

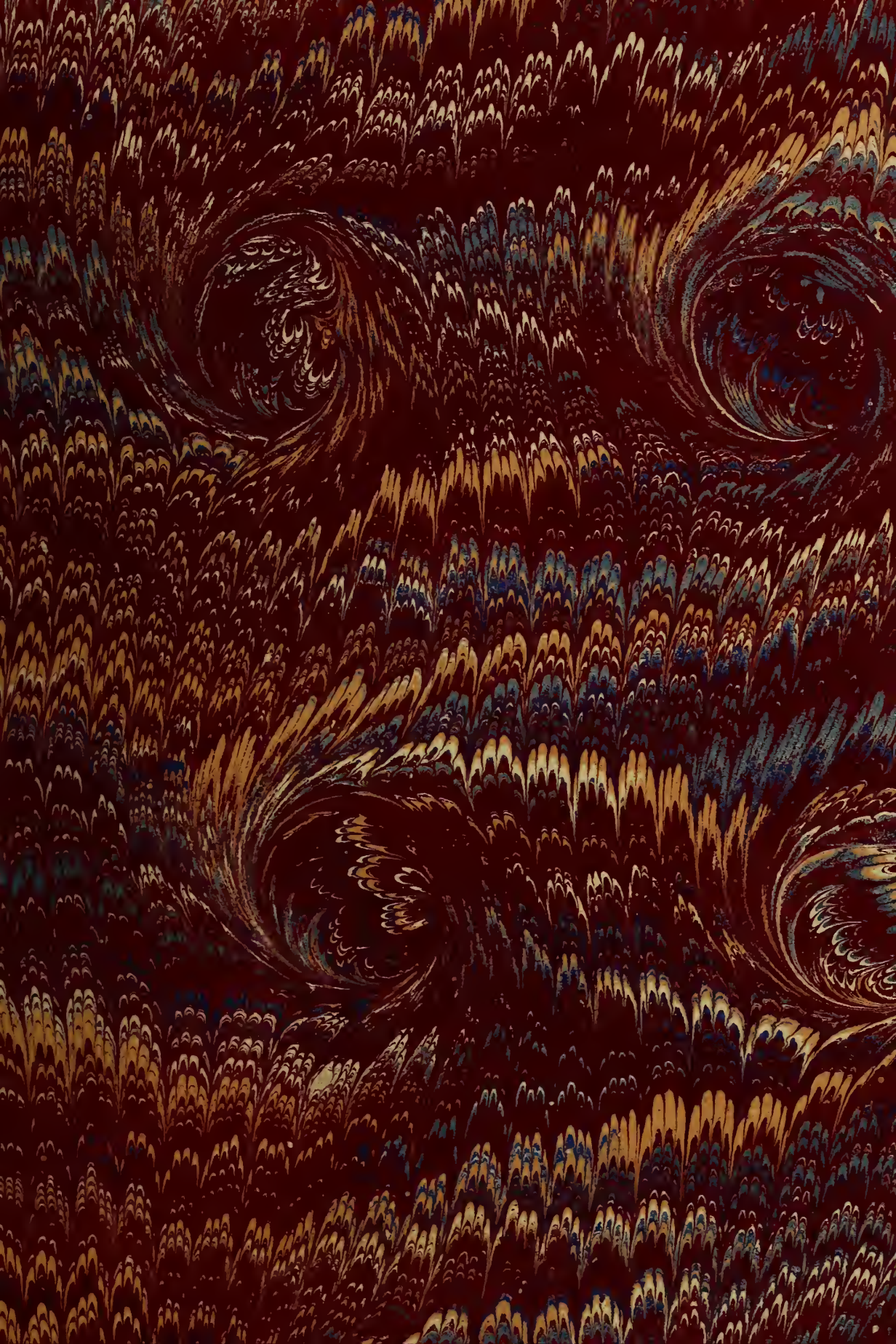
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4
C O P Y

OF THE

C H A R T E R

OF THE

Glasgow Royal Infirmary.

GRANTED DECEMBER 21. 1791.

GLASGOW,

Printed in the Courier Office, by William Reid and Company.

M D C C X C I I.

C O P Y

1844

C H A R T E R

OF THE

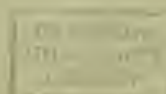
Glasgow Royal Infirmary.

THE ANTIQVARIAN SOCIETY.

1844

Printed by James Macmillan, Glasgow.

1844



C O P Y

O F T H E

C H A R T E R, &c.

GEORGE the Third, by the grace of God, of Great Britain, France, and Ireland, King, Defender of the Faith, &c. considering, that whereas James MacDowall, Esquire, Lord Provost of the City of Glasgow, hath, by his Petition on behalf of himself and the other Contributors to the Glasgow Infirmary, humbly represented to his Majesty, that an Infirmary for the relief of persons labouring under poverty and disease, has been long wanted in the City of Glasgow, and in the adjoining counties of Scotland, and is become more necessary at present than at any former period, on account of the prosperous state of Manufactures in Glasgow and its neighbourhood, and the increased population of those Classes of Manufacturers and Labourers, of every kind, who are most likely to require charitable assistance. That though the City of Glasgow hath ever paid the greatest attention to the diseased poor, and the Physicians and Surgeons have not only given gratuitous advice and assistance, but on many occasions, furnished them with Medicines, yet, as the number of the diseased poor is constantly increasing, they find themselves altogether incapable of giving that relief which their cases require, particularly while the poor and diseased live dispersed in different parts of a large City and its

Suburbs, and are not under their regular and daily inspection. That certain charitable and well disposed persons, well affected to his Majesty's person and government, feeling for the miserable state of the diseased poor, and desirous of contributing to their relief, have raised a sum of Money, by voluntary subscription, to be applied, under certain Rules and Regulations, for the purpose of erecting and supporting an Infirmary in the City of Glasgow, where the sick poor may be collected together, and may have all the advantages of lodging, attendance, diet, medicine, and the ablest advice and assistance. That the Petitioner and the said other Contributors, are advised, and do most firmly believe, that if they and all future Contributors were invested with Corporate Powers, their charitable design would be rendered more beneficial and extensive, their funds greatly increased, and would be more properly and with better security applied; And therefore most humbly prayeth, that his Majesty would be graciously pleased to grant, to the Contributors to the Glasgow Infirmary, his Royal Charter, incorporating them, and their successors, in the management of the affairs of the said Infirmary, into a body politic and corporate, by the name of the GLASGOW ROYAL INFIRMARY, with a perpetual succession, with powers to use a Common Seal, to sue and be sued, to purchase Lands, make Bye Laws, and with all other necessary and usual powers—His Majesty having taken the said Petition into his Royal consideration, and being willing to give all proper encouragement to the said Society, Therefore his Majesty, in compliance with the said humble request, and by virtue of his prerogative royal and of his special grace, certain knowledge, and mere motion, ORDAINS a Charter to be made and passed, under the Seal appointed by the Treaty of Union to be kept in Scotland, in place of the Great Seal thereof, Granting, Constituting, Declaring and appointing, as his Majesty by these presents Grants, Constitutes, Declares and Appoints, that the said James MacDowall, Esquire, and all and every the Contributors and Donors who have already subscribed, or who shall hereafter contribute to the funds of the said Society, shall be, and be called, one Corporation and Body-corporate and politic, by the name and stile of the GLASGOW ROYAL INFIRMARY, and that they and their Successors shall forever hereafter have a perpetual Succession for the purposes of the better and more effectually managing, directing, ordering and appointing in

all matters and things respecting the said Society, and the funds thereunto belonging : And his Majesty, for the purposes aforesaid, doth, by these presents make, create, constitute and establish, the said James MacDowall, and such other persons as have already contributed, or shall hereafter contribute to the funds of the said Society, into a Corporation or Body-corporate and politic forever, by the name and stile of the GLASGOW ROYAL INFIRMARY ; and that the said Corporation, by the name and stile aforesaid, shall and may be able and capable in Law, to purchase, hold and enjoy, in perpetuity, Lands, Tenements, and any other Estate or Estates of Inheritance, not exceeding the yearly value of One Thousand pounds Sterling, to lend any Sum, or Sums of Money, to any person or persons, upon heritable or personal securities, or such securities as they shall think fit ; to erect Houses, to hold Goods and Chattels, and to receive and hold Donations and Legacies, for the purposes aforesaid ; and also, that, in the name and stile aforesaid, the said Corporation shall and may sue and be sued, plead and be impleaded, defend and be defended, in whatsoever Courts and places, and before whatsoever Judges, Justices, and other Officers in all Actions, Pleas, Complaints, Accounts, matters and demands whatsoever, and in such manner and form as any of his Majesty's subjects able and capable in the Law, or any other body-politic and corporate may or can ; and also, that the said Corporation shall and may have a common Seal for the doing of all manner of business and causes of them and their Successors, and that it shall and may be lawful for them, and their Successors, to break, change or new make the same Seal, from time to time, as to them or the majority of them shall seem expedient ; which Seal shall be kept by the President, Treasurer or Clerk of the said Society, one of whom shall attend with it at all meetings where it shall be required.

And his Majesty for himself and his heirs and successors, directs, orders, and appoints, that the affairs of the said Corporation shall be from time to time governed and directed by twenty-five Managers and Directors, whereof the Lord Provost of Glasgow for the time being, the Member of Parliament for the city of Glasgow for the time being, the Dean of Guild of the said city for the time being, the Deacon Convener of the Trades of the said city for the time being, the Professor of Medicine of the College of Glasgow for the time being, the Professor of Anatomy of the said College for the time be-

ing, the President of the Faculty of Physicians and Surgeons in the said city for the time being, making in all seven in number, shall be perpetual Managers or Directors of the said Infirmary without election or nomination : That the remaining eighteen Managers shall be annually elected at the times, and in the manner, after prescribed, out of the following classes or descriptions of men, that is to say, one Manager shall be annually nominated by the Town Council of the city of Glasgow, one other Manager by the Merchants' house of the said city, one other Manager by the Trades-house of the said city, one other Manager by the Faculty of the College of Glasgow ; but that these Societies shall not be limited in their nomination of Managers to their actual Members, but may nominate such other fit persons as they may think proper : That three other Managers shall be nominated by the Faculty of Physicians and Surgeons out of the incorporated Members of the said Faculty, two of them always being Surgeons, but when neither the Professor of Medicine nor the Professor of Anatomy in the College of Glasgow shall be Physicians, the third Manager to be nominated by the said Incorporation shall always be a Physician, and also, that when the President of the Faculty of Physicians and Surgeons shall happen to be either Professor of Medicine or Professor of Anatomy in the College of Glasgow, then, and in that case, another Physician shall be elected a Manager by them out of the said Incorporation, so that three annual Managers may at all times be nominated by the said Faculty of Physicians and Surgeons : That one of the Ministers of the established Church shall be elected a Manager or Director annually by the whole established Ministers of Glasgow : That ten Contributors, residing in or near Glasgow, if such can be found, shall be nominated Managers or Directors by such contributors as shall have subscribed respectively to the amount of Ten Pounds Sterling, or more, or of Two Guineas of annual subscription, or more, after having been Subscribers for one year, and as long as they shall continue to pay the said subscription, and also by the Preses or heads of such Societies as shall have respectively contributed Fifty Pounds Sterling, or more, or who shall pay an annual subscription of Five Guineas, or more, after having been subscribers for one year, and as long as they shall continue to pay the said subscriptions : And if at any time hereafter it shall happen that the whole number of Contributors of the above description shall be reduced below the number

of Twenty, then the other Managers legally called to the management as aforesaid, with such number of Contributors as may still remain, if any such there shall be, shall nominate ten fit persons out of the above-mentioned or other descriptions or classes of persons to make up the number of twenty-five Managers, in whom the annual management is to be vested.

And his Majesty further grants and declares, that the said James MacDowall, Esquire, the Right Honourable Ilay Campbell, Lord President of the Court of Session in Scotland, William MacDowall of Garthland, Esquire, Member of Parliament for the city of Glasgow, Gilbert Hamilton, Esquire, Dean of Guild of the said city, James McLehose, Esquire, Convener of the Trades of the said city, Thomas Charles Hope, M. D. Professor of Medicine in the College of Glasgow, and President of the Faculty of Physicians and Surgeons in the city of Glasgow, Robert Cleghorn, of Glasgow, M. D. George Oswald of Scotstown, Esquire, David Dale, Robert Scott-Moncrief, Archibald Grahame, William Craig, merchants in Glasgow, Thomas Reid, D.D. Professor of Moral Philosophy in the College of Glasgow, George Jardine, Professor of Logic in the said College, Robert Wallace, Alexander Dunlop, and Charles Wilson, Surgeons in Glasgow, shall take upon themselves the management and direction of the whole affairs of the said Corporation, from the date of this Charter, till the first Monday in February, which will be in the year of our Lord one thousand seven hundred and ninety three; any seven or more of whom shall constitute a meeting, or quorum, for managing the funds of the said Incorporation in all matters and things, with power of adjournment as they shall see cause.

That at some convenient time before the first Monday in January, which will be in the year of our Lord one thousand seven hundred and ninety-three, the Town Council of Glasgow, the Merchants' house of the said city, the Trades' house of the said city, the Faculty of the College of Glasgow, the Faculty of Physicians and Surgeons of the said city, and the Ministers of the established Church in Glasgow, shall elect or nominate, their respective proportions of Managers above mentioned, which nomination shall be intimated and declared at a General Meeting of qualified Contributors to be held on the first Monday of January, yearly, by which meeting of qualified Contributors, or a majority of them, on the said first Monday of January yearly, ten Contributors, qualified as above, shall be chosen Man-

agers or Governors for the ensuing year; and, if the above mentioned Societies, or descriptions of persons having right to nominate Managers, shall fail to nominate their respective proportions, and to declare their nomination as above, then it shall be competent for the Managers legally appointed, or elected, and assembled on the first Monday of February yearly, to nominate from the several Societies or Classes of men who have failed to nominate, or elect, their respective proportion of Managers, to make up the full number of twenty-five Managers for directing and governing the affairs of the Corporation for the ensuing year.

That on or before the first Monday of January in the year following, in like manner, twenty-five Managers shall be nominated and called to the management, as their successors in the management and direction of the affairs of the said Corporation; and so on, yearly, and every year forever, the several Societies and description of persons having right to elect, shall elect and nominate their respective proportions of Managers, at the times and in the manner herein directed, which Managers, together with the said Lord Provost of Glasgow, the Member of Parliament for the city, the Dean of Guild, the Deacon Convener of the Trades, all of the said city, the Professor of Medicine, the Professor of Anatomy both of the College of Glasgow, the President of the Faculty of Physicians and Surgeons in Glasgow, shall compose the full number of twenty-five Managers the ensuing year, who shall immediately thereafter enter on the execution of their office.

That the said twenty-five Managers, any seven or more of whom shall constitute a meeting for conducting the business, and managing the funds, of the said Corporation, in all matters, excepting as herein after excepted, and their successors, in all time coming, shall hold four meetings every year, at some convenient place within the city of Glasgow, viz. on the first Monday of February, the first Monday of May, the first Monday of August, and the first Monday of November, yearly, with power to adjourn and to hold as many more meetings as they shall see needful, and that the majority of Managers shall have power, as often as they shall think proper, to call a general meeting of qualified Contributors by an advertisement in the Glasgow news-papers, at least ten days before the day fixed for said meeting, and intimating in said advertisement the business of said extraordinary meeting; and the Resolutions of which meeting, called in the a-

bove manner, shall be as valid and effectual in every respect as those of the general meetings fixed by this Charter; and to all meetings of the Managers, the Managers shall be summoned by a written order at least on the lawful day immediately preceding such meetings.

That the twenty-five Managers or any seven or more of them, shall after their appointment or election or at their first stated meeting on the first Monday of February yearly, appoint such Committees, of their number, as they shall think proper, to take the charge of particular departments of the business of the Infirmary, and shall establish such distribution and management thereof amongst themselves as they shall from time to time, find expedient and necessary.

That the twenty-five members may and shall, annually, after their election and entry into office, nominate and chuse a Treasurer to the Corporation, and a Clerk thereto, and such other persons as they shall judge necessary to be employed in the service of the Corporation, and shall appoint them such salaries, fees, or rewards as they shall judge proper, and that they may have power at their pleasure to discharge the said Treasurer and Clerk and others employed as aforesaid, and to put other officers in their places as they shall see cause, and that the Treasurer, under the direction of the annual Managers, shall have the custody of the Corporation's Cash, and shall receive in, and pay out, all the monies as he shall be warranted to do by the said Managers from time to time, and for which he shall be obliged to keep, and produce, regular accompts as often as he shall be required; that the said Treasurer shall not keep in his hands, at any time, more than Fifty Pounds Sterling, but shall be obliged to lodge all sums above Fifty Pounds in one of the Banks in Glasgow, at such a rate of interest as can be got therefore, for the behoof of the Corporation; and the said Treasurer shall be obliged to give security for his fidelity in the discharge of his office to the satisfaction of the annual Managers.

That it shall not be lawful for the Managers, or their quorum, to break in upon the stock of the Corporation ascertained at the annual balance on any occasion, or pretext whatsoever, without the authority of the General Court of Contributors to be afterwards mentioned.

That it shall and may be lawful for all and every the members of the said Corporation, or body politic, who shall have respectively contributed

Ten Pounds Sterling, or more, or Two Guineas, or more, of annual subscription, after having paid said subscription one year, and as long as they shall continue to pay it, together with the Preseses, or heads, of those Societies, who may have respectively contributed Fifty Pounds, or more, or Five Guineas, or more of annual subscription, after having paid such subscription one year, and as long as they shall continue to pay it, to assemble and meet together on the first Monday of January, one thousand seven hundred and ninety three, in some convenient place within the city of Glasgow, of which due intimation shall be given by an advertisement in the Glasgow news-papers, and forever thereafter, yearly, on every first Monday of January, at such proper place as they shall appoint, and that the said members of the Corporation so assembled, shall be and be called a General Court, and they, or a majority, so assembled, shall have full power and authority to make and constitute such Bye Laws, Ordinances and Regulations, for the management and government of the affairs of the said Corporation as to them shall seem meet, so that such Bye Laws, Ordinances and Regulations be not contrary to the true intent and meaning of this Charter, nor repugnant to the laws of the realm. That, at the second and every succeeding meeting of the General Court, the Managers of the preceding year shall lay before the General Court, and the Managers who shall succeed them in office for the year ensuing, an account of their proceedings in the execution of their office, together with a full and distinct state of the Capital Stock of the Corporation, in Lands, Money, or other effects; and also a state of the sick, or diseased poor, taken in and entertained during the year of their management, containing the names of the sick and diseased, the parishes to which they belong, the time when received into the Infirmary, their several diseases, and the number received, cured, dismissed or dead.

That it shall be lawful for the Lord Provost of Glasgow for the time being, to preside at all meetings of the General Court, and also of the annual Managers, and, in his absence, a President to be elected by the meeting, and the President of said meetings shall have a deliberative and casting vote in all business that may come before them; that it shall be competent for the Lord Provost of Glasgow for the time being, and, in his absence, the Dean of Guild, or the President of said meeting, to administer the oath *de*

fideli administratione to the first Managers, and the like oath *de fideli* shall, in like manner, be, annually, sworn by all the Managers at the first meeting after their election, and that the said Managers, or the President of their meeting, shall be appointed to administer the oath *de fideli* to the Treasurer and Clerk, and others employed by the Managers, at their entry into their office; and, in case any of the Managers elected as aforesaid, shall refuse to accept of the office, and to take the oath *de fideli*, or that any of them shall happen to die within a year after their election, the other Managers, legally elected, shall, at their first meeting thereafter, be authorised to nominate another Manager, or Managers, in the room of the person or persons refusing to accept the office, or deceased. And the said Managers, or any of them, are hereby authorised to receive such further sums of Money, Lands, Goods, or Gear, as shall be given by any person whatever to the use of the said Corporation, and shall keep books for subscription, and such other books as they shall think needful, for that purpose, and for all other purposes of the Corporation.

And his Majesty doth for himself, and his heirs and successors, give and grant to the members of the said Corporation, and their successors, full power and authority in general meetings assembled from time to time, to constitute, ordain, and make such and so many Bye Laws, Constitutions, Orders and Ordinances, as they, or the greater part of them being then and there present, shall judge proper and necessary for the better government and direction of the said Corporation, and the said Bye Laws, Constitutions, Orders and Ordinances, or any of them, to alter and annul as the said Corporation so assembled, or the major part of them then present, shall see requisite, all and singular which Bye Laws, Constitutions, Orders and Ordinances so as aforesaid to be made, his Majesty wills shall be duly observed and kept, but so always as the same be noways contrary, or repugnant, to the Laws of the Realm, and the tenor of this Charter, and so as such Bye Laws, Constitutions, Orders and Ordinances from time to time to be imposed, and every repeal, or alteration, thereof or any of them, be likewise agreed to, be established and confirmed by a general meeting of the said Corporation to be held and kept next after the same shall be respectively made. And his Majesty for himself, his heirs, and successors, declares, that these his Majesty's Letters Patent, shall be in, and by, all

things valid and effectual in Law, according to the true intent and meaning of the same, and shall be taken, construed and adjudged in the most favourable and beneficial manner for the best advantage of the said Corporation, notwithstanding any misrecital, defect, uncertainty, or imperfection, in these his Majesty's Letters Patent. And his Majesty doth, for himself, and his heirs, and successors, covenant grant and agree to and with the said Corporation, or Body-politic, and their successors, that his Majesty, his heirs, and successors, shall and will, from time to time, and at all times hereafter, upon the humble suit and request of the said Corporation, or Body-politic, and their successors, give and grant unto them all such further and other privileges, authorities, matters and things, for rendering more effectual this his Majesty's grant according to the true intent and meaning of these presents, which he or they can, or may, lawfully grant, as shall be reasonably advised and devised by the Counsel learned in the law of the said Corporation, or Body-politic, for the time being, and shall be approved of by the Lord Advocate and Solicitor General in Scotland of his Majesty, his heirs, and successors, in his or their behoof. And his Majesty doth further will and command, that this Charter do pass the seal appointed by the Treaty of Union to be kept and used in Scotland, in place of the great seal thereof, without passing any other seal or register; for doing whereof, this shall be as well to the Directors of his Majesty's Chancery for writing the same, as to the keeper of the said seal for causing the same to be appended thereto, a sufficient warrant. Given at his Majesty's Court at St. James's, the twenty-first day of December, 1791, in the thirty-second year of his Majesty's Reign.

By his Majesty's Command,

(Subscribed) HENRY DUNDAS.

