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(2) Date of repair 17-1-42

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MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No. 2035

Press
~~Mis.~~

Dated 13-11-1886.

Not to be folded or roughly handled

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

READ—the following papers:—

Extract from the Proceedings of the Government of India, in the Home Department (Medical), under date Simla, the 27th October 1886, No. 12—553-64.

Read—again—

Resolution, No. 4—153-63, dated 30th April 1886, circulating to Local Governments and Administrations a brief *résumé* of the principal orders received from time to time from Her Majesty's Secretary of State in regard to the deportation of insane persons from India to the United Kingdom.

Read—also—

Despatch to Her Majesty's Secretary of State . . . India, No. 21, dated 18th May 1886.
Despatch from Her Majesty's Secretary of State . . . India, No. 68, dated 22nd July 1886.

Resolution—

In accordance with the wishes of Her Majesty's Secretary of State for India, the following instructions are issued for the guidance of the several Local Governments and Administrations as to the circumstances which warrant their sending insane paupers to England, and as to the manner and time of sending them.

2. Insane persons not being of European parentage should under no circumstances be sent to England, and even lunatics of European parentage should be deported only in cases where their transfer is likely to promote their recovery, or where there is reason to believe that they have relatives in the United Kingdom who will be able and willing to bear the cost of their maintenance. Persons who, though of European parentage, have been born in India, and spent their whole lives in this country, ought not to be deported to England, unless they have an unquestionable settlement somewhere in the United Kingdom. It is clear that no benefit to lunatics who are not British-born subjects can, as a general rule, arise from their transfer from the land of their birth to a country where the climate is so different from what they have been accustomed to, where they have no friends, and where all old associations must be wanting; while, on the other hand, the expense incurred in maintaining them in asylums in England must be considerably greater than if they were retained in asylums in India.

3. It is of great importance that the most accurate information should be collected regarding the medical history of every insane patient sent to England, and that this information, together with full particulars concerning his relatives, should be transmitted to the Secretary of State, in anticipation of the departure of the insane person from India, in order that the necessary communications may be sent to the relatives (if any), as well as to the police authorities, advising them of the expected arrival of the insane person in England on or about a given date. Copies of these documents should also accompany the patient in each case. The responsibility of maintaining these lunatics in England rests on the Poor Law Guardians, and these authorities should be enabled before the patient's arrival, as far as possible, to discover the parishes of all those who may possess a settlement, original or derivative, in the United Kingdom. All such persons on reaching the United Kingdom will be treated as ordinary paupers, and will be dealt with as such, not by the Secretary of State for India or under his orders, but by the Police and Poor Law authorities of the country.

4. The attention of Local Governments and Administrations is invited to the arrangements made* in 1875, at the instance of the Government of Bombay, for sending in April each year all civil insane patients to England *via* Bombay. As the procedure then laid down has not been strictly followed, the Governor-General in Council has determined that in future Bombay shall be the only port of embarkation for civil lunatics, and desires that this rule shall be adhered to. In arranging for the deportation of lunatics, the Bombay Government should bear in mind that, under the terms indicated in the despatch marginally noted, the Indian troopships can, to a certain extent, be utilized for carrying insane paupers to England at a very small cost.

5. These instructions, which are issued in substitution for those contained in the Resolution of the 20th April 1886, relate solely to civil insane persons who are paupers, and not to insane seamen, who will continue to be sent in accordance with the instructions issued by the Board of Trade under the provisions of the Merchant Shipping Acts. Insane prisoners and criminal lunatics are deported under the provisions of the Statute 14 and 15 Vic., cap. 81; and the orders and directions of the Government of the Presidency in which such persons are in custody must under that Statute be conveyed to the commanders of vessels and others to whom the care or custody of such persons may be committed, as a warrant and authority for their removal to England. In the event of the necessity arising for sending from India to Europe distressed insane persons who are not British subjects, application should be made to the Consuls or other representatives in India of Foreign Governments to which the lunatics owe allegiance, for the conveyance of such persons direct to their own country. If no such assistance should be available, it will be necessary to extend to those non-British subjects the same consideration as is given to British subjects who are insane.

Order—

Ordered, that a copy of this Resolution be forwarded to the several Local Governments and Administrations for information and guidance; also to the Military Department for information.

(True Extract.)

(Signed) A. P. MacDONNELL,
Offg. Secy. to the Govt. of India.

To the Government of Madras.

ORDER—dated 13th November 1886, No. 3035, Judicial.

Communicated to the Inspector-General of Jails, with copy of G.O., dated 15th May 1886, No. 1284, and to the Surgeon-General with the Government.

(True Extract.)

Ag. Chief Secretary.

To the Inspector-General of Jails, with G.O. quoted.
„ Surgeon-General with the Government of Madras.

Exd. A. Raitt.

Govt. of (1886) *Calcutta*.
JUDICIAL

Issued

Encl.

Recd.

G.O., 13th Nov. 1886, No. 3035.

NOVEMBER.

Insane Patients.

Communicating to the Inspector-General of
Jails, and to the Surgeon-General, copy of the
Government of India resolution issuing instruc-
tions in regard to the deportation of — from
India to the United Kingdom.



CURRENT NO. 41/0

12
No. 353-64
Extract from the Proceedings of the Government of India, in the Home Department (Medical),—
under date Simla, the 27th October 1886.

READ again—

Resolution No. 153-83, dated 30th April 1886, circulating to Local Governments and
Administrations a brief *resumé* of the principal orders received from time to time
from Her Majesty's Secretary of State in regard to the deportation of insane
persons from India to the United Kingdom.

Read also—

Despatch to Her Majesty's Secretary of State for India, No. 21, dated 18th May 1886.
Despatch from Her Majesty's Secretary of State for India, No. 68, dated 22nd July 1886.

RESOLUTION.

IN accordance with the wishes of Her Majesty's Secretary of State for
India, the following instructions are issued for the guidance of the several
Local Governments and Administrations as to the circumstances which warrant
their sending insane paupers to England, and as to the manner and time of
sending them.

2. Insane persons not being of European parentage should under no cir-
cumstances be sent to England, and even lunatics of European parentage should
be deported only in cases where their transfer is likely to promote their
recovery, or where there is reason to believe that they have relatives in the
United Kingdom who will be able and willing to bear the cost of their main-
tenance. Persons who, though of European parentage, have been born in
India, and spent their whole lives in this country, ought not to be deported
to England, unless they have an unquestionable settlement somewhere in the
United Kingdom. It is clear that no benefit to lunatics who are not British-
born subjects can, as a general rule, arise from their transfer from the land of
their birth to a country where the climate is so different from what they have
been accustomed to, where they have no friends, and where all old associations
must be wanting; while, on the other hand, the expense incurred in maintaining
them in asylums in England must be considerably greater than if they were
retained in asylums in India.

3. It is of great importance that the most accurate information should
be collected regarding the medical history of every insane patient sent to
England, and that this information, together with full particulars concerning
his relatives, should be transmitted to the Secretary of State, in anticipation of
the departure of the insane person from India, in order that the necessary
communications may be sent to the relatives (if any), as well as to the police
authorities, advising them of the expected arrival of the insane person in
England on or about a given date. Copies of these documents should also
accompany the patient in each case. The responsibility of maintaining these
lunatics in England rests on the Poor Law Guardians, and these authorities
should be enabled before the patients arrival, as far as possible, to discover the
parishes of all those who may possess a settlement, original or derivative, in
the United Kingdom. All such persons on reaching the United Kingdom
will be treated as ordinary paupers, and will be dealt with as such, not by the
Secretary of State for India or under his orders, but by the Police and Poor
Law authorities of the country.

1. The attention of Local Governments and Administrations is invited to the arrangements made* in 1875, at the instance of the Government of Bombay, for sending in April each year all civil insane patients to England *via* Bombay. As the

* *Vide* Home Department endorsement to Local Governments and Administrations, Nos. 596-603, dated 17th September 1875, on letter from Government of Bombay, No. 2373, dated 9th August 1875.

procedure then laid down has not been strictly followed, the Governor General in Council has determined that in future Bombay shall be the only port of embarkation for civil lunatics, and desires that this rule shall be adhered to. In arranging for the deportation of lunatics, the Bombay Government should bear in mind that, under the terms indicated in the Despatch marginally noted, the Indian troopships can, to a certain extent, be utilized for carrying insane paupers to England at a very small cost.

5. These instructions, which are issued in substitution for those contained in the Resolution of the 30th April 1886, relate solely to civil insane persons who are paupers, and not to insane seamen, who will continue to be sent in accordance with the instructions issued by the Board of Trade under the provisions of the Merchant Shipping Acts. Insane prisoners and criminal lunatics are deported under the provisions of the Statute 14 & 15 Vic., cap. 81; and the orders and directions of the Government of the Presidency in which such persons are in custody must under that Statute be conveyed to the Commanders of vessels and others to whom the care or custody of such persons may be committed as a warrant and authority for their removal to England. In the event of the necessity arising for sending from India to Europe distressed insane persons who are not British subjects, application should be made to the Consuls or other Representatives in India of Foreign Governments to which the lunatics owe allegiance for the conveyance of such persons direct to their own country. If no such assistance should be available, it will be necessary to extend to those non-British subjects the same consideration as is given to British subjects who are insane.

ORDER.—Ordered, that a copy of this Resolution be forwarded to the several Local Governments and Administrations for information and guidance; also to the Military Department for information.

(True Extract.)

A. M. D. Smith

Offg. Secretary to the Government of India.

To The Govt. of Madras.

1284. 27. 15-5-86 d.C.
 29-9-75: 2118
 23-8-75: 1828
 13-8-75: 17402.

Judicial CURRENT NO 4178

28
 11/13/86 No 3035.
 Order

Committed to the H. of
 Jail with copy of P.O. 153
 May 1886. No. 1284. and
 to the Court. put. with the
 prob. has
 8/21

of
 from
 G. J. Home Dept
 no 12
 553/64

of 29th Oct/86
 by 5- Nov/86

of spare Copies

G. Jails. with 50. notes of days
 P. G. with the Govt of Madras 22/11
 2xi

Instructions regarding
 Deportation of insane paupers
 to England -

13/11
28-9-08 ✓
14-5-13. B.I.
B.I.

[11]

PRESS.

Judicial DEPARTMENT.
G.O. DATED 13th November 1886.
No. 3035.

7.11.00 2224/199 Pub.

First copy sent to Press.

Returned for signature.

Despatched in print.

22/11

[Despatch Abstract.]

Intense Patients. Com-

municating to the Suspect
General of Sails & to the Sur-
geon General copy of the
Govt of India Resolution
issuing instructions ⁱⁿ regard
to the deportation of
— from India to the
United Kingdom —