

The following REGULATIONS have been made by the Commissioners of The Provincial Hospital under the Act 5 Edward VII., Chapter 19, intituled "An Act relating to The Provincial Hospital," and are now in force.

1. No person shall be admitted to The Provincial Hospital as a patient unless his insanity is established to the satisfaction of the medical superintendent thereof in the manner and form prescribed by these regulations, and his admission recommended either because he has committed acts dangerous to himself, or to others, or to property; or it is made reasonably certain by his threats, or otherwise, that he has dangerous tendencies; or his disease is of such a nature as to require for his recovery care and treatment while under legal restraint.

2. No person shall be admitted to or confined in The Provincial Hospital as a patient without the certificate of a physician, according to Form A in the Schedule hereto, legibly and completely filled up, as herein provided. The said certificate shall be signed by the said physician in the presence of a Justice of the Peace, a councillor or officer of a municipality, or a clergyman, who shall subscribe his name as a witness thereto.

3. Every such certificate shall state that the physician signing the same personally examined the patient, and after careful observation and inquiry found him to be insane; and shall specify the facts on which he has formed an opinion that the person to whom the certificate relates is insane, together with the other necessary information required; and also state the reason why the patient is considered a proper person to be admitted to The Provincial Hospital, and there detained under care and treatment. No such certificate shall be valid unless facts indicating insanity recorded therein were observed on the date of examination by the physician himself. Such facts observed previous to said date by the physician, or evidence of insanity communicated to him by others shall be accepted in corroboration only.

4. The certificate shall not be accepted unless the physician signing the same be registered under "The New Brunswick Medical Act," and not related by blood or marriage to the person to whom the certificate refers. In cases where two certificates are required, as hereinafter provided, neither shall be valid if signed by a physician whose partner, father, brother, or son has signed the other.

5. The certificates required by these regulations shall be submitted to the medical superintendent before the patient is conveyed to The Provincial Hospital. On the receipt of said certificates the medical superintendent, if of opinion that the patient is a proper subject for confinement in The Provincial Hospital, shall issue a permit for the admission of the said patient; and said permit shall be sufficient authority to any person to apprehend and convey such patient to said Hospital if the same be done within fifteen clear days after the date of such permit, and without such permit no person shall have authority to convey any such patient to the said hospital, but nothing herein contained shall affect the provisions of Sections 23, 24, 25 and 26 of Chapter 100 of the Consolidated Statutes, 1903, and the medical certificate filed with the medical superintendent as aforesaid shall be sufficient authority for the detention of said patient in said hospital so long as he continues in the opinion of the medical superintendent to be a proper subject for detention. In cases of absolute urgency, the medical superintendent may permit the admission of a patient when all the formalities have not been fulfilled, but unless the same are completed and received by him within five clear days after said admission he shall no longer detain such patient, and no such patient shall be admitted to The Provincial Hospital if brought without the consent of the medical superintendent, who must first be communicated with and informed of the circumstances which render the case urgent.

6. Idiots and imbeciles can be admitted to The Provincial Hospital only on satisfactory proof that they are dangerous when at large, and shall be admitted only in conformity with these regulations.

7. (a) Insane persons when either they or those obliged by law to provide and care for them, are able to pay the entire expense of their maintenance and treatment in The Provincial Hospital, can be admitted thereto or detained therein only on the certificates of two physicians prepared in accordance with the provisions of these regulations.

(b) When any such insane person shall be received into the Hospital there shall be paid to the medical superintendent such sum as he may determine upon, to be applied toward the board and treatment of such patient; and in addition thereto, the superintendent may require that a bond with proper sureties and to such an amount as the superintendent may determine, shall be given to the Crown, which bond may be enforced as other Crown debts.

8. Insane persons who have not themselves, or through some person bound by law to provide or care for them, the means of paying the whole or a part of the expense of their maintenance and treatment in The Provincial Hospital, may be admitted on the certificate of one physician, duly approved under the provisions of these regulations; together with a certificate according to form E in the Schedule hereto, from the secretary of the municipality, or the clerk of the town or city, as the case may be, from which the patient is sent, stating the names and addresses, and for what amounts, if any, said patient and those liable for his support are entered on the assessment list of said municipality, city or town, and what other income and property, if any to his knowledge, said persons may have; and also a certificate according to Form F in said Schedule, signed and sworn to by the nearest of kin to the patient having a knowledge of the circumstances of said patient, setting forth the financial position of said patient and of those liable for his support. On the admission of any such patient a fee of twenty dollars shall be paid to the medical superintendent.

9. In any case in which it is shown that the patient, or one or more of his relatives liable for his support, have the means of paying in part the cost of the maintenance and treatment of said patient in The Provincial Hospital, the commissioners thereof shall determine the amount to be paid by such patient, or by said relatives, and the proportion to be paid by each of them. The amount so determined may be recovered by the commissioners when due from the parties liable as ordinary Crown debts in the name of His Majesty.

10. In any municipality within the Province of New Brunswick where there is an alleged insane person deemed a fit subject for care and treatment in The Provincial Hospital within the meaning of these regulations, application may be made by any relative of said

person, or by any two ratepayers, for a medical examination, to the secretary, or the warden of the municipality, or the mayor, the clerk, an alderman, or a councillor of the city or town, or a councillor, or an overseer of the poor of the parish in which the alleged insane person may be. On receiving such application, the said secretary, clerk, warden, mayor, alderman, councillor, or overseer of the poor shall immediately notify a physician to make the required examination, and, if in the physician's opinion, the alleged insane person is a fit subject for detention in The Provincial Hospital, to prepare the necessary medical certificate and submit the same to the medical superintendent. The official receiving said application shall also notify the secretary of the municipality, or the clerk of the town or city, as the case may be, and the nearest of kin of said patient to provide the certificates mentioned in regulation 8 according to said forms E and F, respectively.

11. When payment has not been made otherwise the municipality shall pay the physician for the examination, whether the alleged insane person be found certifiable or not, or be admitted to The Provincial Hospital or not, including the certificate when one is made out, the sum of four dollars, together with ten cents for each mile necessarily travelled, and shall also pay the necessary expenses incurred in conveying said insane person to The Provincial Hospital, and the municipality shall also pay to the medical superintendent a fee of twenty dollars at the time of said patient's admission, or on the presentation of a certificate signed by the medical superintendent of said hospital certifying to the admission of such insane person to said hospital, and stating from which municipality said person came, which fees shall be paid by the county treasurer, or in the case of a city or town, by the treasurer thereof, out of any moneys on hand.

12. All municipal officials or authorities named in these regulations shall honestly perform the duties required of them hereunder, and any such official refusing or neglecting to perform any such duty when required shall be liable to a penalty not exceeding twenty-five dollars which may be recovered in the manner in which penalties are ordinarily recovered under the Summary Convictions Act.

13. It shall be lawful for any municipality which shall have paid any sum of money for the examination, cost of transport, and the admission fee of an insane person, to recover the amounts so paid by warrant of distress issued under the hands of two Justices of the Peace of said municipality against the property, both real and personal, of the insane person, or of any other person liable for the maintenance of such insane person, and said warrant shall be issued and acted upon in the same manner as is provided by Section 4 of Chapter 101 of the Consolidated Statutes, 1903, in so far as the said section may be consistent with these regulations.

14. Whoever shall knowingly or wilfully make or join in, or advise the making of a false certificate, or shall make a false representation for the purpose of causing a certificate to be made, whereby any sane or insane person is sought to be committed to, or held in The Provincial Hospital, or whereby any insane person is sought to be made a public charge, shall be liable to a penalty not exceeding Two Hundred Dollars, and, if he be a physician, shall also be deprived of the right to practise his profession in this Province for the period of one year thereafter, and upon the filing of a certified copy of the conviction with the Registrar of "The Council of Physicians and Surgeons of New Brunswick," the name of such physician shall be struck from the "Medical Register," and such physician shall not be eligible to be registered in said "Medical Register" for one year thereafter, and due notice of the striking of the name of such physician from the said "Medical Register," shall be published in The Royal Gazette by the said Registrar.

15. (a) Any person holding the permit of the medical superintendent authorizing the apprehension and conveyance of an insane patient to the Provincial Hospital shall, if necessary, select a person or persons of reputable character and good habits to aid him, and shall provide a female attendant of reputable character and mature age for a female patient, unless accompanied by her husband, father, brother or son. It shall be his duty also to see that the said patient is comfortably clad for the journey.

(b) Any person who shall bring a patient to The Provincial Hospital in violation of this regulation, or who shall under the provisions of law or otherwise, bring or accompany a patient to The Provincial Hospital, and not deliver him in due time into the lawful care and custody of the medical superintendent, taking his receipt therefor, provided he be admitted, or who shall wilfully leave, abandon, neglect, or abuse such patient, either in going to or returning from the hospital, shall be liable to a penalty not exceeding Two Hundred Dollars.

(c) When by reason of the poverty of such patient, or for other reasons, it becomes absolutely necessary for the officer or other person conveying him to said hospital to himself furnish such patient with clothing, the expense thereof shall be a charge upon the municipality, city or town from which the patient is brought, and shall be paid by the treasurer of such municipality, city or town.

16. No person shall be admitted to The Provincial Hospital who is not a resident of and domiciled within the Province, except under special circumstances, and upon the written order of the Commissioners.

## SCHEDULE.

### FORM A.

#### THE PROVINCIAL HOSPITAL, NEW BRUNSWICK. MEDICAL CERTIFICATE.

I, the undersigned, a physician registered under "The New Brunswick Medical Act," hereby certify that on the \_\_\_\_\_ day of \_\_\_\_\_, 190\_\_\_\_, I personally observed and examined with care and diligence \_\_\_\_\_, of \_\_\_\_\_, in the county of \_\_\_\_\_, and as a result of such examination find and hereby certify to the fact that the said \_\_\_\_\_ is insane, (1) and a proper person to be detained under care and treatment in The Provincial Hospital, and that I have formed this opinion on facts indicating insanity observed by myself at the time of examination, which facts are stated in the history of the said patient hereunto annexed, together with other required and relevant information.

Dated at \_\_\_\_\_ on the \_\_\_\_\_, 190\_\_\_\_

Physician's signature.....

P. O. Address.....

Witness:.....

Official position (2).....