ANNO TERTIO & QUARTO

GULIELMI IV. REGIS.

C A P. XL.

An Act to repeal certain Acts relating to the Removal of poor Persons born in *Scotland* and *Ireland*, and chargeable to Parishes in *England*, and to make other Provisions in lieu thereof, until the First Day of *May* One thousand eight hundred and thirty-six, and to the End of the then next Session of Parliament.

[14th *August* 1833.]

WHEREAS it is expedient to amend the Laws relative to the Removal of poor Persons born in *Scotland* and *Ireland*, the Isles of *Man* and *Scilly*, and chargeable to Parishes in *England*, and to make other Provisions in lieu thereof: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the First Day of *January* One thousand eight hundred and thirty-four, so much of an Act passed in the Seventeenth Year of the Reign of King *George* the Second, intituled *An Act to amend and make more effectual the Laws relating to Rogues and Vagabonds, and other idle and disorderly Persons, and to Houses of Correction*, as relates to passing Vagrants to *Scotland* and *Ireland*, and the Isles of *Man* and *Scilly*; and also so much of an Act passed in the Fifty-ninth Year of the Reign of

So much of 17 G. 2. c. 5. 59 G. 3. c. 12. & 5 G. 4. c. 83. as relates to the Removal of poor Persons born in Scotland and Ireland, repealed

King *George* the Third, intituled *An Act to amend the Laws for the Relief of the Poor*, as relates to the Removal of poor Persons born in *Scotland* and *Ireland* who have become chargeable to Parishes in *England*; and also so much of an Act passed in the Fifth Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for the Punishment of idle and disorderly Persons, and Rogues and Vagabonds, in that Part of* Great Britain *called* England, as relates to the Removal of poor Persons born in *Scotland* and *Ireland*, and being chargeable to Parishes in *England*, shall be and the same are hereby repealed.

Justices at Sessions may order Removal, by Sea or Land, of chargeable Poor born in Scotland or Ireland, &c. at Expence of complaining Parish.

II. And be it further enacted, That from and after the said First Day of *January* One thousand eight hundred and thirty-four it shall be lawful for Two Justices of the Peace, and they are hereby authorized and required, upon the Complaint of the Churchwardens and Overseers of the Poor of any Parish, Township, or other Place maintaining its own Poor, that any Person born in *Scotland* or *Ireland*, or in the Isle of *Man* or *Scilly*, hath become chargeable to such Parish, Township, or other Place maintaining its own Poor, by himself or herself, or his or her Family, to cause such Person to be brought before them, and to examine such Person and any other Witness or Witnesses on Oath touching the Place of the Birth or last legal Settlement of every such Person, and to inquire whether he or she, or any of his or her Children, hath or have gained any Settlement in that Part of the United Kingdom called *England*; and if it shall be found by such Justices that the Person so brought before them was born in either *Scotland* or *Ireland*, or the Isle of *Man* or *Scilly*, and hath not gained any Settlement in *England*, and that he or she hath actually become chargeable to the complaining Parish, Township, or other Place maintaining its own Poor, by himself or herself, or his or her Family, then such Justices shall and they are hereby empowered, by an Order of Removal under their Hands and Seals, in the Form in the Schedule hereunto annexed, to cause such poor Person, his Wife, and such of his or her Children so chargeable, as shall not have gained a Settlement in *England*, to be removed, by Sea or Land, in such Manner as may have been directed by the Justices at Quarter Sessions assembled in and for the County, City, Borough, Town Corporate, Division, or Liberty in which the said Parish, Township, or other Place maintaining its own Poor may be situate, by and at the Charge and Expence of the complaining Parish, to *Scotland* or *Ireland*, or the Isle of *Man* or *Scilly* respectively, according as such poor Person, or his or her Family, shall belong to *Scotland*, *Ireland*, or the Isle of *Man* or *Scilly*, the Charge and Expence whereof shall be repaid, in manner herein-after mentioned, to such complaining Parish, Township, or other Place maintaining its own Poor, out of the County Rate raised and levied in the County, City, Borough, Town Corporate, Division, or Liberty in which such Parish shall be situate.

Expence to be repaid by County, &c. in which complaining Parish is situate.

Justices at Sessions to direct how Parties shall be removed.

III. And be it further enacted, That the Justices of the Peace of every County, Riding, City, Borough, Town Corporate, Division, or Liberty are hereby authorized and required, at the General or Quarter Sessions of the Peace holden in and for such County, Riding, City, Borough, Town Corporate, Division, or Liberty next after the

passing of this Act, or some Adjournment thereof, and from Time to Time thereafter, at their General or Quarter Sessions, or Adjournment thereof, to direct in what Manner, and whether by Sea or Land, or Part of the Way by Land and Part by Sea, such poor Person, his Wife and Child or Children, removable under the Provisions of this Act by the Churchwardens and Overseers of any Parish, Township, or Place maintaining its own Poor within such County, Riding, City, Borough, Town Corporate, Division, or Liberty, shall be removed.

Justices at Quarter Sessions to make Rules, &c. for carrying this Act into execution.

IV. And be it further enacted, That the Justices of the Peace of every County, Riding, City, Borough, Town Corporate, Division, or Liberty shall and may and they are hereby required, at the General or Quarter Sessions of the Peace to be holden in and for such County, Riding, City, Borough, Town Corporate, Division, or Liberty next after the passing of this Act, or some Adjournment thereof, and from Time to Time thereafter, at their General or Quarter Sessions, or Adjournment thereof, to make such Orders, Rules, Regulations, and Directions for the more effectually carrying the Provisions of this Act into execution as they in their Discretion shall think proper; which Orders, Rules, Regulations, and Directions shall from Time to Time be observed and submitted to by all Justices of the Peace, Overseers, Churchwardens, Constables, and other Persons concerned in or charged with the Removal of such poor Person, his Wife, Child or Children as aforesaid, within such County, Riding, City, Borough, Town Corporate, Division, or Liberty.

Churchwardens, &c. to be repaid Expences out of County Rate.

V. And be it further enacted, That in case the Churchwardens and Overseers of the Parish, Township, or Place maintaining its own Poor, on whose Complaint such Order of Removal shall be made as aforesaid, shall bring or send to the Clerk of the Peace or Town Clerk of the County, Riding, City, Borough, Town Corporate, Division, or Liberty in which such Parish, Township, or Place maintaining its own Poor shall be situate, such Order of Removal, accompanied with an Affidavit sworn before some Justice of the Peace of such County, Riding, City, Borough, Town Corporate, Division, or Liberty, (who is hereby authorized to administer the same,) of the Amount of the Expences *bonâ fide* incurred and paid by such Churchwardens and Overseers on account of the Removal of such poor Person, his Wife, Child or Children as aforesaid, and also a Statement of the several Items comprised in such Amount, such Clerk of the Peace or Town Clerk is hereby required to lay the same before the Justices of the Peace assembled at the Quarter Sessions, or Adjournment thereof, held in and for such County, Riding, City, Borough, Town Corporate, Division, or Liberty, next after he shall have received the same; and the said Justices so assembled as aforesaid are hereby authorized and required to order the Amount thereof to be paid out of the County Rate raised and levied in such County, Riding, City, Borough, Town Corporate, Division, or Liberty; provided that on the Removal of such poor Person, his Wife, Child or Children as aforesaid, the Orders, Rules, Regulations, and Directions of the said Justices, made as herein-before mentioned, have been duly complied with.

VI. And

How Expences to be defrayed of removing poor Persons within London.

VI. And be it further enacted, That all such Charges and Expences as aforesaid, which shall be properly and reasonably made for the Purposes aforesaid out of any such Parish Rates within the City of *London*, shall by such Parish or extra-parochial Place maintaining its own Poor, or Parish next adjoining to such extra-parochial Place, be charged against the said City of *London*, and being audited and allowed by the Justices of the said City of *London* assembled at any Quarter Sessions or adjourned Sessions of the Peace in or for the said City of *London*, shall thereupon by the Chamberlain of the said City of *London* be repaid to the Overseers or Guardians of the Poor of the said Parish or extra-parochial Place maintaining its own Poor, or Parish next adjoining to such extra-parochial Place, for the Benefit thereof; for which Purpose a Rate or Assessment shall be made by the Order and under the Authority of such Justices of the said City of *London*, in the several Wards of the said City of *London*, at such Time or Times as such Justices shall think fit, in the same Manner and with the same Powers and Authorities as the Rates for the Relief of the Poor are made in the said Parishes and extra-parochial Places; and the Powers and Authorities contained in the several Acts of Parliament for making and collecting Rates for the Relief of the Poor shall be and the same are hereby extended to this Act.

How Expences to be defrayed when Parish is situate in any City, &c. not contributing to County Rate.

VII. And be it further enacted, That in any City, Borough, Town Corporate, Division, or Liberty which does not contribute to the County Rate, or in which no County Rate shall be made, raised, or levied, the Charges and Expences paid for the Purposes aforesaid by the Parish or Parishes within such City, Borough, Town Corporate, Division, or Liberty as aforesaid shall be allowed by the Justices of the Peace for such City, Borough, Town Corporate, Division, or Liberty as aforesaid, at any Quarter Sessions or adjourned Sessions of the Peace, and paid by the Order of such Justices to the Churchwardens or Overseers of the Poor of the Parish or Parishes within such City, Borough, Town Corporate, Division, or Liberty, for which Purposes a general Rate or Assessment shall be made by the Order and under the Authority of such Justices in the Parish or Parishes, if more than One, within such City, Borough, Town Corporate, Division, or Liberty, at such Time or Times as such Justices shall think fit, in the same Manner and with the same Powers and Authorities as the Rates for the Relief of the Poor are made in the Parish or Parishes of such City, Borough, Town Corporate, Division, or Liberty; and the Powers and Authorities contained in the several Acts of Parliament for making and collecting Rates for the Relief of the Poor shall be and the same are hereby extended to this Act for the making, raising, levying, and collecting the said Rate.

Term of Act.

VIII. And be it further enacted, That this Act shall continue in force until the First Day of *May* One thousand eight hundred and thirty-six, and to the End of the then next Session of Parliament.

SCHE-

SCHEDULE.

Form of Order of Removal.

To the Constable of the Parish of
in the County of

to wit. } WHEREAS Complaint hath been made by the Churchwardens and Overseers of the Poor of the [Parish, Township, *et cetera, as the Case may be*] in the said County of unto us, whose Names are hereunto set and Seals affixed, Two of His Majesty's Justices of the Peace acting in and for the said County (One being of the Quorum), that a Person born in Scotland [*or* Ireland, *or* the Isle of Man *or* Scilly,] hath become and is now actually chargeable to the said [Parish, Township, *et cetera, as the Case may be*]: And whereas upon Examination of the said taken upon Oath before us (which Examination is hereto annexed) it doth appear and we do adjudge, that the said hath not gained a Settlement in England, and that he hath a Wife named and Children, videlicet, neither of which Children have gained any Settlement in England:

These are therefore to require you the said Constable of aforesaid, in the County of aforesaid, to convey the said his Wife and Family aforesaid, to Scotland [*or* Ireland, *or* the Isle of Man *or* Scilly], in the Manner directed by the Justices of the said County of in pursuance of the Provisions of a certain Act made and passed in the Fourth Year of the Reign of King William the Fourth, intituled [*here set out the Title of this Act.*]

Given under our Hands and Seals this Day of in the Year of our Lord One thousand eight hundred and thirty-

[*Here copy the Regulations, et cetera, of the Justices at Sessions, as applicable to the Removal of the Party.*]

Form of Examination.

to wit. } THE Examination of taken on Oath before us, Two of His Majesty's Justices of the Peace acting in and for the [County, Riding, City, Borough, Town Corporate, Division, *or* Liberty] aforesaid, this Day of in the Year of our Lord One thousand eight hundred and thirty- who on Oath saith, that according to the best of [his *or* her] Knowledge and Belief [he *or* she] was born in in

that Part of the United Kingdom called Scotland, [*or* Ireland, *or* in the Isle of Man *or* Scilly,] which [he *or* she] left about Years ago, and hath done no Act whereby to gain a Settlement in that Part of the United Kingdom called England, and hath actually become and is now chargeable to the [Parish] of in the [County, Township, *et cetera, as the same may be*] of [and that he hath a Wife named and Children, neither of which Children have gained a Settlement in England].

Sworn the Day and Year first above written, before us,

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