

ANNO OCTAVO & NONO

VICTORIÆ REGINÆ.

****

CAP. C.

An Act for the Regulation of the Care and Treatment of Lunatics. [4th *August* 1845.]

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, That from and after the passing of this Act an Act passed in the Session of Parliament holden in the Second and Third Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for regulating for Three Years, and from thence until the End of the then next Session of Parliament, the Care and Treatment of Insane Persons in* England; and an Act passed in the Session of Parliament holden in the Third and Fourth Years of the Reign of His said late Majesty, intituled *An Act to amend an Act of the Second and Third Year of His present Majesty, for regulating the Care and Treatment of Insane Persons in* England; and an Act passed in the Session of Parliament holden in the Fifth and Sixth Years of the Reign of His said late Majesty, intituled *An Act to continue for Three Years, and from thence to the End of the then next Session of Parliament, Two Acts of the Second and Third Year and the Third and Fourth Year of His present Majesty, relating to the Care and Treatment of Insane Persons in* England; and an Act passed in the Session of Parliament holden in the First and Second Years of the Reign of Her present Majesty, intituled *An Act to continue for Three Years, and from thence to the End*

The following Acts repealed, except as they repeal other Acts:

2 & 3 W. 4. c. 107.

3 & 4 W. 4. c. 64.

5 & 6 W. 4. c. 22.

1 & 2 Vict. c. 73.

End of the then next Session of Parliament, Two Acts relating to the Care and Treatment of Insane Persons in England; and an Act passed in the Session of Parliament holden in the Fifth Year of the Reign of Her said present Majesty, intituled *An Act to continue for Three Years, and from thence to the End of the then next Session of Parliament, Two Acts relating to the Care and Treatment of Insane Persons in* England; and an Act passed in the Session of Parliament holden in the Fifth and Sixth Years of the Reign of Her said present Majesty, intituled *An Act to amend, and continue for Three Years, and from thence to the End of the next Session of Parliament, the Laws relating to Houses licensed by the Metropolitan Commissioners and Justices of the Peace for the Reception of Insane Persons, and for the Inspection of County Asylums and Public Hospitals for the Reception of Insane Persons*, shall be and the same are hereby repealed, save and except so far as they or any of them repeal any other Act: Provided always, that until the Appointment for any Jurisdiction of Visitors and their Clerk under the Provisions of this Act the Visitors and Clerk appointed for such Jurisdiction under the said repealed Acts or any of them shall respectively have and perform the Powers, Authorities, and Duties which they would have respectively had or performed if appointed under this Act: Provided also, that all Licences heretofore granted shall remain in force for the Periods for which they were respectively granted, unless revoked as herein-after provided; and that all Orders, Matters, and Things which have been granted, made, done, or directed to be done in pursuance of the said repealed Acts or any of them shall be and remain as good, valid, and effectual to all Intents and Purposes as if the said repealed Acts had not been repealed, except so far as such Orders, Matters, or Things are expressly made void or affected by this Act; and that all Fees, Charges, and Expences which have become payable under the said repealed Acts or any of them shall be payable in the same Manner and from the same Funds as would have been applicable thereto in case such Acts had not been repealed.

5 Vict. c. 4.

5 & 6 Vict. c. 87.

Proviso that present Visitors and Clerk shall act under this Act till new ones are appointed; and that Licences heretofore granted shall remain in force, unless, &c.

Commissioners in Lunacy under 5 & 6 Vict. c. 84. to be henceforth called "The Masters in Lunacy."

II. And be it enacted, That the Persons already appointed and hereafter to be appointed under an Act passed in the Session of Parliament holden in the Fifth and Sixth Years of the Reign of Her present Majesty, intituled *An Act to alter and amend the Practice and Course of Proceeding under Commissions in the Nature of Writs De lunatico inquirendo*, whereby the Lord Chancellor is empowered to appoint Two Persons, to be called "The Commissioners in Lunacy," shall henceforth be and be called "The Masters in Lunacy," and shall take the same Rank and Precedence as the Masters in Ordinary of the High Court of Chancery.

Appointment of "The Commissioners in Lunacy."

III. And be it enacted, That the Right Honourable Lord *Ashley*, the Right Honourable Lord *Seymour*, the Right Honourable *Robert Vernon Smith*, *Robert Gordon* of *Lewiston* in the County of *Dorset*, Esquire, *Francis Barlow* of *Montagu Square*, Esquire, *Thomas Turner* of *Curzon Street*, Esquire, *Henry Herbert Southey* of *Harley Street*, Esquire, *John Robert Hume* of *Curzon Street* aforesaid, Esquire, *Bryan Waller Procter* of *Gray's Inn*, Esquire, *James William Mylne* of *Lincoln's Inn*, Esquire, and *John Hancock Hall* of the *Middle Temple*,

Temple, Esquire, (which said *Thomas Turner*, *Henry Herbert Southey*, and *John Robert Hume*, and no other of the said Persons, are Physicians, and which said *Bryan Waller Procter*, *James William Mylne*, and *John Hancock Hall*, and no other of the said Persons, are practising Barristers at Law of Ten Years standing at the Bar and upwards,) and their respective Successors, to be appointed as herein-after provided, shall be Commissioners for the Purposes of this Act, to be called "The Commissioners in Lunacy;" and that such Commissioners for the Time being shall respectively hold their Offices during good Behaviour, and shall not, so long as they shall remain such Commissioners, and receive any Salary under this Act, accept, hold, or carry on any other Office or Situation, or any Profession or Employment, from which any Gain or Profit shall be derived; and that there shall be paid to each of the Six Commissioners for the Time being who shall be Physicians, Surgeons, or Barristers of Five Years standing and upwards, out of the Monies or Funds herein-after mentioned, over and above their respective travelling and other Expences whilst employed in visiting any Houses, Hospitals, Asylums, Gaols, Workhouses, or other Places, in pursuance of this Act, the yearly Salary of One thousand and five hundred Pounds, by Four equal quarterly Payments, on the Twenty-ninth Day of *September*, the Twenty-fifth Day of *December*, the Twenty-fifth Day of *March*, and the Twenty-fourth Day of *June* in every Year, the first of each such Payments (or a proportionate Part thereof, to be computed, in the Case of the Commissioners appointed by this Act, from the passing of the Act, and in case of the Commissioners to be appointed as herein-after provided, from the Time of the respective Appointments of such Commissioners,) to be made to such Commissioners respectively on such of the same Days of Payment as shall first happen after the passing of this Act, or after the Dates of their respective Appointments, as the Case may be.

In case of Death, Disqualification, Refusal, or Inability of Commissioners, others to be appointed.

IV. And be it enacted, That as often as any Commissioner appointed by this Act or to be appointed under this present Provision shall die, or be removed for Ill-behaviour, or be disqualified, or resign, or refuse to act, or become unable by Illness or otherwise to perform the Duties or exercise the Powers of this Act, the Lord Chancellor shall appoint a Person to be a Commissioner in the Room of the Commissioner who shall die, or be removed, or be disqualified, or resign, or refuse or become unable to act as aforesaid, but so that every Person so appointed in the Room of a Physician shall be a Physician or Surgeon, and every Person so appointed in the Room of a Barrister of Five Years standing at the Bar and upwards shall be a practising Barrister of not less than Five Years standing at the Bar, and every Person appointed in the Room of any other Commissioner shall be neither a Physician nor a Surgeon, nor a practising Barrister; and until such Appointment it shall be lawful for the continuing Commissioners or Commissioner to act as if there were no such Vacancy.

Provision for retiring Pension to incapaci-

V. And be it enacted, That any Superannuation Allowance to be granted to any Commissioner appointed or to be appointed under this Act shall be granted only in respect of Services performed under

tated Commissioners. 4 & 5 W. 4. c. 24.

under this Act, and shall be subject to the Provisions of an Act passed in the Fourth and Fifth Years of His late Majesty King *William* the Fourth, intituled *An Act to alter, amend, and consolidate the Laws for regulating the Pensions, Compensation, and Allowances to be made to Persons in respect of their having held Civil Offices in His Majesty's Service*, so far as such Provisions relate to Officers and Clerks who had entered or might enter the Public Service subsequent to the Fourth Day of *August* One thousand eight hundred and twenty-nine.

Commissioners to take the following Oath.

VI. And be it enacted, That every Person hereby or hereafter appointed a Commissioner under this Act shall, before he acts in the Execution of his Duty as a Commissioner, take an Oath to the following Effect; (that is to say,)

'I *A.B.* do swear, That I will discreetly, impartially, and faithfully execute all the Trusts and Powers committed unto me by virtue of an Act of Parliament made in the Ninth Year of the Reign of Her Majesty Queen *Victoria*, intituled [*here insert the Title of the Act*]; and that I will keep secret all such Matters as shall come to my Knowledge in the Execution of my Office (except when required to divulge the same by legal Authority, or so far as I shall feel myself called upon to do so for the better Execution of the Duty imposed on me by the said Act). So help me GOD.'

Which Oath it shall be lawful for the Lord Chancellor to administer to every such Commissioner; and any Three of the Commissioners who shall have previously taken the Oath are hereby authorized to administer such Oath to any other Commissioner.

Commissioners to have a Common Seal.

VII. And be it enacted, That the Commissioners shall cause to be made a Seal of the Commission, and shall cause to be sealed or stamped therewith all Licences, Orders, and Instruments granted or made, or issued, or authorized by the Commissioners, in pursuance of this Act, except such Orders or Instruments as are herein-after required or directed to be given or signed and sealed by One Commissioner or Two Commissioners; and all such Licences, Orders, and Instruments, or Copies thereof, purporting to be sealed or stamped with the Seal of the Commission, shall be received as Evidence of the same respectively, and of the same respectively having been granted, made, issued, or authorized by the Commissioners, without any further Proof thereof; and no such Licence, Order, or Instrument, or Copy thereof, shall be valid, or have any Force or Effect, unless the same shall be so sealed or stamped as aforesaid.

Commissioners to elect a permanent Chairman.

VIII. And be it enacted, That the Commissioners or any Five of them shall, as soon as may be after the passing of this Act, meet at the usual Office or Place of Business now occupied or used by the Metropolitan Commissioners in Lunacy, or at such other Place as the Lord Chancellor shall direct, and elect One of the same Commissioners (not being a Physician or a Barrister receiving any Salary by virtue of this Act) to be the permanent Chairman of the Commission; and in case such permanent Chairman, or any other permanent Chairman who shall thereafter be elected in pursuance of this Provision, shall die, or decline or become incapable to act as

Chairman, or shall cease to be a Commissioner, then and as often as the same shall happen the Commissioners for the Time being, or any Five of them, at any Meeting to be specially summoned for that Purpose, shall elect another Person to be the permanent Chairman of the Commission in the Place of the Chairman who shall so die, or decline or become incapable to act, or cease to be a Commissioner as aforesaid; and in case the permanent Chairman for the Time being shall be absent from any Meeting it shall be lawful for the Majority of the Commissioners present at any such Meeting to elect a Chairman for that Meeting; and in all Cases every Question shall be decided by a Majority of Voters (the Chairman, whether permanent or temporary, having a Vote), and in the event of an Equality of Votes the Chairman for the Time being shall have an additional or Casting Vote.

Appointment of Secretary.

IX. And be it enacted, That *Robert Wilfred Skeffington Lutwidge* of *Lincoln's Inn*, Esquire, shall be the Secretary to the Commissioners; and that the said *Robert Wilfred Skeffington Lutwidge*, and every Secretary to be hereafter appointed, shall be removeable from his Office by the Lord Chancellor, on the Application of the Commissioners; and that as often as the said *Robert Wilfred Skeffington Lutwidge*, or any Secretary to be appointed under this present Provision, shall die, or resign or be removed from his Office, the Commissioners, with the Approbation of the Lord Chancellor, shall appoint a Person to be Secretary in the Room of the said *Robert Wilfred Skeffington Lutwidge*, or other the Secretary who shall die or resign or be removed as aforesaid; and that the Secretary for the Time being shall, in the Performance of all his Duties, and in all respects, be subject to the Inspection, Direction, and Control of the Commissioners; and that there shall be paid to the Secretary for the Time being, out of the Monies and Funds herein-after mentioned, the yearly Salary of Eight hundred Pounds, by Four equal quarterly Payments, on the Twenty-ninth Day of *September*, the Twenty-fifth Day of *December*, the Twenty-fifth Day of *March*, and the Twenty-fourth Day of *June* in every Year, the first of such Payments (or a proportionate Part thereof, to be computed, in the Case of the said *Robert Wilfred Skeffington Lutwidge*, from the passing of this Act, and in case of every other Secretary from the Time of his Appointment,) to be made to the said *Robert Wilfred Skeffington Lutwidge* on such of the same Days of Payment as shall first happen after the passing of this Act, and to every other Secretary for the Time being on such of the same Days of Payment as shall first happen after his Appointment.

Provision for retiring Pension to Secretary.

4 & 5 W. 4, c. 24.

X. And be it enacted, That any Superannuation Allowance to be granted to any Secretary appointed or to be appointed under this Act shall be granted only in respect of Services performed under this Act, and shall be subject to the Provisions of an Act passed in the Fourth and Fifth Years of His late Majesty King *William* the Fourth, intituled *An Act to alter, amend, and consolidate the Laws for regulating the Pensions, Compensation, and Allowances to be made to Persons in respect of their having held Civil Offices in His Majesty's Service*, so far as such Provisions relate to Officers and Clerks who had entered

or might enter the Public Service subsequent to the Fourth Day of *August* One thousand eight hundred and twenty-nine.

Power for the Commissioners to appoint Two Clerks.

XI. And be it enacted, That it shall be lawful for the Commissioners to appoint, during Pleasure, any Two Persons as Clerks to the Commissioners, and to allow to such Two Clerks any such yearly or other Salaries (not exceeding in the whole the yearly Sum of Two hundred Pounds for such Two Clerks) as the Commissioners shall think proper; and further, that it shall be lawful for the Commissioners, at any Time hereafter, in case they shall find it expedient so to do, for the due Performance of the Business of the Commission, with the Consent of the Lord High Treasurer, or of the Commissioners of Her Majesty's Treasury, or of any Three or more of them, to appoint One or Two other Clerks (in addition to the Two Clerks firstly herein-before mentioned), and to allow to such One or Two additional Clerk or Clerks any such yearly or other Salaries as the Commissioners shall think fit (not exceeding in the whole the yearly Sum of Two hundred Pounds); and such Salaries shall be paid out of the Monies or Funds herein-after mentioned.

Secretary and Clerks to take an Oath.

XII. And be it enacted, That every Person appointed to be Secretary or Clerk as aforesaid shall, before he shall act as such Secretary or Clerk, take the following Oath, to be administered by any One of the Commissioners:

'I *A.B.* do swear, That I will faithfully execute all such Trusts and Duties as shall be committed to my Charge as Secretary to the Commissioners in Lunacy [*or* as Clerk to the Commissioners in Lunacy, *as the Case may be*]; and that I will keep secret all such Matters as shall come to my Knowledge in the Execution of my Office (except when required to divulge the same by legal Authority). So help me GOD.'

Clerk of the Metropolitan Commissioners to deliver all Documents to the Commissioners under this Act.

XIII. And be it enacted, That immediately after the passing of this Act the Clerk to the Metropolitan Commissioners in Lunacy appointed under the said Act of the Second and Third Years of the Reign of His late Majesty King *William* the Fourth, or under any of the other Acts hereby repealed, shall forthwith deliver up every Book, Paper, and Document, and all Goods, Property, and Effects which may be in his Possession by virtue of his said Office, or in consequence thereof, or connected with the Business thereof, to the Commissioners in Lunacy hereby appointed; and every Book, Paper, and Document, and all Goods, Property, and Effects respectively, which shall be so delivered unto or shall hereafter come into the Possession of the Commissioners in Lunacy by virtue of their Office, shall thereupon be vested in and shall be deemed to be the Property of the Commissioners in Lunacy for the Time being.

Jurisdiction within which Commissioners are to grant Licences, and termed their imme-

XIV. And be it enacted, That it shall be lawful for the Commissioners (if and when they shall think fit) to grant a Licence to any Person to keep a House for the Reception of Lunatics, or of any Sex or Class of Lunatics, within the Places following; (that is to say,) the Cities of *London* and *Westminster*, the County of *Middlesex*, the Borough of *Southwark*, and the several Parishes and Places herein-

herein-after mentioned; (that is to say,) *Brixton*, *Battersea*, *Barnes*, *Saint Mary Magdalen Bermondsey*, *Christ Church Clapham*, *Saint Giles Camberwell*, *Dulwich*, *Saint Paul Deptford*, *Gravenay*, *Kew Green*, *Kennington*, *Saint Mary Lambeth*, *Mortlake*, *Merton*, *Mitcham*, *Saint Mary Newington*, *Norwood*, *Putney*, *Peckham*, *Saint Mary Rotherhithe*, *Roehampton*, *Streatham*, *Stockwell*, *Tooting*, *Wimbledon*, *Wandsworth*, *and Walworth*, in the County of *Surrey*; *Blackheath*, *Charlton*, *Deptford*, *Greenwich*, *Lewisham*, *Lee*, *Southend*, and *Woolwich*, in the County of *Kent*; and *East Ham*, *Layton*, *Laytonstone*, *Low Layton*, *Plaistow*, *West Ham*, and *Walthamstow*, in the County of *Essex*; and also within every other Place (if any) within the Distance of Seven Miles from any Part of the said Cities of *London* or *Westminster*, or of the said Borough of *Southwark*; all which Cities, County, Borough, Parishes, and Places aforesaid shall be and are hereafter referred to as the immediate Jurisdiction of the Commissioners. diate Jurisdiction, defined.

XV. And be it enacted, That the Commissioners or some Five of them shall meet at the usual Office or Place of Business which shall for the Time being be occupied or used by the said Commissioners, or at such other Place as the Lord Chancellor may direct, on the First *Wednesday* in the Months of *February*, *May*, *July*, and *November* in every Year, in order to receive Applications from Persons requiring Houses to be licensed for the Reception of Lunatics within the immediate Jurisdiction of the Commissioners, and (if they shall think fit) to license the same; and in case on any such Occasion Five Commissioners shall not be present the Meeting shall take place on the next succeeding *Wednesday*, and so on weekly until Five Commissioners shall be assembled; and the Commissioners assembled at every such Meeting shall have Power to adjourn such Meeting from Time to Time and to such Place as they shall see fit: Provided always, nevertheless, that it shall be lawful for any Five of the Commissioners at any other Time, at any Meeting duly summoned under the Provisions in that Behalf herein-after contained, to receive Applications from Persons requiring Houses to be licensed as aforesaid, and, if they shall think fit, to license the same. Commissioners to hold quarterly and special Meetings for granting Licences.

XVI. And be it enacted, That when and so often as any Commissioner shall by Writing under his Hand require the Secretary to convene a Meeting of the Commissioners for a Purpose or Purposes specified in such Writing, or for the general Despatch of Business, such Secretary is hereby required to convene such Meeting by Summons to the other Commissioners, or such of them as shall be then in *England* and shall have an Address known to the Secretary, and to give them, as far as Circumstances will admit, not less than Twenty-four Hours Notice of the Place, Day, and Hour where and on and at which such Meeting is intended to be held, and also to state in the Summons the Purpose or Purposes of such Meeting, as specified by the Commissioner requiring the same to be convened; and then and in every such Case it shall be lawful for any Three of the Commissioners to assemble themselves to consider, and (if they shall think fit) to execute the Purpose or Purposes of such Meeting: Provided always, nevertheless, that nothing shall be done at any such Meeting, Provision for summoning Special Meetings.

Meeting, at which less than Five Commissioners shall be present, which by this Act is required to be done by Five Commissioners: Provided also, that every such Meeting shall, as far as Circumstances will admit, be held at the usual Office or Place of Business of the Commissioners.

The Justices of the Peace in General or Quarter Sessions in all other Parts of England to license Houses for the Reception of Lunatics, and to appoint Visitors.

XVII. And be it enacted, That in all Places not being within the immediate Jurisdiction of the Commissioners the Justices for the County or Borough assembled in General or Quarter Sessions shall have the same Authority within their respective Counties or Boroughs to license Houses for the Reception of Lunatics as the Commissioners within their immediate Jurisdiction; and that the said Justices shall, at the *Michaelmas* General or Quarter Sessions in every Year, appoint Three or more Justices, and also One Physician, Surgeon, or Apothecary, or more, to act as Visitors of every or any House or Houses licensed for the Reception of Lunatics within the said Counties or Boroughs respectively; and such Visitors shall at their First Meeting take the Oath required by this Act to be taken by the Commissioners, *mutatis mutandis*, such Oath to be administered by a Justice.

For Appointment of a Visitor in the Place of one dying, being unable, disqualified, &c.

XVIII. And be it enacted, That in case at any Time of the Death, Inability, Disqualification, Resignation, or Refusal to act of any Person so appointed a Visitor as aforesaid, it shall be lawful for the Justices of the County or Borough, at any General or Quarter Sessions, to appoint a Visitor in the Room of the Person who shall die, or be unable or be disqualified, or resign, or refuse to act as aforesaid.

Lists of Visitors to be published by the Clerk of the Peace in a Newspaper, and to be sent to the Commissioners.

Penalty for Default.

XIX. And be it enacted, That a List of the Names, Places of Abode, Occupations, or Professions of all Visitors appointed as hereinbefore is directed shall, within Fourteen Days from the Date of their respective Appointments, be published by the Clerk of the Peace of the County or Borough for which they shall be respectively appointed in some Newspaper commonly circulated within the same County or Borough, and shall, within Three Days from the Date of their respective Appointments, be sent by the Clerk of the Peace to the Commissioners; and every Clerk of the Peace making default in either of the respects aforesaid shall for every such Default forfeit a Sum not exceeding Two Pounds.

Every Visitor, being a Physician, Surgeon, or Apothecary, to be remunerated.

XX. And be it enacted, That every such Visitor as aforesaid, being a Physician, Surgeon, or Apothecary, shall be paid out of the Monies or Funds herein-after mentioned for every Day during which he shall be employed in executing the Duties of this Act such Sum as the Justices of the County or Borough shall in General or Quarter Sessions direct.

Clerk of the Peace, or some other Person, to be appointed to be Clerk to Visitors;

XXI. And be it enacted, That the Clerk of the Peace, or some other Person to be appointed by the Justices for the County or Borough in General or Quarter Sessions, shall act as Clerk to the Visitors so appointed as aforesaid, and such Clerk shall summon the Visitors to meet at such Time and Place, for the Purpose of executing the Duties of this Act, as the said Justices in General or Quarter Sessions

shall appoint; and every such Appointment, Summons, and Meeting shall be made and held as privately as may be, and in such Manner that no Proprietor, Superintendent, or Person interested in or employed about or connected with any House to be visited shall have Notice of such intended Visitation; and such Clerk to the Visitors shall, at their First Meeting, take the Oath required by this Act to be taken by the Secretary of the Commissioners, *mutatis mutandis*, such Oath to be administered by One of the Visitors, being a Justice; and the Name, Place of Abode, Occupation, and Profession of the Clerk to the Visitors (whether the same shall be the Clerk of the Peace or any other Person) shall within Fourteen Days after the Appointment be published by the Clerk of the Peace for the County or Borough in some Newspaper commonly circulated therein, and within Three Days from the Date of the Appointment be communicated by the said Clerk of the Peace to the Commissioners; and every Clerk of the Peace making default in either of the respects aforesaid shall for every such Default forfeit a Sum not exceeding Two Pounds; and every such Clerk to the Visitors shall be allowed such Salary or Remuneration for his Services (to be paid out of the Monies or Funds herein-after mentioned) as the Justices for the County or Borough shall in General or Quarter Sessions direct.

his Duties and Remuneration.

XXII. And be it enacted, That if the Clerk of any Visitors shall at any Time desire to employ an Assistant in the Execution of the Duties of his Office, such Clerk shall certify such Desire and the Name of such Assistant to One of the Visitors, being a Justice; and if such Visitor shall approve thereof he shall administer the following Oath to such Assistant:

Provision for Assistants to the Clerk of the Visitors.

'I *A. B.* do solemnly swear, That I will faithfully keep secret all such Matters and Things as shall come to my Knowledge in consequence of my Employment as Assistant to the Clerk of the Visitors appointed for the County [*or* Borough] of by virtue of an Act of Parliament passed in the Ninth Year of the Reign of Her Majesty Queen *Victoria*, intituled [*here insert the Title of the Act*], unless required to divulge the same by legal Authority. So help me GOD.'

Oath of Assistant.

And such Clerk may thereafter, at his own Cost, employ such Assistant.

XXIII. And be it enacted, That no Person shall be or act as a Commissioner, or Visitor, or Secretary, or Clerk to the Commissioners, or Clerk or Assistant Clerk to any Visitors, or act in granting any Licence, who shall then be, or shall within One Year then next preceding have been, directly or indirectly interested in any House licensed for the Reception of Lunatics, or the Profits of such Reception; and no Physician or Surgeon (being a Commissioner), and no Physician, Surgeon, or Apothecary, (being a Visitor,) shall sign any Certificate for the Admission of any Patient into any licensed House or Hospital, or shall professionally attend upon any Patient in any licensed House or Hospital, unless he be directed to visit such Patient by the Person upon whose Order such Patient has been received into such licensed House or Hospital, or by the Lord Chancellor,

Persons interested in any licensed House, or being Medical Attendant on any Patient therein, disqualified to act as Commissioner, Visitor, Secretary, Clerk, or Assistant.

cellor, or Her Majesty's Principal Secretary of State for the Time being for the Home Department, or by a Committee appointed by the Lord Chancellor; and if any such Commissioner, or Visitor, or Secretary or Clerk to the Commissioners, or Clerk or Assistant Clerk to any Visitors, shall after his Appointment be or become so interested in any House licensed for the Reception of Lunatics, or the Profits of such Reception, such Commissioner, Visitor, Secretary, or Clerk, or Assistant Clerk, as the Case may be, shall immediately thereupon be disqualified from acting and shall cease to act in such Capacity; and if any Person, being disqualified as aforesaid, shall take the Office of Commissioner, Visitor, Secretary, Clerk, or Assistant Clerk, or, being a Commissioner, Visitor, Secretary, Clerk, or Assistant Clerk, shall become disqualified as aforesaid, and shall afterwards continue to act in such Capacity, such Person shall be guilty of a Misdemeanor; and if any Physician or Surgeon (being a Commissioner), or any Physician, Surgeon, or Apothecary, (being a Visitor,) shall sign any Certificate for the Admission of any Patient into any licensed House or Hospital, or shall professionally attend any Patient in any licensed House or Hospital (except as aforesaid), such Physician, Surgeon, or Apothecary (as the Case may be) shall for each Offence against this Provision forfeit the Sum of Ten Pounds.

Disqualified Persons acting a Misdemeanor.

Physicians, &c. contravening, Penalty 10*l.*

Fourteen Days previous Notice of intended Application for and Plan of licensed House to be given to the Commissioners or Clerk of the Peace.

XXIV. And be it enacted, That every Person who shall desire to have a House licensed for the Reception of Lunatics shall give a Notice, if such House be situate within the immediate Jurisdiction of the Commissioners, to the Commissioners, and if elsewhere to the Clerk of the Peace for the County or Borough in which such House is situate, Fourteen clear Days at the least prior to some quarterly or other Meeting of the Commissioners, or to some General or Quarter Sessions for such County or Borough, as the Case may be; and such Notice shall contain the true Christian and Surname, Place of Abode, and Occupation of the Person to whom the Licence is desired to be granted, and a true and full Description of his Estate or Interest in such House; and in case the Person to whom the Licence is desired to be granted does not propose to reside himself in the licensed House, the true Christian and Surname and Occupation of the Superintendent who is to reside therein; and such Notice, when given for any House which shall not have been previously licensed, shall be accompanied by a Plan of such House, to be drawn upon a Scale of not less than One Eighth of an Inch to a Foot, with a Description of the Situation thereof, and the Length, Breadth, and Height of and a Reference by a Figure or Letter to every Room and Apartment therein, and a Statement of the Quantity of Land, not covered by any Building, annexed to such House, and appropriated to the exclusive Use, Exercise, and Recreation of the Patients proposed to be received therein, and also a Statement of the Number of Patients proposed to be received into such House, and whether the Licence so applied for is for the Reception of Male or Female Patients, or of both, and if for the Reception of both, of the Number of each Sex proposed to be received into such House, and of the Means by which the one Sex may be kept distinct and apart from the other; and such Notice, Plan, and Statement, when sent to the Clerk of the Peace, shall be laid by him before the Justices of the

County or Borough at such Time as they shall take into their Consideration the Application for such Licence: Provided always, that it shall be lawful for any Person to whom a Licence shall be granted to remove the Superintendent named in the Notice, and at any Time or Times to appoint another Superintendent, upon giving a Notice containing the true Christian and Surname and Occupation of the new Superintendent to the Commissioners or the Visitors of the House, as the Case may require: Provided always, that all Plans heretofore delivered shall be deemed sufficient for the Purposes of this Act, if the Commissioners or Justices, as the Case may be, shall so think fit.

No Licence to include more than One House; but detached Buildings, in certain Cases, to be considered Part of the House.

XXV. And be it enacted, That no One Licence shall include or extend to more than One House; but if there be any Place or Building detached from a House to be licensed, but not separated therefrom by Ground belonging to any other Person, and if such Place or Building be specified, delineated, and described in the Notice, Plan, and Statement herein-before required to be given, in the same Manner in all Particulars as if the same had formed Part of such House, then such detached Place or Building may be included in the Licence for the House, if the Commissioners or Justices, as the Case may be, shall think fit, and if so included shall be considered Part of such House for the Purposes of this Act: Provided always, that no Person hereafter receiving a Licence for the first Time shall receive any Licence for the Reception of Lunatics in any Lunatic Asylum who shall not reside on the Premises for which he is licensed.

Notice of all Additions and Alterations to be given to the Commissioners or Clerk of the Peace.

XXVI. And be it enacted, That no Addition or Alteration shall be made to, in, or about any licensed House, or the Appurtenances, unless previous Notice in Writing of such proposed Addition or Alteration, accompanied with a Plan of such Addition or Alteration, to be drawn upon the Scale aforesaid, and to be accompanied by such Description as aforesaid, shall have been given by the Person to whom the Licence shall have been granted to the Commissioners or to the Clerk of the Peace, as the Case may be, and the Consent in Writing of the Commissioners, or of Two of the Visitors, as the Case may be, shall have been previously given.

Untrue Statement a Misdemeanor.

XXVII. And be it enacted, That if any Person shall wilfully give an untrue or incorrect Notice, Plan, Statement, or Description of any of the Things herein-before required to be included in any Notice, Plan, or Statement, he shall be guilty of a Misdemeanor.

A Copy of every Licence granted by Justices to be sent to the Commissioners.

XXVIII. And be it enacted, That in every Case in which a Licence for the Reception of Lunatics shall after the passing of this Act be granted by any Justices the Clerk of the Peace for the County or Borough shall, within Fourteen Days after such Licence shall have been granted, send a Copy thereof to the Commissioners; and any Clerk of the Peace omitting to send such Copy within such Time shall for every such Omission forfeit a Sum not exceeding Two Pounds.

XXIX. And

Every Person applying for the Renewal of a Licence to furnish a Statement of the Number and Class of Patients then detained.

XXIX. And be it enacted, That in every Case in which any Person shall apply for the Renewal of a Licence already granted or hereafter to be granted, such Person, if applying to the Commissioners, shall with such Application transmit to the Commissioners, and if applying to any Justices shall with such Application transmit to the Clerk of the Peace for the County or Borough, and also at the same Time to the Commissioners, a Statement signed by the Person so applying, containing the Names and Number of the Patients of each or either Sex then detained in such House, and distinguishing whether such Patients respectively are private or pauper Patients; and any Person who shall hereafter obtain the Renewal of a Licence without making such Return or Returns shall for every such Offence forfeit the Sum of Ten Pounds; and any Person who shall make any such Return untruly shall be guilty of a Misdemeanor.

Licences to be made out in a given Form, &c., and to be for not more than Thirteen Months.

XXX. And be it enacted, That every Licence shall, as nearly as conveniently may be, be according to the Form in the Schedule (A.) annexed to this Act, and shall be stamped with a Ten Shilling Stamp, and shall be under the Seal of the Commissioners, if granted by them, and if by any Justices under the Hands and Seals of Three or more such Justices in General or Quarter Sessions assembled, and shall be granted for such Period, not exceeding Thirteen Calendar Months, as the Commissioners or Justices, as the Case may be, shall think fit.

No Licence, &c. in any Borough without Consent of Recorder.

XXXI. And be it enacted, That no Licence shall be granted or Visitor or Clerk appointed by the Justices for any Borough without the Consent in Writing of the Recorder of such Borough to such Grant or Appointment.

Charge for Licences to be granted in pursuance of this Act.

XXXII. And be it enacted, That for every Licence to be hereafter granted there shall be paid to the Secretary of the Commissioners, or to the Clerk of the Peace, according as the Licence shall be granted by the Commissioners or Justices (exclusive of the Sum to be paid for the Stamp) the Sum of Ten Shillings and no more for every Patient not being a Pauper, and the Sum of Two Shillings and Sixpence and no more for every Patient being a Pauper, proposed to be received into such House, and if the total Amount of such Sums of Ten Shillings and Two Shillings and Sixpence shall not amount to Fifteen Pounds, then so much more as shall make up the Sum of Fifteen Pounds; and no such Licence shall be delivered until the Sum payable for the same shall be paid: Provided always, that if the Period for which a Licence shall be granted be less than Thirteen Calendar Months it shall be lawful for the Commissioners or the Justices, as the Case may be, to reduce the Payment to be made on such Licence to any Sum not less than Five Pounds.

Power to reduce the Charge for the Licence in certain Cases.

Application of Monies received for Licences by the Secretary of the Commissioners.

XXXIII. And be it enacted, That all Monies received for Licences granted by the Commissioners, and for Searches made in pursuance of the Provision for that Purpose herein-after contained, shall be retained by the Secretary of the Commissioners, and be applied by him in or towards the Payment of the Salaries and travelling and other Expences of the Commissioners and of their Secretary and Clerks, and in or towards the Payment or Discharge of all or any Costs,

Costs, Charges, and Expences incurred by or under the Authority of the Commissioners in the Execution of or under or by virtue of this Act.

Secretary of the Commissioners to make out an annual Account, to be laid before the Lords Commissioners of the Treasury, of all Receipts and Payments by him under this Act.

XXXIV. And be it enacted, That the Secretary of the Commissioners shall make out an Account of all Monies received and paid by him as aforesaid, and of all Monies otherwise received and paid by him, and of all Charges and Expences incurred under or by virtue of or in the Execution of this Act; and such Account shall be made up to the First Day of *August* in each Year, and shall be signed by Five at least of the Commissioners; and such Account shall specify the several Heads of Charge and Expenditure, and shall be transmitted to the Lord High Treasurer, or to the Commissioners of Her Majesty's Treasury, who shall thereupon audit such Account, and, if he or they shall deem it expedient, direct the Balance (if any) remaining in the Hands of the said Secretary to be paid into the Exchequer to the Account of the Consolidated Fund; and such Accounts shall be laid before Parliament on or before the Twenty-fifth Day of *March* in each Year, if Parliament be then sitting, or if Parliament be not then sitting then within One Month after the then next Sitting of Parliament.

Balance of Payments over Receipts may be paid out of the Consolidated Fund.

XXXV. And be it enacted, That it shall be lawful for the Lord High Treasurer, or the Commissioners of Her Majesty's Treasury, or any Three or more of them, and they are hereby directed and empowered, from Time to Time (on an Application to them, agreed to at some quarterly or other Meeting of the Commissioners, attended by Five at least of the Commissioners, and certified under their Hands,) to cause to be issued and paid out of the Consolidated Fund to the Secretary of the Commissioners such a Sum of Money as the Commissioners shall in such Application have certified to be requisite to pay and discharge so much of the Salaries, Costs, Charges, and Expences herein-before directed to be paid out of the Monies received by the said Secretary for Licences and otherwise as aforesaid as such Monies shall be inadequate to pay, and the said Secretary shall thereupon apply such Money in or towards the Payment or Discharge of such Salaries, Costs, Charges, and Expences respectively; and that it shall be lawful for the Lord High Treasurer or the Commissioners of Her Majesty's Treasury, or any Three or more of them, from Time to Time to advance by way of Imprest to the said Secretary such Sum or Sums of Money as to such Lord High Treasurer or Commissioners of Her Majesty's Treasury may appear requisite and reasonable, for or towards the Payment or Discharge of all or any such Salaries, Costs, Charges, or Expences as aforesaid, such Sum or Sums to be accounted for by the said Secretary in his then next Account.

Application of Monies received for Licences by Clerks of the Peace.

XXXVI. And be it enacted, That all Monies to be received for Licences granted by any Justices shall be applied by the Clerk of the Peace for the County or Borough in or towards the Payment of the Salary or Remuneration of the Clerk to the Visitors for such County or Borough, and in or towards the Remuneration of such of the same Visitors as are herein-before directed to be remunerated, and

in or towards the Payment or Discharge of all Costs, Charges, and Expences incurred by or under the Authority of the same Justices or Visitors in the Execution of or under or by virtue of this Act.

Clerks of the Peace to make out annual Accounts, to be laid before the Justices in Session, of all Receipts and Payments made under this Act.

XXXVII. And be it enacted, That the Clerk of the Peace for every County or Borough shall keep an Account of all Monies received and paid by him as aforesaid, and of all Monies otherwise received or paid by him under or by virtue of or in the Execution of this Act; and such Account shall respectively be made up to the First Day of *August* in each Year, and shall be signed by Two at least of the Visitors for the County or Borough; and every such Account shall be laid by the Clerk of the Peace before the Justices at the *Michaelmas* General or Quarter Sessions, who shall thereupon direct the Balance (if any) remaining in the Hands of the Clerk of the Peace to be paid into the Hands of the Treasurer for such County or Borough, in aid and as Part of the County or Borough Rate.

Balance of Payments over Receipts may be paid out of the Funds of the County or Borough.

XXXVIII. And be it enacted, That it shall be lawful for the Justices for any County or Borough in General or Quarter Sessions assembled, if they shall think fit, to order to be paid to the Clerk of the Peace of such County or Borough, out of the Rates or Funds thereof, such Sum or Sums of Money as they shall on Examination deem to be necessary to pay and discharge so much of the Salary, Remuneration, Costs, Charges, and Expences herein-before directed to be paid out of the Monies received by such Clerk of the Peace for Licences and otherwise as aforesaid as such Monies shall be inadequate to pay; and also that it shall be lawful for the Justices in General or Quarter Sessions assembled, if they shall think fit, from Time to Time to order to be advanced out of the Rates or Funds of such County or Borough, to the Clerk of the Peace, such Sum or Sums of Money as to such Justices may appear requisite and reasonable, for or towards the Payment or Discharge of any such Salary, Remuneration, Costs, Charges, or Expences as last aforesaid; and every such Sum of Money as aforesaid shall be paid and advanced out of the Rates or Funds of such County or Borough by the Treasurer thereof, and shall be allowed in his Accounts, on the Authority of the aforesaid Order by the Justices for the Payment or Advance thereof.

Provision in case of the Incapacity or Death of the Person licensed.

XXXIX. And be it enacted, That if any Person to whom a Licence shall have been granted under this Act or under any of the Acts herein-before repealed shall by Sickness or other sufficient Reason become incapable of keeping the licensed House, or shall die before the Expiration of the Licence, it shall be lawful for the Commissioners or for any Three Justices for the County or Borough, as the Case may be, if they shall respectively think fit, by Writing endorsed on such Licence, under the Seal of the Commissioners or under the Hands of such Three Justices, to transfer the said Licence, with all the Privileges and Obligations annexed thereto, for the Term then unexpired, to such Person as shall at the Time of such Incapacity or Death be the Superintendent of such House, or have the Care of the Patients therein, or to such other Person as the Commissioners or such Justices respectively shall approve, and in the mean-

time such Licence shall remain in force and have the same Effect as if granted to the Superintendent of the House; and in case a Licence has been or shall be granted to Two or more Persons, and before the Expiration thereof any or either of such Persons shall die, leaving the other or others surviving, such Licence shall remain in force and have the same Effect as if granted to such Survivors or Survivor.

In case of a licensed House being taken for public Purposes, or accidentally rendered unfit, or of the Keeper wishing to transfer his Patients to a new House.

XL. And be it enacted, That if any licensed House shall be pulled down or occupied under the Provisions of any Act of Parliament, or shall by Fire, Tempest, or other Accident be rendered unfit for the Accommodation of Lunatics, or if the Person keeping such House shall desire to transfer the Patients to another House, it shall be lawful for the Commissioners (if the new House shall be within their immediate Jurisdiction), at any quarterly or other Meeting, or for any Two or more of the Visiting Justices for the County or Borough within which the new House is situate, as the Case may be, upon the Payment to the Secretary of the Commissioners or the Clerk of the Peace, as the Case may be, of not less than One Pound for the Licence (exclusive of the Sum to be paid for the Stamp), to grant to the Person whose House has been so pulled down, occupied, or so rendered unfit, or who shall desire to transfer his Patients as aforesaid, a Licence to keep such other House for the Reception of Lunatics, for such Time as the Commissioners or the said Justices, as the Case may be, shall think fit: Provided always, that the same Notice of such intended Change of House, and the same Plans and Statements and Descriptions of and as to such intended new House, shall be given as are required when Application is first made for a Licence for any House, and shall be accompanied by a Statement in Writing of the Cause of such Change of House; and that, except in Cases in which the Change of House is occasioned by Fire or Tempest, Seven clear Days previous Notice of the intended Removal shall be sent, by the Person to whom the Licence for keeping the original House shall have been granted, to the Person who signed the Order for the Reception of each Patient, not being a Pauper, or the Person by whom the last Payment on account of such Patient shall have been made, and to the Relieving Officer or Overseer of the Union or Parish to which each Patient being a Pauper is chargeable, or the Person by whom the last Payment on account of such Patient shall have been made.

Power of Revocation of Licences granted by Justices.

XLI. And be it enacted, That if a Majority of the Justices of any County or Borough in General or Quarter Sessions assembled shall recommend to the Lord Chancellor that any Licence granted by the Justices for such County or Borough, either before or after the passing of this Act, shall be revoked, it shall be lawful for the Lord Chancellor to revoke the same by an Instrument under his Hand and Seal, such Revocation to take effect at a Period to be named in such Instrument, not exceeding Two Calendar Months from the Time a Copy or Notice thereof shall have been published in the "*London Gazette*;" and a Copy or Notice of such Instrument of Revocation shall be published in the "*London Gazette*," and shall before such Publication be transmitted to the Person to whom such Licence shall have been granted,

granted, or to the resident Superintendent of the licensed House, or be left at the licensed House: Provided always, that in case of any such Revocation being recommended to the Lord Chancellor, Notice thereof in Writing shall, Seven clear Days previously to the Transmission of such Recommendation to the Lord Chancellor, be given to the Person the Revocation of whose Licence shall be recommended, or to the resident Superintendent of the licensed House, or shall be left at the licensed House.

Power of Revocation and of Prohibition of Renewal of Licences granted by the Commissioners or by Justices.

XLII. And be it enacted, That if the Commissioners shall recommend to the Lord Chancellor that any Licence granted either by the Commissioners or by any Justices, either before or after the passing of this Act, shall be revoked or shall not be renewed, it shall be lawful for the Lord Chancellor by an Instrument under his Hand and Seal to revoke or prohibit the Renewal of such Licence; and in the Case of a Revocation the same shall take effect at a Period to be named in such Instrument, not exceeding Two Calendar Months from the Time a Copy or Notice thereof shall have been published in the "*London Gazette*;" and a Copy or Notice of such Instrument of Revocation shall be published in the "*London Gazette*," and shall before such Publication be transmitted to the Person to whom such Licence shall have been granted, or to the resident Superintendent of the licensed House, or shall be left at the licensed House: Provided always, that in case of any such Revocation or Prohibition to renew being recommended to the Lord Chancellor, Notice thereof in Writing shall, Seven clear Days previously to the Transmission of such Recommendation to the Lord Chancellor, be given to the Person the Revocation or Prohibition of Renewal of whose Licence shall be recommended, or to the resident Superintendent of the licensed House, or shall be left at the licensed House.

Hospitals receiving Lunatics to have their Regulations printed, and a resident Medical Attendant, and to be registered.

XLIII. And be it enacted, That the Regulations as to Lunatics of every Hospital in which Lunatics are or shall be received shall be printed, and complete Copies thereof shall be sent to the Commissioners, and also kept hung up in the Visitors Room of such Hospital; and that every such Hospital shall have a Physician, Surgeon, or Apothecary resident therein, as the Superintendent and Medical Attendant thereof; and such Superintendent shall immediately after the passing of this Act (or immediately after the Establishment of such Hospital, as the Case may be,) apply to the Commissioners to have such Hospital registered, and thereupon such Hospital shall be registered in a Book to be kept for that Purpose by the Commissioners; and in case the Superintendent of any such Hospital shall at any Time omit to have Copies of such Regulations sent or hung up as aforesaid, or to apply to have such Hospital registered as aforesaid, he shall for every such Omission forfeit a Sum not exceeding Twenty Pounds.

No House to be kept for the Reception of Two or more Lunatics

XLIV. And be it enacted, That after the passing of this Act it shall not be lawful for any Person to receive Two or more Lunatics into any House, unless such House shall be an Asylum or an Hospital registered under this Act, or a House for the Time being duly licensed under this Act, or one of the Acts herein-before repealed;

repealed; and any Person who shall receive Two or more Lunatics into any House other than a House for the Time being duly licensed as aforesaid, or an Asylum or an Hospital duly registered under this Act, shall be guilty of a Misdemeanor. without a Licence.

XLV. And be it enacted, That no Person (not a Pauper), whether being or represented to be a Lunatic, or only a Boarder or Lodger, in respect of whom any Money shall be received or agreed to be received for Board, Lodging, or any other Accommodation, shall be received into or detained in any licensed House, and no Person (not a Pauper) shall be received into or detained as a Lunatic in any Hospital, without an Order under the Hand of some Person according to the Form and stating the Particulars required in Schedule (B.) annexed to this Act, nor without the Medical Certificates, according to the Form in Schedule (C.) annexed to this Act, of Two Physicians, Surgeons, or Apothecaries who shall not be in Partnership, and each of whom shall separately from the other have personally examined the Person to whom it relates, not more than Seven clear Days previously to the Reception of such Person into such House or Hospital, and shall have signed and dated the same on the Day on which such Person shall have been so examined; and every Person who shall receive or detain any such Person as aforesaid in any such House or Hospital as aforesaid without such Order and Medical Certificates as aforesaid, and any Physician, Surgeon, or Apothecary who shall knowingly sign any such Medical Certificate as aforesaid which shall untruly state any of the Particulars required by this Act, shall be guilty of a Misdemeanor. No Person (not a Pauper) to be received without an Order and Medical Certificate.

XLVI. Provided always, and be it enacted, That every Physician, Surgeon, or Apothecary signing such Certificate shall specify therein any Fact or Facts (whether arising from his own Observation or from the Information of any other Person) upon which he has formed his Opinion that the Person to whom such Certificate relates is a Lunatic or an Insane Person, or an Idiot, or a Person of unsound Mind. Medical Practitioner signing such Certificate to specify Facts upon which Opinion formed.

XLVII. Provided always, nevertheless, and be it enacted, That any Person (not a Pauper) may, under special Circumstances, be received into any such House or Hospital as aforesaid, upon such Order as aforesaid, with the Certificate of One Physician, Surgeon, or Apothecary alone, provided that such Order state the special Circumstances which have prevented the Person from being examined by Two Medical Practitioners; but in every such Case another such Certificate shall be signed by some other Physician, Surgeon, or Apothecary, not being connected with any such House or Hospital, who shall have especially examined such Person within Three Days after his Reception into such House or Hospital; and every Person who, having received any Person into any House or Hospital as aforesaid upon the Certificate of One Medical Practitioner alone, as aforesaid, shall keep or permit such Person to remain in such House or Hospital beyond the said Period of Three Days without such further Certificate as aforesaid, shall be guilty of a Misdemeanor. Proviso that in certain Cases a Person may be received on a Certificate signed by One Medical Practitioner only.

XLVIII. And

No Pauper to be received into any House or Hospital for Lunatics without a certain Order and Certificate.

XLVIII. And be it enacted, That no Pauper shall be received into or detained in any licensed House, or any Hospital, without an Order and Statement according to the Form and stating the Particulars required in Schedule (D.) annexed to this Act, under the Hands of One Justice or an officiating Clergyman, with the Relieving Officer or One of the Overseers of the Union or Parish from which such Pauper shall be sent, (which said Justice or which said Clergyman and Relieving Officer or Overseer, as the Case may be, shall have personally examined such Pauper previously to signing such Order,) nor without a Medical Certificate according to the Form in the said Schedule (D.) annexed to this Act, and dated not more than Seven clear Days previously to the Reception of such Pauper into such House or Hospital; and every such Certificate shall be signed by a Physician, Surgeon, or Apothecary (not being the Medical Officer of such Parish or Union) on the Day whereon he shall examine such Pauper; and every Person who shall receive any Pauper into any such House or Hospital as aforesaid without such Order and Medical Certificate as last aforesaid shall be guilty of a Misdemeanor.

No Medical Practitioner who is interested in or attends a licensed House or Hospital to sign a Certificate for Admission of a Patient into such Place.

XLIX. And be it enacted, That no Physician, Surgeon, or Apothecary who, or whose Father, Brother, Son, or Partner, is wholly or partly the Proprietor of or a regular professional Attendant in a licensed House or an Hospital, shall sign any Certificate for the Reception of a Patient into such House or Hospital; and no Physician, Surgeon, or Apothecary who, or whose Father, Brother, Son, or Partner, shall sign the Order herein-before required for the Reception of a Patient, shall sign any Certificate for the Reception of the same Patient; and any Physician, Surgeon, or Apothecary who shall sign any Certificate contrary to any of the Provisions herein-before contained, or without having complied with all the Provisions hereby required in the Case of the Patient to whom the same shall relate, or who shall in such Certificate describe his Medical Qualification untruly, or shall untruly state any thing therein, shall be guilty of a Misdemeanor.

Every Person receiving a Person as a Lunatic into any House or Hospital to make an Entry thereof in a certain Form.

L. And be it enacted, That every Proprietor or Superintendent who shall receive any Patient into any licensed House or any Hospital shall, within Two Days after the Reception of such Patient, make an Entry with respect to such Patient in a Book to be kept for that Purpose to be called "The Book of Admissions," according to the Form and containing the Particulars required in Schedule (E.) annexed to this Act, so far as he can ascertain the same, except as to the Form of the mental Disorder, and except also as to the Discharge or Death of the Patient, which shall be made when the same shall happen; and every Person who shall so receive any such Patient, and shall not within Two Days thereafter make such Entry as aforesaid (except as aforesaid), shall forfeit a Sum not exceeding Two Pounds; and every Person who shall knowingly and willingly in any such Entry untruly set forth any of the Particulars shall be guilty of a Misdemeanor.

Form of Patient's Disorder to be entered in

LI. And be it enacted, That the Form of the mental Disorder of every Patient received into any licensed House or any Hospital shall within Seven Days after his Reception be entered in the said Book

of Admissions by the Medical Attendant of such House or Hospital; and every such Medical Attendant who shall omit to make any such Entry within the Time aforesaid shall for every such Offence forfeit a Sum not exceeding Two Pounds.

"The Book of Admissions" by the Medical Attendant.

LII. And be it enacted, That the Proprietor or resident Superintendent of every licensed House (whether licensed by the Commissioners or by any Justices), and the Superintendent of every Hospital, shall after Two clear Days, and before the Expiration of Seven clear Days from the Day on which any Patient shall have been received into such House or Hospital, transmit a Copy of the Order and Medical Certificates or Certificate on which such Person shall have been received, and also a Notice and Statement according to the Form in Schedule (F.) annexed to this Act, to the Commissioners; and the Proprietor or resident Superintendent of every House licensed within the Jurisdiction of any Visitors shall also within the same Period transmit another Copy of such Order and Certificates or Certificate, and a Duplicate of such Notice and Statement, to the Clerk of the Visitors; and every Proprietor or Superintendent of any such House or Hospital who shall neglect to transmit such Copy, Notice, or Statement to the Commissioners, or (where the same is required) to the Clerk of the Visitors, shall be guilty of a Misdemeanor.

Every Person receiving a Patient into any House or Hospital to transmit a Notice thereof to the Commissioners, and if within the Jurisdiction of any Visitors, then also to the Clerk of such Visitors.

LIII. And be it enacted, That whenever any Patient shall escape from any licensed House or any registered Hospital the Proprietor or Superintendent of such House or Hospital shall within Two clear Days next after such Escape transmit a written Notice thereof to the Commissioners, and if such House be within the Jurisdiction of any Visitors then also to the Clerk of such Visitors; and such Notice shall state the Christian and Surname of the Patient who has so escaped, and his then State of Mind, and also the Circumstances connected with such Escape; and if such Patient shall be brought back to such House or Hospital such Proprietor or resident Superintendent shall, within Two clear Days next after such Person shall be so brought back transmit a written Notice thereof to the Commissioners, and also, if such House be within the Jurisdiction of any Visitors, to the Clerk of such Visitors; and such Notice shall state when such Person was so brought back, and the Circumstances connected therewith, and whether with or without a fresh Order and Certificates or Certificate; and every Proprietor or resident Superintendent omitting to transmit such Notice, whether of Escape or of Return, shall for every such Omission forfeit a Sum not exceeding Ten Pounds.

Notices to be given in case of the Escape of any Patient, and of his being brought back.

LIV. And be it enacted, That whenever any Patient shall be removed or discharged from any licensed House or any Hospital, or shall die therein, the Proprietor or Superintendent of such House or Hospital shall, within Two clear Days next after such Removal, Discharge, or Death, make an Entry thereof in a Book to be kept for that Purpose according to the Form and stating the Particulars in Schedule (G. 1.) annexed to this Act, and shall also within the same Two Days transmit a written Notice thereof, and also of the Cause of his Death, to the Commissioners, and also, if such House shall

Entry to be made, and Notice given, in case of the Death, Discharge, or Removal of any Patient.

shall be within the Jurisdiction of any Visitors, to the Clerk of such Visitors, according to the Form and containing the Particulars in Schedule (G. 2) annexed to this Act; and every Proprietor or Superintendent of any such House or Hospital who shall neglect to make such Entry or transmit such Notice or Notices, or shall therein set forth any thing untruly, shall be guilty of a Misdemeanor.

In case of the Death of a Patient, a Statement of the Cause of Death to be transmitted to the Commissioners, and, if within the Jurisdiction of any Visitors, to the Clerk of the Visitors also.

LV. And be it enacted, That in case of the Death of any Patient in any licensed House or any Hospital, a Statement of the Cause of the Death of such Patient, with the Name of any Person present at the Death, shall be drawn up and signed by the Medical Attendant of such House or Hospital, and a Copy thereof, duly certified by the Proprietor or Superintendent of such House or Hospital, shall by him be transmitted to the Commissioners, and also to the Person signing the Order for such Patient's Confinement, and to the Registrar of Deaths for the District, and if such House be within the Jurisdiction of any Visitors, then also to the Clerk of such Visitors, within Forty-eight Hours after the Death of such Patient; and every Medical Attendant, Proprietor, or Superintendent who shall neglect or omit to draw up, sign, certify, or transmit such Statement as aforesaid shall for every such Neglect or Omission forfeit and pay a Sum not exceeding Fifty Pounds.

Abuse or Ill-treatment or (in certain Cases) Neglect of a Patient to be a Misdemeanor.

LVI. And be it enacted, That if any Superintendent, Officer, Nurse, Attendant, Servant, or other Person employed in any licensed House or registered Hospital shall in any way abuse or ill-treat any Patient confined therein, or shall wilfully neglect any such Patient, he shall be deemed guilty of a Misdemeanor; and that in the event of the Release of any Person from Confinement in any Asylum or private House who shall consider himself to have been unjustly confined, a Copy of the Certificates and Order upon which he has been confined shall at his Request be furnished to him or to his Attorney by the Clerk to the Commissioners, without any Fee or Reward for the same; and it shall be lawful for the Home Secretary, on the Report of the Commissioners or Visitors of any Asylums, to direct Her Majesty's Attorney General to prosecute on the Part of the Crown any Person who shall have been concerned in the unlawful taking or Confinement of any of Her Majesty's Subjects as an Insane Patient, and likewise any Person who shall have been concerned in the Neglect or Ill-treatment of any Patient or Person so confined.

Houses having 100 Patients to have a resident Medical Attendant, and Houses having less to be visited by a Medical Attendant.

LVII. And be it enacted, That in every House licensed for One hundred Patients or more there shall be a Physician, Surgeon, or Apothecary resident as the Superintendent or Medical Attendant thereof; and that every House licensed for less than One hundred and more than Fifty Patients (in case such House shall not be kept by or have a resident Physician, Surgeon, or Apothecary,) shall be visited daily by a Physician, Surgeon, or Apothecary; and that every House licensed for less than Fifty Patients (in case such House shall not be kept by or have a resident Physician, Surgeon, or Apothecary,) shall be visited twice in every Week by a Physician, Surgeon, or Apothecary: Provided always, that it shall be lawful for the Visitors of any licensed House to direct that such House, and for

for the Commissioners to direct that any licensed House, shall be visited by a Physician, Surgeon, or Apothecary at any other Time or Times, not being oftener than once in every Day.

The Commissioners and Visitors, in Houses licensed for less than 11 Persons, may lessen the Number of Medical Visits.

LVIII. Provided always, and be it enacted, That when any House is licensed to receive less than Eleven Lunatics it shall be lawful for any Two of the Commissioners or any Two of the Visitors of such House, if they shall respectively so think fit, by any Writing under their Hands, to permit that such House shall be visited by a Physician, Surgeon, or Apothecary at such Intervals more distant than twice in every Week as such Commissioners or Visitors shall appoint, but not at a greater Interval than once in every Two Weeks.

A Book to be kept, to be called "The Medical Visitation Book," in which a weekly Entry is to be made, showing the Condition of the House and of the Patients.

LIX. And be it enacted, That every Physician, Surgeon, or Apothecary, where there shall be only One, keeping or residing in or visiting any licensed House or any Hospital, and where there shall be Two or more Physicians, Surgeons, or Apothecaries keeping or residing in or visiting any licensed House or any Hospital, then One at least of such Physicians, Surgeons, or Apothecaries, shall once in every Week (or, in the Case of any House at which Visits at more distant Intervals than once a Week are permitted, on every Visit,) enter and sign in a Book to be kept at such House or Hospital for that Purpose, to be called "The Medical Visitation Book," a Report, showing the Date thereof, and also the Number, Sex, and State of Health of all the Patients then in such House or Hospital, the Christian and Surname of every Patient who shall have been under Restraint, or in Seclusion, or under Medical Treatment, since the Date of the last preceding Report, the Condition of the House or Hospital, and every Death, Injury, and Act of Violence which shall have happened to or affected any Patient since the then last preceding Report, according to the Form in Schedule (H.) annexed to this Act; and every such Physician, Surgeon, or Apothecary who shall omit to enter or sign such Report as aforesaid shall for every such Omission forfeit and pay the Sum of Twenty Pounds; and every such Physician, Surgeon, or Apothecary who shall in any such Report as aforesaid enter any thing untruly shall be guilty of a Misdemeanor.

A Medical Case Book to be kept.

LX. And be it enacted, That there shall be kept in every licensed House and in every Hospital a Book to be called "The Case Book," in which the Physician, Surgeon, or Apothecary keeping or residing in or visiting such House or Hospital shall from Time to Time make Entries of the mental State and bodily Condition of each Patient, together with a correct Description of the Medicine and other Remedies prescribed for the Treatment of his Disorder; and that it shall be lawful for the Commissioners from Time to Time, by any Order under their Common Seal, to direct the Form in which such Case Book shall be kept by such Physician, Surgeon, or Apothecary; and immediately after a Copy of such Order shall have been transmitted by the Secretary of the Commissioners to such Physician, Surgeon, or Apothecary, such Physician, Surgeon, or Apothecary shall thereupon keep such Case Book in the Form which shall be directed by such Order; and that it shall be lawful for the Commissioners (whenever they shall see

fit) to require, by an Order in Writing under their Common Seal, such Physician, Surgeon, or Apothecary to transmit to the Commissioners a correct Copy of the Entries or Entry in any Case Book kept under the Provisions of this Act, relative to the Case of any Lunatic who is or may have been confined in any such licensed House or Hospital; and every such Physician, Surgeon, or Apothecary who shall neglect to keep the said Case Book, or to keep the same according to the Form directed by the Commissioners, or to transmit a Copy of the said Entry or Entries, pursuant to such Order or Orders as aforesaid, shall for every such Neglect forfeit any Sum not exceeding Ten Pounds.

All licensed Houses and Hospitals to be visited by the Commissioners.

LXI. And be it enacted, That every licensed House shall, without any previous Notice, be visited by Two at least of the Commissioners (one of whom shall be a Physician or Surgeon, and the other a Barrister,) Four Times at the least in every Year, if such House shall be within the immediate Jurisdiction of the Commissioners, and if not, twice at least in every Year; and every Hospital in which Lunatics shall be received shall, without any previous Notice, be visited by Two at least of the said Commissioners (one of whom shall be a Physician or Surgeon, and the other a Barrister,) once at least in every Year; and every such Visit shall be made on such Day or Days, and at such Hours of the Day, and for such Length of Time, as the Visiting Commissioners shall think fit, and also at such other Times (if any) as the said Commissioners in Lunacy shall direct; and such Visiting Commissioners, when visiting such House or Hospital, may and shall inspect every Part of such House or Hospital, and every Outhouse, Place, and Building communicating with such House or Hospital, or detached therefrom, but not separated by Ground belonging to any other Person, and every Part of the Ground or Appurtenances held, used, or occupied therewith, and see every Patient then confined in such House or Hospital, and inquire whether any Patient is under Restraint, and why, and inspect the Order and Certificates or Certificate for the Reception of every Patient who shall have been received into such House or Hospital since the last Visit of the Commissioners, and in the Case of any House licensed by Justices shall consider the Observations made in the Visitors Book for such House by the Visitors appointed by the Justices, and enter in the Visitors Book of such House or Hospital a Minute of the then Condition of the House or Hospital, and of the Patients therein, and the Number of Patients under Restraint, with the Reasons thereof, as stated, and such Irregularity (if any) as may exist in any such Order or Certificates as aforesaid, and also whether the previous Suggestions (if any) of the Visiting Commissioners or Visitors have or have not been attended to, and any Observations which they may deem proper as to any of the Matters aforesaid or otherwise, and also, if such Visit be the first after the granting a Licence to the House, shall examine such Licence, and, if the same be in conformity with the Provisions of this Act, sign the same, but if it be informal enter in such Visitors Book in what respect such Licence is informal: Provided also, that it shall be lawful for the Lord Chancellor, on a Representation by the Commissioners setting forth the Expediency of such Alteration, by any Writing under his Hand, to direct that any House

House licensed by Justices shall (during such Period as he shall therein specify, or until such his Direction shall be revoked,) be visited by the Commissioners once only in the Year, and also to direct that any House licensed by the Commissioners, and not receiving any Pauper Patients therein, shall (during such Period as he shall therein specify, or until such his Direction shall be revoked,) be visited by the Commissioners twice only in the Year.

Licensed Houses not within the immediate Jurisdiction of the Commissioners to be inspected Four Times a Year at least by the Visitors.

LXII. And be it enacted, That every licensed House within the Jurisdiction of any Visitors appointed by Justices shall be visited by Two at least of the said Visitors (one of whom shall be a Physician, Surgeon, or Apothecary,) Four Times at the least in every Year, on such Days, and at such Hours in the Day, and for such Length of Time as the said Visitors shall think fit, and also at such other Times (if any) as the Justices by whom such House shall have been licensed shall direct; and such Visitors when visiting any such House may and shall inspect every Part of such House, and every House, Outhouse, Place, and Building communicating therewith, or detached therefrom, but not separated by Ground belonging to any other Person, and every Part of the Ground or Appurtenances held, used, or occupied therewith, and see every Patient then confined therein, and inquire whether any Patient is under Restraint, and why, and inspect the Order and Certificates or Certificate for the Reception of every Patient who shall have been received into such House since the last Visit of the Visitors, and enter in the Visitors Book a Minute of the then Condition of the House, of the Patients therein, and the Number of Patients under Restraint, with the Reasons thereof as stated, and such Irregularity (if any) as may exist in any such Order or Certificates as aforesaid, and also whether the previous Suggestions (if any) of the Visitors or Visiting Commissioners have or have not been attended to, and any Observations which they may deem proper as to any of the Matters aforesaid or otherwise.

The Proprietor or Superintendent of every House and Hospital to show every Part and every Patient to the Visiting Commissioners and Visitors.

LXIII. And be it enacted, That the Proprietor or Superintendent of every licensed House or Hospital shall show to the Commissioners and Visitors respectively visiting the same every Part thereof respectively, and every Person detained therein as a Lunatic; and every Proprietor or Superintendent of any licensed House or any Hospital who shall conceal or attempt to conceal, or shall refuse or wilfully neglect to show, any Part of such House or Hospital, or any House, Outhouse, Place, or Building communicating therewith, or detached therefrom, but not separated as aforesaid, or any Part of the Ground or Appurtenances held, used, or occupied therewith, or any Person detained or being therein, from any Visiting Commissioners or Visitors, or from any Person authorized under any Power or Provision of this Act to visit and inspect such House or Hospital, or the Patients confined therein or any of them, shall be guilty of a Misdemeanor.

Inquiries to be made by the Commissioners and Visitors on their several Visitations.

LXIV. And be it enacted, That the Visiting Commissioners and Visitors respectively, upon their several Visitations to every licensed House and to every Hospital, shall inquire when Divine Service is performed, and to what Number of the Patients, and the Effect thereof; and also what Occupations or Amusements are provided for the Patients,

Patients, and the Result thereof; and whether there has been adopted any System of Non-coercion, and, if so, the Result thereof; and also as to the Classification of Patients; and also as to the Condition of the Pauper Patients (if any) when first received; and also as to the Dietary of the Pauper Patients (if any); and shall also make such other Inquiries as to such Visiting Commissioners or Visitors shall seem expedient; and every Proprietor or Superintendent of a licensed House or an Hospital who shall not give full and true Answers to the best of his Knowledge to all Questions which the Visiting Commissioners and Visitors respectively shall ask in reference to the Matters aforesaid shall be guilty of a Misdemeanor.

Books and Documents to be produced to Visiting Commissioners and Visitors.

LXV. And be it enacted, That upon every Visit of the Visiting Commissioners to any licensed House or to any Hospital, and upon every Visit of the Visitors to any licensed House, there shall be laid before such Visiting Commissioners or Visitors (as the Case may be), by the Proprietor or Superintendent of such licensed House or of such Hospital, a List of all the Patients then in such House or Hospital (distinguishing Pauper Patients from other Patients, and Males from Females, and specifying such as are deemed curable), and also the several Books by this Act required to be kept by the Proprietor or Superintendent and by the Medical Attendant of a licensed House or an Hospital, and also all Orders and Certificates relating to Patients admitted since the last Visitation of the Commissioners or Visitors (as the Case may be), and also, in the Case of a licensed House, the Licence then in force for such House, and also all such other Orders, Certificates, Documents, and Papers relating to any of the Patients at any Time received into such licensed House or Hospital as the Visiting Commissioners or Visitors shall from Time to Time require to be produced to them; and the said Visiting Commissioners or Visitors, as the Case may be, shall sign the said Books as having been produced to them.

A Book to be kept called "The Visitor's Book," for the Result of Inspection and Inquiries;

and a Book called "The Patient's Book," for Observations as to State of Patients.

LXVI. And be it enacted, That there shall be hung up in some conspicuous Part of every licensed House a Copy of the Plan given to the Commissioners or Justices on applying for the Licence for such House; and that there shall be kept in every licensed House and in every Hospital in which Lunatics shall be received a Queen's Printer's Copy of this Act, bound up in a Book to be called "The Visitors Book," and that the said Visiting Commissioners and Visitors respectively shall at the Time of their respective Visitations enter therein the Result of the Inspections and Inquiries herein-before directed or authorized to be made by them respectively, with such Observations (if any) as they shall think proper; and that there shall also be kept in every such House and Hospital a Book to be called "The Patients Book," and that the said Visiting Commissioners and Visitors respectively shall at the Times of their respective Visitations enter therein such Observations as they may think fit respecting the State of Mind or Body of any Patient in such House or Hospital.

Proprietor or resident Superintendent to

LXVII. And be it enacted, That the Proprietor or resident Superintendent of every licensed House and of every Hospital shall, within Three Days after every such Visit by the Visiting Commis-

sioners as aforesaid, transmit a true and perfect Copy of the Entries made by them in "The Visitors Book," "The Patients Book," and "The Medical Visitation Book" respectively (distinguishing the Entries in the several Books) to the Commissioners, and shall, within Three Days after every such Visitation by the Visitors, transmit a true and perfect Copy of the Entries made by them as aforesaid (distinguishing as aforesaid) to the Commissioners and also to the Clerk of the Visitors; and the Copies so transmitted to the Clerk of the Visitors of all such Entries relating to any licensed House, and made since the Grant or last Renewal of the Licence thereof, shall be laid before the Justices on taking into consideration the Renewal of the Licence to the House to which such Entries shall relate; and every such Proprietor or Superintendent as aforesaid who shall omit to transmit, as herein-before directed, a true and perfect Copy of every or any such Entry as aforesaid, shall for every such Omission forfeit a Sum not exceeding Ten Pounds.

transmit all Entries by Visitors and Visiting Commissioners to the Clerk of the Visitors and to the Commissioners.

LXVIII. And be it enacted, That the Commissioners visiting any House licensed by Justices shall carefully consider and give special Attention to the State of Mind of any Patient therein confined, as to the Propriety of whose Detention they shall doubt (or as to whose Sanity their Attention shall be specially called), and shall, if they shall think that the State of Mind of such Patient is doubtful, and that the Propriety of his Detention requires further Consideration, make and sign a Minute thereof in the Patients Book of such House; and a true and perfect Copy of every such Minute shall, within Two clear Days after the same shall have been made, be sent by the Proprietor or Superintendent of such House to the Clerk of the Visitors of such House, and such Clerk shall forthwith communicate the same to the said Visitors, or some Two of them (of whom a Physician, Surgeon, or Apothecary shall be One), and such Visitors shall thereupon immediately visit such Patient, and act as they shall see fit; and every such Proprietor or Superintendent who shall omit to send a true and perfect Copy, as herein-before directed, of every or any such last-mentioned Minute, and every Clerk who shall neglect to communicate the same to Two of the Visitors as aforesaid, shall be guilty of a Misdemeanor.

Commissioners visiting a House licensed by Justices to make an Entry in the Patients Book as to the State of Mind of any doubtful Patient, and the same to be sent to the Clerk of the Visitors, who are thereupon to visit such Patient.

LXIX. And be it enacted, That the Visiting Commissioners shall, after every Visitation by them to every licensed House not being within their immediate Jurisdiction, and to every Hospital, report in Writing the general Result of their Inspection thereof (together with such special Circumstances, if any, as they may deem proper to notice,) to the Commissioners, and the Secretary of the Commissioners shall thereupon enter the same in a Book to be kept for that Purpose.

Visiting Commissioners to report on every House and Hospital not within their immediate Jurisdiction.

LXX. And be it enacted, That it shall be lawful for the Commissioners or any Five of them, at any quarterly or Special Meeting, by any Resolution or Resolutions under their Common Seal, or to be entered in a Book to be kept for that Purpose, and signed by Five at least of the Commissioners present at such Meeting, from Time to

Power for the Commissioners or any Five of them to make Rules.

Time to make such Orders and Rules as they shall think fit for regulating the Duties of the Commissioners or any of them, or of their Secretary, Clerks, and Servants, or for the due or better Performance of the Business of the Commission: Provided nevertheless, that the Secretary of the Commissioners shall give to every Commissioner, so far as Circumstances will admit, not less than Seven Days Notice of every such Special Meeting, and shall in the Summons for such Special Meeting state the Purposes for which the same is intended to be held.

Power in certain Cases to visit by Night.

LXXI. And be it enacted, That it shall be lawful for any Two or more of the Commissioners, or any Two Visitors, to visit and to inspect any licensed House or Hospital at such Hour of the Night as they shall think fit: Provided nevertheless, that no such Visitor shall make any such Visitation or Inspection except of a licensed House within their Jurisdiction.

The Person who signed the Order for the Reception of a private Patient may order his Discharge or Removal.

LXXII. And be it enacted, That if and when any Person who signed the Order on which any Patient (not being a Pauper) was received into any licensed House or into any Hospital shall by Writing under his Hand direct that such Patient shall be discharged or removed, then and in such Case such Patient shall forthwith be discharged or removed, as the Person who signed the Order for his Reception shall direct.

Provision for the Discharge of a private Patient when the Person who signed the Order for his Reception is incapable.

LXXIII. And be it enacted, That if the Person who signed the Order on which any Patient (not being a Pauper) was received into any licensed House or into any Hospital be incapable by reason of Insanity or Absence from *England*, or otherwise, of giving an Order for the Discharge or Removal of such Patient, or if such Person be dead, then and in any of such Cases the Husband or Wife of such Patient, or if there be no such Husband or Wife, the Father of such Patient, or if there be no Father, the Mother of such Patient, or if there be no Mother, then any one of the nearest of Kin for the Time being of such Patient, or the Person who made the last Payment on account of such Patient, may by any Writing under his or her Hand give such Direction as aforesaid for the Discharge or Removal of such Patient, and thereupon such Patient shall be forthwith discharged or removed as the Person giving such Direction shall direct.

Mode of Removal or Discharge of Pauper Patients.

LXXIV. And be it enacted, That the Guardians of any Parish or Union may by a Minute of their Board, or an officiating Clergyman of any Parish not under a Board of Guardians, and One of the Overseers thereof, or any Two Justices of the County or Borough in which such last-mentioned Parish is situate, may by Writing under the Hands respectively of such Clergyman and Overseer or of such Justices direct that any Pauper Patient belonging to such Parish or Union, and detained in any licensed House or any Hospital, shall be discharged or removed therefrom, and may direct the Mode of such Discharge or Removal; and if a Copy of such Minute or such Writing be produced to the Proprietor or Superintendent of such licensed House or such Hospital, he shall forthwith discharge or remove such

Patient,

Patient, or cause or suffer such Patient to be discharged or removed accordingly.

No Patient to be removed under any of the preceding Powers, if certified to be dangerous, unless the Commissioners or Visitors consent, or for the Purpose of Transfer to some other Asylum.

LXXV. Provided always, nevertheless, and be it enacted, That no Patient shall be discharged or removed, under any of the Powers herein-before contained, from any licensed House or any Hospital, if the Physician, Surgeon, or Apothecary by whom the same shall be kept, or who shall be the regular Medical Attendant thereof, shall by Writing under his Hand certify that in his Opinion such Patient is dangerous and unfit to be at large, together with the Grounds on which such Opinion is founded, unless the Commissioners visiting such House or the Visitors of such House shall, after such Certificate shall have been produced to them, give their Consent in Writing that such Patient shall be discharged or removed; provided that nothing herein contained shall prevent any Patient from being transferred from any licensed House or any Hospital to any other licensed House or any other Hospital, or to any Asylum, but in such Case every such Patient shall be placed under the Control of an Attendant belonging to the licensed House, Hospital, or Asylum to or from which he shall be about to be removed for the Purpose of such Removal, and shall remain under such Control until such Time as such Removal shall be duly effected.

Commissioners may discharge any Patient confined in a House licensed by themselves.

LXXVI. And be it enacted, That it shall be lawful for any Two or more of the Commissioners to make Visits to any Patient detained in any House licensed by the Commissioners, on such Days and at such Hours as they shall think fit; and if after Two distinct and separate Visits so made (Seven Days at least to intervene between such Visits) it shall appear to such Visiting Commissioners that such Patient is detained without sufficient Cause, it shall be lawful for the Commissioners, if they shall think fit, to make such Order as to the Commissioners shall seem meet for the Discharge of such Patient, and such Patient shall be discharged accordingly.

Two Commissioners may make special Visits to discharge any Patient confined in a House licensed by Justices or in an Hospital.

LXXVII. And be it enacted, That it shall be lawful for any Two or more of the Commissioners, of whom One shall be a Physician and One a Barrister, to make special Visits to any Patient detained in any House licensed by the Justices or in any Hospital, on such Days and at such Hours as they shall think fit; and if after Two distinct and separate Visits so made it shall appear to such Visiting Commissioners that such Patient is detained without sufficient Cause, they may make such Order as to them shall seem meet for the Discharge of such Patient, and such Patient shall be discharged accordingly.

Similar Powers for Two Visitors as to Houses within their Jurisdiction.

LXXVIII. And be it enacted, That it shall be lawful for any Two or more of the Visitors of any licensed House, of whom One shall be a Physician, Surgeon, or Apothecary, to make special Visits to any Patient detained in such House, on such Days and at such Hours as they shall think fit; and if after Two distinct and separate Visits so made it shall appear to such Visitors that such Patient is detained without sufficient Cause, they may make such Order as to them shall seem meet for the Discharge of such Patient, and such Patient shall be discharged accordingly.

LXXIX. Pro-

Every Order for the Discharge of a Patient under the last preceding Powers to be signed by the Persons exercising them, and to be subject to certain Restrictions.

LXXIX. Provided always, and be it enacted, That every such Order by any Commissioners or Visitors for the Discharge of a Patient from any House licensed by Justices, or from any Hospital, shall be signed by them, and that each of such special Visits shall be by the same Commissioners or Visitors; and that it shall not be lawful for such Commissioners or Visitors to order the Discharge of any Patient from any such last-mentioned House or Hospital without having previously, if the Medical Attendant of such House or Hospital shall have tendered himself for that Purpose, examined him as to his Opinion respecting the Fitness of such Patient to be discharged; and if such Commissioners or Visitors shall, after so examining such Medical Attendant, discharge such Patient, and such Medical Attendant shall furnish them with any Statement in Writing containing his Reasons against the Discharge of such Patient, they shall forthwith transmit such Statement to the Commissioners or to the Clerk of the Visitors, as the Case may require, to be kept and registered in a Book for that Purpose.

The last preceding Powers to be exercised under certain other Restrictions.

LXXX. Provided also, and be it enacted, That not less than Seven Days shall intervene between the First and Second of such special Visits; and that such Commissioners or Visitors shall, Seven Days previously to the Second of such special Visits, give Notice thereof, either by Post or by an Entry in the Patients Book, to the Proprietor or Superintendent of the House licensed by Justices or of the Hospital in which the Patient intended to be visited is detained; and that such Proprietor or Superintendent shall forthwith, if possible, transmit by Post a Copy of such Notice, in the Case of a Patient not being a Pauper, to the Person by whose Authority such Patient was received into such House, or by whom the last Payment on account of such Patient was made, and in the Case of a Pauper, to the Guardians of his Parish or Union, or if there be no such Guardians, to One of the Overseers for the Time being of his Parish, and also in the Case of any Patient detained in a House licensed by Justices, to the Clerk of the Visitors of such House.

Preceding Powers not to extend to Persons found lunatic by Inquisition, or confined under Authority of Secretary of State.

LXXXI. Provided always, nevertheless, and be it enacted, That none of the Powers of Discharge herein-before contained shall extend to any Person who shall have been found lunatic by Inquisition or under any Inquiry directed by the Lord Chancellor, in pursuance of the Powers in that Behalf herein-after given to him, nor to any Lunatic confined under any Order or Authority of Her Majesty's Principal Secretary of State for the Home Department, or under the Order of any Court of Criminal Jurisdiction.

Power for Visitors and Visiting Commissioners to regulate the Dietary of Pauper Patients.

LXXXII. And be it enacted, That it shall be lawful for the Visitors of any licensed House at any Time to determine and regulate the Dietary of the Pauper Patients therein; and that it shall be lawful for the Visiting Commissioners at any Time to determine and regulate the Dietary of the Pauper Patients in any licensed House or in any Hospital; and that if such Determination and Regulation of any Visitors and of the Visiting Commissioners shall not agree with each other, then the Determination and Regulation of the Visiting Commissioners shall be followed; Provided always, nevertheless,

theless, that every such Regulation shall be made to take effect only from such Time as not to affect any Contract existing on the First Day of *June* last for the Maintenance of Pauper Patients before the First Day of *June* One thousand eight hundred and forty-six, or the Expiration of such Contract, whichever shall first happen.

Power for any Visitor to give an Order to the Clerk of the Visitors to search and give Information.

LXXXIII. And be it enacted, That if any Person shall apply to any Visitor in order to be informed whether any particular Person is confined in any licensed House within the Jurisdiction of such Visitor, the said Visitor, if he shall think it reasonable to permit such Inquiry to be made, shall sign an Order to the Clerk of the Visitors, and the said Clerk shall, on Receipt of such Order, and on Payment to him of a Sum not exceeding Seven Shillings for his Trouble, make search amongst the Returns made to him in pursuance of this Act whether the Person inquired after is or has been within the then last Twelve Calendar Months confined in any licensed House within the Jurisdiction of such Visitor; and if it shall appear that such Person is or has been so confined the said Clerk shall deliver to the Person so applying a Statement in Writing, specifying the Situation of the House in which the Person so inquired after appears to be or to have been confined, and of the Name of the Proprietor or resident Superintendent thereof, and also the Date of the Admission of such Person into such licensed House, and (in case of his having been removed or discharged) the Date of his Removal or Discharge therefrom.

Power for any Commissioner to give an Order to the Secretary of the Commissioners to search and give Information whether any particular Person is or has been within Twelve Months confined in any House or Hospital.

LXXXIV. And be it enacted, That if any Person shall apply to any Commissioner in order to be informed whether any particular Person is confined in any licensed House, or in any Hospital, Asylum, or other Place by this Act made subject to the Visitation of the Commissioners, such Commissioner, if he shall think it reasonable to permit such Inquiry to be made, shall sign an Order to the Secretary of the Commissioners, and the Secretary shall, on the Receipt of such Order, and on Payment to him of a Sum not exceeding Seven Shillings (to be applied as herein-before provided), make search amongst the Returns made in pursuance of this Act, or of any of the Acts hereby repealed, whether the Person inquired after is or has been within the last Twelve Calendar Months confined in any House, Hospital, Asylum, or Place by this Act made subject to the Visitation of the Commissioners; and if it shall appear that such Person is or has been so confined the Secretary shall deliver to the Person so applying a Statement in Writing, specifying the Situation of the House, Hospital, Asylum, or Place in which the Person so inquired after appears to be or to have been confined, and also (so far as the said Secretary can ascertain the same from any Register or Return in his Possession) the Name of the Proprietor, Superintendent, or principal Officer of such House, Hospital, Asylum, or Place, and also the Date of the Admission of such Person into such licensed House, Hospital, Asylum, or other Place, and (in case of his having been removed or discharged) the Date of his Removal or Discharge therefrom.

Any One Commissioner or Visitor may give an Order for the Admission to any Patient of any Friend or Relation, or any Person named by a Friend or Relation.

LXXXV. And be it enacted, That it shall be lawful for any One of the Commissioners, as to Patients confined in any House, Hospital, or other Place (not being a Gaol) hereby authorized to be visited by the Commissioners, and also for any One of the Visitors of any licensed House as to Patients confined in such House, at any Time to give an Order in Writing under the Hand of such One Commissioner or Visitor for the Admission to any Patient of any Relation or Friend of such Patient (or of any medical or other Person whom any Relation or Friend of such Patient shall desire to be admitted to him), and such Order of Admission may be either for a single Admission, or for an Admission for any limited Number of Times, or for Admission generally at all reasonable Times, and either with or without any Restriction as to such Admission or Admissions being in the Presence of a Keeper or not, or otherwise; and if the Proprietor or Superintendent of any such House, Hospital, or Place shall refuse Admission to, or shall prevent or obstruct the Admission to any Patient of, any Relation, Friend, or other Person who shall produce such Order of Admission as aforesaid, he shall for every such Refusal, Prevention, or Obstruction forfeit a Sum not exceeding Twenty Pounds.

Proprietor or Superintendent, with Consent of Two Commissioners or Visitors, may take or send a Patient to any Place for his Health.

LXXXVI. And be it enacted, That it shall be lawful for the Proprietor or Superintendent of any licensed House or of any Hospital, with the Consent in Writing of any Two of the Commissioners, or in the Case of a House licensed by Justices of any Two of the Visitors of such House, to send or take, under proper Control, any Patient to any specified Place for any definite Time for the Benefit of his Health: Provided always, nevertheless, that before any such Consent as aforesaid shall be given by any Commissioners or Visitors the Approval in Writing of the Person who signed the Order for the Reception of such Patient, or by whom the past Payment on account of such Patient was made, shall be produced to such Commissioners or Visitors, unless they shall, on cause being shown, dispense with the same.

In case of the Removal of a Patient, or of his Escape and Recapture within Fourteen Days, the original Order for his Reception to remain in force.

LXXXVII. And be it enacted, That in every Case in which any Patient shall, under any of the Powers or Provisions of this Act, be removed temporarily from the House or Hospital into which the Order for his Reception was given, or be transferred from such House or Hospital into any new House, and also in every Case in which any Patient shall escape from any House or Hospital, and shall be retaken within Fourteen Days next after such Escape, the Certificate or Certificates relating to and the original Order for the Reception of such Patient shall respectively remain in force, in the same Manner as the same would have done if such Patient had not been so removed or transferred, or had not so escaped and been retaken.

Commissioners to report to the Lord Chancellor periodically.

LXXXVIII. And be it enacted, That the Commissioners shall, at the Expiration of every Six Calendar Months, report to the Lord Chancellor the Number of Visits which they shall have made, the Number of Patients whom they shall have seen, and the Number of Miles which they shall have travelled during such Months, and shall on the First Day of *January* in each Year make a Return to the

Lord Chancellor of all Sums received by them for travelling Expences, or upon any other and what Account, and shall also in the Month of *June* in every Year make to the Lord Chancellor a Report of the State and Condition of the several Houses, Hospitals, Asylums, and other Places visited by them under this Act, and of the Care of the Patients therein, and of such other Particulars as they shall think deserving of Notice; and a true Copy of such Reports, showing the Number of Visits made, the Number of Patients seen, and the Number of Miles travelled, and also a Copy of such Return of Sums received for travelling Expences, or on any other and what Account, shall be laid before Parliament within Twenty-one Days next after the Commencement of every Session of Parliament.

Constitution of the Private Committee.

LXXXIX. And be it enacted, That the permanent Chairman for the Time being of the Commissioners, and Two other of the Commissioners to be appointed by the Lord Chancellor from Time to Time as Occasion may require (one of whom shall be a Physician or Surgeon, and the other a Barrister), shall be a Committee, to be called "The Private Committee," for the Purposes herein-after mentioned.

No Person (except a Person deriving no Profit, or a Committee,) to take charge of a single Lunatic, except upon such Order and Medical Certificates as aforesaid, and under certain Obligations.

XC. And be it enacted, That no Person (unless he be a Person who derives no Profit from the Charge, or a Committee appointed by the Lord Chancellor) shall receive to board or lodge in any House, other than an Hospital registered under this Act, or an Asylum, or a House licensed under this Act, or under one of the Acts herein-before repealed, or take the Care or Charge of any One Patient as a Lunatic or alleged Lunatic, without the like Order and Medical Certificates in respect of such Patient as are herein-before required on the Reception of a Patient (not being a Pauper) into a licensed House; and that every Person (except a Person deriving no Profit from the Charge, or a Committee appointed by the Lord Chancellor,) who shall receive to board or lodge in any unlicensed House, not being a registered Hospital or an Asylum, or take the Care or Charge of any One Patient as a Lunatic or alleged Lunatic, shall, within Seven clear Days after so receiving or taking such Patient, transmit to the Secretary of the Commissioners a true and perfect Copy of the Order and Medical Certificates on which such Patient has been so received, and a Statement of the Date of such Reception, and of the Situation of the House into which such Patient has been received, and of the Christian and Surname and Occupation of the Occupier thereof and of the Person by whom the Care and Charge of such Patient has been taken; and every such Patient shall at least Once in every Two Weeks be visited by a Physician, Surgeon, or Apothecary not deriving, and not having a Partner, Father, Son, or Brother who derives, any Profit from the Care or Charge of such Patient; and such Physician, Surgeon, or Apothecary shall enter in a Book, to be kept at the House or Hospital for that Purpose, to be called "The Medical Visitation Book," the Date of each of his Visits, and a Statement of the Condition of the Patient's Health, both mental and bodily, and of the Condition of the House in which such Patient is, and such Book shall be produced to the Visiting Commissioner on every Visit, and shall be signed by him as having been so produced; and the Person

Person by whom the Care or Charge of such Patient has been taken, or into whose House he has been received as aforesaid, shall transmit to the Secretary of the Commissioners the same Notices and Statements of the Death, Removal, Escape, and Re-capture of such Lunatic, and within the same Periods, as are herein-before required in the Case of the Death, Removal, Escape and Re-capture of a Patient (not being a Pauper) received into a licensed House; and that every Person who shall receive into an unlicensed House, not being a registered Hospital nor an Asylum, or take the Care or Charge of any Person therein as a Lunatic, without first having such Order and Medical Certificates as aforesaid, or who, having received any such Patient, shall not within the several Periods aforesaid transmit to the Secretary of the Commissioners such Copy, Statement, and Notices as aforesaid, or shall fail to cause such Patient to be so visited by a Medical Attendant as aforesaid, and every such Medical Attendant who shall make an untrue Entry in the said Medical Visitation Book, shall be guilty of a Misdemeanor.

Copy of the Order and Certificates, &c. with respect to Lunatics received into an unlicensed House to be entered in a private Register.

XCI. And be it enacted, That the Secretary to the Commissioners shall preserve every Copy transmitted as aforesaid of the Order and Certificates for the Reception of any Patient as a Lunatic into an unlicensed House, and every Statement and Notice which may be transmitted to such Secretary with respect to any such Patient as aforesaid, and shall enter the same (in such Form as the Private Committee shall direct) in a Book to be kept for that Purpose, to be called "The Private Register," and such Private Register shall be kept by such Secretary in his own Custody, and shall be inspected only by the Members for the Time being of the said Private Committee, and by such other Persons as the Lord Chancellor shall by Writing under his Hand appoint.

Members of the Private Committee to visit unlicensed Houses receiving a single Patient, and report.

XCII. And be it enacted, That it shall be lawful for any One Member of the said Private Committee, on the Direction of such Committee, or of any Two Members thereof (of whom the One Member aforesaid may be One), at all reasonable Times to visit every or any unlicensed House in which One Patient only is received as a Lunatic (unless such Patient be so received by a Person deriving no Profit from the Charge, or by a Committee appointed by the Lord Chancellor), and to inquire and report to the said Private Committee on the Treatment and State of Health, both bodily and mental, of such Patient; and a Copy of every or any such Report shall be entered in a Private Register, to be kept for that Purpose, by the Secretary of the Commissioners, and another Copy thereof shall, if such Private Committee think it expedient, be laid before the Lord Chancellor.

The Lord Chancellor on such Report, and the Representation of the Private Committee,

XCIII. And be it enacted, That it shall be lawful for the Lord Chancellor, on the Representation of the said Private Committee, accompanied with a Copy of a Report made as last aforesaid as to any Patient received or detained as a Lunatic in an unlicensed House as aforesaid, to make an Order that such Patient shall be removed from such House, and from the Care and Charge of the Person under whose Care and Charge such Lunatic may be; and any

any Person detaining such Lunatic in such House, or in such Care or Charge, for the Space of Three Days after a Copy of such Order shall have been left at such House or served on such Person, shall be guilty of a Misdemeanor.

may order a Lunatic to be removed.

XCIV. And be it enacted, That whenever the Commissioners shall have Reason to suppose that the Property of any Person detained or taken charge of as a Lunatic is not duly protected, or that the Income thereof is not duly applied for his Maintenance, such Commissioners shall make such Inquiries relative thereto as they shall think proper, and report thereon to the Lord Chancellor.

Commissioners to report if Property of Lunatics be not duly protected or applied.

XCV. And be it enacted, That when any Person shall have been received or taken charge of as a Lunatic upon an Order and Certificates, or an Order and Certificate, in pursuance of the Provisions of this Act, or of any Act herein-before repealed, and shall either have been detained as a Lunatic for the Twelve Months then last past, or shall have been the Subject of a Report by the Commissioners in pursuance of the Provision lastly herein-before contained, it shall be lawful for the Lord Chancellor to direct that One of the said Masters in Lunacy shall, and thereupon One of the said Masters shall personally examine such Person, and shall take such Evidence and call for such Information as to such Master shall seem necessary to satisfy him whether such Person is a Lunatic, and shall report thereon to the Lord Chancellor, and such Report shall be filed with the Secretary of Lunatics; and it shall be lawful for the Lord Chancellor from Time to Time to make Orders for the Appointment of a Guardian, or otherwise for the Protection, Care, and Management of the Person of any Person who shall by any such Report as last aforesaid be found to be a Lunatic, and such Guardian shall have the same Powers and Authorities as a Committee of the Person of a Lunatic found such by Inquisition now has, and also to make Orders for the Appointment of a Receiver, or otherwise for the Protection, Care, and Management of the Estate of such Lunatic, and such Receiver shall have the same Powers and Authorities as a Receiver of the Estate of a Lunatic found such by Inquisition now has, and also to make Orders for the Application of the Income of such Lunatic, or a sufficient Part thereof, for his Maintenance and Support, and in Payment of the Costs, Charges, and Expences attending the Protection, Care, and Management of the Person and Estate of such Lunatic, and also as to the Investment or other Application for the Purpose of Accumulation of the Overplus, if any, of such Income, for the Use of such Lunatic, as to the Lord Chancellor shall from Time to Time in each Case seem fit: Provided always, that such Protection, Care, and Management shall continue only during such Time as such Lunatic shall continue to be detained as a Lunatic upon an Order and Certificates or Certificate as aforesaid, and for such further Time, not exceeding Six Months, as the Lord Chancellor may fix: Provided also, that it shall be lawful for the Lord Chancellor in any such Case, either before or after directing such Inquiry by such Master as aforesaid, and whether such Master shall have made a Report as aforesaid or not, to direct a Commission

The Lord Chancellor to direct the Master in Lunacy to report as to the Lunacy of any Person detained as a Lunatic, and to appoint Guardians of his Person and Estate, and direct the Application of his Income.

in the Nature of a Writ De lunatico inquirendo to issue, to inquire of the Lunacy of such Person.

Masters in Lunacy to have all necessary Powers of Inquiry, and to make Inquiries referred to them.

XCVI. And be it enacted, That such Masters shall have Power, in the Prosecution of all Inquiries and Matters which may be referred to them as aforesaid or otherwise under this Act, to summon Persons before them, and to administer Oaths, and take Evidence, either *vivâ voce* or on Affidavit, and to require the Production of Books, Papers, Accounts, and Documents; and that the Lord Chancellor may by any Order (either general or particular) refer to the said Masters any Inquiries under the Provisions of this Act relating to the Person and Estate of any Lunatic as to whom a Report shall be made by a Master as aforesaid, in like Manner as Inquiries relating to the Persons and Estates of Lunatics found such by Inquisition are now referred to them.

Lord Chancellor to make Orders and Regulations, and fix Fees.

XCVII. And be it enacted, That it shall be lawful for the Lord Chancellor from Time to Time to make such Orders as shall to him seem fit for regulating the Form and Mode of Proceeding before the Lord Chancellor and before the said Masters, and of any other Proceedings pursuant to the Provisions of this Act, for the due Protection, Care, and Management of the Persons and Estates of Lunatics as to whom such Reports shall be made by the said Masters as aforesaid, and also for fixing, altering, and discontinuing the Fees to be received and taken in respect of such Proceedings, as to the Lord Chancellor shall from Time to Time seem fit: Provided nevertheless, that all Fees to be so received and taken shall be paid into the Bank of *England*, and placed to the Credit of the Accountant General of the Court of Chancery, to the Account intituled "The Suitors Fee Fund Account," in like Manner as and together with the Fees payable under the Act passed in the Fifth and Sixth Years of Her present Majesty, intituled *An Act to alter and amend the Practice and Course of Proceeding under Commissions in the Nature of Writs De lunatico inquirendo*, and be applied in like Manner as such last-mentioned Fees.

5 & 6 Vict. c. 84.

Masters Expences how to be paid.

XCVIII. And be it enacted, That the travelling and other Expences of the said Masters and their Clerks shall be paid to them, by virtue of any Order or Orders of the Court of Chancery, out of the said Fund, intituled "The Suitors Fee Fund Account," in the same Manner as their Expences under the said last-mentioned Act.

Proprietors, Superintendents, and other authorized Persons, may plead the Order and Certificates for receiving any Lunatic in bar of all Proceedings at Law.

XCIX. And be it enacted, That every Proprietor and Superintendent of a licensed House or registered Hospital, and every other Person hereby or by any of the Acts herein-before repealed authorized to receive or take charge of a Lunatic upon an Order, and who shall receive or has received a proper Order, in pursuance of this Act or any of the said repealed Acts, accompanied with the required Medical Certificates or Certificate, for the Reception or taking charge of any Person as a Lunatic, and the Assistants and Servants of such Proprietor, Superintendent, or other Person, shall have Power and Authority to take charge of, receive, and detain such Patient until he shall

shall die, or be removed or discharged by due Authority, and in case of the Escape at any Time or Times of such Patient to retake him at any Time within Fourteen Days after such Escape, and again to detain him as aforesaid; and in every Writ, Indictment, Information, Action, and other Proceeding which shall be preferred or brought against any such Proprietor, Superintendent, or other Person authorized as aforesaid, or against any Assistant or Servant of any such Proprietor, Superintendent, or authorized Person, for taking, confining, detaining, or retaking any Person as a Lunatic, the Party complained of may plead such Order and Certificates or Certificate in defence to any such Writ, Indictment, Information, Action, or other Proceeding as aforesaid, and such Order and Certificates or Certificate shall, as respects such Party, be a Justification for taking, confining, detaining, or retaking such Lunatic or alleged Lunatic.

Commissioners and Visitors may summon Witnesses to give Evidence, with a Penalty for Noncompliance.

C. And be it enacted, That it shall be lawful for the Commissioners, or any Two of them, and also for the Visitors of any licensed House, or any Two of such Visitors, from Time to Time, as they shall see Occasion, to require, by Summons under the Common Seal of the Commission, if by the Commissioners, and if by Two only of the Commissioners or by Two Visitors, then under the Hands and Seals of such Two Commissioners or Two Visitors, as the Case may be, (according to the Form in Schedule (I.) annexed to this Act, or as near thereto as the Case will permit,) any Person to appear before them to testify on Oath the Truth touching any Matters respecting which such Commissioners and Visitors respectively are by this Act authorized to inquire (which Oath such Commissioners or Visitors are hereby empowered to administer); and every Person who shall not appear before such Commissioners or Visitors pursuant to such Summons, or shall not assign some reasonable Excuse for not so appearing, or shall appear and refuse to be sworn or examined, shall, on being convicted thereof before One of Her Majesty's Justices for the County or Borough within which the Place at which such Person shall have been by such Summons required to appear and give Evidence is situate, shall for every such Neglect or Refusal forfeit a Sum not exceeding Fifty Pounds.

Provision for the Payment of Witnesses Expences.

CI. And be it enacted, That it shall be lawful for any Commissioners or Visitors who shall summon any Person to appear and give Evidence as aforesaid to direct the Secretary of the Commissioners or the Clerk of such Visitors, as the Case may be, to pay to such Person all reasonable Expences of his Appearance and Attendance in pursuance of such Summons, the same to be considered as Expences incurred by such Commissioners and Visitors respectively in the Execution of this Act, and to be taken into account and paid accordingly.

Upon Complaint made of any Offence against this Act, Justices to

CII. And be it enacted, That every Complaint or Information of or for any Offence against this Act, where any pecuniary Penalty is hereby imposed, (except when hereby otherwise provided for,) may be made before One Justice; and when any Person shall be charged upon Oath before a Justice for any such Offence against this Act, such Justice

require the Attendance of the Person charged, and adjudicate thereon.

Justice may summon the Person charged to appear at a Time and Place to be named in such Summons, and if he shall not appear accordingly, and upon Proof of the due Service of the Summons (either personally or by leaving the same at his last or usual Place of Abode) any Two Justices may either proceed to hear and determine the Case, or may issue their Warrant for apprehending such Person, and bringing him before any Two Justices; and any Two Justices shall and may, upon the appearing of such Person pursuant to such Summons, or upon such Person being apprehended with such Warrant, or upon the Non-appearance of such Person, hear the Matter of every such Complaint or Information, and make any such Determination thereon as such Justices shall think proper; and upon Conviction of any Person such Justices may, if they shall think fit, reduce the Amount of the Penalty by this Act imposed for such Offence to any Sum not less than One Fourth of the Amount thereof, and shall and may issue a Warrant under their Hands and Seals for levying such Penalty or reduced Penalty, and all Costs and Charges of such Summons, Warrant, and Hearing and all incidental Costs and Charges, by Distress and Sale of the Goods and Chattels of the Person so convicted; and it shall be lawful for any such Two Justices to order any Person so convicted to be detained and kept in the Custody of any Constable or other Peace Officer until Return can be conveniently made to such Warrant of Distress, unless the said Offender shall give Security, to the Satisfaction of such Justices, by way of Recognizance or otherwise, for his Appearance before such Justices on such Day as shall be appointed for the Return of such Warrant of Distress, such Day not being more than Seven Days from the Time of taking any such Security; but if upon the Return of such Warrant of Distress it shall appear that no sufficient Distress can be had whereupon to levy the said Penalty, and such Costs and Charges as aforesaid, and the same shall not be forthwith paid, or in case it shall appear to the Satisfaction of such Justices, either by the Confession of the Offender or otherwise, that the Offender hath not sufficient Goods and Chattels whereupon the said Penalty, Costs, and Charges may be levied, such Justices shall and may, by Warrant under their Hands and Seals, commit such Offender to the Common Gaol or House of Correction for any Term not exceeding Three Calendar Months, unless such Penalty, and all such Costs and Charges as aforesaid, shall be sooner paid; and all such Penalties, when recovered, shall be paid, when the Complaint or Information shall be laid or brought by or by the Direction of the Commissioners, to the Secretary of the Commissioners, to be by him applied and accounted for as herein-before directed with respect to Monies received for Licences granted by the Commissioners, and when the Complaint or Information shall be laid or brought by the Direction of any Visitors, to the Clerk of the Peace for the County or Borough, to be by him applied and accounted for as herein-before directed with respect to Monies received for Licences granted by the Justices of such County or Borough; and the Overplus (if any) arising from such Distress and Sale, after Payment of the Penalty and all Costs and Charges as aforesaid, shall be paid, upon demand, to the Owner of the Goods and Chattels so distrained.

Recovery of Penalties, and Application thereof.

CIII. And

Form of Conviction before Justices.

CIII. And be it enacted, That the Justices before whom any Person shall be convicted of any Offence against this Act for which a pecuniary Penalty is imposed may cause the Conviction to be drawn up in the following Form, or in any other Form to the same Effect, as the Case may require; and that no Conviction under this Act shall be void through Want of Form:

'BE it remembered, That on the Day of in the Year of our Lord at in the County [*or* Borough] of *A.B.* was convicted before us of Her Majesty's Justices of the Peace for the said County [*or* Borough], for that he the said did and we the said adjudge the said for his Offence to pay the Sum of .'

Appeal to Quarter Sessions.

CIV. Provided always, and be it enacted, That any Person who shall think himself aggrieved by any Order or Determination of any Justices under this Act may, within Four Calendar Months after such Order made or given, appeal to the Justices at General or Quarter Sessions, the Person appealing having first given at least Fourteen clear Days Notice in Writing of such Appeal, and the Nature and Matter thereof, to the Person appealed against, and forthwith after such Notice entering into a Recognizance before some Justice, with Two sufficient Sureties, conditioned to try such Appeal, and to abide the Order and Award of the said Court thereupon; and the said Justices at General or Quarter Sessions, upon the Proof of such Notice and Recognizance having been given and entered into, shall in a summary Way hear and determine such Appeal, or, if they think proper, adjourn the hearing thereof until the next General or Quarter Sessions, and, if they see Cause, may mitigate any Penalty to not less than One Fourth of the Amount imposed by this Act, and may order any Money to be returned which shall have been levied in pursuance of such Order or Determination, and shall and may also award such further Satisfaction to be made to the Party injured, or such Costs to either of the Parties, as they shall judge reasonable and proper; and all such Determinations of the said Justices at General or Quarter Sessions shall be final, binding, and conclusive upon all Parties to all Intents and Purposes whatsoever.

Actions to be commenced within Six Calendar Months.

CV. And be it enacted, That if any Action or Suit shall be brought against any Person for any thing done in pursuance of this Act or of any of the Acts hereby repealed, the same shall be commenced within Twelve Calendar Months next after the Release of the Party bringing the Action, and shall be laid or brought in the County or Borough where the Cause of Action shall have arisen, and not elsewhere; and the Defendant in every such Action or Suit may, at his Election, plead specially or the General Issue Not Guilty, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if the same shall appear to be so done, or that such Action or Suit shall be brought in any other County or Borough than as aforesaid, or shall not have been

Act may be given in Evidence.

commenced within the Time before limited for bringing the same, then the Jury shall find a Verdict for the Defendant; and upon a Verdict being so found, or if the Plaintiff shall be nonsuited, or discontinue his Action or Suit after the Defendant shall have appeared, or if upon Demurrer Judgment shall be given against the Plaintiff, then the Defendant shall recover Double Costs, and have such Remedy for recovering the same as any Defendant hath or may have in any other Cases by Law.

Offenders to be prosecuted, and Penalties sued for by the Secretary of the Commissioners and the Clerk of any Visitors, and by no Person without the Authority of the Commissioners or Visitors.

CVI. And be it enacted, That it shall be lawful for the Secretary of the Commissioners, on their Order, to prosecute any Person for any Offence against the Provisions of this Act, and to sue for and recover any Penalty to which any Person is made liable by this Act; and all Penalties sued for and recovered by such Secretary shall be paid to him, and be by him applied and accounted for as herein-before directed with respect to Monies received for Licences granted by the Commissioners; and that it shall be lawful for the Clerk of any Visitors, on their Order, to prosecute any Person for any Offence against the Provisions of this Act committed within the Jurisdiction of such Visitors, and to sue for and recover any Penalty to which any Person within the Jurisdiction of such Visitors is made liable by this Act; and all Penalties sued for and recovered by any such Clerk shall be paid to him, and be by him paid to the Clerk of the Peace for such County or Borough, and be by such Clerk of the Peace applied and accounted for as herein-before directed with respect to Monies received for Licences by such Clerk of the Peace; and it shall not be lawful for any one to prosecute any Person for any Offence against the Provisions of this Act, or to sue for any Penalty to which any Person is made liable by this Act, except by Order of the Commissioners or of Visitors having Jurisdiction in the Place where the Cause of Prosecution has arisen or the Penalty been incurred, or with the Consent of Her Majesty's Attorney General or Solicitor General for *England* for the Time being.

Offenders against the Provisions of any of the repealed Acts may be prosecuted under this Act.

CVII. And be it enacted, That, notwithstanding the repeal of the several Acts herein-before repealed, every Offence heretofore committed against any of the Provisions of any of the same Acts may be prosecuted, and every Penalty heretofore incurred by any Person for any Offence against the Provisions of any of the same Acts may be sued for and recovered, by the Secretary of the Commissioners, in the same Manner and with all the same Powers and Rights as if such Offence had been committed or such Penalty incurred for an Offence against the Provisions of this Act; and every Penalty so recovered shall be applied in the same Manner as a Penalty recovered for an Offence against the Provisions of this Act.

No Person to be punishable for omitting to send any Copy, &c., if

CVIII. And be it enacted, That when any Person shall be proceeded against, under the Provisions of this Act, for omitting to transmit or send any Copy, List, Notice, Statement, or other Document herein-before required to be transmitted or sent by such Person, and such Person shall prove by the Testimony of One Witness upon

Oath that the Copy, List, Notice, Statement, or Document in respect of which such Proceeding is taken was put into the Post in due Time, or (in case of Documents required to be transmitted or sent to the Commissioners or a Clerk of the Peace) left at the Office of the Commissioners or of the Clerk of the Peace, and shall have been properly addressed, such Proof shall be a Bar to all further Proceeding in respect of such Omission.

Proved to have been put in the Post, or left at the proper Office.

CIX. And be it enacted, That the Costs, Charges, and Expences incurred by or under the Authority or Order of the Commissioners in Proceedings under this Act shall be paid by the Secretary of the Commissioners, and included by him in the Account of Receipts and Payments herein-before directed to be kept by him; and that the Costs, Charges, and Expences incurred by or under the Order of any Visitors in Proceedings under this Act shall be paid by the Clerk of the Peace of their County or Borough, and included by him in the Account of Receipts and Payments herein-before directed to be kept by him.

Costs incurred by the Commissioners to be paid by their Secretary, and Costs incurred by Visitors by the Clerk of the Peace.

CX. And be it enacted, That Two or more of the Commissioners, One at least of whom shall be a Physician or Surgeon, and One at least a Barrister, shall and may, 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 shall think fit, visit every Asylum for Lunatics, and every Gaol in which there shall be or alleged to be any Lunatic, and shall inquire whether the Provisions of the Law have been carried out as to the Construction of each Asylum visited, and as to its Visitation and Management, and also as to the Regularity of the Admissions and Discharges of Patients therein and therefrom; and whether Divine Service is performed therein; and whether any System of Coercion is in practice therein, and the Result thereof; and as to the Classification or Nonclassification of Patients therein, and the Number of Attendants on each Class; and as to the Occupations and Amusements of the Patients, and the Effects thereof; and as to the Condition, as well mental as bodily, of the Pauper Patients when first received; and also as to the Dietary of the Pauper Patients; and shall also make such other Inquiries as to every or any such Asylum, and all such Inquiries as to the Lunatics in any Gaol, as to such Visiting Commissioners shall seem meet.

Commissioners to visit Asylums and Gaols.

CXI. And be it enacted, That Two or more of the Commissioners, One at least of whom shall be a Physician or Surgeon, and One at least a Barrister, shall and may, once or oftener in each Year, on such Day or Days, and such Hours in the Day, and for such Length of Time as they shall think fit, visit every Parish and Union Workhouse in which there shall be or alleged to be any Lunatic, and shall inquire whether the Provisions of the Law as to Lunatics have been carried out as to the Arrangements, Visitation, and Management of such Workhouse, and as to the Dietary, Accommodation, and Treatment of the Lunatics in such Workhouse, and shall report in Writing thereon to the Poor Law Commissioners for *England* and *Wales*.

Commissioners to visit Workhouses.

CXII. And

Provision for the Visitation of Lunatics under the Care of Committees, and also of State and Criminal Lunatics, and other Lunatics not comprised in the preceding Provisions.

CXII. And be it enacted, That it shall be lawful for the Lord Chancellor, in the Case of any Lunatic under the Care of a Committee appointed by the Lord Chancellor, and for the Lord Chancellor, or Her Majesty's Principal Secretary of State for the Home Department, in the Case of any Lunatic under the Care of any Person receiving or taking the Charge of such One Lunatic only, and deriving no Profit from the Charge, and in the Case of any Person confined as a State Lunatic, or as a Lunatic under the Order of any Criminal Court of Justice, and in the Case of every other Person detained or taken Charge of as a Lunatic, or represented to be a Lunatic, or to be under any Restraint as a Lunatic, at any Time, by an Order in Writing under the Hand of the Lord Chancellor or the said Secretary of State, as the Case may be, directed to the Commissioners or any of them, or to any other Person, to require the Persons or Person to whom such Order shall be directed, or any of them, to visit and examine such Lunatic or supposed Lunatic, and to make a Report to the Lord Chancellor, or to Her Majesty's Principal Secretary of State for the Home Department, of such Matters as in such Order shall be directed to be inquired into.

Power for the Lord Chancellor and Secretary of State for the Home Department to authorize a special Visitation of any Place where a Lunatic is represented to be confined.

CXIII. And be it enacted, That it shall be lawful for the Lord Chancellor or Her Majesty's Principal Secretary of State for the Home Department to employ any Commissioner appointed under this Act, or other Person, to inspect or inquire into the State of any Asylum, Hospital, Gaol, House, or Place wherein any Lunatic, or Person represented to be lunatic, shall be confined or alleged to be confined, and to report to him the Result of such Inspection and Inquiry; and every such Person so employed, and not being a Commissioner, may be paid such Sum of Money for his Attendance and Trouble as to the Lord Chancellor or Her Majesty's Principal Secretary of State for the Home Department shall seem reasonable; and every such Person so employed, whether a Commissioner or not, shall be allowed his reasonable travelling or other Expences while so employed; and such Sum of Money for Attendance and Trouble, and such Expences, shall be charged on and shall be paid out of the Contingency Fund of the Home Office.

Interpretation Clause.

CXIV. And be it enacted, That in this Act and the Schedules thereto the Words and Expressions following shall have the several Meanings hereby assigned to them, unless there shall be something in the Subject or Context repugnant to such Construction; (that is to say,)

"Borough" shall mean every Borough, Town, and City Corporate having a separate Quarter Sessions, Recorder, and Clerk of the Peace:

"County" shall mean every County, Riding, Division of a County, County of a City, County of a Town, Liberty, and other Place having a separate Commission of the Peace, and not being a "Borough" within the Meaning aforesaid:

"The Lord Chancellor" shall mean the Lord High Chancellor, the Lord Keeper or Commissioners of the Great Seal of *Great Britain*,

Britain, and other the Person or Persons for the Time being intrusted, by virtue of the Queen's Sign Manual, with the Care and Commitment of the Custody of the Persons and Estates of Persons found idiot, lunatic, or of unsound Mind:

"Barrister" shall mean a Barrister and a Serjeant at Law; and a Serjeant at Law who shall have been called to the Bar Five Years or more before his Appointment to be a Commissioner shall be considered as a Barrister of Five Years standing:

"Lunatic" shall mean every Insane Person, and every Person being an Idiot or Lunatic or of unsound Mind:

"Parish" shall mean any Parish, Township, Hamlet, Vill, Tithing, extra-parochial Place, or Place maintaining its own Poor:

"Officiating Clergyman of a [*or* the] Parish" shall mean a Clergyman regularly officiating and acting as the Minister or One of the Ministers of a Parish, Chapelry, or Ecclesiastical District:

"Borough Rate" shall mean a Borough Rate, and any Funds assessed upon or raised in or belonging to any Borough in the Nature of a Borough Rate, and applicable to the Purposes to which Borough Rates are applicable:

"County Rate" shall mean a County Rate, and any Funds assessed upon or raised in or belonging to any County in the Nature of a County Rate, and applicable to the Purposes to which County Rates are applicable:

"Pauper" shall mean every Person maintained wholly or in part at the Expence of any Parish, Union, County, or Borough:

"Patient" shall mean every Person received or detained as a Lunatic, or taken care or charge of as a Lunatic:

"Private Patient" shall mean every Patient who is not a Pauper:

"Proprietor" shall mean every Person to whom any Licence has been granted under the Provisions of any Act hereby repealed, or shall be granted under the Provisions of this Act, and every Person keeping, owning, having any Interest or exercising any Duties or Powers of a Proprietor in any licensed House:

"Clerk of the Peace" shall mean every Clerk of the Peace and Person acting as such, and every Deputy duly appointed:

"Medical Attendant" shall mean every Physician, Surgeon, and Apothecary who shall keep any licensed House, or shall in his Medical Capacity attend any licensed House, or any Asylum, Hospital, or other Place where any Lunatic shall be confined:

"Justice" shall mean a Justice of the Peace:

"Asylum" shall mean any Lunatic Asylum already erected and established under an Act passed in the Forty-eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the better Care and Maintenance of Lunatics, being Paupers or Criminals, in* England, or erected and established, or hereafter to be erected and established, under or which have been made subject or liable to any of the Provisions of an Act passed in the Ninth Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act* 48 G. 3 c. 96. 9 G. 4. c. 40.

to amend the Laws for the Erection and Regulation of County Lunatic Asylums, and more effectually to provide for the Care and Maintenance of Pauper and Criminal Lunatics, in England, or hereafter to be erected and established under the Provisions of any Act for the Erection or Regulation of County or Borough Lunatic Asylums:

"Hospital" shall mean any Hospital or Part of an Hospital or other House or Institution (not being an Asylum) wherein Lunatics are received, and supported wholly or partly by voluntary Contributions, or by any Charitable Bequest or Gift, or by applying the Excess of Payments of some Patients for or towards the Support, Provision, or Benefit of other Patients:

"Licensed House" shall mean a House licensed under the Provisions of this Act, or of some Act hereby repealed, for the Reception of Lunatics:

"Oath" shall mean an Oath, and every Affirmation or other Declaration or Solemnity lawfully substituted for an "Oath" in the Case of Quakers or other Persons exempted by Law from the Necessity of taking an Oath:

Words importing the Singular Number shall include the Plural Number, and Words importing the Plural Number shall include the Singular Number, and Words importing the Masculine Gender shall include Females.

Boroughs and Counties to comprise all Places therein not having separate Commission of the Peace.

CXV. And be it enacted, That for the Purposes of this Act every Borough and County shall include every Place situate within the Limits of such Borough or County, and not having a separate Commission of the Peace; and for the Purposes of this Act every Place situate within the Limits of any Borough or County, and not having a separate Commission of the Peace, shall be within the Jurisdiction of the Justices of such Borough or County; and that the Justices of every Borough shall, for the Purposes of this Act, assemble in Special Sessions at such Times as the Quarter Sessions for such Borough shall be holden; and that all Acts herein-before required to be done by the Justices of Counties in General or Quarter Sessions assembled may be done by the Justices of Boroughs at such Special Sessions.

Act not to extend to Bethlehem Hospital.

CXVI. And be it enacted, That nothing in this Act contained shall extend to the Royal Hospital of *Bethlehem*, or any Building adjacent thereto and used therewith: Provided always, that it shall be lawful for any Commissioner or other Person whom the Lord Chancellor or any One of Her Majesty's Principal Secretaries of State shall at any Time, by an Order in Writing under the Hand of the said Lord Chancellor or Secretary of State, direct, to visit and examine the Royal Hospital of *Bethlehem*, and every or any Building adjacent thereto as aforesaid, and every or any Person confined therein.

Act to be confined to England and Wales.

CXVII. And be it enacted, That this Act shall extend only to *England* and *Wales*.

CXVIII. And

CXVIII. And be it enacted, That this Act may be amended or repealed by any Act to be passed in this present Session of Parliament. Alteration of Act.

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SCHEDULES referred to by the foregoing Act.

SCHEDULE (A.) Section 30.

FORM OF LICENCE.

KNOW ALL MEN, that We, the Commissioners in Lunacy, [*or* we the undersigned Justices of the Peace, acting in and for in General [*or* Quarter *or* Special] Sessions assembled,] do hereby certify, That *A.B.* of in the Parish of in the County of hath delivered to us [*or* the Clerk of the Peace,] a Plan and Description of a House and Premises proposed to be licensed for the Reception of Lunatics, situate at in the County of [*or, in the Case of a renewed Licence,* hath delivered to us [*or* the Clerk of the Peace] a List of the Number of Patients now detained in a House and Premises licensed on the Day of last, for the Reception of Lunatics, situate at in the County of], and we, having considered and approved the same, do hereby authorize and empower the said *A.B.*, (he intending [*or* not intending] to reside therein) to use and employ the said House and Premises for the Reception of Male [*or* Female, *or* Male and Female] Lunatics, of whom not more than shall be private Patients, for the Space of Calendar Months from this Date.

Sealed with our Common Seal [*or* given under our Hands and Seals], this Day of in the Year of our Lord 18 .

Witness,
Y.Z., Secretary to the Commissioners of Lunacy,
[*or* Clerk of the Peace.]

SCHEDULE (B.) Section 45.

ORDER FOR THE RECEPTION OF A PRIVATE PATIENT.

I, the undersigned, hereby request you to receive *A.B.* a Lunatic [*or* an insane Person, *or* an Idiot, *or* a Person of unsound Mind], as a Patient into your House [*or* Hospital]. Subjoined is a Statement respecting the said *A.B.*

(Signed) *Name.*
Occupation (if any).
Place of Abode.
Degree of Relationship (if any), or other Circumstances of Connexion with the Patient.

Name of Patient, with Christian Name at Length.
Sex and Age.
Married, single, or widowed.
Condition of Life, and previous Occupation (if any).

Previous

Previous Place of Abode.
Religious Persuasion, so far as known.
Duration of existing Attack.
Whether First Attack.
Age (if known) on First Attack.
Whether subject to Epilepsy.
Whether suicidal or dangerous to others.
Previous Place of Confinement (if any).
Whether found lunatic by Inquisition, and Date of Commission.
Special Circumstances (if any) preventing the Patient being examined, before Admission, separately, by Two Medical Practitioners.
Special Circumstances (if any) preventing the Insertion of any of above Particulars.

(Signed) *Name.*

Dated this Day of One thousand eight hundred and

To Proprietor [*or* Superintendent] of [*describing the House or Hospital by Situation and Name, if any*].

SCHEDULE (C.) Section 45.

FORM of MEDICAL CERTIFICATE in the Case of PRIVATE PATIENTS.

I being a Physician *or* Surgeon, *or* an Apothecary, duly authorized to practise as such, hereby certify, that I have this Day, separately from any other medical Practitioner, visited and personally examined *A.B.*, the Person named in the accompanying Statement and Order, and that the said *A.B.* is a Lunatic [*or* an insane Person, *or* an Idiot, *or* a Person of unsound Mind], and a proper Person to be confined, and that I have formed this Opinion from the following Fact or Facts; viz.

(Signed) *Name.*
Place of Abode.

Dated this Day of One thousand eight hundred and

SCHEDULE (D.) Section 48.

ORDER for the RECEPTION of a PAUPER PATIENT.

WE, the undersigned, having called to our Assistance a Physician [*or* Surgeon, *or* Apothecary, *as the Case may be*], not being the Medical Officer of the Parish or Union to which the said *A.B.* belongs, and having personally examined *A.B.*, a Pauper, and being satisfied that the said *A.B.* is a Lunatic [*or* an insane

Person, *or* an Idiot, *or* a Person of unsound Mind], and a proper Person to be confined, hereby request you to receive the said *A.B.* as a Patient into your House or Hospital.

Subjoined is a Statement respecting the said *A.B.*

(Signed) *Name.*
A Justice of the Peace for the City or Borough of [*or* an *or* the Officiating Clergyman of the Parish of].
Name.
With the Relieving Officer of the Union or Parish of [*or* with an Overseer of the Parish of].

STATEMENT.

Name of Patient, and Christian Name at Length.
Sex and Age.
Married, single, or widowed.
Condition of Life, and previous Occupation (if any).
Previous Place of Abode.
Religious Persuasion, so far as known.
Length of Time insane.
Whether First Attack.
Age (if known) on First Attack.
Whether subject to Epilepsy.
Whether suicidal or dangerous to others.
Previous Places of Confinement (if any).

I certify that to the best of my Knowledge the above Particulars are correctly stated.

(Signed)

[*To be signed by the Relieving Officer or Overseer signing the Order.*]

Dated this Day of One thousand eight hundred

To Proprietor [*or* Superintendent] of
[*describing the House or Hospital by Situation and Name, if any*].

MEDICAL CERTIFICATE.

I, being a Physician, *or* Surgeon, *or* an Apothecary, duly authorized to practise as such, hereby certify, That I have this Day personally examined *A. B.*, the Person named in the Statement and Order, and that the said *A. B.* is a Lunatic [*or*, an insane Person, *or* an Idiot, *or* a Person of an unsound Mind], and a proper Person to be confined.

(Signed) *Name.*
Place of Abode.

Dated this Day of One thousand eight hundred and .

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SCHEDULE (E.) Section 50.

REGISTRY OF ADMISSIONS.

Register of Patients.

Date of last previous Admission (if any).	No. in Order of Admission.	Date of Admission.	Christian and Surname at Length.	Sex and Class. Private. M.	Private. F.	Pauper. M.	Pauper. F.	Age.	Condition as to Marriage. Married.	Single.	Widowed.	Condition of Life, and previous Occupation.	Previous Place of Abode.	County, Union, or Parish to which chargeable.	By whose Authority sent.	Dates of Medical Certificates, and by whom signed.	Bodily Condition.	Name of Disorder (if any).	Form of Mental Disorder.	Supposed Cause of Insanity.	Epileptics.	Congenital Idiots.	Duration of existing Attacks. Years.	Months.	Weeks.	Number of previous Attacks.	Age on First Attack.	Date of Discharge or Death.	Discharged. Recovered.	Relieved.	Not improved.	Died.	Observations.
	1	1846: Jan. 3	William Johnson -	–	–	1	–	23	–	1	–	Carpenter	- -	- -	- -	- -	-	- -	Melancholia	- -	-	–	–	4	–	2	17	1846: Sept. 1	1				
	2																																
	3																																
	4	1848: June 9	William Johnson -	–	–	1	–	25	–	1	–	- -	- -	- -	- -	- -	-	- -	- - -	- -	-	–	7	–		3	–	1848: Dec. 2	1				
	5																																
	6																																
	7	1852: May 6	William Johnson -	–	–	1	–	29	1	–	–	- -	- -	- -	- -	- -	-	- -	- - -	- -	-	–	3	–		4	–	1853: June 8					
	8																																

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SCHEDULE (F.) Section 52.

NOTICE of ADMISSION.

I HEREBY give you Notice, That *A.B.* was received into this House [*or* Hospital] as a Private [*or* Pauper] Patient on the Day of and I hereby transmit a Copy of the Order and Medical Certificates [*or* Certificate] on which he was received.

Subjoined is a Statement with respect to the mental and bodily Condition of the above-named Patient.

(Signed)

Superintendent
[*or* Proprietor] of

Dated this Day of One thousand eight hundred and

STATEMENT.

I HAVE this day seen and personally examined the Patient named in the above Notice, and hereby certify that with respect to mental State he [*or* she] and that with respect to bodily Health and Condition he [*or* she]

(Signed)

Medical Proprietor [*or* Superintendent, *or* Attendant].

Dated this Day of One thousand eight hundred and

SCHEDULE (G. 1.) Section 54.

REGISTER of DISCHARGES AND DEATHS.

Date of Discharge or Death.	Date of last Admission.	No. in Register of Patients.	Christian and Surname at Length.	Sex and Class.				Discharged.						Died.		Assigned Cause of Death.	Age at Death.		Observations.
				Private.		Pauper.		Recovered.		Relieved.		Not improved.							
				M.	F.	M.	F.	M.	F.	M.	F.	M.	F.	M.	F.		M.	F.	
1846: Sept. 1 -	1846: Jan. 3 -	1	William Johnson	-	-	1	-	1											
1848: Dec. 2 -	1848: June 9 -	4	William Johnson	-	-	1	-	1											
1853: June 8 -	1852: May 6 -	7	William Johnson	-	-	1	-	-	-	-	-	-	-	1	-	Phthisis -	27		

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SCHEDULE (G. 2.) Section 54.

FORM of NOTICE of DISCHARGE or DEATH.

I HEREBY give you Notice, That a Private [*or* Pauper] Patient, received into this House [*or* Hospital] on the Day of was discharged therefrom recovered [*or* relieved, *or* not improved,] by the Authority of [*or* died therein, on the Day of].

(Signed)
Superintendent [*or* Proprietor] of House [*or* Hospital] at .

Dated this Day of One thousand eight hundred and .

In case of Death, add "and I further certify, that *A.B.* was present at the Death of the said ; and that the apparent Cause of Death of the said [ascertained by post mortem Examination (*if so*)] was ."

SCHEDULE (H.) Section 59.

FORM of MEDICAL JOURNAL and WEEKLY REPORT.

Date.	Number of Patients.				Names of Patients under Restraint (and by what Means) or in Seclusion.		Names of Patients under Medical Treatment.		Report on State of Health of Patients and Condition of House or Hospital.	Deaths, Injuries, and Violences to Patients.
	Private.		Pauper.							
	M.	F.	M.	F.	Males.	Females.	Males.	Females.		

SCHEDULE (I.) Section 100.

Form of Summons.

We, the Commissioners in Lunacy [*or* we whose Names are hereunto set and Seals affixed, being Two of the Commissioners in Lunacy, *or* Visitors] appointed under or by virtue of an Act passed in the Year of the Reign of Her present Majesty, intituled [*here insert the Title of the Act*], do hereby summon and require you personally to appear before us at in the Parish of in the County of on next the Day of at the Hour of in the noon of the same Day, and then and there to be examined, and to testify the Truth touching certain Matters relating to the Execution of the said Act.

Sealed with the Common Seal of "The Commissioners in Lunacy" [*or* given under our Hands and Seals], this Day of in the Year of our Lord One thousand eight hundred and .

London: Printed by George E. Eyre and Andrew Spottiswoode, Printers to the Queen's most Excellent Majesty. 1845.