

ANNO QUADRAGESIMO NONO

GEORGII III. REGIS.

CAP. CXXIV.

An Act for altering, amending, and explaining certain Acts relative to the Removal of the Poor, and for making Regulations in certain Cases touching the Examination of Paupers as to their Settlement; and for extending to all Parishes certain Rules and Orders in Workhouses, under an Act of the Twenty-second Year of His present Majesty, intituled, *An Act for the better Relief and Employment of the Poor.* [20th *June* 1809.]

WHEREAS by an Act passed in the Thirty-fifth Year of the Reign of His present Majesty, intituled, *An Act to prevent the Removal of Poor Persons until they shall become actually chargeable*, it is amongst other Things enacted, That in case any Poor Person shall be brought before any Justice or Justices of the Peace for the Purpose of being removed from the Place where he or she is inhabiting or sojourning, by virtue of any Order of Removal, or of being passed by virtue of any Vagrant Pass, and it shall appear to the said Justice or Justices that such Poor Person is unable to travel by reason of Sickness or other Infirmity, or that it would be dangerous for him or her so to do, the Justice or Justices making such Order of Removal or granting such Vagrant Pass, are required and authorized to suspend the Execution of the same until they are satisfied that it may safely be executed without Danger to any Person who is the Subject thereof, and that the Charges proved upon 35 G. 3. c. 101.

Oath to have been incurred by such Suspension of any Order of Removal, may by the said Justices be directed to be paid by the Churchwardens and Overseers of the Parish or Place to which such Poor Person is ordered to be removed, in case any Removal shall take place, or in case of the Death of such Poor Person before the Execution of such Order: And by the same Act it is further enacted, That in case of an Appeal against any Order for the Payment of such Charges, if the Court of Quarter Sessions shall be of Opinion that the Sum so awarded be more than of Right ought to have been directed to be paid, such Court may and is thereby directed to strike out the Sum contained in the said Order, and insert the Sum which in the Judgement of such Court ought to be paid; and in every such Case the Court of Quarter Sessions shall direct that the said Order so amended shall be carried into Execution by the said Justices by whom the Order was originally made, or either of them, or in case of the Death of either of them, by such other Justice or Justices as the Court shall direct: And whereas it is expedient that the Power of putting an End to the Suspensions of any such Order of Removal or Pass, and of executing the several or other Authorities aforesaid, should not be confined to the Order of the Justice or Justices making such Order or Pass; 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, in all Cases wherever the Execution of any Order of Removal or of any Vagrant Pass shall be hereafter suspended by virtue of the said recited Act, it shall be lawful for any other Justice or Justices of the Peace of the County or other Jurisdiction within which such Removal or Pass shall be made, to direct and order that the same shall be executed, and to direct the Charges to be incurred as aforesaid to be paid, and to carry into Execution any such amended Orders as aforesaid, as fully and effectually to all Intents and Purposes as the said respective Powers and Authorities can or may be executed by the said Justices who shall make any such Order of Removal, or by the Justice who shall grant any such Pass as aforesaid.

In all Cases where any Order of Removal or Vagrant Pass shall be suspended, any other Justice of the County or Place where such Removal or Pass shall be made, may order the same to be executed, &c.

II. And be it further enacted, That when the Execution of any such Order of Removal shall be suspended, the Time of appealing against such Order shall be computed according to the Rules which govern other like Cases from the Time of serving such Order, and not from the Time of making such Removal under and by virtue of the same.

How the Time of appealing shall be computed.

III. And, in order to avoid any Pretence for forcibly separating Husband and Wife, or other Persons nearly connected with or related to each other, and who are living together as one Family at the Time of any Order of Removal made or Vagrant Pass granted, during the dangerous Sickness or other Infirmity of any one or more of such Family, on whose Account the Execution of such Order of Removal or Vagrant Pass is suspended; be it further enacted and declared, That where any Order of Removal or Vagrant Pass shall be suspended by virtue of this or of the said recited Act, on account of the dangerous Sickness or other Infirmity of any Person or Persons thereby directed to be removed or passed, the Execution of such Order of Removal or Vagrant Pass shall also be suspended for the same Period with respect to every other Person named therein,

Order of Removal suspended in case of Sickness, may also extend to other Persons named in the Order to prevent the Separation of a Family.

therein, who was actually of the ſame Houſehold or Family of ſuch ſick or infirm Perſon or Perſons at the Time of ſuch Order of Removal made or Vagrant Paſs granted.

Any Magiſtrate may take the Examination of an infirm Pauper as to his Settlement, and report to Petty Seſſions.

IV. And be it further enacted, That whenever it ſhall happen that any Pauper is by Age, Illneſs, or Infirmity unable to be brought up to the Petty Seſſions to be examined as to his or her Settlement, it ſhall be lawful for any one Magiſtrate acting for the Diſtrict where ſuch Pauper ſhall be, to take the Examination of the ſaid Pauper, and to report the ſame to any other Magiſtrate or Magiſtrates acting for the ſaid Diſtrict, and for the ſaid Magiſtrates upon ſuch Report to adjudge the Settlement of the ſaid Pauper, and make and ſuſpend the Order of Removal, as fully and effectually to all Intents and Purpoſes as if the ſaid Pauper had appeared before Two Magiſtrates.

22 G. 3. c. 83.

Two Juſtices in Petty Seſſions may direct the Regulations preſcribed by recited Act to be obſerved.

V. And whereas by an Act paſſed in the Twenty-ſecond Year of the Reign of His preſent Majeſty, intituled, *An Act for the better Relief and Employment of the Poor*; certain Rules, Orders, Bye Laws, and Regulations are appointed to be obſerved and enforced in every Poor Houſe eſtabliſhed under the Authority of the ſaid Act: And whereas it is expedient that ſuch Rules, Orders, Bye Laws, and Regulations ſhould be extended to Poor Houſes and Workhouſes eſtabliſhed in other Pariſhes; it is hereby enacted, that any Two or more of His Majeſty's Juſtices of the Peace, may at any Petty Seſſions direct ſuch Rules, Orders, Bye Laws, and Regulations, or any of them, to be obſerved and executed in any Pariſhes within their reſpective Diviſions or Diſtricts, as fully as in thoſe incorporated by the ſaid Act.

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