

**Mental Deficiency (Notification of Children) Regulations, 1914 :
(provisional regulations under Section 2(2) of the Mental Deficiency Act,
1913) / presented to both Houses of Parliament by command of His
Majesty.**

Contributors

Great Britain. Board of Education.
Royal College of Surgeons of England

Publication/Creation

London : Printed under the authority of H.M.S.O. by Eyre and Spottiswoode,
1914.

Persistent URL

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MENTAL DEFICIENCY
(NOTIFICATION OF CHILDREN)
REGULATIONS, 1914.

(Provisional Regulations under Section 2 (2)
of the Mental Deficiency Act, 1913.)

Presented to both Houses of Parliament by Command of His Majesty.



LONDON:

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T. FISHER UNWIN, LONDON, W.C.

1914.

[Cd. 7322.]

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**MENTAL DEFICIENCY (NOTIFICATION OF
CHILDREN) REGULATIONS, 1914.**

(PROVISIONAL REGULATIONS UNDER SECTION 2 (2) OF THE
MENTAL DEFICIENCY ACT, 1913.)

The Board of Education, by virtue and in pursuance of the powers in them vested under the Mental Deficiency Act, 1913, and of every other power enabling them in this behalf, do order, and it is hereby ordered, that the following Regulations be observed :—

1. The School Medical Officer of the Local Education Authority and such other duly qualified medical practitioners approved by the Board of Education under the Elementary Education (Defective and Epileptic Children) Act, 1899, as the Local Education Authority may nominate for that purpose, hereinafter called Certifying Officers, shall be the Medical Officers for the purpose of these Regulations.

2. If the Certifying Officer certifies that a child of the age of seven years or upwards is incapable, by reason of mental defect, of receiving benefit from instruction in a special school or class under the Elementary Education (Defective and Epileptic Children) Act, 1899, the Local Education Authority shall notify the name and address of the child to the Local Authority under the Mental Deficiency Act, 1913, and shall furnish that Authority with a copy of the certificate of the Certifying Officer, which shall be in the prescribed form, and of his report on the child.

In any case where it is proposed to notify under this Article of these Regulations the name and address of a child who is not an idiot or an imbecile, the Local Education Authority shall, if required by the Board of Education, before notifying the name of the child refer to the Board of Education for determination the question whether the name should be notified.

3. If the Certifying Officer certifies that a child of the age of seven years or upwards who is, or has been, in attendance at a special school or class under the Elementary Education (Defective and Epileptic Children) Act, 1899, is incapable of receiving further benefit from instruction in such a school or class, the Local Education Authority shall notify the name and address of the child to the Local Authority under the Mental Deficiency Act, 1913, and shall furnish that Authority with a copy of the certificate of the Certifying Officer, which shall be in the prescribed form, and of his report on the child.

In any case where it is proposed to notify under this Article of these Regulations the name and address of a child who

is not an idiot or an imbecile, the Local Education Authority shall, if required by the Board of Education, before notifying the name of the child refer to the Board of Education for determination the question whether the name should be notified.

4. If the Certifying Officer certifies that a child of the age of seven years or upwards cannot be instructed in a special school or class under the Elementary Education (Defective and Epileptic Children) Act, 1899, without detriment to the interests of the other children, the Local Education Authority shall notify the name and address of the child to the Local Authority under the Mental Deficiency Act, 1913, and shall furnish that Authority with a copy of the certificate of the Certifying Officer, which shall be in the prescribed form, and of his report on the child.

In any case where it is proposed to notify under this Article of these Regulations the name and address of a child who is not a moral imbecile, the Local Education Authority shall, if required by the Board of Education, before notifying the name of the child refer to the Board of Education for determination the question whether the name should be notified.

5. If the Local Education Authority are satisfied upon any representation made to them or otherwise that it is desirable that a mentally defective child of the age of seven years or upwards who is certified to be capable of receiving benefit from instruction in a special school or class under the Elementary Education (Defective and Epileptic Children) Act, 1899, should be dealt with by way of supervision or guardianship under the Mental Deficiency Act, 1913, they shall notify the case to the Board of Education, together with such particulars as the Board of Education may require, and if the Board certify that there are special circumstances which render it desirable that the child should be dealt with under the Mental Deficiency Act, 1913, by way of supervision or guardianship, the Local Education Authority shall notify the name and address of the child to the Local Authority under the Mental Deficiency Act, 1913.

6. The Local Education Authority shall notify to the Local Authority under the Mental Deficiency Act, 1913, the name and address of any mentally defective child who, on or before attaining the age of sixteen, is about to be withdrawn or discharged from a special school or class under the Elementary Education (Defective and Epileptic Children) Act, 1899, and in whose case the Local Education Authority are of opinion that it would be to his benefit that he should be sent to an institution or placed under guardianship under the Mental Deficiency Act, 1913.

7. If in any case falling under Article 2, 3 or 4 of these Regulations, the Local Education Authority, notwithstanding the certificate of the Certifying Officer, are of opinion after due enquiry that the name of the child should not be notified to the

Local Authority under the Mental Deficiency Act, 1913, they may refer to the Board of Education for determination the question whether the name should be notified. Similarly, if after due enquiry the Local Education Authority desire to notify to the Local Authority under the Mental Deficiency Act, 1913, the name of a child who has not been certified by the Certifying Officer under Article 2, 3 or 4 of these Regulations, and does not come within the scope of Article 5 or 6 of the Regulations, they may refer to the Board of Education for determination the question whether the name should be notified.

8. In any case where a Local Education Authority propose to notify to the Local Authority under the Mental Deficiency Act, 1913, the name and address of a child who is blind or deaf within the meaning of Section 15 (1) of the Elementary Education (Blind and Deaf Children) Act, 1893, the Local Education Authority shall, if required by the Board of Education, before notifying the name of the child refer to the Board of Education for determination the question whether the name should be notified.

9.—(1) These provisional Regulations may be cited as the Mental Deficiency (Notification of Children) Regulations, 1914.

(2) The Board of Education hereby certify that on account of urgency these Regulations should come into operation as from the 1st day of April, 1914, and they shall accordingly come into operation on that date as provisional Regulations.

Given under the Seal of the Board of Education the 24th day of March, 1914.

L. A. Selby-Biggs

L.S.