



CHAP. iv.

An Act for extending the powers of "The Leicester Lunatic Asylum and Improvement Act, 1865," and for other purposes. A.D. 1870.
[12th May 1870.]

WHEREAS by "The Leicester Lunatic Asylum and Improvement Act, 1865," (in this Act called "the Act of 1865,") provision was made (among other things) for the providing by the mayor, aldermen, and burgesses (in this Act called "the Corporation") of the borough of Leicester (in this Act called "the borough") of an asylum for the pauper lunatics of the borough (in this Act called "the asylum") : 28 & 29 Vict.
c. vii.

And whereas by the Act of 1865 the Corporation were empowered to borrow on mortgage of the borough rates or borough funds of the borough, or with the approbation of two of the Lords Commissioners of Her Majesty's Treasury, on mortgage of any lands or property of the corporation, any sum or sums of money not exceeding thirty thousand pounds, to be applied in or towards the discharge of the expenses of the execution of that Act, as far as it related to the asylum, with provisions respecting reborrowing and a sinking fund, and other matters connected therewith :

And whereas the Corporation have proceeded to put in execution the Act of 1865 in relation to the asylum, but by reason of the asylum having been constructed so as to accommodate a larger number of inmates than was intended at the passing of the Act of 1865, and from other causes, the estimates on which the limit of the borrowing powers of the Act of 1865 was based have been or will be unavoidably exceeded, and it is therefore expedient that the borrowing powers of the Corporation for the purposes of the asylum be extended, and that the Corporation be also empowered to apply for purposes of the asylum, or for the discharge of debts contracted for, the same money to arise from sales of parts of their corporate estates :

And whereas the objects aforesaid cannot be attained without the authority of Parliament :

[*Local.-4.*]

A.D. 1870.

— May it therefore please Your Majesty that it may be enacted; and 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, as follows; (that is say,)

Short title.

1. This Act may be cited as "The Leicester Lunatic Asylum Act, 1870."

Interpretation of terms.

2. Words to which meanings are assigned in the Act of 1865, or which have therein special meanings, have in this Act the same meanings.

Extension of borrowing powers under Act of 1865.

3. Sections twenty-one to twenty-six, both inclusive, of the Act of 1865 shall be read and have effect as if in section twenty-one the sum of forty-seven thousand pounds had been mentioned instead of the sum of thirty thousand pounds, with this addition, that any part of the money borrowed under the Act of 1865, as extended by this Act, may be applied in or towards the providing of furniture and fittings for the asylum, and an outfit of clothing and other requisites for the inmates of the asylum, and the erection of houses and buildings, the purchase of lands, and the laying out and planting of the grounds of the asylum, and the making of roads for and the draining and improvement of the asylum and lands held therewith: Provided that the amount to be paid out of moneys borrowed under the powers of the Act of 1865 and of this Act for such outfit of clothing and other requisites for the inmates of the asylum shall not exceed three thousand five hundred pounds.

Power to apply sale money of estates, &c.

4. The Corporation may from time to time with money arising from the sale of a competent part of their corporate estates pay off and discharge any part of the money borrowed by them under the Act of 1865, as extended by this Act, not exceeding the sum of ten thousand pounds, or pay any debts contracted for the asylum to an amount not exceeding ten thousand pounds, and for that purpose, with the approbation of the Commissioners of Her Majesty's Treasury (signified in writing under the hands of any two of them), may from time to time sell by public auction or by private contract, at one time or at different times, and in lots or otherwise, and may by deed under their common seal convey to the purchaser or purchasers any part or parts of the hereditaments vested in or belonging to them, as they think fit; and all contracts, sales, and conveyances made by virtue of this section shall be valid and effectual to all intents, and the receipt in writing of the treasurer for the time being of the borough under his hand, for any money paid on or in relation to any such sale, shall be an effectual discharge to the person paying the same therefrom and from being bound to see to

the application thereof, or to inquire into the necessity or propriety or regularity of the sale. A.D. 1870.

5. Nothing herein contained shall extend or be construed to extend to give to the Corporation any further or better title to any houses, lands, or hereditaments which they now claim or are seized or possessed of than they had before the passing of this Act, or they could or might have had in case this Act had not been passed. This Act not to give better title to estates than before existed.

6. Where money borrowed by the Corporation under the Act of 1865, as extended by this Act, or any debt contracted by the Corporation for the asylum is paid off and discharged by instalments or by means of the sinking fund, or out of the sale money of hereditaments sold, the borrowing powers of the Corporation under the Act of 1865, as extended by this Act, shall be extinguished to the extent of the money or debt so paid off and discharged. Partial extinction of borrowing powers.

7. Nothing in this Act shall take away or abridge any right, power, or authority which the Corporation or the Council of the said borough have or may enjoy under the Municipal Corporations Act of 1835, the Act of 1865, or "The Lunatic Asylums Act, 1853," or any Acts extending or amending any of the said Acts. Saving general rights.

8. The costs, charges, and expenses preliminary to and of and incidental to the preparing, applying for, obtaining, and passing of this Act shall be paid by the Corporation out of the borough fund, or out of any monies which shall come to their hands or be borrowed by virtue of this Act. Expenses of Act.

