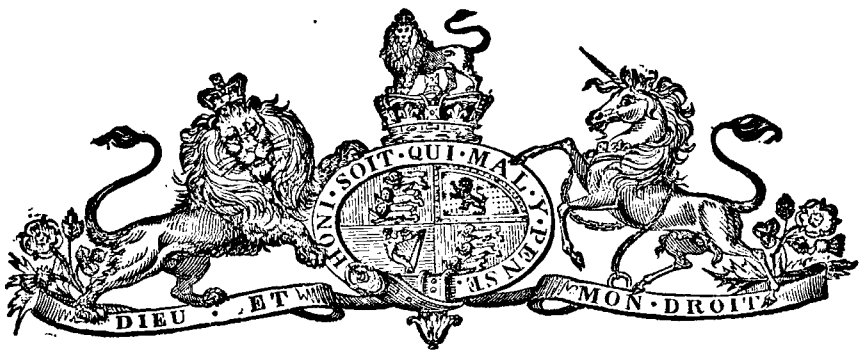


ANNO VICESIMO QUARTO & VICESIMO QUINTO

VICTORIÆ REGINÆ.

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CAP. LXXVI.

An Act to amend the Law relating to the Removal of Poor Persons to *Ireland*. [6th *August* 1861.]

WHEREAS it is expedient that better Means should be provided for the safe Conveyance to the Place of their Destination in *Ireland* of Poor Persons who may be removed in pursuance of the Act passed in the Eighth and Ninth Years of the Reign of Her present Majesty, Chapter One hundred and seventeen: Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same,—

Warrant of Removal to be signed in Petty Sessions, or by a Police Magistrate.

1. No Application for a Warrant ordering the Removal from any Place in *England* to *Ireland* of any Poor Person who shall have become chargeable in such Place shall be heard and determined except by Two or more Justices in Petty Sessions assembled, or by a Stipendiary Magistrate, or Metropolitan Police Magistrate sitting in his Court, which Justices or Magistrate (as the Case may be) shall see such Poor Person or the Person who is the Head of the Family proposed to be removed, and shall be satisfied that every

Person who is proposed to be removed by the Warrant is in such a State of Health as not to be liable to suffer bodily or mental Injury by the Removal.

Warrant to contain Name and Age of every Person to be removed, and other Particulars.

2. Such Warrant of Removal shall be granted only on the Application of the Relieving Officer or other Officer of the Guardians of the Union or Parish where such Poor Person shall become chargeable, and shall contain the Name and reputed Age of every Person ordered to be removed by virtue of the same, and the Name of the Place in *Ireland* where the Justices or Magistrate shall find such Person to have been born or to have last resided for the Space of Three Years, and a Statement of such Examination having been made as to the State of Health of every Person ordered to be removed as aforesaid; and such Warrant shall be addressed to the Party applying for the same, and to the Guardians of the Union or Parish to which such Poor Person is to be removed, and a Copy shall be given by and at the Cost of the Person applying for such Warrant to the Person or the Head of the Family about to be removed by virtue of it:

Proviso.

Provided that in the Case of any Native of *Ireland* who shall have been absent from *Ireland* less than Twelve Months the Pauper may, if the Guardians applying for the Warrant and the Justices or Magistrate issuing it think fit, be removed to any Place, other than that above described, with his Consent; and provided also, that in any Case where the Justices or Magistrate shall not be able to ascertain upon the Evidence before them the Place of Birth, or of such continued Residence as aforesaid, they shall order the Pauper to be removed to the Port in *Ireland* which shall in the Judgment of such Justices under the Circumstances of the Case be most convenient.

Copy of the Warrant to be sent to Guardians of Place to which the Removal is to be made.

3. The Guardians obtaining the Warrant shall send a Copy of it, by Post, to the Clerk of the Board of Guardians of the Union in *Ireland* to which such Poor Person shall be ordered to be removed, and also a Copy of the Depositions taken in the Case, if the same shall, at any Time within Three Months from the Date of the Warrant, be required by any such Board of Guardians.

Warrant shall order Poor Persons to be conveyed to the Place mentioned in the Warrant.

4. Such Warrant shall order the Removal of the Poor Person to be made to the Place mentioned therein as aforesaid, and shall order the Persons charged with the Execution thereof to cause such Poor Person, with his Family (if any), to be safely conveyed to such Place in *Ireland*, to be delivered at the Workhouse of the Union containing the Port of or nearest to the Place of the Pauper's ultimate Destination.

5. If

5. If such Union be not such Place of ultimate Destination, the Guardians thereof may, if they think fit, cause the Pauper to be removed forthwith to the Place mentioned in the Warrant, and shall be entitled to be reimbursed the Costs incurred in such Removal by the Guardians in *England* on whose Application the Warrant was obtained, such Costs being the actual Expense incurred in and about the Conveyance and Maintenance of each Person so removed, according to the Certificate of the Poor Law Commissioners of *Ireland*, which Costs may, if not paid on Demand, be recovered by an Action in any County Court having Jurisdiction in the Union or Parish in *England* from which the Removal shall have taken place, at the Suit of the Guardians of such Union in *Ireland*.

The Guardians of the Poor of the Union at the Port may forward the Pauper to the Place of Destination, and recover the Costs from the Board of Guardians in England.

6. It shall be unlawful to remove any Woman or any Child under the Age of Fourteen as a Deck Passenger in any Vessel from *England* to *Scotland* or *Ireland*, during the Period from the First of *October* to the Thirty-first of *March* following, and no Regulation of Justices authorizing such a Removal shall be henceforth legal.

Women and Children not to be removed as Deck Passengers during the Winter.

7. Section the Sixth of the Act of the Eighth and Ninth *Victoria*, Chapter One hundred and seventeen, is hereby repealed.

Sect. 6 of 8 & 9 Vict. c. 117. repealed.

8. Except so far as this Act shall alter the Provisions of the said Act, this Act shall be construed as a Part of the same.

Acts to be construed together.

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