ANNO QUINQUAGESIMO QUINTO

GEORGII III. REGIS.

Cap. lxxviii.

An Act for eſtabliſhing and well-governing the Charitable Inſtitution called *The Caledonian Aſylum*, for ſupporting and educating Children of Soldiers, Sailors, and Marines, Natives of *Scotland*, and of indigent *Scotch* Parents, reſident in *London*, not entitled to Parochial Relief. [14th *June* 1815.]

WHEREAS many Noblemen, Gentlemen, and others, having taken into their Conſideration the deſolate and forlorn State of the Children of many Soldiers, Sailors, and Marines, Natives of *Scotland*, who have died or been diſabled in the Service of their Country, and having found that, at the Concluſion of a War unuſually long and ſanguinary, a Number of ſuch Children far exceeding that which can be received into the Eſtabliſhments provided for the Relief of ſuch deſerving Objects of Charity by the Munificence and Liberality of Parliament, and of the Children of indigent *Scotch* Parents reſident in *London* not entitled to Parochial Relief, are in the greateſt Poverty and Want, and deſtitute of the Means of Education, have entered into a voluntary Subſcription to a large Amount for eſtabliſhing an Aſylum or Houſe for the Reception, Maintenance, Education, and Employment of ſuch Children, in Addition to the Public Eſtabliſhments above mentioned, and for whom there is no Aſylum in the ſaid City of *London* or its Neighbourhood, in order that ſuch Children may not only be protected from Want and Vice, but that they may alſo be carefully inſtructed in the Principles of Religion, and in ſuch uſeful Knowledge as may enable them to gain a Livelihood and to become uſeful to

Society: And whereas the Purpoſes aforeſaid cannot be fully effected without the Authority of Parliament: May it therefore pleaſe Your Majeſty that it may be enacted; and be it 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 paſſing of this Act, there be and ſhall be a Corporation, to continue for ever, for the well-governing an Aſylum or Houſe for the Reception, Maintenance, Education, and Employment of the Children of Soldiers, Sailors, and Marines, Natives of *Scotland*, who have died or been diſabled in the Service of their Country, and of the Children of indigent *Scotch* Parents reſident in *London*, not entitled to Parochial Relief; and that His Royal Highneſs *Frederick* Duke of *York* and *Albany*, His Royal Highneſs *Edward* Duke of *Kent* and *Strathearn*, His Royal Highneſs *Auguſtus Frederick* Duke of *Suſſex* and Earl of *Inverneſs*, the moſt Noble *George* Duke of *Marlborough*, the moſt Noble *Charles William* Duke of *Buccleuch* and *Queenſberry*, the moſt Noble *Alexander* Duke of *Gordon*, the moſt Noble *George William* Duke of *Argyll*, the moſt Noble *John* Duke of *Athol*, the moſt Noble *James* Duke of *Montroſe*, the moſt Noble *James* Duke of *Roxburgh*, the moſt Honourable *George* Marquis of *Stafford*, the moſt Honourable *John* Marquis of *Bute*, the moſt Honourable *George* Lord *Gordon* commonly called Marquis of *Huntley*, the Right Honourable *John* Earl *Poulett*, the Right Honourable *Hugh* Earl of *Eglintoun*, the Right Honourable *Francis* Earl of *Moray*, the Right Honourable *Alexander* Earl of *Home*, the Right Honourable *John* Earl of *Strathmore*, the Right Honourable *Thomas Robert* Earl of *Kinnoul*, the Right Honourable *George* Earl of *Dalhouſie*, the Right Honourable *Wilbraham* Earl of *Dyſart*, the Right Honourable *Thomas* Earl of *Selkirk*, the Right Honourable *William* Earl of *Northeſk*, the Right Honourable *George* Earl of *Aboyne*, the Right Honourable *John* Earl of *Breadalbane*, the Right Honourable *Archibald John* Earl of *Roſebery*, the Right Honourable *George* Earl of *Glaſgow*, the Right Honourable *Robert* Earl *Ferrers*, the Right Honourable *Jacob* Earl of *Radnor*, the Right Honourable *William* Earl of *Mansfield*, the Right Honourable *Francis* Earl of *Moira*, the Right Honourable *James* Earl of *Roſslyn*, the Right Honourable *Dudley* Earl of *Harrowby*, the Right Honourable *George Granville Leveſon Gower* commonly called Earl *Gower*, the Right Honourable *John Campbell* commonly called Lord *John Campbell*, the Right Honourable *James Murray* commonly called Lord *James Murray*, the Right Honourable *Henry George* Viſcount *Palmerſton*, the Right Honourable *Robert* Viſcount *Melville*, the Honourable and Right Reverend Father in God *Brownlow* Lord Biſhop of *Wincheſter*, the Right Honourable *James Ochonear* Lord *Forbes*, the Right Honourable *Alexander George* Lord *Saltoun*, the Right Honourable *John* Lord *Somerville*, the Right Honourable *Robert Walter* Lord *Blantyre*, the Right Honourable *Eric* Lord *Reay*, the Right Honourable *Charles* Lord *Kinnaird*, the Right Honourable *Thomas* Lord *Walſingham*, the Right Honourable *Richard* Lord *Aſhburton*, the Right Honourable *Archibald* Lord *Douglas*, the Right Honourable *Thomas* Lord *Dundas*, the Right Honourable *Alexander* Lord *Macdonald*, the Right Honourable *Thomas* Lord *Erſkine*, the Right Honourable *John* Lord *Niddry*, the Right Honourable *Thomas* Lord *Lynedoch*, Lieutenant General the Honourable Sir *William Stewart*, the Honourable *William Gordon* Captain in the Royal Navy, Lieutenant General the Honourable

Corporation inſtituted for the Purpoſes of this Act.

able *Charles Hope*, Lieutenant General the Honourable Sir *Alexander Hope*, the Honourable *Peter Robert Drummond Burrell*, the Right Honourable Sir *John Sinclair* of *Ulbſter*, Baronet, the Right Honourable Sir *Archibald Macdonald* of *Eaſt Sheen*, Baronet, the Right Honourable Sir *William Grant* Maſter of the Rolls, General the Right Honourable Sir *David Dundas*, the Right Honourable *William Dundas*, the Right Honourable *George Roſe*, the Right Honourable *Nicholas Vanſittart* Chancellor of the Exchequer, the Honourable *William Fraſer*, the Honourable *Douglas Kinnaird*, Major General the Honourable *Godfrey Boſville*, the Honourable *Archibald Macdonald*, the Honourable *Dudley Macdonald*, the Honourable *James Abercromby*, Sir *William Francis Eliott* of *Stobs*, Baronet, Sir *George Clerk* of *Pennycuik*, Baronet, Sir *Alexander Grant* of *Dalvey*, Baronet, General Sir *James Steuart Denham* of *Cultneſs* and *Goodtrees*, Baronet, Sir *Charles Edmonſtone* of *Duntreath*, Baronet, Sir *Frederick Baker* of *Loventon*, Baronet, Sir *John Macpherſon* of *Reney*, Baronet, Sir *John M'Gregor Murray* of *Laurick*, Baronet, Sir *James Montgomery* of *Stanhope*, Baronet, Sir *William Gordon Cumming* of *Altyre*, Baronet, Sir *William Fraſer* of *Leadclune*, Baronet, Sir *Mark Wood* of *Gatton*, Baronet, Sir *James Shaw* Baronet, Sir *John Marjoribanks* Baronet, Lord Provoſt of the City of *Edinburgh*, General Sir *Robert Abercromby*, General Sir *George Beckwith*, Lieutenant General Sir *Ronald Crauford Ferguſon*, Major General Sir *Denis Pack*, Sir *Alexander Mackenzie* of *Avoch*, Knight, Sir *William Paxton* Knight, *Robert Abercromby* the younger of *Birkenbog*, Eſquire, *Grant Allan* of *Gower Street*, in the County of *Middleſex*, Eſquire, *Mathew Baillie* of *Lower Groſvenor Street* in the County of *Middleſex*, Doctor of Phyſic, General *James Balfour*, *Peter Crauford Bruce* of *Glenelg*, Eſquire, *Archibald Campbell* of *Cadogan Place* in the County of *Middleſex*, Eſquire, Lieutenant General *Duncan Campbell* of *Lochnell*, *Thomas Coutts* of *Piccadilly* in the County of *Middleſex*, Eſquire, *Alexander Daviſon* of *Saint James's Square* in the County of *Middleſex*, Eſquire, *William Douglas* the younger of *Caſtle Douglas*, Eſquire, *George Harley Drummond* of *Drumtochty Caſtle*, Eſquire, *Henry Drummond* of *Charing Croſs* in the County of *Middleſex*, Eſquire, *James Drummond* the younger of *Strathallan*, Eſquire, Lieutenant General *James Dunlop*, *William Fairlie* of *York Place Portman Square* in the County of *Middleſex*, Eſquire, *John Farquharſon* of *Haughton*, Eſquire, *James Ferguſon* of *Pitfeur*, Eſquire, *Kirkman Finlay* Eſquire, *Charles Forbes* of *Fitzroy Square* in the County of *Middleſex*, Eſquire, *John Forbes* of *Fitzroy Square* in the County of *Middleſex*, Eſquire, *Michie Forbes* of *Fitzroy Square* in the County of *Middleſex*, Eſquire, *Alexander Fraſer* of *Lincoln's Inn* in the County of *Middleſex*, Eſquire, *Charles Fraſer* of *Inverallochie*, Eſquire, *John Fraſer* of *Achnugairn* Eſquire, *John Galt* of *Weymouth Street Portland Place* in the County of *Middleſex*, Eſquire, *John Garden* of *Piccadilly* in the County of *Middleſex*, Eſquire, *James Adam Gordon* of *Hill Street* in the County of *Middleſex*, Eſquire, *Robert Thomas Gordon* of *Embo*, Eſquire, *Thomas Graham* of *Kinroſs*, Eſquire, *Alexander Grant* of *Serjeants Inn* in the City of *London*, Eſquire, *Charles Grant* of *Waterniſh*, Eſquire, *Charles Grant* the younger of *Waterniſh*, Eſquire, *Francis William Grant* of that Ilk, Eſquire, *John Peter Grant* of *Rothiemurchus*, Eſquire, *David Haliburton* of *Buſhy Grove* in the County of *Herts*, Eſquire, *James Hamilton* of *Hunter Street Brunſwick Square* in the County of *Middleſex*, Eſquire, *George Harwell*, Cook of His Majeſty's Ship *St. Vincent*, *Hugh Innes* of *Lochalſh*, Eſquire, *John Irving* Eſquire, *James Kinloch*

of

of *Jermyn Street*, in the County of *Middleſex*, Eſquire, *John M'Arthur* of *Hinton Lodge* in the County of *Hants*, Doctor of Laws, *Angus Macdonald* of *Pall Mall Court* in the County of *Middleſex*, Eſquire, *Reginald George Macdonald* of *Clanronald*, Eſquire, *Alexander Macdonell* of *Glengarry*, Eſquire, *Simon M'Gillivray* of *Suffolk Lane*, in the City of *London*, Eſquire, *Peter M'Gregor* of the Royal Military Aſylum, Eſquire, *Alexander Mackenzie* of *Queen's Square* in the County of *Middleſex*, Eſquire, *Donald Mackinnon* of *John Street Adelphi* in the County of *Middeleſex*, Doctor of Phyſic, *William Alexander Mackinnon* of that Ilk, Eſquire, *Alexander M'Leay* of *Queen's Square Weſtminſter*, in the County of *Middleſex*, Eſquire, Colonel *William Macleod* Madras Army, *Kennath Murchiſon Macrae* of that Ilk, Eſquire, *Colin Macrae* of *Furnival's Inn* in the County of *Middleſex*, Eſquire, *Malcolm Macqueen* of *Ridgemount* in the County of *Bedford*, Doctor of Phyſic, *Patrick Maitland* of *Groſvenor Place* in the County of *Middleſex*, Eſquire, *Marmaduke William Conſtable Maxwell* of *Nithſdale*, Eſquire, *William Mitchell* of *Harley Street* in the County of *Middleſex*, Eſquire, *Henry Monteith* Eſquire, Lord Provoſt of the City of *Glaſgow*, *Andrew Robertſon* of *Gerrard Street* in the County of *Middleſex*, Eſquire, *Colin Robertſon* of *Ruſſell Square* in the County of *Middleſex*, Eſquire, *Divie Robertſon* of *Bedford Square* in the County of *Middleſex*, Eſquire, Lieutenant General *William Robertſon* of *Lude*, *Gilbert Salton* of *Furnival's Inn* in the County of *Middleſex*, Eſquire, *Samuel Scott* Eſquire, *George Simſon* of *Portland Place* in the County of *Middleſex*, Eſquire, *William Smith* Eſquire, Colonel *David Stewart*, *Garth*, General *William Wemyſs* of that Ilk, together with all and every Perſon who hath paid or at any Time hereafter ſhall pay into the Hands of the Treaſurers herein-after mentioned the Sum of Ten Guineas or upwards, in the courſe of any one Year, ſhall conſtitute him or her a Guardian for Life; and all and every Perſon who hath paid or at any Time hereafter ſhall pay into the Hands of the Treaſurers herein-after mentioned the yearly Sum of Two Guineas or more, for the Uſe of the ſaid Aſylum, ſhall during ſuch Time as they ſhall reſpectively continue to pay the ſame, be likewiſe reſpectively Guardians of the ſaid Aſylum; and the Preſident, Vice Preſidents, Treaſurers, and Guardians, ſhall be one Body Corporate and Politic in Deed and in Law, by the Name of "The Caledonian Aſylum for ſupporting and educating the "Children of Soldiers, Sailors, and Marines, Natives of *Scotland*, and of "indigent *Scotch* Parents reſident in *London*, not entitled to Parochial "Relief;" and that by the ſame Name they ſhall have perpetual Succeſſion, and a Common Seal, with Power to change, alter, break, and make new the ſame when and as often as they ſhall judge the ſame to be expedient; and that they and their Succeſſors by the ſame Name may ſue and be ſued, implead and be impleaded, anſwer and be anſwered, into all or any Court or Courts of Record and Places of Judicature within this Kingdom; and that they and their Succeſſors by the Name aforeſaid ſhall be able and capable in Law to have, hold, receive, enjoy, poſſeſs, and retain, for the Ends and Purpoſes of this Act, and in Truſt and for the Benefit of the ſaid Aſylum, all ſuch Sum and Sums of Money as have been paid, given, deviſed, or bequeathed, or ſhall at any Time or Times hereafter be paid, given, deviſed, or bequeathed by any charitable or well-diſpoſed Perſon or Perſons to and for the charitable Ends and Purpoſes in this Act mentioned; and that they and their Succeſſors, by the Name aforeſaid, ſhall and may at any Time hereafter without Licence in Mortmain, purchaſe, take, or receive, hold and enjoy any Lands, Tenements,

Their Stile, &c.

and Powers.

or

or Hereditaments, or any Eſtate or Intereſt therein for the Purpoſes of the ſaid Charity, not exceeding Five thouſand Pounds in Value.

Power to bind Apprentices.

II. And be it further enacted by the Authority aforeſaid, That the ſaid Corporation may and is hereby empowered to bind or place out Apprentice or Apprentices, Servant or Servants, to any Perſon or Perſons whom the Directors for the Time being of the ſaid Corporation, or the major Part of ſuch of them as ſhall be aſſembled at any of their Weekly or other Meetings, ſhall think fit, all and every or any of the ſaid Children hereafter to be admitted into the ſaid Aſylum, for ſuch Term and Time, and upon ſuch Conditions as the ſaid Directors or the major Part of ſuch of them as ſhall be ſo aſſembled ſhall think proper, ſo as no ſuch Child being a Male ſo to be bound or placed out as aforeſaid, ſhall be obliged to ſerve or continue in ſuch Apprenticeſhip or Service after the Age of Twenty-one Years, and ſo that no ſuch Child being a Female ſo to be bound or placed out as aforeſaid ſhall be obliged to continue in ſuch Apprenticeſhip or Service after the Age of Twenty-one Years or Day of Marriage.

The Firſt Preſident and Vice Preſidents.

Treaſurers.

Auditors.

Committee of Directors.

III. And be it further enacted by the Authority aforeſaid, That His Royal Highneſs *Edward* Duke of *Kent* and *Strathearn* ſhall be and is hereby appointed Preſident of the ſaid Corporation; and that the moſt Noble *Charles William* Duke of *Buccleuch* and *Queenſberry*, the moſt Noble *John* Duke of *Athol*, the moſt Noble *James* Duke of *Montroſe*, the moſt Noble *Arthur* Duke of *Wellington*, the Right Honourable *George* Earl of *Dalhouſie*, the Right Honourable *John* Earl of *Breadalbane*, the Right Honourable *Robert* Viſcount *Melville*, the Right Honourable *Thomas* Lord *Lynedoch*, the Right Honourable Sir *Archibald Macdonald* Baronet, and *Charles Forbes* Eſquire, ſhall be, and are hereby appointed the Vice Preſidents of the ſaid Corporation; and that *Divie Robertſon*, *Grant Allan*, and *Andrew Robertſon*, Eſquires, ſhall be and they are hereby appointed Treaſurers of the ſaid Corporation; and that *James Hamilton*, *Colin Robertſon*, and *Simon M'Gillivray*, Eſquires, ſhall be and are hereby appointed Auditors of the ſaid Corporation; and that the Right Honourable *Alexander George* Lord *Saltoun*, the Right Honourable *Thomas* Lord *Erſkine*, the Right Honourable *George Roſe*, General the Right Honourable Sir *David Dundas*, the Honourable *Douglas Kinnaird*, the Honourable *James Abercromby*, Sir *James Shaw* Baronet, General Sir *George Beckwith*, *Grant Allan* Eſquire, General *James Balfour*, *Archibald Campbell*, *Alexander Daviſon*, *William Douglas*, *Henry Drummond*, *Charles Grant* junior, *J. P. Grant*, *John Galt*, *James Hamilton*, *Simon M'Gillivray*, *William Mitchell*, *Andrew Robertſon*, *Colin Robertſon*, *Divie Robertſon*, Eſquires, and Colonel *David Stewart*, ſhall be, and they are hereby appointed a Committee of Directors for tranſacting and managing the Affairs of the ſaid Corporation, whereof Three at the leaſt may proceed to tranſact and manage the ſaid Affairs; and that the ſaid Treaſurers, Auditors, and Committee of Directors, ſhall continue in Office until the Twenty-firſt Day of *March* which ſhall be in the Year One thouſand eight hundred and ſeventeen; and that the ſaid Preſident, or in his Abſence, One or more of the Vice Preſidents or of the Treaſurers, with any Seven or more of any Members of the ſaid Corporation, or in the Abſence of the Preſident and of all the Vice Preſidents and Treaſurers, any Nine or more of the ſaid Corporation ſhall compoſe a General Court; and the Firſt General Court ſhall be holden on the Twenty-firſt

Three may tranſact Buſineſs.

Continuance of Treaſurers, Auditors, and Committee of Directors, who may compoſe a General Court.

The First Meeting.

first Day of *March* which will be in the Year One thousand eight hundred and sixteen, except the same shall happen to be on a *Sunday* or *Good Friday*, then and in that Case that the said General Court shall be holden on the Twenty-second, the Day immediately following, at such House or Place as the said Corporation shall then occupy or use for carrying on the Business of the same, and shall then and from Time to Time be adjourned to such House or Place as for the Time being shall be so occupied or used, or to such other Place as they shall deem expedient (due Notice being given thereof as herein-after mentioned) at such Time or Times as the said Court

A General Court Quarterly.

shall think necessary for the due Execution of this Act; and that a General Court of the said Corporation shall be holden Four Times at the least in every Year, that is to say, on the Twenty-first Day of *March*, the First *Thursday* in *June*, the First *Thursday* in *September*, and the First *Thursday* in *December*; and in case the said Twenty-first Day of *March* should happen to fall on a *Sunday* or *Good Friday*, then and in that case the said General Court shall be holden on the Twenty-second, the Day immediately following; and Notice of each such General Courts shall be given in Two of the Public Newspapers

Special General Courts.

Ten Days at least before the holding of every such Court; and whenever Occasion shall require, a Special General Court shall be holden by Order of the Committee of Directors or the major Part of them assembled at any of their Meetings, or upon the Requisition of any Fifteen of the Guardians signified in Writing to the said Committee and subscribed by such Guardians, upon the like Notice thereof being given Ten Days at least before the holding of the same.

Election of President, Vice President, Treasurers, Auditors and Directors.

IV. And be it enacted, That at the General Court to be holden on the Twenty-first Day of *March* which shall be in the Year One thousand eight hundred and seventeen, there shall be chosen a President, Ten Vice Presidents, Three Treasurers, and Three Auditors; and that instead of an Election of Twenty-four Directors to serve for the Space of One Year only, there shall be chosen from among the Directors above named, Eight Directors expressly for the Term of One Year, and Eight other Directors for the Term of Two Years, and the remaining Eight Directors for the Term of Three Years and not otherwise, and from thenceforth yearly and every Year; and at the Expiration of each and every of the said Terms respectively, Eight new Directors and no more shall be chosen from Time to Time in the Place of such Directors whose Time shall have expired, and who are hereby declared incapable of being re-chosen for One Year; and at every subsequent Election Eight new Directors shall be chosen and continue to be Directors for the Term of Three Years and no longer, to be accounted from the Day on which the Election of such Directors was respectively made; and in case the Office and Authority of any such Director shall become void, by Death, Removal, or otherwise, another shall be chosen from Time to Time in his Place to serve as a Director during the Remainder of such Term, for which the Person whose Office shall have become void was chosen, and no longer; and the President and Vice Presidents for the Time being, of the said Corporation and Subscribers of One hundred Guineas and upwards, shall be Members of the said Committee over and above such Twenty-four

Power of General Courts.

Directors so to be elected as aforesaid; and the Guardians of the said Corporation assembled at any such General Court as aforesaid, or the major Part of them so assembled, but not less than Seven of such Guardians, shall have full Power and Authority, in the Name of the said Corporation and on their Account, to apply and dispose of the Monies and

Funds

Funds already given, and which ſhall from Time to Time be contributed and given by any Perſon or Perſons on account of the ſaid Charity, and all other Monies and Funds belonging or to belong to the ſaid hereby created Corporation, to and for the Purpoſes aforeſaid, and to, for, and on any other Purpoſe, Way, Matter, or Thing relating to the ſaid Charity, and for the Benefit thereof, at their Diſcretion; and with and under their Common Seal, to enter into any Covenants and Contracts for the Purpoſes aforeſaid, and for any other Purpoſe or Purpoſes for the better effecting and carrying on the charitable Uſes and Deſigns aforeſaid; and to do, manage, tranſact, and determine all ſuch other Matters and Things as ſhall to them, or any Seven or more of them, at any ſuch Court appear to be neceſſary or proper for the effecting and carrying on the good Purpoſes aforeſaid; and ſhall and may delegate ſuch Power and Authority to the ſaid Committee of Directors, as they ſhall think neceſſary, for the more ſpeedy, eaſy, and effectual Execution of this Act; and it ſhall and may be lawful to and for the Guardians of the ſaid Corporation, in a General Court aſſembled only, or the major Part of them ſo as aforeſaid, but not leſs than Seven ſuch Guardians, to order and diſpoſe of the Cuſtody of the ſaid Common Seal, and the Uſe and Application thereof, and to make, ordain, and conſtitute ſuch and ſo many Bye-Laws, Conſtitutions, and Ordinances, as to them or the greateſt Number of them then and there preſent, but not leſs than Seven ſuch Guardians, ſhall ſeem neceſſary and convenient, touching or in anywiſe concerning the Affairs and Buſineſs, and the better governing, regulating, ordering, and managing of the ſaid hereby erected Corporation, and of the Officers, Servants, and Perſons employed in and about the Affairs thereof, and of the Perſons applying to be admitted therein, and for the auditing the Accounts of the ſaid Corporation; and the ſame Bye-Laws, Conſtitutions, and Ordinances ſo made to put in uſe and enforce accordingly, and at their Will and Pleaſure to revoke, change, and alter the ſame, or any Part of them; which ſaid Bye-Laws, Conſtitutions, and Ordinances which ſhall be ſo made as aforeſaid, ſhall be duly kept and obſerved, provided that the ſame be reaſonable, and not contrary or repugnant to the Statutes, Cuſtoms, or Laws of the United Kingdom, or to any Thing in this Act contained: Provided nevertheleſs, that no ſuch Bye-Law, Rule, or Ordinance ſhall be binding or have any Force or Effect until the ſame ſhall have been agreed to and confirmed by the next ſucceeding General Court, whether quarterly or extraordinary, that the ſame Method ſhall be obſerved in altering or repealing any ſuch Bye-Laws, Rules, Orders, or Ordinances.

Tranſact all Buſineſs;

may delegate Powers to Committee of Directors;

and to order and diſpoſe of Common Seal, and to make Bye Laws;

and to revoke or alter the ſame.

No Bye Law to be binding unleſs confirmed by a General Court.

V. And be it further enacted by the Authority aforeſaid, That all and every Perſon and Perſons in whoſe Name or Names any Sum or Sums of Money, Stocks, Funds, Annuities, Mortgages, Securities for Money, or other Effects whatſoever, ſhall at the Time of paſſing this Act ſtand or be ſecured, the beneficial Intereſt wherein reſpectively ſhall belong to the ſaid Charity hereby incorporated, ſhall forthwith after the paſſing of this Act transfer and aſſign the ſame reſpectively, ſo and in ſuch Manner as that the ſame ſhall be veſted in the hereby erected Corporation, by the Name, Style, and Title herein-before mentioned and enacted.

Perſons in whoſe Names Monies are inveſted, &c. to transfer and aſſign ſame to Corporation by Name.

VI. And be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful to and for the Treaſurers for the Time being of the

Power of the Treaſurers, with the Con-

Consent of Committee, to invest Monies, except such as the Exigencies of the Corporation shall require, in any of the Public Funds.

said hereby erected Corporation, and they are hereby authorized and required from Time to Time by and with the Consent and Approbation of the Committee of Directors thereof for the Time being, or the major Part of such Committee present at any of their Meetings, to lay out and invest all or any such Sum or Sums of Money as have or hath been given, devised, or bequeathed by any charitable or well-disposed Person or Persons, to and for the said Ends, Intents, and Purposes in this Act mentioned, or any Part thereof, other than and except such and so much thereof as the Exigencies of the said Corporation shall call for the immediate Application or Expenditure of, in any of the Public Funds, in the Name of the said hereby erected Corporation.

Dividends, &c. to be applied for the Purposes of this Act.

VII. And it is hereby enacted and declared, That the Dividends, Interest, and annual Proceeds which shall from Time to Time arise from the Funds and Securities belonging, or which shall at any Time belong to the said hereby erected Corporation, shall from Time to Time be applied to and for the Uses, Ends, Intents, and Purposes in this Act mentioned.

Election of President, Vice President, Treasurer, or Auditor in the room of such as shall die or resign.

VIII. Provided always, and be it further enacted by the Authority aforesaid, That in case of the Death or Resignation of the President, or of a Vice President or Vice Presidents, Treasurers or Auditors of the said Corporation, it shall and may be lawful to and for the Guardians of the said Corporation at any General Court, or the major Part of them then and there present, but not less than Seven such Guardians, to nominate and appoint a President, Vice President or Vice Presidents, Treasurer or Auditor, in the Room of the President, Vice President or Vice Presidents or Treasurer or Auditor so deceased or having resigned.

Questions to be decided by Vote.

IX. And be it further enacted, That all Questions upon the Proceedings of the said Corporation at any General Court or Committee of Directors shall be decided by Vote; and in case of an Equality of Voices the President or Chairman shall have the casting Vote.

General Court empowered to fill up Vacancies in Committee of Directors, and appoint Officers (except Matron, &c. who are to be appointed by Committee) and to allow reasonable Salaries, &c. Committee may suspend or remove Officers and appoint others until a General Court be held.

X. And be it further enacted, That the Guardians of the said Corporation at a General Court or the major Part of them present at such General Court, but not less than Seven such Guardians, shall have Power from Time to Time and at all Times, to fill up any Vacancy or Vacancies in the Committee of Directors, and appoint such other Officers, Servants, and other Persons as they shall think necessary to employ for the Purposes and in the Execution of this Act (except the Master or Masters, Matron or Matrons, and all menial Servants employed in the said Asylum); and from Time to Time suspend or remove all such Officers, Servants, or other Persons, or any or either of them, as they shall think fit (except as aforesaid) and appoint others in case of Death or such Suspension or Removal, and may, out of the Monies to be received for the Purposes of this Act, make reasonable Allowances to all such Officers, Servants, and other Persons, and to such menial Servants for their Services; and it shall and may be lawful to and for the said Committee of Directors so to be appointed or any Seven or more of them, at any Weekly or other Meeting, from Time to Time and at all Times, to appoint such Person or Persons as they shall think fit, to be Masters, Matrons, and menial Servants of the said Asylum, and from Time to Time to suspend or remove them respectively, and appoint others in case of Death or such Suspension or Removal, until a General Court

shall

shall be held; and the Guardians of the said Corporation at any such General Court, or the major Part of them then present, but not less than Seven, may confirm such Appointment or Appointments of such Officers, Servants, or other Persons as last mentioned, or appoint others in their Room, as they shall think fit; and that all and every such Officers and Servants and other Persons of every Description shall from Time to Time (when thereunto required by the said Committee, or any Three or more of them) make and render to the said Committee, or any Three or more of them, a true, exact, and perfect Account in Writing, under their respective Hands, of all Monies which he, she, or they and every of them respectively shall to that Time have received, paid, and disbursed by virtue of this Act, or by reason of their respective Offices; and in case any Money so received shall remain in their or any of their Hands, the same shall be paid to the said Committee, or any Three or more of them, or to such Person or Persons as they shall appoint to receive the same; and in case any such Officer or other Person shall not make and render, or shall refuse to verify any such Account or to make any such Payment as aforesaid, then any Two or more Justices of the Peace for the County of *Middlesex* or for the City of *London*, or for such County as the said Asylum shall for the Time being be situated in, shall and may upon Complaint to them make Enquiry of and concerning such Default, in a summary Way, (as well by Confession of the Parties themselves as by the Testimony of One or more credible Witness or Witnesses, upon Oath or Affirmation, which the said Justices are hereby empowered and required to administer), and if it shall appear to such Justices that any of the Monies that shall have been received for the Purposes of this Act shall remain due from such Officer, such Justices may and are hereby authorized and required, upon Non-payment thereof, by Warrant under their Hands and Seals, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer; and if no Goods or Chattels of such Officer can be found sufficient to answer and satisfy the said Money, and the Charges of distraining and selling the said Goods and Chattels of such Officer, or if it shall appear to such Justices that such Officer shall have refused or wilfully neglected to render or give such Account, or to verify the same as aforesaid, or to produce the Vouchers relating thereto, or that any Books, Papers, or Writings relating to the said Corporation shall be in the Custody or Power of such Officer, and he shall have refused or wilfully neglected to deliver or give Satisfaction respecting the same, then and in each and every such Case, such Justices shall upon Conviction commit the Party offending to the Common Gaol of the County of *Middlesex* or the City of *London*, or of such County as the said Asylum shall for the Time being be situated in, there to remain, without Bail or Mainprize, until he, she, or they shall have made a true and perfect Account and Payment as aforesaid, or until he, she, or they shall have compounded and agreed with the said Committee, or any Three or more of them, and until he, she, or they shall have paid such Composition Money, which Composition the said Committee or any Three or more of them are hereby empowered to make and receive: Provided always, that no Officer or Person who shall be so committed for want of sufficient Distress, shall be detained in Prison by virtue of this Act for any longer Space of Time than Six Calendar Months.

Officers to account,

and making Default therein,

to be committed,

till Account be rendered and Payment made or compounded.

XI. Provided always, and be it further enacted by the Authority aforesaid, That the Treasurers for the Time being of the said Corporation shall

Treasurers to account to the Commit-

tee or at a General Court.

ſhall give in their Accounts from Time to Time when required, either by the Committee of Directors at any of their Weekly or other Meetings, or at a General Court, there to be examined and allowed or diſallowed, and ſhall pay over all the Monies remaining in their Hands, and transfer all or any Funds which may at any Time be ſtanding in their Names as Treaſurers as aforeſaid, to the Treaſurers immediately ſucceeding them, on Demand by ſuch ſucceeding Treaſurers, with the Authority of the Committee, or of the General Court at which ſuch ſucceeding Treaſurers ſhall be elected or appointed.

Perſons admitted to Aſylum not to gain Settlement thereby.

XII. And be it further enacted, That no Perſon who ſhall be admitted into the ſaid Aſylum as an Object of the Charity or who ſhall be employed in the ſaid Aſylum as an hired Servant, ſhall by reaſon of ſuch Admittance or Service gain a Settlement in the Pariſh in which the ſaid Aſylum is or ſhall be ſituate.

Perſons making falſe Certificates,

XIII. And be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons who ſhall make and ſubſcribe any Certificate or Declaration which the Committee of Directors of the ſaid Corporation for the Time being or any Three or more of them preſent at any of their Weekly or other Meetings ſhall or may require to be made and ſubſcribed previous to and for the Purpoſe of the Admiſſion of any Child or Children into the ſaid Aſylum, according to the Rules of the ſaid Charity, ſhall, in and by any ſuch Certificate or Declaration, knowingly and wilfully certify or declare any Matter or Thing which ſhall be falſe or untrue; every ſuch Perſon ſo offending, and being thereof duly convicted, before any Two or more Juſtices of the Peace for the County of *Middleſex* or for the City of *London*, or for ſuch County as the ſaid Aſylum ſhall for the Time being be ſituated in, ſhall be committed to the Common Gaol or Houſe of Correction for the County, City, Borough, Town, or Place, where any ſuch Offender ſhall be ſo convicted, by any Two or more of the ſaid Juſtices, there to remain, without Bail or Mainprize, for any Time not exceeding One Year, nor leſs than Three Calendar Months, in the Diſcretion of the Court before whom any ſuch Offender ſhall be ſo convicted.

to be committed.

Appeal.

XIV. And be it further enacted, That if any Perſon or Perſons ſhall think himſelf, herſelf, or themſelves aggrieved by any Order, Judgment, or Determination of any Juſtice or Juſtices of the Peace acting in the Execution of this Act, ſuch Perſon or Perſons may appeal to the Juſtices of the Peace at the Firſt General or Quarter Seſſions of the Peace to be holden for the County, City, or Place within which the Matter of Appeal ſhall ariſe, next after the Expiration of One Calendar Month from the Time ſuch Matter of Appeal ſhall have ariſen, the Perſon or Perſons appealing having firſt given Ten Days Notice at the leaſt of his, her, or their Intention to bring ſuch Appeal, and of the Matter thereof, to the Perſon or Perſons appealed againſt, and forthwith after ſuch Notice entering into a Recognizance before ſome Juſtice of the Peace for ſuch County, City, or Place, with Two ſufficient Sureties conditioned to try ſuch Appeal, and abide the Award and Order of the ſaid Court thereon; and the ſaid Juſtices at ſuch Seſſion upon due Proof of ſuch Notice having been given, and Recognizance entered into, are hereby authorized and required to hear and determine the Matter of ſuch Appeal in a ſummary Way, and to make ſuch Determination therein, and to award ſuch Coſts

Coſts to either of the Parties, or otherwiſe, as they the ſaid Juſtices ſhall judge proper, and all ſuch Determinations of the ſaid Juſtices ſhall be binding, final, and concluſive to and upon all Parties to all Intents and Purpoſes whatſoever.

Limitation of Actions.

XV. And be it further enacted, That if any Action ſhall be brought or Suit commenced againſt any Perſon or Perſons for any Thing done in purſuance of this Act, or in relation to the Premiſes or any of them, every ſuch Action or Suit ſhall be laid or brought within Six Calendar Months next after the Cauſe of ſuch Suit or Action ſhall have ariſen, in the County where the Cauſe of ſuch Suit or Action ſhall have ariſen, and not elſewhere; and the Defendant or Defendants in ſuch Action or Actions may plead the General Iſſue, 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 have been ſo done, or if any ſuch Action or Suit ſhall not be brought within the Time before limited, or ſhall be brought in any other County or Place than as aforeſaid, then the Jury ſhall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs ſhall become nonſuited, or ſuffer a Diſcontinuance of his, her, or their Action or Actions, or if a Verdict ſhall paſs againſt the Plaintiff or Plaintiffs, or if upon Demurrer Judgment ſhall be given againſt the Plaintiff or Plaintiffs, the Defendant or Defendants ſhall have Treble Coſts, and ſhall have ſuch Remedy for recovering the ſame as any Defendant or Defendants hath or have for Coſts in other Caſes by Law.

General Iſſue.

Treble Coſts.

Public Act.

XVI. And be it further enacted, That this Act ſhall be deemed and taken to be a Public Act, and ſhall be judicially taken Notice of as ſuch by all Judges, Juſtices, and others, without being ſpecially pleaded.

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