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

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



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1914.

MENTAL DEFICIENCY (NOTIFICATION OF CHILDREN) REGULATIONS, 1914.

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.—(1) 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.

(2) In any case where, upon consideration of the certificate of the Certifying Officer and of any report which may be obtained by the Local Education Authority as hereinafter provided, the Local Education Authority are in doubt whether a child is or is not capable of receiving such benefit as aforesaid, they shall refer to the Board of Education for determination the question whether the name should be notified.

(3) In any case where it is proposed to notify under this Article of these Regulations the name of a child who is not an idiot or an imbecile, the Local Education Authority shall furnish the Board of Education with a copy of the report of the Certifying Officer on the child, and if, after consideration of the report, the Board so require, shall refer to the Board for determination the question whether the name should be notified.

3.—(1) 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.

(2) In any case where, upon consideration of the certificate of the Certifying Officer and of any report which may be obtained by the Local Education Authority as hereinafter provided, the Local Education Authority are in doubt whether a child is or is not capable of receiving such further benefit as aforesaid, they shall refer to the Board of Education for determination the question whether the name should be notified.

(3) In any case where it is proposed to notify under this Article of these Regulations the name of a child who is not an idiot or an imbecile, the Local Education Authority shall furnish the Board of Education with a copy of the report of the Certifying Officer on the child and if, after consideration of the report, the Board so require, shall refer to the Board for determination the question whether the name should be notified.

4.—(1) 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.

(2) In any case where, upon consideration of the certificate of the Certifying Officer and of any report which may be obtained by the Local Education Authority as hereinafter provided, the Local Education Authority are in doubt whether the retention of a child in a special school or class would be detrimental to the interests of the other children, they shall refer to the Board of Education for determination the question whether the name should be notified.

(3) In any case where it is proposed to notify under this Article of these Regulations the name of a child who is not a moral imbecile, the Local Education Authority shall furnish the Board of Education with a copy of the report of the Certifying Officer on the child, and if, after consideration of the report, the Board so require, shall refer to the Board 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. For the purpose of these Regulations the Local Education Authority may ask for a report from any teacher of the school, if any, which the child has been attending, or from any other person, and if on consideration of such report or reports or of the report of the Certifying Officer the Local Education Authority are in doubt as to the action to be taken, they shall refer the case to the Board of Education for determination.

8. In any case where a Local Education Authority propose to notify to the Local Authority under the Mental Deficiency Act, 1913, the name 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 furnish the Board of Education with a copy of the report of the Certifying Officer on the child and, in the case of a child already in attendance at a special school for blind or deaf children, with a report by the Head Teacher of the school on the child's progress while in the school, and if, after consideration of the report or reports, the Board so require, shall refer to the Board for determination the question whether the name of the child should be notified.

9. The Local Education Authority shall inform the parent of any child affected by these Regulations of any action proposed to be taken with reference to that child under these Regulations.

10.—(1) In these Regulations the expression "prescribed" means prescribed in the arrangements made by the Local Education Authority under Section 1 of the Elementary Education (Defective and Epileptic Children) Act, 1899, and Section 31 (1) of the Mental Deficiency Act, 1913.

(2) These Regulations may be cited as the Mental Deficiency (Notification of Children) Regulations, 1914.

Given under the Seal of the Board of Education the 26th day of June, 1914.

(L.S.)

L. A. SELBY BIGGE.