the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Town Councils of certain Boroughs respectively may appoint a Coroner.

I. Notwithstanding that no separate Court of Quarter Sessions of the Peace is or shall be holden in any Borough named in Schedule "A." to the said recited Act annexed, as in the said recited Act provided, it shall be lawful to and for the respective Town Councils of every Borough named in the said Schedule, that is to say, the Boroughs of *Belfast*, *Clonmell*, *Cork*, *Drogheda*, *Dublin*, *Kilkenny*, *Limerick*, *Londonderry*, *Sligo*, and *Waterford*, to appoint a fit Person, not being an Alderman or Councillor of such Borough, to be Coroner of the said Borough so long as he shall well behave himself in his Office of Coroner, and to fill up every Vacancy in the Office of Coroner of the Borough occurring by Death, Resignation, or Removal within Ten Days next after such Vacancy, and from and after such Appointment none (save as herein-after mentioned) shall take any Inquisition which belongs to the Office of Coroner within such Borough, save only the Coroner so from Time to Time to be appointed: Provided always, that no Person shall be elected as Coroner as aforesaid who shall not be seised or possessed of such an Estate as would qualify him to be appointed Coroner of a Borough under the One hundred and fifty-third Section of the said recited Act; and every such Person shall, before he acts as such Coroner, take and subscribe the same Oaths and shall be liable to be removed in the same Manner as if he were a Coroner appointed under the said Section; and every Coroner so appointed under this Act shall be paid and remunerated in such Manner and out of such Funds, and shall have and exercise all the same Powers, Privileges, and Authorities, and shall perform the same Duties, and be subject to the same Liabilities, Incidents, and statutory Privileges in all respects as if a separate Court of Quarter Sessions of the Peace were held in such Borough as in the said Act provided, and such Coroner were duly appointed under the Provisions of the said One hundred and fifty-third Section.

No Person to be appointed who is not qualified as under Sect. 153. of recited Act.

Part of Sect. 155. of 3 & 4 Vict. c. 108. repealed.

II. 'And whereas by the One hundred and fifty-fifth Section of said recited Act it is 'enacted, "That in every Borough in and for which no separate Sessions of the Peace shall '"be holden, no Person after the First Day of *December* next after the First Election of '"Councillors under that Act in that Borough shall take any Inquisition which belonged to '"the Office of Coroner within such Borough, save only the Coroner of the County at '"large in which such Borough was situated:"' Be it enacted, That so much of the said Act as is herein-before set forth shall be and the same is hereby repealed, so far as the same applies to the said Boroughs named in Schedule "A." to the said Act annexed or any of them: Provided always, that until the Council of any such Borough shall have appointed a Coroner of such Borough, or filled up any Vacancy in the Office of Coroner as herein-before mentioned, the Coroners of the County at large in which such Borough is situated, or any of them, shall have Authority to and shall and may hold Inquisitions and otherwise act as Coroner in such Borough, and shall be entitled to be paid for the same in the same Manner as if this Act had not been passed.

CAP. LXXV.

An Act to make better Provision for the Custody and Care of Criminal Lunatics. [6th *August* 1860.]

39 & 40 G. 3. c. 94.

3 & 4 Vict. c. 54.

'WHEREAS by the Act of the Session holden in the Thirty-ninth and Fortieth Years 'of King *George* the Third, Chapter Ninety-four, and the Act of the Session holden 'in the Third and Fourth Years of Her Majesty, Chapter Fifty-four, Her Majesty is 'empowered, where any Person is charged with any such Offence as therein mentioned, 'and acquitted on account of Insanity, and where any Person is indicted for any 'Offence and upon an Arraignment is found insane, to give Order for the safe Custody of

'of such Person during Her Pleasure, in such Place and in such Manner as She may think 'fit; and by the said Act of the Third and Fourth Years of Her Majesty One of Her 'Majesty's Principal Secretaries of State is empowered, upon such Certificate as therein 'mentioned of the Insanity of any Person imprisoned as therein mentioned, to direct such 'Person to be removed to such County Lunatic Asylum, or other proper Receptacle for 'insane Persons, as the said Secretary of State may judge proper and appoint: And whereas 'by the Acts of the Session holden in the Fifth and Sixth Years of Her Majesty, Chapter 'Twenty-nine, and of the Session holden in the Sixth and Seventh Years of Her Majesty, 'Chapter Twenty-six, the said Secretary of State is empowered to order any Convict in '*Pentonville* or *Millbank* Prison becoming or found insane during Confinement to be 'removed to such Lunatic Asylum as the said Secretary of State may think proper: And 'whereas it is expedient that Provision should be made for the Custody and Care of 'Criminal Lunatics in an Asylum or Asylums appropriated to that Purpose:' 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:

5 & 6 Vict. c. 29. 6 & 7 Vict. c. 26.

I. It shall be lawful for Her Majesty from Time to Time, by Warrant under Her Royal Sign Manual, to appoint that any Asylum or Place in *England* which Her Majesty may have caused to be provided or appropriated, and may deem suitable for this Purpose, shall be an Asylum for Criminal Lunatics, and the Provisions of this Act shall be applicable to every such Asylum.

Her Majesty may appoint Asylum for Criminal Lunatics.

II. It shall be lawful for One of Her Majesty's Principal Secretaries of State, by Warrant under his Hand, to direct to be conveyed to and kept in any such Asylum any Person for whose safe Custody during Her Pleasure Her Majesty is authorized to give Order, or whom such Secretary of State might direct to be removed to a Lunatic Asylum under any of the Acts herein-before mentioned, or under any other Act of Parliament, or any Person sentenced or ordered to be kept in Penal Servitude, who may be shown to the Satisfaction of the Secretary of State to be insane, or to be unfit from Imbecility of Mind for Penal Discipline; and the Secretary of State may direct to be removed to and kept in such Asylum any such Persons as aforesaid, who, under any previous Order of Her Majesty or Warrant of the Secretary of State, may have been placed and remain in any County Lunatic Asylum, or other Place of Reception for Lunatics, and every Person directed by the Secretary of State to be conveyed or removed to and kept in an Asylum under this Act, shall be conveyed to such Asylum accordingly, and shall be kept therein until lawfully removed or discharged, and that with every Person so conveyed or removed there shall be transmitted a Certificate, as set forth in Schedule A. to this Act annexed, duly filled up and authenticated, the Contents of which Certificate shall be transcribed into the General Register to be kept in every such Asylum.

Secretary of State may direct Criminal Lunatics to be confined in the Asylum.

III. Nothing in this Act shall restrain or affect the Authority of Her Majesty, where She may so think fit, to give such other Order for the safe Custody of any such Person as aforesaid as She might have given if this Act had not been passed, or restrain or affect the Authority of the Secretary of State to continue in or direct to be removed to any County Asylum or other Place for the Reception of Lunatics any of the Persons aforesaid whom he might have so continued or directed to be removed if this Act had not been passed.

Nothing to affect the Authority of the Crown to make other Provision for the Custody of a Criminal Lunatic.

IV. It shall be lawful for the Secretary of State from Time to Time to appoint any such Persons as he may think fit, being not less than Three in Number, to be a Council of Supervision for any Asylum under this Act, and to remove all or any of the said Council, and upon the Removal, Death, or Resignation of any Member of the said Council, to appoint another in his Place; and also from Time to Time to appoint for the Asylum a resident Medical Superintendent, a Chaplain, and such other Officers, Assistants, and Servants as he may deem necessary, and at pleasure to remove such Superintendent, Chaplain, Officers, Assistants, and Servants respectively; and the Secretary of State, with the

Secretary of State to appoint Council of Supervision and Officers for Asylums.

the Approval of the Commissioners of Her Majesty's Treasury, shall fix the Salaries to be paid to the Superintendent, Chaplain, Officers, Assistants, and Servants of such Asylum.

Secretary of State to make Rules for the Government of the Asylum.

V. It shall be lawful for the Secretary of State from Time to Time to make Rules for the Government and Management of the Asylum, and for the Duties and Conduct of the Officers thereof, and for the Care and Treatment of the Persons confined therein, and to subscribe a Certificate that they are fit to be enforced, and such Rules, when so certified, shall be binding on the Council, and all Officers, Assistants, and Servants of the Asylum, and all other Persons whomsoever, and all such Rules shall be laid before Parliament within Twenty-one Days after they shall be certified, or if Parliament be not sitting then within Twenty-one Days after the next Meeting of Parliament.

Subject to such Rules, Council to superintend Asylum.

VI. Subject to the Rules certified by the Secretary of State under this Act, the Council of Supervision shall superintend and direct the Management and Conduct of the Asylum, and the Care and Treatment of the Lunatics confined therein; and such Council or any Two of them shall from Time to Time, as by the Rules shall be provided, and at such other Times as they may think fit, report in Writing to the Secretary of State in relation to the Management and Conduct of the said Asylum and the Condition thereof, and to any Matters concerning the same; and if any Person detained and confined as aforesaid shall be of a Religious Persuasion differing from that of the Established Church, a Minister of such Persuasion at the special Request of such Person or of his Friends or Relations shall be allowed to visit him at proper and reasonable Times by Application to the Medical Superintendent, and under such Rules as may be approved of by the Secretary of State, but no such Person shall be compelled to attend any of the Ordinances or Instructions of any Religious Persuasion other than his own.

Provision as to Removal and Discharge of Lunatics.

VII. The Provisions of the Acts herein-before mentioned, or of any other Act for the Removal or Discharge of Lunatics whom the said Secretary of State is, under the herein-before mentioned Acts, or any other Act now in force, authorized to direct to be removed to any Lunatic Asylum, shall extend and apply to any Lunatic whom the Secretary of State may direct to be conveyed to any Asylum for Criminal Lunatics appointed under this Act: Provided always, that any Order for Removal or Discharge which may now be made by the Secretary of State on the Certificate of Two Physicians or Surgeons may be made on the Certificate of the Resident Medical Superintendent of the Asylum and any Two of the Council of Supervision.

Provision for Discharge of Persons confined after their Term of Imprisonment has expired.

VIII. Provided also, That where by reason of the Expiration of his Term of Imprisonment or Penal Servitude, or otherwise, a Person confined in the Asylum would be entitled to his Discharge if duly certified to have become of sound Mind, it shall be lawful for the Secretary of State by his Warrant to order the Discharge of such Person, although he may not have been certified as aforesaid, to the Intent that he may be placed in a County Lunatic Asylum, or otherwise subjected to the same Care and Treatment as Lunatics not being Criminals.

Secretary of State may permit any Lunatic to be absent from Asylum on Trial, &c.

IX. Provided also, That it shall be lawful for the Secretary of State by his Warrant to permit any Person confined in the Asylum to be absent from such Asylum upon Trial for such Period as he may think fit, or to permit any such Person to be absent from such Asylum upon such Conditions in all respects as to the Secretary of State shall seem fit, and in case any Person so permitted to be absent upon Trial for any Period do not return at the Expiration of such Period, or in case any of the Conditions on which any Person is so permitted to be absent be broken, the Person not returning at such Expiration or absent after any such Condition has been broken, as the Case may be, may be re-taken as herein provided in the Case of an Escape.

Provisions of 3 & 4 Vict. c. 54. as to

X. All Provisions in the said Act of the Third and Fourth Years of Her Majesty for the Payment of the Conveyance of such insane Persons as therein mentioned to any Asylum or

or other Receptacle, and of his Maintenance therein, shall extend and be applicable to the Conveyance of any such Person to any Asylum for Criminal Lunatics, and his Maintenance therein, and all Sums payable under any Order made under such Provisions shall be paid and applied towards defraying or reimbursing the Expenses in respect of which the same are paid, or other Expenses of the Asylum, as the Commissioners of Her Majesty's Treasury may direct.

Expenses of Conveyance and Maintenance to apply to this Act.

XI. In case of Escape of any Person confined in any Asylum for Criminal Lunatics, he may be retaken at any Time by the Superintendent of such Asylum, or any Officer or Servant belonging thereto, or any Person assisting such Superintendent, Officer, or Servant in this Behalf, or any other Person authorized in Writing in this Behalf by the Secretary of State or such Superintendent, and conveyed to and received and detained in such Asylum.

Lunatics escaping may be retaken by Superintendent, &c.

XII. Any Person who rescues any Person ordered to be conveyed to any Asylum for Criminal Lunatics during the Time of his Conveyance thereto, or of his Confinement therein, and any Officer or Servant in any Asylum for Criminal Lunatics, who through wilful Neglect or Connivance permits any Person confined therein to escape therefrom, or secretes, or abets or connives at the Escape of any such Person, shall be guilty of Felony, and being convicted thereof shall be liable to be kept in Penal Servitude for any Term not exceeding Four Years, or to be imprisoned for any Term not exceeding Two Years, with or without Hard Labour, at the Discretion of the Court, and any such Officer or Servant who carelessly allows any such Person to escape as aforesaid, shall on summary Conviction before Two Justices of such Offence, forfeit any Sum not exceeding Twenty Pounds nor less than Two Pounds.

Punishment of Persons for Rescue or permitting Escape.

XIII. Any Superintendent, Officer, Nurse, Attendant, Servant, or other Person employed in any Asylum for Criminal Lunatics who strikes, wounds, ill-treats, or wilfully neglects any Person confined therein, shall be guilty of a Misdemeanor, and shall be subject to Indictment for every such Offence, and on Conviction under the Indictment to Fine or Imprisonment, with or without Hard Labour, or to both Fine and Imprisonment, at the Discretion of the Court, or to forfeit for every such Offence, on a summary Conviction thereof before Two Justices, any Sum not exceeding Twenty Pounds nor less than Two Pounds.

Penalty on Officers or Servants ill-treating Lunatics.

XIV. Two or more of the Commissioners in Lunacy, One at least of whom shall be a Physician or Surgeon, and One at least a Barrister, shall, once or oftener in each Year, on such Day or Days and at such Hours of the Day and for such Length of Time as they think fit, and also at any Time when directed by the Secretary of State, visit every Asylum for Criminal Lunatics, and shall inquire as to the Condition, as well mental as bodily, of the Persons confined therein, or any of them, and shall also make such other Inquiries as to such Asylum as to them may seem proper, or as such Secretary of State may direct.

Commissioners in Lunacy to visit Asylums;

XV. The Commissioners in Lunacy shall in the Month of *March* in every Year report to One of Her Majesty's Principal Secretaries of State the Visits made as aforesaid in the preceding Year, and all such Particulars in relation to every Asylum visited as aforesaid as they think deserving of Notice, and shall also report in like Manner in relation to any Visit made by the Direction of the Secretary of State, as soon as conveniently may be after such Visit, and a Copy of every such Report shall be laid before Parliament within Twenty-one Days after the Receipt thereof, or if Parliament be not sitting, then within Twenty-one Days after the next Meeting of Parliament.

and Report to Secretary of State.

SCHEDULE A.

STATEMENT respecting CRIMINAL LUNATICS to be filled up and transmitted to the MEDICAL SUPERINTENDENT with every CRIMINAL LUNATIC.

Name	
Age	
Date of Admission	
Former Occupation	
From whence brought	
Married, single, or widowed	
How many Children	
Age of youngest	
Whether First Attack	
When previous Attacks occurred	
Duration of existing Attack	
State of bodily Health	
Whether suicidal or dangerous to others	
Supposed Cause	
Chief Delusions or Indications of Insanity	
Whether subject to Epilepsy	
Whether of temperate Habits	
Degree of Education	
Religious Persuasion	
Crime	
When and where tried	
Verdict of Jury	
Sentence	

CAP. LXXVI.

An Act to amend the Burial Grounds (*Ireland*) Act (1856).

[6th *August* 1860.]

19 & 20 Vict. c. 98.

'WHEREAS it is expedient to amend "The Burial Grounds (*Ireland*) Act, 1856:" 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:

Provisions of recited Act to be extended to Additions to existing Burial Grounds.

I. The Provisions contained in the said Act shall extend to authorize any Burial Board to contract for and purchase any Lands, and Buildings thereon, for the Purpose of making Additions to any Burial Ground, although such Burial Ground shall not have been formed or purchased under the said Act, provided that such Burial Ground is not attached or contiguous to any Church or Chapel or Place of Worship actually used for Divine Worship, nor is situate in a private Demesne; and such Burial Board shall have and exercise, with respect to the Acquisition and Management of such Additions, all the Powers and Authorities and be subject to all the Provisions contained in the said Act with respect to the Acquisition and Management of new Burial Grounds, in the same Manner as if the Acquisition of such Additions had been authorized by the said Act.

When Burial Ground not fenced or kept

II. When any Burial Ground not being attached or contiguous to any such Church, Chapel, or Place of Worship, nor situate as aforesaid, is without any sufficient Fence, or is not kept in