

Employment of penitent Prostitutes, and that the Persons therein named, and such other Persons as therein mentioned, should be Governors of the said Hospital, and that the President, Vice-Presidents, Treasurer, and Governors should be, and they were thereby declared to be, One Body Corporate and Politic in Deed and in Law by the Name of "The President, Vice-Presidents, Treasurer, and Governors of the *Magdalen* Hospital for the Reception of penitent Prostitutes," with perpetual Succession and a Common Seal, and that they, by the Name aforesaid, should be able and capable in Law to have, hold, receive, enjoy, possess, and retain to them and their Successors in trust for and for the Benefit of the said Hospital all such Sum and Sums of Money as had been paid or should thereafter be paid, given, devised, or bequeathed to and for the charitable Ends and Purposes in the said Act mentioned, and that they, by the Name aforesaid, should and might at any Time thereafter, without Licence in Mortmain, purchase, take, or receive any Lands, Tenements, or Hereditaments, or any Estate or Interest arising or derived out of any Lands, Tenements, or Hereditaments, for the Purposes aforesaid; and the said Act contained divers Powers and Provisions relating to the Affairs of the Corporation, and other Provisions: And whereas an Hospital and other Buildings were erected for the Purposes of the said Charity in the Parish of *Saint George the Martyr* in the County of *Surrey* on certain Land mentioned in the said Act, which Buildings are still used for the Purposes aforesaid: And whereas, in addition to the said Buildings, and the Offices belonging thereto, and the Household Goods, Furniture, and other Personal Property in and about the same, the Property and Funds now belonging to the said Corporation consist of Lands and Tenements in the Vicinity of the said Hospital, and of Money, Bank Stock, South Sea Stock, and Stock in the Public Funds of *Great Britain*: And whereas it is expedient for the better Promotion of the Objects of the said Institution, and for the better Regulation and Management of its Affairs and Property, that some of the Powers and Provisions of the said recited Act should be altered, amended, and enlarged, and that further Powers and Provisions should be granted to the said Corporation; but the Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: 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, That the following Words and Expressions shall have the Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

Interpreta-
tion of Terms
in this Act.

Words importing the Singular Number only shall include the Plural Number, and Words importing the Plural Number only shall include also the Singular Number:

Words importing the Masculine Gender only shall include Females:

The Word "Lands" shall include Messuages, Lands, Tenements, and Hereditaments, of any Tenure:

The Word "Lease" shall include an Agreement for a Lease:

The Word "Corporation" shall mean the President, Vice-Presidents, Treasurer, and Governors of the *Magdalen* Hospital for the Reception of penitent Prostitutes :

The Word "Committee" shall mean the Committee for the Time being appointed for transacting and managing the Affairs and Property of the said Corporation.

II. And be it enacted, That in citing the recited Act in other Acts of Parliament, and in legal Instruments and Proceedings, it shall be sufficient to use the Expression "The *Magdalen* Hospital Act, 1768 ;" and in citing this Act in other Acts of Parliament, and in legal Instruments and Proceedings, it shall be sufficient to use the Expression "The *Magdalen* Hospital Amendment Act, 1848."

Short Title.

III. And be it enacted, That from and after the passing of this Act the quarterly General Courts of the Governors of the said Hospital shall be held on the Days herein-after mentioned, instead of and by way of Substitution for the Days appointed for that Purpose by the recited Act; that is to say, the said Courts shall be held on the Third *Thursday* in *January*, the Third *Thursday* in *April*, the Third *Thursday* in *July*, and the Third *Thursday* in *October*, in every Year, at the Hour of Twelve at Noon, or on such other Days and Times within the said Months respectively as may from Time to Time be fixed by the Committee, or oftener if occasion shall require, upon such Notice thereof respectively being given as is expressed in the recited Act with respect to the holding of Courts; and at the quarterly General Court to be held in the Month of *April* in every Year from and after the passing of this Act the Vice-Presidents and Treasurer, and the Committee (consisting of such Number of Governors as such General Court shall from Time to Time think necessary, not being fewer than Twenty-four of such Governors,) shall be elected for the ensuing Year; and the Governors assembled at any General Court held as aforesaid shall have full Power and Authority to choose, elect, and appoint all or any of the Officers and Servants of the Hospital, and from Time to Time to make any Bye Law for the Choice, Election, or Appointment by the Committee for the Time being of all or any of such Officers and Servants, with Power for any such General Court to alter or revoke such Bye Law as may be deemed expedient; and every General Court to be held as aforesaid shall have and may exercise to all Intents and Purposes all and every the Powers and Authorities by the recited Act given to or vested in a General Court of the Governors of the Hospital.

Times for holding the quarterly Courts.

Appointment of Officers and Servants.

IV. And be it enacted, That the Vice-Presidents, Treasurer, Committee, Officers, and Servants who shall have been appointed before and be in Office at the passing of this Act, except such of them as may happen to die or resign, or be or become disqualified, shall continue in Office until the quarterly Court which shall be held in the Month of *April* next succeeding the passing of this Act.

As to the Continuance of present Officers.

V. And

The Court of Governors to direct the Amount of Subscription to constitute a Governor.

V. And be it enacted, That it shall be lawful for any General Court of Governors from Time to Time to regulate and direct the Amount and Order of Subscriptions or Donations to the Funds of the Hospital which shall constitute any Person a Governor of the same; and every Person declared by any Court to be a Governor of the Hospital shall thenceforth be and become a Governor accordingly, any thing to the contrary thereof in the said Act contained notwithstanding.

Powers may be delegated by a General Court to the Committee.

VI. And be it enacted, That it shall be lawful for any General Court of Governors at any Time or Times to appoint a special Committee of Three or more Governors of the Hospital, and to delegate either to the Committee for the Time being, or to any such special Committee, all or any of the Powers herein-after contained; and the Committee to whom such Powers shall be delegated shall with respect thereto be subject to such Regulations, if any, and have such Powers and Authorities, and continue in Office for such Time, as shall from Time to Time be given, directed, or appointed by any General Court.

Investments.

VII. And be it enacted, That any of the Moneys for the Time being belonging to the said Hospital may be from Time to Time invested either in the Name of the Corporation, or in the Names of Trustees for the Hospital nominated by the Committee for the Time being, on Mortgage of any Messuages, Lands, or Tenements in *England* or *Wales*, being Freehold or Copyhold of Inheritance, or held upon any Lease or Leases for any Term or Terms of Years of which not less than Sixty Years shall be unexpired, or in the Purchase of Stock in the Public Funds of *Great Britain*, in Exchequer Bills, South Sea Stock, or Bank Stock, and that such Stocks, Funds, Moneys, or Securities may be from Time to Time sold, called in, and converted into Money, and Re-investments made, when and as it may by the Committee for the Time being be deemed expedient.

As to Fore-closures.

VIII. And be it enacted, That when and so often as in the Case of Lands being vested in the Corporation, or any Trustee or Trustees for the said Hospital, for securing by way of Mortgage any Moneys belonging to the Hospital, the Persons entitled in Equity to redeem the said Lands shall release the Right to redeem the same, or such Right shall be absolutely foreclosed, the said Lands may after such Release, or after the Final Order upon a Decree of Foreclosure shall have been obtained on the Part of the Hospital, (as the Case may be,) be held and retained by the Corporation for the Purposes of the Hospital for any Time or Period not exceeding Five Years next after such Release or Final Order upon a Decree of Foreclosure shall have been obtained on the Part of the Hospital; and the Corporation shall not be liable to the Penalties and Forfeitures of the Statutes of Mortmain for holding and retaining the same after such Release or Final Order shall have been obtained, provided they absolutely sell and dispose of the same within Five Years after obtaining such Release or Final Order.

IX. And

IX. And be it enacted, That it shall be lawful for the Corporation to grant Leases, either with or without previous Agreements, of all or any Part of the Lands or Tenements which are now vested in the Corporation or their Trustees for the Benefit of the Hospital, with their respective Appurtenances (except the Building now used as the Hospital, and the Site whereon such Building stands, and except Lands or Tenements vested in the Corporation or their Trustees by way of Mortgage, and subject to Redemption), for Terms not exceeding Ninety-nine Years, to commence and to take effect in possession from or antecedently to the Date of the Agreement or Lease, or from any Period not exceeding Twelve Calendar Months from the Date of such Agreement or Lease, upon such Terms and subject to such Conditions as may be agreed on, for the Purpose of such Lands being built upon, or in order that then existing Buildings may be taken down, and the Sites thereof built upon, or that then existing Buildings may be rebuilt, repaired, or improved; and by any such Lease Powers may be granted to the Lessee of building, repairing, rebuilding, or improving any Houses or other Buildings, with or without Offices, Outbuildings, Gardens, Yards, or other Conveniences, and with or without Liberty for the Lessee to take down all or any Part of the Buildings which shall be standing on the Premises to be comprised in any such Lease at the Time of making thereof, and to convert or dispose of the Materials thereof to such Uses and Purposes as shall be therein mentioned and agreed upon, and Power to lay out and appropriate any Part of the Premises to be comprised in any such Lease as and for Ways, Passages, and ornamental Grounds, for the Use and Convenience of such Lessee and any other Tenant or Occupier of the said Premises, or for the Use and Convenience of the Public, in such Manner and upon such Terms as shall be mentioned and agreed upon in such Demise or Lease, so as in and by every Lease to be granted as aforesaid there be reserved the best Rent during the Continuance of the Term of Years to be demised by such Lease that can be reasonably had or obtained, taking all special Circumstances into consideration, for the Lands to be thereby demised, without taking a Fine for the granting of such Lease: Provided always, that the Rents and Reservations which shall be reserved by any such Leases as aforesaid, and be received by the Corporation, shall be applied for the Purposes of the Hospital.

As to granting Leases of Lands belonging to the Hospital.

X. And be it enacted, That it shall be lawful for the Corporation, with the Concurrence of the Persons entitled to the Equity of Redemption of Lands or Tenements which may be vested in the Corporation or their Trustees by way of Mortgage, and be subject to Redemption, to grant Leases of such Lands or Tenements, with their respective Appurtenances, either with or without previous Agreements, for Terms not exceeding Twenty-one Years, to commence and take effect as aforesaid, upon such Terms, and subject to such Conditions as shall be agreed on, so as in and by every Lease to be granted as last mentioned there be reserved the best Rent during the Continuance of the Term of Years to be demised by such Lease that can be reasonably obtained, taking all Circumstances

As to granting Leases of Lands in Mortgage.

[Local.]

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stances into consideration, without taking any Fine for the granting of such Lease.

Receipts of the Corporation under their Common Seal, &c. to be effectual Discharges.

XI. And be it enacted, That the Receipts of the Corporation under their Common Seal for any Money payable to or on account of the Hospital shall be effectual Discharges for the same, and that the Persons respectively to whom such Receipts shall be given shall not be obliged to see to the Application of the Money thereby expressed to be received, nor be answerable for the Loss or Misapplication thereof.

Officers to account by Declaration instead of on Oath, as prescribed by 5 & 6 W. 4. c. 62.

XII. And be it enacted, That wherever by the recited Act it is enacted that Officers and other Persons shall be required to account upon Oath, a Declaration in the Form prescribed by the Act of the 5 and 6 William 4. c. 62., intituled *An Act to repeal an Act of the then Session of Parliament, intituled 'An Act for the more effectual Abolition of Oaths and Affirmations taken and made in various Departments of the State, and to substitute Declarations in lieu thereof, and for the more entire Suppression of voluntary and extra-judicial Oaths and Affidavits,' and to make other Provisions for the Abolition of unnecessary Oaths,* shall in all Cases be used instead of an Oath; and in this respect the last-mentioned Act shall be deemed Part of the firstly-recited Act and this Act.

So much of recited Act as relates to Limitation of Actions, &c. repealed.

XIII. And be it enacted, That so much of the firstly-recited Act as enacts "that if any Action shall be brought or Suit commenced against any Person or Persons for any thing done in pursuance of that Act, or in relation to the Premises or any of them, every such Action or Suit shall be laid or brought within Six Months next after the Fact done, and shall be laid or brought in the Counties of *Middlesex* or *Surrey*, and not elsewhere; and the Defendant or Defendants in such Action may plead the General Issue, and give that 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 that 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 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 said 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," shall be and the same is hereby repealed.

Expenses of Act.

XIV. And be it enacted, That all the Costs, Charges, and Expenses attending or incident to the obtaining and passing of this Act shall be paid by the Treasurer for the Time being of the said Hospital out of the Money already received or hereafter to be received by the said Treasurer:

XV. And

XV. And be it enacted, That all the Powers, Provisions, Matters, and Things contained in the recited Act, except such of them as are repealed, altered, or otherwise provided for by this Act, or as are inconsistent with this Act, shall be and continue in full Force and Effect.

Recited Act
to continue
in force
where not
inconsistent
with this Act.

XVI. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.

Public Act.

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