

**CHAPTER xli.**

An Act to enable the Governors of Bethlem Hospital to dispose of portions of their Monks Orchard Estate at Addington in Surrey and Beckenham and West Wickham in Kent. A.D. 1928.

[2nd July 1928.]

**W**HEREAS by a Charter or Letters Patent of His late Majesty King Henry the Eighth bearing date the thirteenth day of January in the thirty-eighth year of the reign of His said Majesty the custody order and government of the house and hospital then called Bethlem and situate without and near to Bishopsgate of the city of London and of all manors lands tenements possessions revenues and hereditaments whatsoever to the same house and hospital belonging and appertaining were given and granted to the mayor and commonalty and citizens of the city of London (hereinafter called "the Corporation") and their successors and the Corporation were thereby constituted masters keepers and governors of the said house and hospital and of the said manors lands tenements and other premises to the said house and hospital belonging and appertaining to hold the said custody order and governance to the Corporation for the uses and intentions in and upon the foundation thereof ordained or provided or by His said Majesty His heirs and successors thereafter to be ordained and provided :

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And whereas at the date of the said charter the said house and hospital was used for the reception of lunatics :

And whereas by the Act 22 George III cap. 77 certain articles of agreement were confirmed whereby it was (inter alia) provided that it should be lawful for the lord mayor and aldermen of the city of London or other governors of the hospital to use the style of "The Mayor and Commonalty and Citizens of the City of London as Masters Guardians and Governors of the House and Hospital called Bethlem situate without and near to Bishopsgate of the said City of London" (hereinafter called "the Governors") :

And whereas the hospital was transferred from Bishopsgate aforesaid to London Wall in the said city of London and subsequently transferred from London Wall to the present site in St. George's Road and Lambeth Road in the metropolitan borough of Southwark :

And whereas by the Bethlem Hospital Act 1871 the Governors were authorised to establish at Witley in the parish of Godalming in Surrey a convalescent home for the reception of such of the persons taken care of at the hospital as were convalescent or such others of them as the Governors might think fit to send thereto :

And whereas by the Bethlem Hospital Act 1926 (hereinafter called "the Act of 1926") the Governors were authorised to re-establish the said hospital and the said convalescent home on an estate purchased by the Governors and known as the Monks Orchard Estate in the counties of Surrey and Kent and in certain events with the approval of the Charity Commissioners to sell the estate or interest of the Governors in any part of the said existing site and lands therewith then belonging to or which might thereafter become vested in them and with such approval to sell the said convalescent home :

And whereas by the Act of 1926 the Governors were required to grant or convey to the Corporation and the Corporation to accept a grant or conveyance of the fee simple of or any other estate or interest of the Governors in the said Monks Orchard Estate and the Corporation were required to lease the same to the Governors for a term of seven hundred and forty-nine years from the twenty-ninth day of September one thousand nine hundred and twenty-five at a yearly rent of six shillings :

And whereas at present the said grant or conveyance of the said estate to the Corporation and the said lease to the Governors have not been made :

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And whereas it has now been ascertained that a portion of the said Monks Orchard Estate will suffice for the new hospital to be erected thereon and for any future extension thereof and that the remainder of the said estate is ripe for development and thus available for the augmentation of the revenues of the said hospital in accordance with the provisions of section 6 of the Act of 1926 :

And whereas by reason of the provisions of the Act of 1926 the Governors are precluded from disposing of any part of the said estate :

And whereas it is expedient that powers of disposal of a portion of the said estate should be conferred upon the Governors and that such other provision as is in this Act contained should be made with reference to the said estate :

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

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 as follows (that is to say) :—

1. This Act may be cited as the Bethlem Hospital Act 1928. Short title.

2. In this Act unless there be something in the subject or context repugnant to such construction— Interpretation.

“ The Act of 1926 ” means the Bethlem Hospital Act 1926 ;

“ The Monks Orchard Estate ” means the estate belonging to the Governors and situate partly in the parish of Addington in the county of Surrey and partly in the parishes of Beckenham and West Wickham in the county of Kent ;

“ The Corporation ” means the mayor and commonalty and citizens of the city of London trustees of the Bridge House Estates ;

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“ The Governors ” means the mayor and commonalty and citizens of the city of London as masters guardians and governors of the house and hospital called Bethlem situate without and near to Bishopsgate of the city of London;

“ The Charity Commissioners ” means the Charity Commissioners for England and Wales;

“ The signed map ” means the map signed in quadruplicate by the Right Honourable the Earl of Donoughmore the Chairman of the Committee of the House of Lords to which the Bill for this Act was referred of which map one copy has been deposited in the Parliament Office of the House of Lords one in the Committee and Private Bill Office of the House of Commons one in the office of the town clerk of the city of London and one with the Governors at their office.

Power to  
sell lease  
&c. lands.

3. Notwithstanding anything contained in the Act of 1926 the Governors may with the consent of the Charity Commissioners sell or let on building or other leases for such term as the Governors may think expedient or otherwise dispose of all or any part of the lands forming part of the Monks Orchard Estate which is delineated and shown by pink colour on the signed map.

Moneys to  
be applic-  
able to  
hospital.

4. The Governors may with the approval of the Charity Commissioners and subject thereto without any other or further authority than this Act apply any moneys arising from the sale lease or disposal by the Governors of any of the lands delineated and shown by pink colour on the signed map towards any expenses of the Governors of or in relation to the establishment by them of a hospital and premises in connection therewith on the Monks Orchard Estate and the carrying on conduct and management or other purposes of such hospital and premises.

Amending  
sections 5  
and 6 of  
Act of 1926.

5.—(1) Section 5 (Grant by Governors to Corporation) and section 6 (Lease by Corporation to Governors) of the Act of 1926 shall be read and construed as if there had been excluded from the Monks Orchard Estate the lands delineated and shown by pink colour on the signed map.

(2) The provision in the said section 6 with respect to the covenant to be contained in the lease therein mentioned shall have effect as though immediately before the words "the augmentation of the revenues of the said hospital" there were inserted the words "with the consent of the Corporation" and the proviso for re-entry to be so contained shall be framed accordingly. A.D. 1928. —

6. All the costs charges and expenses of the Corporation and the Governors of and incidental to the preparing for obtaining or passing of this Act or otherwise in relation thereto and of carrying the same into execution shall be paid by the Governors out of the revenues and property belonging to the Governors. Expenses of Act.

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