

## **LUNACY (AMENDMENT) ACT.**

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**Act No. 38, 1944.**

An Act to amend the Lunacy Act of 1898 in certain respects; and for purposes connected therewith. [Assented to, 8th December, 1944.]

George VI.  
No. 38, 1944.

BE

No. 38, 1944.

— BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

**Short title and citation.**

**1.** (1) This Act may be cited as the "Lunacy (Amendment) Act, 1944."

(2) The Lunacy Act of 1898, as amended by subsequent Acts and by this Act, may be cited as the Lunacy Act, 1898-1944.

**Amendment of Act No. 45, 1898.**  
New sec. 76A.

**2.** The Lunacy Act of 1898 as amended by subsequent Acts is amended by inserting next after section seventy-six the following new section:—

**Judges may order persons confined as criminal insane to be brought before them for examination.**

76A. If a judge receive information upon oath, or have reason or cause to suspect that any person who has been removed from any gaol, reformatory, industrial school, prison, penal establishment or other place of confinement, and is confined in any hospital for the insane or hospital for the criminal insane pursuant to a direction given by the Colonial Secretary under this Part of this Act is of sound mind, such judge may order the superintendent of such hospital to bring such confined person before him for examination at a time to be specified in such order, and if upon the examination of such confined person, and of such superintendent, and of any medical or other witnesses, it is made to appear to the satisfaction of such judge that such confined person is of sound mind, such judge may issue his order to the superintendent of such hospital that such person be removed to the gaol, reformatory, industrial school, prison, penal establishment or other place from whence he was removed, or to some other gaol or place of confinement, to be dealt with according to law.