

ANNO QUADRAGESIMO NONO

GEORGII III. REGIS.

CAP. LXXXIV.

An Act for amending the *Iriſh* Road Acts.

[10th *June* 1809.]

WHEREAS the providing for the Expence of repairing of Poſt Roads in *Ireland*, by Barony Preſentments, may in certain Caſes prove unequal and oppreſſive; be it therefore enacted by the King'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, That it ſhall be lawful for the Grand Jury of any County, County of a City, or County of a Town in *Ireland*, at any Aſſizes or Preſenting Term to be held after the paſſing of this Act, to preſent all ſuch Sum and Sums of Money as may be neceſſary for widening, fencing, levelling, repairing, and otherwiſe improving any Road now made, upon which His Majeſty's Mails are or ſhall be carried in Four-wheel Carriages, leading from the City of *Dublin* directly to any Poſt Town in *Ireland*, or leading directly to any Poſt Town from any Port in *Ireland* to which His Majeſty's Pacquet Boats with Mails from *Great Britain* regularly ſail, to be raiſed either off the County at large, or off any Barony or Half Barony, County of a City, or County of a Town, in which ſuch Road or any Part thereof is or ſhall be ſituate.

Preſentments for incloſing, fencing, and improving Poſt Roads, may be either on County or Barony.

II. Provided always, and be it enacted, That all and every ſuch Sum and Sums of Money ſo to be preſented ſhall be preſented, and all Payments on Account of ſuch Preſentments ſhall be made on the like Affidavits, and ſubject to like Regulations and Conditions as are preſcribed and required with reſpect to the preſenting and paying Money for the like Purpoſes,

Subject to like Affidavits, &c. as required by 36 G. 3. (I.) c. 55.

Purpoſes, by an Act made in the Parliament of *Ireland*, in the Thirty-ſixth Year of His preſent Majeſty's Reign, intituled, *An Act for the Amendment of public Roads, for directing the Power of Grand Juries reſpecting Preſentments, and for repealing ſeveral Laws heretofore made for ſuch Purpoſes*, except ſo far as the ſame may require to be altered in order to make them conformable to the Proviſions of this Act.

Grand Juries empowered to appoint Surveyors of Roads without Salary.

III. And, for the more ſpeedily repairing ſudden Breaches in the ſaid Roads, and the Bridges and Gullets thereon, be it further enacted, That it ſhall and may be lawful for the Grand Jury of any County, County of a City, or County of a Town in *Ireland*, at any Aſſizes to nominate and appoint ſuch and ſo many Perſons poſſeſſed of a Freehold or Leaſehold Eſtate of not leſs than Five hundred Pounds yearly Value, who may be willing to act without any Salary or Allowance, to be Surveyors of ſuch Roads in the ſaid County, County of a City, or Town, or of ſuch Part thereof as ſhall be ſpecified by ſuch Grand Jury, not exceeding Eight Miles in Length, for the Purpoſe of ſuperintending the ſame, and of preventing all Nuiſances and Injuries thereto, and from Time to Time to remove any ſuch Surveyor, and to appoint another in his Stead; and it ſhall and may be lawful for every ſuch Surveyor to expend and lay out in each and every Year any Sum or Sums of Money, not exceeding One Shilling by the Perch for each Perch within the Diſtrict of ſuch Surveyor, in repairing, cleanſing, and otherwiſe improving ſuch Roads or Part of them, and the Bridges and Pipes thereon, and in removing all ſuch Nuiſances as may occur thereon; and it ſhall and may be lawful for every ſuch Surveyor to appoint One or more Deputy or Deputies, with a Salary by the Year not exceeding for the Whole of ſuch Deputy or Deputies a Sum to be calculated after the Rate of Two-pence for each Perch of the Road, to the Care of which ſuch Surveyor ſhall be ſo appointed; and ſuch Surveyor and his Deputy or Deputies ſhall have all ſuch Powers and Authorities with reſpect to ſuch Roads or Parts thereof as aforeſaid, as are given to Overſeers and Conſervators of Roads under and by virtue of the ſaid recited Act of the Thirty-ſixth Year aforeſaid.

Surveyor empowered to expend yearly not exceeding 1 s. for each Perch within the Diſtrict.

Surveyor may appoint a Deputy with a Salary; and veſted with the Powers of Conſervators under 36 G. 3.

Grand Jury to preſent for reimburſing the Surveyor;

and for Payment of Deputy;

upon Affidavit.

IV. And be it further enacted, That it ſhall and may be lawful for the Grand Jury of any County, County of a City, or County of a Town, where ſuch Surveyors ſhall be nominated and appointed as aforeſaid, and ſuch Grand Jury ſhall and they are hereby required at any Aſſizes to preſent ſuch Sum and Sums of Money as ſhall be neceſſary to reimburſe and defray all Sums ſo advanced and laid out by any ſuch Surveyor, and for the Payment of any ſuch Deputy or Deputies, to be levied either off the County at large, or off any Barony or Half Barony wherein ſuch Road is ſituate: Provided always, that an Affidavit made and ſigned before ſome Juſtice of the Peace by ſuch Surveyor ſhall be laid before ſuch Grand Jury, ſtating that the Work has been properly executed, together with an Affidavit made and ſigned in like Manner by the Deputy employed in ſuch Work, ſtating that the Money has been fairly and honeſtly expended, and is a reaſonable Charge to the beſt of his Knowledge and Belief, with the Particulars of the Expenditure.

Grand Juries ſhall preſent, in the firſt Inſtance, for

V. And be it further enacted, That whenever any Grand Jury of any County, County of a City, or County of a Town in *Ireland*, ſhall at any Aſſizes or Preſenting Term have preſented any new Road to be laid out

and made between any Two Market Towns, or from any Market Town to the Sea, pursuant to the Directions of the said recited Act of the Thirty-sixth Year, and shall deem it expedient to make a Presentment for forming, levelling, and draining the same distinct from the Presentment for gravelling or making it with small Stones, it shall be lawful for such Grand Jury to present all such Sum and Sums of Money as shall be necessary for levelling and forming, or draining the same, to be raised off the Barony or Half Barony, or County of a City, or County of a Town, in which such Road shall be situate: Provided always, that an Affidavit sworn by Two credible Witnesses who can read and write, before a Justice of the Peace for such County, in Form following, shall have been first laid before such Grand Jury; (that is to say),

levelling and forming new Roads from Market Towns.

'COUNTY of
and
of
do swear, that the Sum of
will be necessary to form, level, and
to drain [*as the Case may be*]
Perches of the
new intended Road from
to
between
and
all in the Barony or Half Barony of
in
this County,
Feet wide in the clear of all Ditches,
Banks, Drains, and Fences, being at the Rate of
by the Perch, and that the said Sum is a reasonable Charge to the best of
their Judgment and Belief.'

Form of Affidavit for presenting same.

VI. And be it further enacted, That no Money shall be paid by the Treasurer of any County on Account of any such Presentment, until an Affidavit of One of the Overseers appointed by the Grand Jury, sworn before a Justice of Peace for such County, in the Form following, be first allowed by the Grand Jury and the Court;

Overseers Affidavit for Account before Payment of Money by Treasurer.

'COUNTY of
Whereas the Sum of
was presented at
Assizes, in the
Year
to be expended in forming,
levelling, or draining [*as the Case may be*]
Perches
of the new intended Road from
to
between
and
all in the Barony
or Half Barony of
in this County,
Feet wide in the clear of all Ditches, Banks, or Fences: Now I
do swear, that I have faithfully and
honestly expended the Sum of
in forming, levelling,
or draining [*as the Case may be*]
Perches
of the said Road, and that every Part of the said
Perches is
Feet in the clear between the Ditches,
Banks, or Fences, and is level throughout the Whole of the said Width;
and that there is not adjoining to either Side of the Road so formed,
levelled, and drained, any Grip, Trench, or Drain, without a Wall
or other sufficient Fence between it and the Side of the Road, and that
the annexed Account is true in every Part, and contains the Whole of
the Expenditure of the said Sum of
and that every Part of the said Work was finished on the
Day of

VII. And

Grand Jury shall present for finishing such Road, upon Affidavits prescribed by 36 G. 3. c. 55.

VII. And be it further enacted, That it shall and may be lawful for the Grand Jury of any County in which such Road shall have been so far formed and laid out, at any Assizes which shall be holden for such County, to present any such Sum or Sums as may be necessary for making and finishing of such Road with Gravel or small Stones; and all such Sum and Sums of Money shall be presented and paid upon the like Affidavits, and subject to the like Regulations and Conditions as are prescribed and required for presenting and paying Money for making new Roads by the said recited Act of the Thirty-sixth Year aforesaid.

Grand Juries empowered to raise Sums for repairing Footpaths instead of the Sums stated in 36 G. 3.

VIII. And be it further enacted, That in lieu of the Sums allowed and required by the said recited Act of the Thirty-sixth Year aforesaid, for the making and repairing of any Foot path on any Road, it shall and may be lawful for the Grand Jury at any Assizes or Presenting Term after the passing of this Act, to present any Sum not exceeding Three Shillings by the Perch for making, and One Shilling and Sixpence by the Perch for repairing Footpaths; and the said respective Sums shall be presented and paid under the Provisions, Regulations, and Affidavits prescribed by the aforesaid Act, with respect to Money presented for Footpaths under the said recited Act.

Increased Presentment for Court-house Keepers.

IX. And be it further enacted, That in lieu of the Sum allowed and required by the said recited Act of the Thirty-sixth Year aforesaid, to be presented by Grand Juries for Court-house Keepers, it shall and may be lawful for any Grand Jury at any Assizes or Presenting Term after the passing of this Act, to present any Sum, not exceeding Eight Pounds in each Year, for the Court-house Keeper of any County, County of a City, or Town, subject to the like Affidavit and Regulations prescribed by the aforesaid Act of the Thirty sixth of His present Majesty.

Repairs of Battlements of Bridges.

X. And be it further enacted, That it shall and may be lawful for any Grand Jury, in Cases where the Battlements of Bridges shall have been lately built or repaired by Presentment, to contract for keeping the same in Repair for any Term not less than Seven Years; provided that no larger Sum than One Shilling shall be paid annually for every Perch in Length of such Battlement; and provided that no Money shall be paid, unless it shall appear to the Grand Jury, by the Affidavit of the Contractor, and the Certificate of the Conservator of the Road in the Barony in which the Bridge is situate, or of a Magistrate, that the said Battlements are and have been kept in good and sufficient Repair since the Assizes preceding.

Grand Juries may present for the paving of a Road by the square Yard instead of the Perch, &c.

XI. And be it further enacted, That it shall and may be lawful for any Grand Jury of a County, County of a City, or County of a Town, in such Cases where they may deem it advisable to present for the paving of a Road or Street by the square Yard, instead of making or repairing the same by the Perch, with Gravel or small Stones: Provided always, that all and every Sum and Sums of Money so to be presented shall be so presented, and all Payments on Account of such Presentments shall be made on the like Affidavits, and subject to like Regulations and Conditions as are prescribed and required with respect to the presenting and paying Money for the like Purposes by the aforesaid Act of the Thirty-sixth of His present

Majesty, except so far as the same may require to be altered in order to make them conformable to the Provisions of said Act.

Presentments for Pipes.

XII. And be it further enacted, That every Affidavit upon which any Presentment for any Pipe, Gullet, or Sewer, shall be granted, shall specify the Dimensions of such Pipe, Gullet, or Sewer.

Presentments for Mile Stones, &c. by 36 G. 3. increased.

XIII. And be it further enacted, That from and after the passing of this Act, in lieu of the Sum which Grand Juries are allowed to present for Mile Stones and Finger Posts by the said recited Act of the Thirty-sixth Year aforesaid, it shall and may be lawful for the Grand Jury to present, to be raised off the County at large for each and every Direction Post, Mile Stone, or Mile Post, any Sum or Sums of Money not exceeding Twenty Shillings for each Mile Stone or Mile Post, and not exceeding Thirty Shillings for each Finger Post: Provided always, that an Estimate upon Oath be previously laid before such Grand Jury, stating the Expence of procuring and erecting such Mile Stones or Mile Posts or Finger Posts, stating the Dimensions thereof, and the Size of the Letters and Figures to be inscribed thereon respectively.

Affidavit of Estimate.

Trustees of Turnpike Roads to erect Mile Stones and Finger Posts.

XIV. And be it further enacted, That the Trustees, Overseers, Commissioners or Directors for the Time being of the several Turnpike Roads in *Ireland*, shall and they are hereby required to erect or cause to be erected upon and throughout the Lines of the respective Roads under the Care and Management of such Trustees respectively, within Two Years after the passing of this Act, proper and sufficient Mile Stones or Mile Posts at exact and due Distances from each other, on each of which shall be legibly inscribed the Number of Miles such Mile Stone or Mile Post is distant from the City of *Dublin*, if the Road leads to or from *Dublin* direct, and also the Number of Miles the same is distant from such Town, on each Side thereof, on the Line of such Road, as they shall think proper; and also to erect or cause to be erected at all Public Cross Roads which occur in the Line of any such Road, proper and sufficient Finger Posts, on each Side of which shall be legibly inscribed the Number of Miles such Finger Post is distant from any Town or Village to which such Finger Post shall point or direct; and in case the Trustees, Commissioners, or Directors of any Turnpike Road shall neglect to erect proper and sufficient Mile Stones and Finger Posts in and throughout the respective Lines of their Roads within the Term of Two Years aforesaid, then and in such Case it shall be lawful for the Grand Jury of any County, County of a City, or County of a Town wherein any such Neglect shall take place, at any Assizes or Presenting Term after the Expiration of the said Two Years, to present such Sum or Sums as may be necessary for procuring and erecting such Mile Stones or Mile Posts and Finger Posts, not exceeding Twenty Shillings for each Mile Stone or Mile Post, and Thirty Shillings for each Finger Post; and it shall and may be lawful for the Treasurer of such County, County of a a City, or County of a Town in which the Grand Jury shall have caused Mile Stones or Mile Posts and Finger Posts to be procured and erected as aforesaid, to sue the Trustees of the Turnpike Road on which the same shall have been erected, by one or more Civil Bill or Bills (in which Suit either the Treasurer or Secretary to the Trustees of such Roads shall be made the Defendants) and to recover from them the full Amount of the Sum so expended by order of the said Grand Jury in erecting Mile Stones

In default of Trustees, Grand Juries shall present.

Amount shall be recovered by Trustees by Civil Bill.

and Finger Posts as aforesaid, together with the Costs of Suit, and also a Sum of Two Shillings in the Pound upon the Amount recovered, as a Reward for his Trouble.

No Presentment shall be allowed in future which does not state on the Face of it the Law from which Grand Juries derive their Authority:

XV. And be it further enacted, That on every Presentment for the raising of any Public Money whatsoever, which shall be made by any Grand Jury appointed by the Court at any Assizes or Presenting Term, for any County, County of a City, or Town in *Ireland*, the Title of the particular Act of Parliament under which such Presentment shall be made and fiated, shall be stated on the Face of such Presentment; and that every such Presentment shall be entered in the County Book, and Quere Book, with a Marginal Note of such Act, specifying the Year of the King's Reign, and the Chapter and Section of such Act as printed by the King's Printer; and that all Presentments not made according to the Directions foregoing shall be null and void.

But not to extend to Roads, Bridges, Session Houses, &c.

XVI. Provided nevertheless, and be it further enacted, That the foregoing Regulation shall not extend or be construed to extend to any Presentment for forming, levelling, fencing, draining, widening, making, repairing, or otherwise improving any Road, or to the building, repairing, or otherwise improving any Bridge, Sessions House, Gaol, or other Mason Work.

Explanation of certain Affidavits required.

XVII. And whereas Doubts have arisen whether the Words contained in Affidavits accounting for the Repairs of Roads, stating that Part of the Width of such Roads is made with Gravel or small Stones, do not imply that in every Perch to be repaired the whole Width has been stoned or gravelled anew; be it further enacted, That the Repairs of Roads may be estimated, presented, and accounted for, without specifying any particular Breadth in each Perch to be newly stoned and gravelled; any Thing in any such Affidavit so required to be made as aforesaid notwithstanding.

Affidavit for accounting for Repairs of Road after Lent Assizes 1810, shall state that Backs of Ditches are turned to the Road.

XVIII. And be it further enacted, That from and after the End of the several Lent Assizes which shall be held in *Ireland* in the Year One thousand eight hundred and ten, no Affidavit for the accounting for the Repairs of any Road shall be allowed by the Grand Jury, or by the Court at any Assizes or Presenting Term in or for any County, or County of a City or Town in *Ireland*, unless it shall be specially stated in such Affidavit that there is not on either Side of any Part of the Road specified in such Affidavit, any Grip, Trench, or Drain, without a Wall or other sufficient Fence between such Grip, Trench, or Drain, and the Side of such Road.

Grand Juries may present for filling up Grips, on Affidavit.

XIX. And be it further enacted, That it shall and may be lawful for any Grand Jury of a County, County of a City, or County of a Town, at any Assizes or Presenting Term, to present any Sum that may be necessary for filling up Grips on the Sides of Road, provided an Affidavit be first laid before them, stating the Length, Breadth, and Depth of such Grips proposed to be filled up, and that the Sum is a reasonable Charge; and provided also, that no Money on Account of such Presentment shall be paid until an Affidavit is first laid before the Grand Jury, stating that the Money

has

has been fairly and honeſtly expended according to ſuch Preſentment, with the Particulars of the Expenditure.

Grand Juries may preſent for Damage done by taking Gravel, &c. to be levied off the Barony, &c.

XX. And be it further enacted, That whenever and as often as any Sum, by way of Compenſation for Damage, is awarded (under the Proviſions of the ſaid recited Act) to any Owner or Occupier of Land from whence any Gravel, Stones, Sand or other Materials have been taken by any Overſeer for filling up Grips, as well as for the other Purpoſes therein ſpecified, it ſhall and may be lawful for the Grand Jury to preſent the ſame, to be levied off the Barony or Half Barony, County of a City, or County of a Town in which the Materials have been expended, provided it ſhall appear to them that the Appraiſers have viewed the Land both before and after the Damage has been committed, and that all the Stipulations contained in the ſaid Act for the like Purpoſes have been duly complied with and performed.

Accounting Affidavit when Repairs of Road are contracted for.

XXI. And be it further enacted, That no Words in any accounting Affidavit, required by the ſaid recited Act of the Thirty-ſixth Year, or this Act, importing that the Account annexed to ſuch Affidavit is true in every Part, ſhall extend or be conſtrued to extend to prevent the paſſing of the Accounts for any Road which ſhall have been or ſhall be repaired by Contract: Provided always, that the Time of ſuch Contract ſhall be ſpecified in ſuch Account, and that it ſhall be ſtated in ſuch Affidavit that the ſaid Contract was fairly made and entered into, upon the beſt and moſt advantageous Terms that could be procured, without Favour or Partiality to the Contractor, and that ſuch Contractor has given Security to the Overſeer for keeping the Road in repair for One Year from the Date thereof.

No Accounting Affidavit for public Work ſhall be allowed, unleſs it is therein ſtated that the Work was finiſhed Six Days before Aſſizes, &c.

XXII. And be it further enacted, That no Affidavit for the accounting for the Expenditure of any Public Money for any Road, or for any Public Work, ſhall be allowed by the Grand Jury or by the Court at any Aſſizes or Preſenting Term or *October* Seſſion, in any County, County of a City or Town in *Ireland*, unleſs it ſhall be ſtated in ſuch Affidavit that the Road or Work therein mentioned was completed on ſome Day, being not leſs than Six clear Days previous to the Commiſſion Day of ſuch Aſſizes or Preſenting Term, or Six clear Days previous to the Firſt Day of ſuch *October* Seſſions, as the Caſe may be; nor unleſs ſuch accounting Affidavit ſhall be lodged with the Secretary of the Grand Jury, previous to the Commiſſion Day of ſuch Aſſizes, or the Firſt Day of ſuch *October* Seſſions, of which Lodgment ſo made the ſaid Secretary ſhall make Oath in open Court.

Grand Juries to form Tables of the Names of ſuch Pariſhes, &c. and the Contents thereof as are not contained in the County Book.

XXIII. And whereas in the aforeſaid Act of the Thirty-ſixth of His preſent Majeſty it is enacted, that in every Warrant to be iſſued by the Treaſurer of the County to the ſeveral Perſons who, under the Proviſions of the ſaid Act, are to be the Collectors for levying or collecting the Sums of Money to be raiſed off each Barony or Half Barony, there ſhall be inſerted the Names of the ſeveral Manors, Pariſhes, or Denominations contained in that Portion of the County which ſuch Perſon is to collect from, as the ſame is contained in the County Book, and alſo the whole Sum to be collected, and the Portion thereof which each Manor, Pariſh, or Denomination is to pay, according to its Contents in the County Book,

or as it has been usually rated at: And whereas there are some Counties which either have no County Book, or in which Book no Manors, Parishes, or Denominations are inserted, or in which the Contents of all or some of the Manors, Parishes, or Denominations are not specified, and no usual or regular Rate has prevailed, so as to give official Knowledge to the Treasurer, and enable him to insert, agreeable thereto, the Portion which each Manor, Parish, or Denomination is to pay; be it therefore enacted, That in all or any of such Counties, it shall be lawful for the Grand Jury, at the next Assizes after the passing of this Act, or at any subsequent Assizes, to form a Table of the Names of the several Parishes, Manors, and Denominations, and the Contents of each in any Barony or Half Barony, the Manors, Parishes, and Denomination whereof, with their Contents, are not contained in the County Book, and the Treasurer of such County shall cause publick Notice to be given thereof throughout such Barony or Half Barony, by ordering the Collector, High Constable, or Sub-Constable, to post a Copy of such Table on the Door of each Church within such Barony or Half Barony, and on the Door of every Market House therein, Thirty Days at the least previous to the then next ensuing Assizes, requiring all Persons who may think themselves aggrieved by such Table to appear before the Grand Jury at such then next ensuing Assizes, and such Grand Jury at such Assizes shall proceed, if they shall think proper, to examine such Persons as shall so appear upon Oath, (which Oath such Grand Jury is hereby empowered to administer,) respecting such Table, and any Objections thereto, and it shall be lawful for such Grand Jury, at such last-mentioned Assizes, to amend such Table as they shall think fit, and to present such Table, either as originally formed or amended as aforesaid, to be the Table by which the several Manors, Parishes, and Denominations in such Barony or Half Barony, shall in future be proportionably rated for the Purpose of levying all Money to be raised thereon under Presentment of Grand Juries, and the Names of such Manors, Parishes, and Denominations, with the Contents of each, shall be inserted in every Warrant to be issued thereafter by every Treasurer of any such County to any Collector as aforesaid, in like Manner as if the same had been contained in the County Book or otherwise, according to the Provisions of the said recited Act.

Collectors shall give Security before the Grand Jury.

XXIV. And be it further enacted, That no High Constable or Collector shall be authorized to collect any Presentment, Cess or publick Money, unless the Security required by the said recited Act of the Thirty-sixth Year, to be given by him, shall be duly entered into before the Grand Jury by whom such High Constable or Collector shall have been appointed, by Bond and Warrant of Attorney, without Stamp, conditioned as in the said recited Act is specified and set forth; any Thing in the said recited Act to the contrary notwithstanding.

Regulating Payment of Poundage to Collectors.

XXV. And be it further enacted, That no Presentment for Poundage shall be made for collecting any publick Money by any Grand Jury, or fiated by the Court, under the Provisions of the said recited Act of the Thirty-sixth Year aforesaid, unless the Treasurer's Warrant under which such Collector has proceeded to levy the Cess be annexed to such Presentment, nor unless such Collector and his Deputies shall make Affidavit before the said Grand Jury that such has been fairly and impartially levied, and that no more than the Sum authorized by the Treasurer's Warrant,

with the cuſtomary Collector's Fees, has been collected, to the beſt of his and their Knowledge and Belief.

Regulations as to Preſentments for Salary to Treaſurer.

XXVI. And be it further enacted, That no Preſentment for any Salary, Poundage or Allowance, to any Treaſurer of any County, County of a City or Town in *Ireland*, ſhall be made by any Grand Jury or fiated by any Court or Judge, unleſs there ſhall be previouſly produced to ſuch Judge by the acting Clerk of the Crown at the Aſſizes or Preſenting Term in which ſuch Preſentment ſhall be required to be made, a Certificate ſigned by the proper Officer, ſtating what Securities for the due Performance of his Office ſuch Treaſurer has given and entered into, and that ſuch Securities have been duly recorded in the proper Office, and ſuch Certificate ſhall ſtate the Dates when ſuch Securities were entered into, the Names of the reſpective Sureties, and the Sums for which ſuch Sureties were ſeverally bound.

Affidavits for Preſentments to be lodged 15 Days before the Commiſſion Day of each Aſſize, &c.

XXVII. And be it further enacted, That all Affidavits for Preſentments for forming, levelling, fencing, draining, widening, making, repairing, or otherwiſe improving any Road, and for the building, repairing, or otherwiſe improving, any Bridge, Seſſion Houſe, Gaol, or other Maſon Work, ſhall be lodged Fifteen Days at the leaſt before the Commiſſion Day of each Aſſizes, with the acting Secretary of the Grand Jury, who is hereby required to keep an Office open for the Purpoſe, in the Manner preſcribed by the aforeſaid Act of the Thirty-ſixth of His preſent Majeſty, and ſuch Secretary ſhall forthwith after the Receipt thereof, (provided he ſhall be ordered by the Grand Jury at the previous Aſſizes ſo to do) cauſe Copies of the Schedules of ſuch Affidavits to be printed and ready for Delivery at his Office, Three clear Days before each Aſſizes, to ſuch Magiſtrates and Overſeers of Roads, or other public Works, as may apply for the ſame, provided that the Number ſo to be printed ſhall not exceed Twenty-five for each Barony or Half Barony, and Twenty-five for each County of a City, or County of a Town.

Expence of printing Schedules of Affidavits to be paid.

XXVIII. And be it further enacted, That the Grand Juries of Counties, Counties of Cities, or Counties of Towns, ſhall at each Aſſizes or preſenting Term, preſent ſuch Sum as ſhall be neceſſary for defraying the printing of the Schedules of the Affidavits as aforeſaid: Provided always, that an Affidavit of the Printer ſtating his Charge to be uſual and reaſonable, be firſt laid before the Grand Juries, and that no ſuch Preſentment for the printing of ſuch Copies ſhall be made, unleſs they are ready for Delivery at the Secretary's Office Three clear Days before each Aſſizes as aforeſaid.

For printing Preſentments and Quere Books after each Aſſizes.

XXIX. And be it further enacted, That the Clerk of the Crown for every County, County of a City, and County of a Town in *Ireland*, ſhall within Twenty-one Days after every Aſſizes or Preſenting Term, deliver to the Treaſurer of ſuch County, County of a City, or County of a Town (in Addition to the Copies of the Preſentments which he is by the ſaid recited Act of the Thirty-ſixth Year aforeſaid required to deliver) an accurate Copy, ſigned by himſelf, of the Queries which remained unaccounted for at ſuch Aſſizes; and ſuch Treaſurer or Grand Jury Secretary, or Chief Clerk, as the Grand Jury ſhall think fit, ſhall forthwith after the Receipt thereof, cauſe a Number of Copies of ſuch Preſentments and ſuch Quere Book to be printed and diſtributed to the Magiſtrates and principal

Overſeers, not exceeding Twenty-five for each Barony or Half Barony, and not exceeding Twenty-five for each County of a City or County of a Town; and the Grand Juries of ſuch Counties, Counties of Cities, and Counties of Towns, ſhall at the Aſſizes or Preſenting Term next following, preſent to be levied off the County, County of a City, or County of a Town, ſuch Sum as ſhall be neceſſary for defraying the Expence of printing and diſtributing ſuch Copies: Provided always, that an Affidavit of the Printer, ſtating his Charge to be uſual and reaſonable, be firſt laid before ſuch Grand Jury; and that no ſuch Preſentment for the printing and diſtributing of ſuch Copies as aforeſaid ſhall be made unleſs the printed Copies of ſuch preceding Preſentments and Queries ſhall have been printed and diſtributed within Six Weeks after ſuch preceding Aſſizes or Preſenting Term.

Paſſengers and Travellers of all Deſcriptions obliged to take the Left-hand Side of the Road, as herein ſpecified.

XXX. And, for the Safety and Convenience of Paſſengers and Travellers upon the Public and other Roads, and in the Streets of Towns in *Ireland*, be it enacted, That from and after the Firſt Day of *January* in the Year One thouſand eight hundred and ten, all Drivers of Waggons, Carts, Cars, Coaches, Chariots, Curricles, Gigs, Chairs, and of every Kind and Species of Carriages, and all Perſons riding on Horſeback, or driving any Animals, either with or without Burdens, on any Road, or in the Street of any City or Town in *Ireland*, ſhall be obliged and they are hereby required to keep their Left Hand Side of the Road or Street in going and coming or travelling thereon, and ſhall leave the other Side free to all other Drivers of ſuch Carriages or Animals, or ſuch Travellers; and all Drivers of Carriages or Animals, and Travellers of every Deſcription, who ſhall have Occaſion to paſs by the Drivers of other Carriages or Animals, or Travellers of any Deſcription going in the ſame Direction, ſhall in all Caſes where it is practicable, take and go on the Right Hand of the Driver or Traveller by whom they ſhall ſo have Occaſion to paſs; and if any Perſon ſhall wilfully refuſe or neglect to drive and paſs in Manner and according to the Regulations aforeſaid, it ſhall and may be lawful for any Magiſtrate, Conſtable, Conſervator, or Turnpike-keeper to ſtop and detain ſuch Offender, and the Carriage and Horſe or Horſes or other Beaſt on or with which ſuch Offender ſhall be, and forthwith to carry or convey ſuch Offender before any Juſtice of the Peace for the County, County of a City, or County of a Town where ſuch Offence ſhall be committed, or for any Perſon whatſoever to lodge an Information againſt ſuch Offender before ſuch Magiſtrate, and upon his being convicted thereof upon the Oath of One credible Witneſs, every ſuch Perſon ſo offending ſhall forfeit and pay any Sum not exceeding Ten Shillings, to be levied by Diſtreſs and Sale of the Goods and Chattels of ſuch Offender, or by Diſtreſs and Sale of the Carriage or Horſe or Horſes or other Beaſts, and the Goods therein or thereon wherewith ſuch Offender ſhall have been travelling at the Time of ſuch Offence, ſuch Diſtreſs to be made by Warrant under the Hand and Seal of ſuch Juſtice, rendering the Overplus (if any) after deducting the ſaid Fine and the Expences of ſuch Diſtreſs and Sale to the Owners or Owner on Demand; One Half of the Amount of the Penalties ſo levied to be paid to the Informer, and the remaining Half to the Miniſter or Curate of the Pariſh in which ſuch Offence ſhall be committed, for the Uſe of the Poor of ſuch Pariſh; and if Diſtreſs ſufficient for ſuch Penalty or Penalties ſhall not have been ſeized or found, it ſhall and may be lawful for ſuch Juſtice, and he is hereby empowered

Penalty of Neglect.

Half to the Informer and Remainder to Parochial Charity.

and required to commit such Offender so convicted to the Common Gaol, without Bail or Mainprize, for any Time not exceeding One Calendar Month, unless such Offender shall sooner pay and satisfy the said Penalty or Penalties; and every Person offending as aforesaid shall likewise be liable to pay and satisfy all Damages which shall happen in consequence of any such Neglect or Default as aforesaid.

Copies of all Presentments passed the preceding Year shall be forwarded to the Chief Secretary of Lord Lieutenant, to be laid before Parliament annually.

XXXI. And, for the procuring Returns to be made annually to Parliament of all Presentments made by Grand Juries in *Ireland*, be it enacted, That the Treasurer of every County, County of a City, and County of a Town or Place in *Ireland*, shall on or before the Twenty-fifth Day of *December* in each and every Year, cause a true Copy, signed by himself, of all Presentments which shall have been made by the Grand Jury, and fiated by the Court at any Assizes or Presenting Term in such Year on the County, County of a City or Town or Place whereof he is Treasurer, to be forwarded to the proper Officer in His Majesty's Castle of *Dublin*, to be from thence transmitted so soon as may be to be laid before Parliament; and in case any Treasurer of any County, County of a City, or a Town or Place in *Ireland*, shall neglect to make such Return as aforesaid, he shall forfeit his Office, and be for ever after incapable of acting as Treasurer of any County, County of a City, or County of a Town or Place in *Ireland*.

XXXII. And be it further enacted, That nothing in this Act shall extend or be construed to extend to the County of *Dublin*, except so far as relates to the obliging of Trustees, Overseers, Commissioners or Directors of Turnpike Roads to erect Mile Stones, Mile Posts and Finger Posts, and except so far as relates to the Treasurer making Returns to Parliament annually of all Presentments made and fiated by the Court; any Thing in the said Act contained to the contrary notwithstanding.

Provision of recited Act extended to this Act.

XXXIII. And be it further enacted, That all the Powers, Provisions, Rules and Regulations of the said recited Act of the Thirty-sixth Year aforesaid, shall be extended to this present Act; and that this Act and the said recited Act, so far as the said recited Act is not repealed or altered by this Act, or by any other Act or Acts in force in *Ireland*, shall be construed together as one Act, to all Intents and Purposes.

Commencement of the Act.

XXXIV. And be it further enacted, That this Act shall take Effect from and after the First Day of *January* in the Year One thousand eight hundred and ten, and not at any earlier Period; any Thing in the said Act contained to the contrary notwithstanding.

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