectors" shall respectively mean an Inspector or Inspectors of Coal Mines appointed under the said Act of the Thirteenth and Fourteenth Years of Her Majesty or this Act; and the Term "District" shall mean that Portion of *Great Britain* which shall be assigned to any One of such Inspectors.

Extent of Act.

XVIII. This Act shall not extend to *Ireland*.

Term of this Act.

XIX. This Act shall continue until the Expiration of Five Years after the passing of this Act, and thenceforth until the End of the then next Session of Parliament.

CAP. CIX.

An Act to make further Provisions for the Repayment of Advances out of the Consolidated Fund for the Erection and Enlargement of Asylums for the Lunatic Poor in *Ireland*, and to amend the Laws with reference to the Repayments in case of Change of Districts, and the Appointment of Commissioners of General Control and Correspondence. [14th *August* 1855.]

'WHEREAS, under the Provisions of the several Statutes in that Case made and provided, certain Asylums for the Lunatic Poor in *Ireland* were from Time to Time ordered by the Lord Lieutenant and Privy Council of *Ireland* to be erected, enlarged, or extended: And whereas certain Sums of Money have been advanced from Time to Time by the Commissioners of Her Majesty's Treasury, out of the growing Produce of the Consolidated Fund of the United Kingdom arising in *Ireland*, for the Purpose of defraying the Expenses of such Erection, Enlargement, and Extension of the said Asylum, such Advances having been made in certain Cases under and by virtue of an Order or Orders of the Lord Lieutenant and Privy Council of *Ireland*, and in certain other Cases without such Order or Orders: And whereas Provision is made by the Statutes aforesaid that it shall and may be lawful for the Lord Lieutenant and Privy Council to make Orders for the Repayment by the Counties forming the District of any such Asylums of the Monies so ordered by the Lord Lieutenant and Privy Council to be advanced: And whereas it is

'doubtful

'doubtful whether it is competent for the Lord Lieutenant and Privy Council to make 'Orders for the Repayment of those Sums for the Advance of which no Orders in Council 'were made: And whereas it is expedient to make better Provision for the Repayment of 'the whole of such Sum or Sums so advanced as aforesaid:' 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:

On Completion of Asylum, Commissioners for General Control and Correspondence, &c. of Asylums to certify to the Lord Lieutenant in Council the whole of the Sums expended.

I. From and after the passing of this Act, in every Case where any of the Asylums so ordered to be erected, enlarged, or extended as aforesaid shall have been already handed over or shall be hereafter handed over to the Governors of such Asylum fit for the Reception of the Lunatic Poor, as provided by the Act First and Second *George* the Fourth, Chapter Thirty-three, it shall be lawful for the Commissioners for General Control and Correspondence, and for superintending and directing the Erection and Establishment of Asylums for the Lnuatic Poor in *Ireland*, and they are hereby required, to transmit to the Clerk of Her Majesty's Privy Council in *Ireland* a certified Return of all the Moneys which shall have been expended from Time to Time in such Erection, Enlargement, or Extension of such Asylum as aforesaid, and a certified Copy of the said Returns to the Governors of such Asylum, and also One to the Secretary of the Grand Jury of each of the Counties associated in each of such Asylums, and the said Clerk of the Council shall lay the said Return before the Lord Lieutenant in Council as soon as conveniently may be; provided that in case any Difference of Opinion shall arise as to the Fitness of any Asylum for the Reception of the Lunatic Poor between the Governors and the Board of Works, it shall be lawful for the Governors to refer the Question to the Lord Lieutenant in Council, who is hereby empowered to decide between them.

Lord Lieutenant may Order Repayment of all Sums expended.

II. It shall and may be lawful for the Lord Lieutenant and Council, on such certified Return being laid before them, to make an Order or Orders for the Repayment by the Counties within the District in and for which such Asylum shall be erected and established of the Sums so certified to have been expended, in such Manner, and at such Times, and in such Proportions as shall be fixed by said Order.

Grand Jury of the County to make Presentment for the Repayment of the Money so ordered to be repaid.

III. It shall be lawful for the Grand Jury of any and every County in *Ireland* in or for which, either wholly or in part, any such Asylum hath been or shall be erected and established, and such Grand Jury is hereby required, without any previous Proceedings, at any Presentment Sessions, to present the Sum or Sums to be fixed and ascertained by any such Order or Orders accordingly, or in default thereof the same shall be inserted in and raised by an Order of the Judge of Assize, or of the Court at any Presenting Term, which Order shall have the Force of a Presentment, and the Sum or Sums therein mentioned shall be applotted and raised and levied accordingly, as if the same had been inserted in a Presentment duly made at the Assizes or Presenting Term at which such Order shall be made, any Act or Acts to the contrary notwithstanding.

9 & 10 Vict. c. 115.

IV. 'And whereas it is expedient to amend so much of an Act passed in the Ninth and 'Tenth Years of the Reign of Her present Majesty, intituled *An Act to amend the Laws as 'to District Lunatic Asylums in* Ireland, *to provide for the Expense of the Maintenance of 'certain Lunatic Poor removed from the* Richmond *Lunatic Asylum,* Dublin, *for Want of Room 'therein, and to provide for the Salaries and Expenses incident to the Office of Inspector of 'Lunatics in* Ireland, as relates to the Repayments which, in case of Change of old Districts 'and Establishment of new Districts, any County or Counties remaining within the old 'Districts are liable to make to any County or Counties transferred to such new Districts of 'the whole of the Sums raised off such County or Counties so transferred as aforesaid for 'erecting and establishing any Lunatic Asylum in whose District such County shall have 'been theretofore situate:' Be it enacted, That from and after the passing of this Act so much of the said recited Act as provides that the whole of such Sums so raised off any County or Counties shall be repaid to such County or Counties so transferred to a new District as aforesaid shall be and the same is hereby repealed; and it shall and may be lawful for the Lord Lieutenant and Privy Council, if they shall so think fit, to ascertain and fix the equitable Amount so to be repaid, and the Proportions and Instalments of such Repayments:

Manner of proceeding in case of Change of District.

Provided

Provided always, that before finally fixing and ascertaining the equitable Amount so to be repaid, the Chief or under Secretary of the Lord Lieutenant shall transmit a Copy of the proposed Order for fixing and ascertaining such Amount, and the Proportions and Instalments of such Repayments, to the Secretary of the Grand Jury of every County affected by or interested in such Order, and such Secretary shall lay the same before the Grand Jury of such County on the First Day of their Meeting for fiscal Business; and in case any such Grand Jury shall think proper to object to such proposed Order, or any Part thereof, such Grand Jury shall at such Assizes be authorized to do so, and transmit the Particulars of their Objections to the said Chief or Under Secretary of the Lord Lieutenant, and the Lord Lieutenant and Privy Council shall at any Time after such Assizes (upon Notice to the Secretary of the Grand Jury of every or any County so objecting) proceed to consider the Objections which shall have been so made by or on the Part of any such Grand Jury, or in the Absence of any such Objections, make an Order finally fixing and ascertaining the equitable Amount so to be repaid, and the Proportions and Instalments of such Repayments, which shall, when fixed as aforesaid, be presented, levied, and repaid in the like Manner as in the said recited Act is enacted and provided.

V. 'And whereas by an Act passed in the First and Second Years of the Reign of His 'late Majesty King *George* the Fourth intituled *An Act to make more effectual Provision for* 'the Establishment of Asylums for the Lunatic Poor, and for the Custody of Insane Persons 'charged with Offences, in* Ireland, it is, amongst other things, provided and enacted, that it 'shall and may be lawful for the Lord Lieutenant or other Chief Governor or Governors of 'Ireland, by and with the Advice of His Majesty's Privy Council in *Ireland*, to nominate 'and appoint any Persons, not exceeding Eight in Number, to be Commissioners for General 'Control and Correspondence and for the superintending and directing the Erection, 'Establishment, and Regulation of all Asylums for the Lunatic Poor in *Ireland*:' Be it enacted, That from and after the passing of this Act it shall and may be lawful for the Lord Lieutenant in Council to revoke any Appointment heretofore made or purporting to have been made under the said recited Act as the Lord Lieutenant in Council may think fit, and to appoint from Time to Time as Vacancies may occur any other Persons (of whom the Chairman of the Commissioners of Public Works for the Time being shall be One) to be Commissioners for General Control and Correspondence, and for the superintending and directing the Erection, Establishment, and Regulation of Asylums for the Lunatic Poor in *Ireland*; and all Lands and Hereditaments and Property, of what Nature or Kind whatsoever, which may have been acquired by or vested in the said Commissioners for General Control and Correspondence, and for the superintending and directing the Erection, Establishment, and Regulation of Asylums for the Lunatic Poor, or any of them, appointed or purporting to have been appointed under the said recited Act of the First and Second Years of His late Majesty King *George* the Fourth, shall be and are hereby to all Intents and Purposes vested in the Commissioners for the Time being appointed and to be appointed under this Act.

1 & 2 G. 4. c. 33.

Appointment of Commissioners.

VI. It shall be lawful for the Commissioners of the Treasury, if upon any Inquiries made under their Directions it shall appear to them just that the County or Counties liable to be charged in respect of any such Asylum should be relieved from a Portion of the Amount of the Expenses incurred in the Building of such Asylum, to authorize and direct that Remission shall be made accordingly to such Amount as to the said Commissioners of the Treasury may appear just and reasonable.

Treasury to have Power to relieve Counties of a Portion of the Expenses if it should appear just.

VII. In the Construction of this Act the Expression "Lord Lieutenant" shall mean the Lord Lieutenant or other Chief Governor or Governors of *Ireland*; the Expression "Lord Lieutenant in Council" shall mean the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, by and with the Advice of Her Majesty's Privy Council in *Ireland*; and the Word "County" shall include a County of a City or County of a Town.

Interpretation of Terms.

VIII. This Act may be cited for all Purposes as the "Lunatic Asylums Repayment of Advances (*Ireland*) Act, 1855."

Short Title.