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C A P. LXVI.

An Act to amend the Laws relating to the Removal of the Poor. [26th *August* 1846.]

WHEREAS it is expedient that the Laws relating to the Removal of the Poor should be amended: 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 no Person shall be removed, nor shall any Warrant be granted for the Removal of any Person, from any Parish in which such Person shall have resided for Five Years next before the Application for the Warrant: Provided always, that the Time during which such Person shall be a Prisoner in a Prison, or shall be serving Her Majesty as a Soldier, Marine, or Sailor, or reside as an In-Pensioner in *Greenwich* or *Chelsea* Hospitals, or shall be confined in a Lunatic Asylum, or House duly licensed or Hospital registered for the Reception of Lunatics, or as a Patient in a Hospital, or during which any such Person shall receive Relief from any Parish, or shall be wholly or in part maintained by any Rate or Subscription raised in a Parish in which such Person does not reside, not being a *bonâ fide* charitable Gift, shall for all Purposes be excluded in the Computation of Time herein-before mentioned, and that the Removal of a Pauper Lunatic to a Lunatic Asylum, under the Provisions of

No Person to be removed from any Parish in which he or she shall have resided for Five Years.

Time during which Persons are serving in the Army or Navy, &c. not to be computed as Time of Residence.

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any Act relating to the Maintenance and Care of Pauper Lunatics, shall not be deemed a Removal within the Meaning of this Act: Provided always, that whenever any Person shall have a Wife or Children having no other Settlement than his or her own such Wife and Children shall be removeable whenever he or she is removeable, and shall not be removeable when he or she is not removeable.

No Widow liable to be removed for Twelve Months after Death of Husband.

II. And be it enacted, That no Woman residing in any Parish with her Husband at the Time of his Death shall be removed, nor shall any Warrant be granted for her Removal, from such Parish, for Twelve Calendar Months next after his Death, if she so long continue a Widow.

No Child under Sixteen Years of Age liable to be removed.

III. And be it enacted, That no Child under the Age of Sixteen Years, whether legitimate or illegitimate, residing in any Parish with his or her Father or Mother, Stepfather or Stepmother, or reputed Father, shall be removed, nor shall any Warrant be granted for the Removal of such Child, from such Parish, in any Case where such Father, Mother, Stepfather, Stepmother, or reputed Father may not lawfully be removed from such Parish.

Sick Persons not liable to be removed except under certain Circumstances.

IV. And be it enacted, That no Warrant shall be granted for the Removal of any Person becoming chargeable in respect of Relief made necessary by Sickness or Accident, unless the Justices granting the Warrant shall state in such Warrant that they are satisfied that the Sickness or Accident will produce permanent Disability.

Settlement not to be gained by not being removed.

V. Provided always, and be it enacted, That no Person hereby exempted from Liability to be removed shall by reason of such Exemption acquire any Settlement in any Parish.

Penalty on Persons unlawfully procuring Removals of poor Persons.

VI. And be it enacted, That if any Officer of any Parish or Union do, contrary to Law, with Intent to cause any poor Person to become chargeable to any Parish to which such Person was not then chargeable, convey any poor Person out of the Parish for which such Officer acts, or cause or procure any poor Person to be so conveyed, or give directly or indirectly any Money, Relief, or Assistance, or afford or procure to be afforded any Facility for such Conveyance, or make any Offer or Promise or use any Threat to induce any poor Person to depart from such Parish, and if, in consequence of such Conveyance or Departure, any poor Person become chargeable to any Parish to which he was not then chargeable, such Officer, on Conviction thereof before any Two Justices, shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds nor less than Forty Shillings.

Delivery of Paupers under Orders of Removal.

VII. And be it enacted, That the Delivery of any Pauper under any Warrant of Removal directed to the Overseers of any Parish at the Workhouse of such Parish, or of any Union to which such Parish belongs to any Officer of such Workhouse, shall be deemed the Delivery of such Pauper to the Overseers of such Parish.

VIII. And

VIII. And be it enacted, That an Act passed in the Fifth Year of the Reign of King *William* the Fourth, for the Amendment and better Administration of the Laws relating to the Poor in *England* and *Wales*, and all Acts to amend and extend the same, and the present Act, except so far as the Provisions of any former Act are altered, amended, or repealed by any subsequent Act, shall be construed as One Act; and all Penalties and Forfeitures imposed under this Act shall be recoverable as Penalties and Forfeitures under the said Act for the Amendment of the Laws relating to the Poor. 4 & 5 W. 4. c. 76. and this Act to be construed as one.

IX. And be it enacted, That this Act shall extend only to *England*. Act limited to England.

X. And be it enacted, That this Act may be amended or repealed by any Act to be passed in this Session of Parliament. Act may be amended, &c.

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