FORM E.

Form of Order to permit Execution of Works by Owner.

County of [*or* borough, *&c.*,] to wit. { WHEREAS complaint hath been made to me, *E.F.* Esquire, one of Her Majesty's justices of the peace in and for the county [*or other jurisdiction, &c.*] of by *A.B.*, owner, within the meaning of the Public Health Act (Ireland), 1878, of certain premises [*describe situation of premises so as to identify them*], that *C.D.*, the occupier of the said premises, doth prevent the said *A.B.* from obeying and carrying into effect the provisions of the said Act in this, to wit, that he the said *C.D.* doth prevent the said *A.B.* from [*here describe the works generally, according to circumstances, for instance, thus:* constructing and laying down, in connexion with the said house, a covered drain, so as to communicate with a sewer, which the sanitary authority under the said Act of the district of are entitled to use, such sewer being within one hundred feet of the said premises]: And whereas the said *C.D.*, having been duly summoned to answer the said complaint, and not having shown sufficient cause against the same, and it appearing to me that the said works are necessary for the purpose of enabling the said *A.B.* to obey and carry into effect the provisions of the said Act, I do hereby order that the said *C.D.* do permit the said *A.B.* to execute the same in the manner required by the said Act.

Given under my hand, this day of 18 .

J.S.

FORM F.

Order of Justice for Admission of Officer of Sanitary Authority.

WHEREAS [*describe the sanitary authority*] have by their officer [*naming him*] made application to me, *A.B.*, one of Her Majesty's justices of the peace having jurisdiction in and for [*describe the place*], and the said officer has made oath to me that demand has been made pursuant to the provisions of the Public Health Act (Ireland), 1878, for admission to [*describe situation of premises so as to identify them*], for the purpose of [*describe the purpose, as the case may be*], and that such demand has been refused.

Now, therefore, I the said *A.B.* do hereby require you [*name the person having custody of the premises*] to admit the said [*name the sanitary authority*], [*or* the officer of the said *sanitary authority*], to the said premises, for the purpose aforesaid.

Given, *&c.* (*as in last form*).

CHAPTER 53.

An Act to facilitate improvements in the Organisation of the Admiralty and War Office by the retirement of Clerks from certain of the Civil Departments thereof. [13th August 1878.]

WHEREAS by an Order of Her Majesty the Queen in Council, dated the twelfth day of February one thousand eight hundred and seventy-six, a lower division of clerks in the permanent Civil Service of the State was constituted, and it was further ordered therein that no department throughout Her Majesty's Civil Service should be permanently increased or regulated afresh without providing for the introduction of a system whereby such of its duties as were of a suitable character should be performed by members of such lower division:

And whereas it has become necessary to regulate afresh certain civil departments of the Admiralty and of the Secretary of State for War, and in making such regulation regard has been had to the requirements of the said Order with respect to the introduction of clerks of the lower division, and an immediate reduction has thereby been effected in the expense of the said departments:

And whereas the introduction of such clerks as last aforesaid involves a considerable reduction in the existing staff of clerks; and with a view to bring the new regulation into effect with the least possible delay, it is expedient that exceptional facilities should be given for the retirement of such members of the said departments as the Commissioners of the Admiralty and the Secretary of State for War may select for that purpose:

Be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Award of Gratuities.

Power to pay gratuities to retiring clerks in the Admiralty and War Office.

1. The Commissioners of Her Majesty's Treasury may at any time or times before the thirty-first day of March one thousand eight hundred and eighty, but not after that date, by warrant under the hands of any two of the Commissioners, addressed to the Commissioners for the Reduction of the National Debt, authorise the payment to such clerks of the departments of the Admiralty and of the Secretary of State for War respectively as may be in the said warrant named of the several sums therein set opposite their names, and therein stated to have been awarded to them by the Commissioners of the Treasury as special gratuities on their retirement or removal from office in pursuance of the regulation of the departments to which they respectively belong.

Limitation of amount of gratuity.

2. A gratuity awarded under this Act to any clerk shall be estimated according to the period during which such clerk has served in a qualifying class as defined by this section, and shall be limited as follows; that is to say, it shall not exceed in the whole the sum of one thousand pounds, and it shall not exceed the sum of fifty pounds for each year and a proportionate part for any portion of a year during which such clerk has served in a qualifying class up to the date of the warrant in which his name is contained.

A qualifying class, for the purposes of this section, means either a class of which the maximum salary did not exceed at any time before the thirty-first day of March one thousand eight hundred and seventy-eight four hundred and twenty pounds a year, with the possibility of further promotion, or a class of which the maximum salary does not exceed four hundred and fifty pounds a year, accepted in discharge of all claims for further promotion.

Certificate of retirement from service.

3. The name of a clerk shall not be included in any warrant under this Act unless there has been previously given in respect of such clerk a certificate by the Commissioners of the Admiralty or by the Secretary of State for War, as the case may require, that such person has actually and finally retired from the Civil Service of Her Majesty.

Gratuities to be in addition to ordinary superannuation allowance.
22 Vict. c. 26.

4. The gratuities to be awarded in pursuance of this Act shall be in addition and without prejudice to the annual allowances by way of compensation which it is lawful for the Commissioners of the Treasury to grant to any person retiring or removed from the public service under the Superannuation Act, 1859, or otherwise; provided nevertheless, that if the annual allowance, which might be granted under that Act to any person retiring for the purposes of this Act, shall be less than one half of his salary at the date of his retirement, not being later than the thirty-first day of March one thousand eight hundred and eighty, the annual allowance to be granted to him may, if the Commissioners of the Treasury see fit, be increased to one half of such salary.

Copies of warrant to be laid before Parliament.

5. A copy of every warrant made in pursuance of this Act shall be laid as soon as practicable before both Houses of Parliament, if Parliament is then in session, and if not, then as soon as practicable after the beginning of the then next session of Parliament.

Financial Provisions.

Payment to be made by Commissioners of the National Debt.

6. The Commissioners for the Reduction of the National Debt may pay the amounts awarded as gratuities in pursuance of this Act out of any funds for the time being in their hands under the authority of the Act of the session of the twenty-fourth year of the reign of Her present Majesty, chapter fourteen, and the Act of the session of the twenty-sixth and twenty-seventh years of the same reign, chapter eighty-seven, or either of such Acts.

Moneys paid for gratuities to be repaid by annuities.

7. An account shall be made up annually of the amount paid by the Commissioners for the Reduction of the National Debt in respect of gratuities under this Act, and a terminable annuity shall be annually paid out of the votes of Parliament for the navy as respects the

retiring clerks who belong to the Admiralty, and for the army as respects the retiring clerks who belong to the department of the Secretary of State for War, to the Commissioners for the Reduction of the National Debt of an amount sufficient to repay to the said Commissioners, at the expiration of ten years, the amount advanced by them, together with interest thereon at a rate of not less than three and a half per centum per annum; and the amount of the annuity payable in pursuance of such warrants shall be notified by a certificate under the hand of the actuary of the National Debt Office, in the case of a clerk of the Admiralty to the Admiralty, and in the case of a clerk of the department of the Secretary of State for War to the Secretary of State for War.

Consolidated Fund to repay advances to Commissioners if necessary.

8. If at any time it appear desirable to the Treasury and to the Commissioners for the Reduction of the National Debt, having regard to the funds out of which the said Commissioners are authorised by this Act to pay the amounts awarded as gratuities, that an issue in money should be made out of the Consolidated Fund in repayment of advances made from such funds, the Treasury may, upon a certificate to that effect under the hands of the Comptroller-General or Assistant Comptroller, acting under the Commissioners for the Reduction of the National Debt, issue to the said Commissioners out of the Consolidated Fund, or the growing produce thereof, such sum as may be named in such certificate.

Annuities to be applied to repay issues from the Consolidated Fund.

9. When an issue has been made as aforesaid out of the Consolidated Fund in repayment of advances made by the Commissioners for the Reduction of the National Debt under this Act, the actuary of the National Debt Office shall certify to the said Commissioners the annual amount which should be applied for a term of years to be fixed by the Commissioners, with the assent of the Treasury, as the equivalent value of the amount so repaid to the said Commissioners, and the said Commissioners shall annually apply the amount so certified, for the fixed term of years, out of the moneys to be paid to them from year to year in respect of gratuities paid by them under this Act, to the purchase and cancelling of perpetual or other annuities, exchequer bills, bonds, bank advances, or other descriptions of debt, chargeable upon the Consolidated Fund, and the said actuary shall take the rate of interest at which the annual payments are to be made to the said Commissioners under this Act as the basis upon which the amount of the annual payments so to be applied are to be valued.

Definition of "clerk."

10. The word "clerk" in this Act means any person, whether holding office under that or under any higher title, in the said civil departments of the War Office or Admiralty who is paid his remuneration out of moneys provided by Parliament for supply services, and to whom the Commissioners of the Treasury may, in the exercise of their discretion, consider this Act is applicable.

Saving clause.

11. Nothing in this Act shall be held to authorise any person or class of persons to claim as a right any gratuity under this Act, nor to claim any pension, except as is provided for the amount thereof in the fourth section of this Act, otherwise than is provided in the said Superannuation Act of 1859.

22 Vict. c. 26.

Short title of Act.

12. This Act may be cited for all purposes as the Admiralty and War Office Regulation Act, 1878.

CHAPTER 54.

An Act to amend the Debtors Act, 1869, and the Debtors Act (Ireland), 1872.

[13th August 1878.]

BE it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Court or judge to have discretion in cases within exceptions 3 and 4 in 32 & 33 Vict. c. 62. s. 4,

1. In any case coming within the exceptions numbered 3 and 4 in the fourth section of the Debtors Act, 1869, and in the fifth section of the Debtors Act (Ireland), 1872, respectively, or within either of those exceptions, any Court or Judge, making the order for payment, or having jurisdiction in the action or proceeding in which the order for payment is made, may inquire into the case, and (subject to the provisoes contained in the said