

CHAPTER 159.**LUNATICS REMOVAL (WEST AFRICAN TERRITORIES).****ARRANGEMENT OF SECTIONS.**

SECTION.

1. Short title.
2. Interpretation.
3. Procedure for reception of lunatics from other West African Territories.
4. Lunatics received to be subject to laws of this Colony.
5. Local certificate of insanity unnecessary.
6. Return of lunatics who recover their reason.
7. Power in Governor to arrange for return of lunatic.
8. Return of lunatics before they have recovered their reason.

CHAPTER 159.**LUNATICS REMOVAL (WEST AFRICAN TERRITORIES).**

39 of 1905.
 Sec. 19 of No.
 12 of 1924.
 7 of 1930.

An Ordinance to Consolidate and Amend the Law with respect to the Removal and Return of Lunatics in certain West African Territories to and from the Colony of Sierra Leone.

[30TH NOVEMBER, 1905.]

Short title.

1. This Ordinance may be cited as the Lunatics Removal (West African Territories) Ordinance.

Interpreta-
 tion.

2. In this Ordinance the term "Governor" shall include Governor General and the officer lawfully administering the Government of Sierra Leone, or of any of the Territories from which lunatics may be removed to Sierra Leone under this Ordinance, as the case may be.

Procedure for
 reception of
 lunatics
 from other
 West African
 Territories.

3. It shall be lawful for the Governor of Sierra Leone to receive from time to time such lunatics as shall be authorised, in manner hereinafter appearing, to be removed from the Colony of the Gambia, Ghana and the Federation of Nigeria by the Governor of any of the said Territories:

Provided that the authority of the Governor of any such Territory shall be expressed in writing under the hand of such Governor, and that such authority shall be according to the

form in Schedule A hereto, and shall be accompanied by a statement as in the said form appears and also by a medical certificate duly signed by two Medical Officers of such Territory according to the form in Schedule B hereto:

Provided also that the Governor of Sierra Leone shall not receive any lunatic as aforesaid, unless the costs incidental to, and attendant upon, the reception and detention of such lunatic in Sierra Leone be guaranteed by the Governor of the Territory from which such lunatic is removed.

4. Any lunatic who may be received into the Colony under the provisions of this Ordinance shall be subject to any law providing for the Government and control of lunatics and of their estates and effects which may be in force in the Colony at the date of his reception and detention therein.

Lunatic received to be subject to laws of this Colony.

5. (1) When a lunatic is received into the Colony under the provisions of this Ordinance it shall not be necessary that a medical certificate should be signed under the provisions of the Lunacy Ordinance.

Local certificate of insanity unnecessary. Cap. 157.

(2) The authority of the Governor of the Territory from which the lunatic is removed shall be, and in every case heretofore shall be deemed to have been, sufficient authority to justify his conveyance to the Kissy or other duly appointed mental hospital, and his detention therein so long as he continues to be insane.

6. When any lunatic who has been received into the Colony under the provisions of this Ordinance shall recover his reason, it shall be lawful for any Judge of the Supreme Court upon the receipt of a certificate to that effect signed by at least two duly qualified medical practitioners, of whom the Director of Medical Services or the person lawfully acting as such, shall be one, to order the discharge of such lunatic, and a copy of the order of such discharge shall be stamped with the seal of the Supreme Court and forthwith transmitted to the Governor of the Colony.

Return of lunatics who recover their reason.

7. When any lunatic has been discharged under the provisions of the last preceding section, it shall be lawful for the Governor to make any arrangements with the Governor of the Territory, whence the lunatic was removed, for his return thereto, and to authorise such return:

Power in Governor to arrange for return of lunatic.

Provided always that such Governor guarantees the costs incidental to, and attendant upon, his being returned as aforesaid.

Return of
lunatics
before they
have
recovered
their reason.

8. It shall be lawful for the Governor to authorise the return and removal from the Colony of lunatics, who have been received into the Colony under the provisions of this Ordinance, to the Territory whence they have been removed, before they have recovered their reason. Such authority shall be in the form of Schedule A.

Secs. 3 & 8.

SCHEDULE A.

FORM OF AUTHORITY FOR REMOVAL.

I hereby authorise the removal of the undermentioned insane person from.....* to.....*.

Given under my hand this.....day of.....19.....

(Signed).....Governor.

or Governor General.

STATEMENT.

(If any particulars in this Statement be not known, the fact to be so stated.)

Name of patient, country or nationality in full.

Sex and age.

Married, single, or widowed.

Condition of life and previous occupation (if any).

Religious persuasion, as far as known.

Previous place of abode.

Whether first attack.

Age (if known) on first attack.

When and where previously under care and treatment.

Duration of existing attack.

Supposed cause.

Whether subject to epilepsy.

Whether suicidal.

Whether dangerous to others.

Whether found lunatic by inquisition and date of commission or order for inquisition.

* Sierra Leone, the Gambia, Ghana or the Federation of Nigeria, as the case may be.

Special circumstances (if any) preventing the patient being examined, before admission, separately by two medical practitioners.

(Signed) C.D.

(Where the person signing the statement is not the person who signs the authority, the following particulars concerning the person signing the statement are to be added) viz.:—

Occupation (if any).

Place of abode.

Degree of relationship (if any) or other circumstances of connection with the patient.

SCHEDULE B.

FORM OF MEDICAL CERTIFICATE.

Sec. 3.

We, the undersigned, being two Medical Officers of the Colony of and being in actual practice, hereby certify that we, on the day of, at [*here insert the Street*] in the of not jointly with each other, and separately from any other medical practitioner, personally examined A.B. of [*insert residence and profession or occupation, if any*], and that the said A.B. is a [*lunatic or an idiot, or a person of unsound mind*], and a proper person to be taken charge of and detained under care and treatment, and we found this opinion upon the following grounds, viz.:—

1. Facts indicating insanity observed by ourselves [*here state the facts*].
2. Other facts (if any) indicating insanity communicated to us by others [*here state the information and from whom*].

(Signed) { E.F.
G.H.

Dated this day of one thousand nine hundred and