

courts may
confine chil-
dren in cer-
tain cases.

fourteen, belonging to persons sentenced by them for criminal offences, and this at the expense of the municipality in which the parents reside when it appears by the proceedings before the court that such criminals have been guilty of battery, indecent assault or other outrages on their children.

Power how
exercised.

This power may be exercised by the judge, either *proprio motu* or on the request of the Attorney General or his representative, or on the application of a person who deems it his duty to call the attention of the court to the evidence adduced."

Art. added
after R. S.,
3166.

9. The following article is added after article 3166 of the said Statutes :

Notices to be
given when
discharge of
child is order-
ed.

"**3166a.** When the discharge is ordered in virtue of the provisions of article 3166, notice thereof must be given in the manner indicated in article 3173, and, within ten days from the receipt of such order, the directors of the school must comply therewith, and must also immediately, on receipt of the order, give notice to the parents, the tutor or person bound to take care of such child, that the latter is discharged, and indicating the day and hour at which they are to come to the industrial school to get the child.

Penalty on
parents, &c.,
not coming
for child
when dis-
charged, &c.

If the parents, tutor or other person bound to take care of the child, neglects or refuses to come at the hour and to the place indicated to take charge of the child, they may, on complaint laid by any rate-payer, police officer, sergeant or constable, or any peace officer whatever, be summarily prosecuted before a magistrate or two justices of the peace, who, if the accused can give no valid excuse, may sentence them to a fine not exceeding fifty dollars, or two months imprisonment in the common gaol, for each offence."

Coming into
force.

10. This act shall come into force on the day of its sanction.

CAP. XXXIII.

An Act to amend the law respecting Asylums for the Insane.

[Assented to 8th January, 1894.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

R. S., art.
3183, re-
placed.

1. Article 3183 of the Revised Statutes is replaced by the following :

Appointment
of medical su-
perintendent.

"**3183.** The Lieutenant-Governor in Council may appoint a medical superintendent for each asylum under contract with the Government.

There may also be appointed, in the same manner, and, in addition, an assistant medical superintendent and two house physicians, for each of the asylums of St. Jean de Dieu, Verdun and Beauport.

Assistant medical superintendent and house physicians.

The salary of each of these officers is paid by the Province; it is fixed by the Lieutenant-Governor in Council, and shall not exceed the sum of three thousand dollars per annum.

Salary and payment thereof.

The assistant medical superintendent has and exercises all the powers of the medical superintendent, in the event of the latter being absent or unable to act for any reason whatsoever."

Powers of assistant medical superintendent.

2. Article 3184 of the said Statutes is replaced by the following :

R. S., art. 3184, replaced.

"3184. The proprietors of each asylum are obliged to furnish the medical superintendent with a room in their establishment, suitably furnished and as near as possible to the place where the chemical stores are kept, which they are also obliged to supply."

Proprietors to furnish room for medical superintendent, &c.

3. Article 3185 of the said Statutes, as amended by the act 56 Victoria, chapter 31, section 1, is replaced by the following :

R. S., art. 3185, replaced.

"3185. In accordance with the provisions of the law, the medical superintendent supervises the admission of patients into the asylum and their temporary or final discharge therefrom.

Supervision of admissions, &c., to asylum, &c.

The medical superintendent has control over the medical service, the classification of patients and the treatment to be given to them, as mentioned in article 3187.

Control over medical service, &c.

The house physicians must devote the whole of their time to the service of the patients and prescribe the treatment, medical or moral, approved by the medical superintendent, which appears to them the most suitable to hasten or ensure their cure.

House physicians' duties.

The medical superintendent and the house physicians shall, with the consent of the proprietors, if the Government require it, give, without additional salary, clinical lectures upon mental alienation, the length and number of which shall be determined by the Lieutenant-Governor in Council."

Clinical lectures.

4. Article 3186 of the said Statutes, as replaced by the act 54 Victoria, chapter 29, section 2, is again replaced by the following :

R. S., art. 3186, replaced.

"3186. The medical superintendent shall make a general report, yearly, to the Provincial Secretary, indicating the number of patients admitted during the year, the num-

Annual report by medical superintendent to Pro-

vincial Secretary and what to contain.

ber of those who have been, temporarily or permanently, discharged, the date of each admission and of each discharge, the number of those who have been cured or whose health is improved, as well as of those who died at the asylum or who have escaped, and mentioning generally all improvements adopted or suggested, either in the treatment or the care of the patients, and all other information required by the Lieutenant-Governor in Council."

R. S., art. 3187, replaced.

5. Article 3187 of the said Statutes, as amended by the act 56 Victoria, chapter 31, section 2, is replaced by the following :

Rules and regulations to be made by medical superintendent.

"**3187.** Rules and regulations may be made by the medical superintendent, with the concurrence of the assistant medical superintendent and house physicians, subject to the approval of the Lieutenant-Governor in Council, for the medical, moral and physical treatment of the patients, which comprises medicines and prescriptions, restraint, classification, ventilation of buildings, regimen, diet, clothing and exercise.

Residence of house physicians, their duties as to carrying out the rules and regulations.

The house physicians are bound to reside near the asylum.

They are entrusted, under the direction of the municipal superintendent, with the execution of the rules and regulations, made and approved of, as aforesaid, by the Lieutenant-Governor in Council ; they shall assist the medical superintendent in carrying out the orders given by him, and replace him in case of absence or sickness.

Duty of proprietors, &c., to carry out orders of medical superintendent.

The proprietors of asylums, their superintendents, employees and servants are bound to carry out the orders of the medical superintendent or his representative respecting everything that concerns the medical treatment, as herein before enacted.

Dismissal of keepers, &c.

The medical superintendent may require the proprietors of the asylum to dismiss the keepers, nurses and guardians, for incompetence or insubordination.

In case of disagreement, &c.

In case of disagreement as to such dismissal, the decision rests with one of the inspectors of asylums."

R. S., art. 3189, replaced.

6. Article 3189 of the said Statutes is replaced by the following :

Formalities required previous to admission.

"**3189.** The persons above mentioned cannot be admitted, unless the proprietors of the asylum are furnished with an application according to form A, and a certificate according to forms B and C, signed by two medical men, who are neither partners nor brothers, nor in the relation of father and son to each other, to the proprietors of the asylum or to the patient, and who have each, separately and personally, examined the patient before the application for his entry into the asylum.

Attestation of forms.

The forms A, B and C must be attested on oath."

7. Article 3190 of the said Statutes is amended by replacing the words : " the certificate B," in the first line, by the words : " the certificates B and C." R. S., art. 3190, amended.

8. The following articles are added after article 3190 of the said Statutes : Articles added after R. S., art. 3190.

"**3190a.** Within three days after the arrival of the patient at the asylum, the proprietors of such asylum shall have such patient examined by the medical superintendent or one of the other physicians, and forward his report, attested under oath, to the Provincial Secretary, who shall, as soon as possible, furnish a copy thereof to the parish priest or minister of the place whence the patient comes, and if the patient belongs to a foreign country, to the consul or *chargé d'affaires* of such country, with a request to send it to the relatives of such patient." Dates of proprietors, after arrival of patient at the asylum. Transmission of report of medical superintendent to certain persons.

"**3190b.** In the case of opposition to the confinement of such patient, the parties interested shall apply to a judge of the Superior Court of the district in which the asylum is situated, for an order for his discharge, which shall be duly served on the proprietors of such asylum ; but if the judge, to whom such petition is presented, considers that the interests of justice require it, he may order that the matter be referred to the judge of the district from which such patient comes." Procedure in case of opposition to the confinement of a patient.

"**3190c.** The judge's order, in virtue of which such patient is to be discharged, shall mention the names, surnames, residence and degree of kindred of the relatives, or, in default of relatives, the nature of the relations between the person indicated in such order and the patient." Contents of judge's order

9. Article 3191 of the said Statutes, as replaced by the act 52 Victoria, chapter 35, section 1, is again replaced by the following : R. S., art. 3191, replaced.

"**3191.** The patient shall be released in the case of a cure certified by the medical superintendent or his assistant, or when the person who signed the application for his admission requires, in writing, over his signature, that such patient be released, except when the medical superintendent or his assistant declares that the patient is dangerous or a source of scandal to society." Release of patients.

10. The following article is added after article 3193 of the said Statutes : Art. added after R. S., art. 3193.

"**3193a.** The medical superintendent of the asylum shall each month send in a report, respecting private patients, to the Provincial Secretary, indicating : Monthly report of medical superintendent.

tendent and
what to con-
tain.

1. The names and surnames of patients admitted or discharged ;
2. The date of their admission or discharge ;
3. The names and domicile of the persons who have applied for their admission or discharge ;
4. The names of the two physicians who have certified to the mental condition of the patients before their admission ;
5. The date of the escape, death or discharge of the patients."

R. S., art.
3195a, amend-
ed.

11. Article 3195a of the said Statutes, as added by the act 55-56 Victoria, chapter 30, section 2, and amended by the act 56 Victoria, chapter 31, section 3, is further amended by adding after the words : " between them," at the end of paragraph 1, the words : " drawn up in accordance with form A," and by replacing the words : " form C and the annex thereto," in the first and second lines of paragraph 2, by the words : " forms B and C."

R. S., art.
3195e, amend-
ed.

12. Article 3195e of the said Statutes, as added by the act 55-56 Victoria, chapter 30, section 2, is amended by adding, after the words : " above mentioned certificate," in the fourth line, the words : " except forms B and C, which are filled up and signed by the same physician."

R. S., art.
3202, amend-
ed.

13. Article 3202 of the said Statutes is amended by adding, before the word " discharge," in the last line, the words : " temporary or final."

R. S., art.
3203, amend-
ed.

14. Article 3203 of the said Statutes is amended by replacing the words : " of the members of the Medical Board," in the second and third lines, by the words : " of the medical superintendent, his assistant, or one of the house physicians."

R. S., art.
3204, amend-
ed.

15. Article 3204 of the said Statutes is amended by replacing the words : " the house physician of an asylum," in the first line, by the words : " the medical superintendent."

R. S., art.
3206, amend-
ed.

16. Article 3206 of the said Statutes, as replaced by the act 54 Victoria, chapter 29, section 5, is amended by replacing the word : " board," in the last line of the first paragraph, by the word : " superintendent."

R. S., art.
3209, amend-
ed.

17. The first paragraph of article 3209 of the said Statutes, as replaced by the act 56 Victoria, chapter 31, section 9, is amended by replacing the words : " according to form C and its annex," in the seventh line, by the words : " according to forms B and C."

18. Article 3210 of the said Statutes is amended by re-^{R. S., art.} placing the words : " Medical Board," in the first line, by ^{3210, amend-} the words : " medical superintendent or his assistant."

19. Article 3211 of the said Statutes, as replaced by the ^{R. S., art.} act 54 Victoria, chapter 29, section 8, is again replaced by ^{3211, re-} the following : placed.

" **3211.** In every city or town where there is a recorder, ^{Confinement} such recorder, in the cities of Quebec and Montreal, the ^{of dangerous} recorder or police magistrate, and in all other parts of ^{lunatics.} the Province, any justice of the peace, on the sworn information of two rate-payers establishing that any person, interdicted or not, endangers public safety, decency and peace or his own safety, accompanied by a physician's certificate, according to forms B and C, establishing the insanity, and stating that it is urgent that such person be confined in an asylum, shall *ex-officio* order by warrant, according to form G, that such patient be confined in an insane asylum."

20. Article 3212 of the said Statutes, as replaced by the ^{R. S., art.} act 54 Victoria, chapter 29, section 8, and amended by the ^{3212, re-} act 55-56 Victoria, chapter 30, section 6, is again replaced by the following :

" **3212.** The police magistrate, recorder or justice of the ^{Certificates} peace, before whom a patient is brought, shall, before giving ^{required} the order mentioned in the preceding article, require the ^{before order} production of the certificates drawn up and signed according to forms E and K, and transmit all these documents, without delay, to the medical superintendent who, after examining them shall, temporarily, admit the patient to such asylum. given.

The patient shall not, however, be transferred before an ^{Order before} order to that effect is received from the medical super- ^{transfer.} intendent.

Nevertheless, in cases of absolute urgency, the production ^{Cases of} of the forms E and K may be postponed for fifteen days, if ^{urgency pro-} the medical superintendent deems it advisable. ^{vided for.}

21. Article 3214 of the said Statutes, as replaced by the ^{R. S., art.} act 54 Victoria, chapter 29, section 8, and amended by the ^{3214, re-} act 55-56 Victoria, chapter 30, section 7, is again replaced by the following :

" **3214.** Within the fifteen days following such admis- ^{Report to} sion, the medical superintendent or his representative ^{Provincial} sends to the Provincial Secretary his report upon the patient, ^{Secretary and} accompanied with the documents he has received, and, ^{order there-} upon, if ^{upon, if} patient is ^{patient is} found insane. ^{found insane.}

on receipt of such report, if it be established that the patient is insane, the Provincial Secretary immediately orders his detention in the asylum in which he was confined.

If otherwise,
order to be
given for
discharge.

If, on the contrary, the report of the medical superintendent or his representative establishes that the patient is not a person to be confined in a lunatic asylum, the Provincial Secretary at once orders him to be discharged, and, until such patient leaves the asylum after the said order of discharge, the municipality interested becomes responsible for all that the keep, care and treatment of such patient in the asylum costs the Government."

R. S., art.
3221, amend-
ed.

22. Article 3221 of the said Statutes is amended by replacing the words : "house physician," in the seventh and eighth lines, by the words : "medical superintendent."

R. S., art.
3230, amend-
ed.

23. Article 3230 of the said Statutes, as replaced by the act 54 Victoria, chapter 29, section 10, is amended by replacing the words : "medical board, and the medical superintendent shall then order," in the third and fourth lines, by the words : "medical superintendent who orders."

Art. added
after R. S.,
art. 3236a.

24. The following article is added after article 3236a of the said Statutes :

Forms may be
made, &c.,
by Lieuten-
ant-Govern-
or.

"3236b. The Lieutenant-Governor in Council may, whenever he deems it necessary for the carrying out of this chapter, amend and repeal the forms now in use and make new ones, which he may likewise amend and repeal."

Replacing of
forms.

25. Forms A, B, C, F, I, and J of section second of chapter fifth of title eighth of the Revised Statutes, and form G of the same section, as replaced by form G of the act 54 Victoria, chapter 29, are respectively replaced by that one of the following forms having the same letter.

FORM A.

APPLICATION FOR THE RECEPTION OF A PATIENT.

In the case of a private patient,

To the proprietors of the lunatic asylum.

In the case of a public patient,

To the medical superintendent of the lunatic asylum.

Place and date.

The undersigned requests the admission of a patient into
the Lunatic Asylum.

Name of applicant.

Profession.

Age.

Domicile.

Degree of relationship or connection.

Name of patient.

Profession.

Age.

Domicile.

(Signature).

Sworn before me, at }
this }
day of 189 . }

(Signature),

(Quality).

FORM B.

PHYSICIAN'S CERTIFICATE.

Place and date.

I, _____ being a physician duly authorized to practise and habitually practising as such, do declare on oath that I am not related to, nor as respects the proprietors of _____ asylum, within the conditions prohibited by the law, concerning insane asylums, nor with (name of the person making the application), nor with (name of the patient).

That I have this day, separately from any other medical practitioner, visited and personally examined the said _____; that the said _____ is insane and is a proper person to be confined, and that I have formed this opinion from the following facts, which I certify to be true (give the details).

Sworn before me, at }
this }
day of 189 . }

(Signature)

M. D.

(Signature).

(Quality).

N. B.—In cases of idiocy or imbecility, state whether the idiot or imbecile be dangerous, a cause of scandal or subject to epileptic fits, and mention the facts which shew that he is dangerous or a source of scandal.

FORM C.

INFORMATION REQUIRED IN CASES OF APPLICATION FOR
ADMISSION OF A PATIENT INTO AN ASYLUM.

In the case of (*name of patient*) of
county of .

Friends or relatives of patients (sheriffs, or wardens in cases of insane prisoners) applying for admissions into the asylum, are particularly requested, with the aid of the physician, to furnish full and explicit answers to the following questions :

- | | |
|--|-----|
| 1.—What is the patient's age, to the best of your knowledge ? | 1.— |
| 2.—Is the patient married or single ? If married, how long ? How many children ? | 2.— |
| 3.—Where do these children live ? | 3.— |
| 4.—What is the patient's origin ? | 4.— |
| 5.—Are his parents still living ? Where do they live ? What is their name ? | 5.— |
| 6.—Where does the patient come from ? In what municipality was he when sent to the asylum ? | 6.— |
| 7.—How long has the patient resided in Canada ? | 7.— |
| 8.—What has been the patient's occupation or trade ? If a female, that of her husband and father ? | 8.— |

FORM C.—(*Continued.*)INFORMATION REQUIRED IN CASES OF APPLICATION FOR
ADMISSION OF A PATIENT INTO AN ASYLUM.—(*Continued.*)

9.—What are his apparent means of subsistence, as well as of those who are obliged by law to support him ?	9.—
10.—What is the patient's religion ?	10.—
11.—What degree of education ? Can he read and write ?	11.—
12.—When did the first symptoms of sickness manifest themselves ?	12.—
13.—How were the first symptoms of disease manifested ?	13.—
14.—Is this the first attack ? If not, when did others occur ? and what was their duration ?	14.—
15.—Is there any improvement or aggravation in the disease, or is it stationary ?	15.—
16.—When did the first symptoms of the present attack manifest themselves ?	16.—
17.—Has the patient any lucid interval, and do they occur at regular periods ?	17.—
18.—On what subjects, or in what way is derangement now manifested ?	18.—

FORM C.—(*Continued.*)INFORMATION REQUIRED IN CASES OF APPLICATION FOR
ADMISSION OF A PATIENT INTO AN ASYLUM.—(*Continued.*)

Is there any permanent hallucination of sight, taste, touch or genital sense?	
19.—Has the patient shown any disposition to injure himself or others?	19.—
20.—Was it from sudden passion or premeditation?	20.—
21.—Has suicide ever been attempted? If so, in what way? Is the propensity now active?	21.—
22.—What are his habits as to eating, sleeping or cleanliness? Is there a disposition to filthy habits, destruction of clothing, breaking glass, furniture, &c.	22.—
23.—What relatives (including grand-parents and cousins) have been insane, or had other nervous diseases such as epilepsy, hysteria, tic, eccentricity, neuralgia, chorea, alcoholism, etc.	23.—
24.—Did the patient manifest any particularities of temper, habits, or pursuits, or predominant passions, religious impressions? Has he been eccentric?	24.—
25.—Was the patient ever addicted to intemperance in the use of ardent	25.—

FORM C.—(Continued.)

INFORMATION REQUIRED IN CASES OF APPLICATION FOR
ADMISSION OF A PATIENT INTO AN ASYLUM.—(Continued.)

spirits, opium, tobacco, in any form, &c., &c. ?	
26.—Has the patient been subject to any serious bodily disease? To epi- lepsy, suppressed erup- tions, discharges or sores, or ever had any injury to the head?	26.—
27.—Has restraint or confine- ment been employed? If so, of what kind and how long continued?	27.—
28.—What is supposed to be the cause of the disease?	28.—
29.—What treatment has been pursued for the relief of the patient? Mention particulars and the effects.	29.—
30.—Please state any other matter supposed to have any bearing upon the case.	30.—
31.—For references, address of the nearest relative or guardian, or friend, must be given in full, with place of their residence.	31.—

Dated at

189 .

All the above answers are true to the best of my know-
ledge.

Sworn before me,

at

this

189 .

}
(Physician's signature)

M.D.

(Signature),

(Quality).

FORM F.

WARRANT OF ARREST OF A DANGEROUS LUNATIC.

Province of Quebec, {
 District of . }

To all and every the constables and other peace officers
 in the district of :

Whereas information has been laid on oath before me
 (recorder *or* police magistrate of the city of ,
or one of Her Majesty's justices of the peace in and for the
 district of , *as the case may be*), by I. Z.,
 of , that V. W., of , is
 insane and that it is dangerous to leave him at large ;

These are therefore to command you, the said constables
 or other peace officers, or any of you, in Her Majesty's name,
 to arrest the said V. W., and bring him before me or us, or
 any justice of the peace in and for the district of ,
 in order that an inquiry be made as to the mental condition
 of the said V. W., and that proceedings may be had
 according to law.

Given under my hand and seal, at
 this day of in the
 year of our Lord, 18 .

[L. S.]

(Signature),

(Quality).

FORM G.

WARRANT OF COMMITMENT TO AN ASYLUM.

Province of Quebec, {
 District of . }

To all and every the constables or other peace officers in
 the district *or* county of and to the
 medical superintendent of the lunatic asylum of
or his representative ;

Whereas on the day of the month of ,
 information on oath has been laid before me (recorder *or*
 police magistrate of the city of , *or* one of
 Her Majesty's justices of the peace in and for the district

of _____, *as the case may be*), that V. W.,
 of _____, county of _____,
 is insane and it is dangerous to leave him at large ;

And whereas such information is corroborated by a
 medical certificate dated the _____ ;

And whereas, at the inquiry made by me, it has been
 established that the said V. W. is insane and it is dangerous
 to leave him at large ;

These are therefore to command you, the said constables
 or other peace officers, or any of you, in Her Majesty's name,
 to take the said V. W. and him safely convey to the insane
 asylum of _____, and then there deliver him into the
 custody of the medical superintendent of the said asylum,
or his representative, together with this warrant and the
 documents annexed ;

And I command you, the said medical superintendent,
 of the said asylum (*or* your representative) to receive the said
 V. W. into your custody and him safely keep until instruc-
 tions from the Provincial Secretary be given you to that
 effect.

Given under my hand and seal, at
 this _____ day of _____ in the year of our
 Lord, 18 ____ .

[L. S.] _____ (Signature),
 _____ (Quality).

FORM I.

WARRANT TO APPREHEND AN ESCAPED PATIENT.

Province of Quebec, }
 District of _____ . }

Insane asylum of _____

To _____ and to all constables or peace
 officers of the county of _____, in the district
 of _____ :

Whereas on the _____ day of the month of _____
 _____, being within one month from _____,
 V. W., an insane inmate of the _____ asylum of _____,
 of which I am the medical superintendent (*or* his repre-
 sentative, *as the case may be*.) did escape from the said
 asylum ;

These are therefore to command you, the said constables or peace officers, or any of you, in Her Majesty's name, to apprehend the said V. W., and him safely convey to this asylum and deliver him into my charge.

Given under my hand and seal, at
this day of the month of , in
the year of our Lord, 18 .

(Signature)

[L. S.] Medical Superintendent
(or his representative, as the case may be).

FORM J.

APPLICATION FOR TEMPORARY DISCHARGE OF PATIENT.

I, (*degree of relationship*) of (*name of patient*), confined in the asylum of , admitted on (*date of admission*), request from the medical superintendent or his representative permission to take care of the said V. W. ; and I undertake to take care of the said V. W., so long as he so remains with me, for the space of time of from this date, and to furnish the said medical superintendent every days, a report upon the physical and mental condition of the said V. W., during the said period.

I further undertake to bring back the said V. W. to the said asylum upon the expiration of the delay fixed, or whenever I shall be thereunto required by the medical superintendent or his representative ; the whole without any charges and without costs.

Dated at , this day
of 18 .

Signature of applicant,

Witnesses. . { (*Address*).
