a sum not exceeding 350,000*l.* for purification of Liffey, &c.

may be defrayed, any sum or sums of money not exceeding in the whole three hundred and fifty thousand pounds, to be applied by the said town council in the execution of the works necessary for the purpose of purifying the said River Liffey and completing the main drainage of the said city of Dublin.

Application of moneys raised under this Act.

**2.** The said town council of the city of Dublin shall apply all moneys raised under the authority of this Act in payment of the expenses incurred in the execution of the said works necessary for the purification of the River Liffey and the completion of the said main drainage of the said city of Dublin and incident thereto, and to or for no other purpose whatsoever.

Repayment of advances.

**3.** Notwithstanding anything in the Public Works Loan Act, 1853, contained to the contrary, all moneys advanced under the authority of this Act shall be repaid in manner following; (that is to say,)

So long as any principal money or interest shall remain unpaid the said town council of the city of Dublin shall, in every year, from the date of each advance, pay to the said Public Works Loan Commissioners such annual sum as shall be equivalent to the sum of five per cent. per annum upon amount of such advance, and such annual sum shall be applied first in payment of interest on the amount remaining unpaid in respect of such advance at the rate of four per cent. per annum, and next in or towards discharge of the principal of such advance:

Every such annual sum shall be paid in two equal half-yearly instalments, the first of such instalments to be paid six months after the date of the advance in respect of which the same shall be payable.

Payment of expenses incurred in the execution of Act.

**4.** The expenses incurred by the said town council of the city of Dublin in carrying this Act into effect, and in repaying all moneys advanced under the authority of the same, shall be deemed to be expenses incurred by the said town council in carrying into effect the said Sanitary Act, 1866, and the Nuisance Removal Acts, and shall be paid out of the same rate or fund and in like manner in every respect.

Arrears may be enforced by appointment of a receiver.

**5.** In case the said town council shall not pay any such half-yearly payment as aforesaid within thirty days after the same shall be due, the said Public Works Loan Commissioners may, in addition to any other remedies, enforce payment of the same by the appointment of a receiver, and it shall be lawful for such receiver to apply to the Court of Queen's Bench in Ireland for a writ of mandamus to compel the said town council to make and cause to be levied such rate or rates as they are authorised to make for the purposes of the Sanitary Act, 1866, and the Nuisances Removal Acts, of such amount as shall be sufficient to make good any deficiency in the funds applicable to the payment of such interest, and so from time to time; and the said court is hereby authorised, on cause duly shown, to order and direct such writ of mandamus to issue, and if and when the same shall be made peremptory, the town council shall, and they are hereby authorised and required to make, or cause to be levied, such rate or rates of such amount, or as near thereto as may be, as shall be sufficient to pay the amount due, and the costs and expenses attending the recovery of the same.

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## CHAP. 107.

### An Act for taking the Census of England. [10th August 1870.]

WHEREAS it is expedient to take the census of England in the year one thousand eight hundred and seventy-one:

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:

Secretary of State to superintend the taking of the census.

**1.** One of Her Majesty's Principal Secretaries of State shall have the care of superintending the taking of the census, and shall cause to be prepared and printed, for the use of the persons to be employed in taking it, such forms and instructions as he shall deem necessary, and the Registrar General shall issue all such forms and instructions to the persons for whose use they shall be intended; and all the expenses which shall be incurred by authority of such Secretary of State, with the consent of the Commissioners of the Treasury, under this Act, shall be paid out of such moneys as shall be provided by Parliament for that purpose.

Registrar's sub-districts to be formed into enumerator's divisions.

**2.** Every registrar's sub-district in England shall be formed into enumerator's divisions according to instructions to be prepared by or under the direction of such Secretary of State, who shall cause a sufficient number of copies of such instructions to be sent to every registrar of births and deaths in England; and the registrars, with all convenient speed, shall divide the several sub-districts into enumerator's divisions according to such instructions, and subject in each case to be revised by the superintendent registrar, and to the final revision and approval of the said Registrar General.

Enumerators to be appointed.

**3.** The several registrars of births and deaths in England shall make and return to their respective superintendent registrars a list containing the names and places of abode of a sufficient number of persons, duly qualified according to instructions to be prepared by or under the direction of such Secretary of State, to act as enumerators within their several sub-districts, and such persons, when approved of by the superintendent registrar, shall be appointed by him enumerators for taking the census, subject nevertheless to the approval of the said Registrar General; and the registrar, with the approval of the superintendent registrar, shall assign a division to each enumerator, and shall distribute to the several enumerators in his sub-district the forms and instructions which shall have been issued for that purpose by the Registrar General, and shall personally ascertain that each enumerator thoroughly understands the manner in which the duties required of him are to be performed.

Householders schedules to be left at dwelling-houses.

**4.** Schedules shall be prepared by or under the direction of such Secretary of State for the purpose of being filled up by or on behalf of the several occupiers of dwelling-houses as herein-after provided, with particulars of the name, sex, age, rank, profession or occupation, condition, relation to head of family, and birthplace of every living person who abode in every house on the night of Sunday the second day of April one thousand eight hundred and seventy-one, and also whether any were blind, or deaf and dumb, or imbecile or lunatic; and the registrars in England shall in the course of the week ending on Saturday the first day of April in the year one thousand eight hundred and seventy-one leave or cause to be left at every dwelling-house within their respective sub-districts one or more of the said schedules for the occupier or occupiers thereof or of any part thereof, and upon every such schedule shall be plainly expressed that it is to be filled up by the occupier of such dwelling-house, (or where such dwelling-house is let or sub-let in different stories or apartments, and occupied distinctly by different persons or families, by the occupier of each such distinct story or apartment,) and that the enumerator will collect all such schedules within his division on the Monday then next following; and every occupier of any dwelling-house, or of any distinct story or apartment in any dwelling-house, with or for whom any such schedule shall have been left as aforesaid, shall fill up the said schedule to the best of his or her knowledge and belief, so far as relates to all persons dwelling in the house, story, or apartment occupied by him or her, and shall sign his or her name thereunto, and shall deliver the schedule so filled up, or cause the same to be delivered, to the enumerator when required so to do; and every such occupier who shall wilfully refuse or without lawful excuse neglect to fill up the said schedule to the best of his or her knowledge and belief, or to sign and deliver the same as herein required, or who shall wilfully make, sign, or deliver, or cause to be made, signed, or delivered, any false return of all or any of the matters specified in the said schedule, shall forfeit a sum not more than five pounds nor less than twenty shillings.

Occupiers to fill up the schedules and sign and deliver them to the enumerator.

Penalty for neglect.

Schedules to be collected from house to

**5.** The enumerators shall visit every house in their respective divisions, and shall collect all the schedules so left within their division from house to house, so far as may be

house, and corrected if found to be erroneous.

possible, on Monday the third day of April in the year one thousand eight hundred and seventy-one, and shall complete such of the schedules as upon delivery thereof to them shall appear to be defective, and correct such as they shall find to be erroneous, and shall copy the schedules, when completed and corrected, into books to be provided them for that purpose, and shall add thereunto an account, according to the best information which they shall be able to obtain, of all the other persons living within their division who shall not be included in the schedules so collected by them.

Enumerators to take an account of houses, &c., and to distinguish the boundaries of parishes, boroughs, &c.

**6.** Every enumerator shall also take an account of the occupied houses, and of the houses then building and therefore uninhabited, and also of all other uninhabited houses within his division, and shall also take an account of all such particulars herein-before mentioned, and none others, according to the forms and instructions which may be issued under this Act; and in the book, into which he shall have copied the householders schedules and other particulars, as herein-before directed, each enumerator shall distinguish the several parishes within his division, or such parts thereof as shall be within his division, and shall also distinguish those parishes or parts of parishes within his division which are within the limits of any city or borough returning or contributing to return a member or members to serve in Parliament, or of any incorporated city or borough, or of any town within the jurisdiction of a local board, or of any commissioners intrusted by a local Act with draining, cleansing, lighting, or improving the town, or of any ecclesiastical district, or of any area prescribed in that behalf by the instructions,

Enumerators to deliver their books, with the householders schedules, to the registrar.

and shall deliver such book to the registrar of the sub-district, together with the householders schedules collected by him, and shall sign a form or declaration to the effect that the said book has been truly and faithfully filled up by him, and that to the best of his knowledge the same is correct, which form of declaration shall be prepared by or under the direction of such Secretary of State, and issued by the Registrar General with the forms and instructions aforesaid.

Registrars to verify the enumerators books.

**7.** The registrar to whom such enumerators books shall be delivered shall examine the same, and shall satisfy himself that the instructions in each case have been punctually fulfilled, and if not shall cause any defect or inaccuracy in the said book to be supplied so far as may be possible; and when the books shall have been made as accurate as is possible the registrar shall deliver them to the superintendent registrar of his sub-district, and thereafter shall transmit the householders schedules to the Registrar General.

Superintendent registrars to examine the enumerators books, and return them to the Registrar General.

**8.** The superintendent registrar shall examine all the books which shall be so delivered to him, and shall satisfy himself how far the registrars have duly performed the duties required of them by this Act, and shall cause any inaccuracies which he shall discover in such books to be corrected so far as may be possible, and shall return on or before the first day of May one thousand eight hundred and seventy-one, or such other day as may be fixed by the Registrar General, all the books which shall have been delivered to him to the Registrar General for the use of such Secretary of State.

An abstract of returns to be printed, and laid before Parliament.

**9.** The Secretary of State shall cause an abstract to be made of the said returns; and such abstract shall be printed, and laid before both Houses of Parliament within twelve calendar months next after the first day of June in the year one thousand eight hundred and seventy-one, if Parliament be sitting, or if Parliament be not sitting, then within the first fourteen days of the Session then next ensuing.

Masters, &c. of gaols, &c. to be appointed enumerators of the inmates thereof.

**10.** The master or keeper of every gaol, prison, or house of correction, workhouse, hospital, or lunatic asylum, and of every public or charitable institution, which shall be determined upon by the said Registrar General, shall be the enumerator of the inmates thereof, and shall be bound to conform to such instructions as shall be sent to him by the authority of one of the said Secretaries of State for obtaining the returns required by this Act, so far as may be practicable, with respect to such inmates.

Overseers, peace officers, and relieving officers of unions formed

**11.** The overseers of the poor in every parish in England, and the constables, tithingmen, headboroughs, or other peace officers for such parishes, and the relieving officers in any union or parish not in union with a board of guardians acting under the provisions of an Act passed in the fifth year of King William the Fourth, intituled "An

" Act for the amendment and better administration of the laws relating to the Poor " in England and Wales," or the Acts amending the same, shall be bound to act as enumerators under this Act within their respective parishes and unions, if required so to act by one of the said Secretaries of State, and where they shall so act shall be entitled to allowances as enumerators under the provisions of this Act; and every such overseer, relieving officer, constable, tithingman, headborough, and other peace officer who shall refuse or wilfully neglect so to act, and duly to perform the duties required of the said enumerators by this Act, shall for every such offence forfeit a sum not more than ten pounds nor less than five pounds.

under 4 & 5 W. 4. c. 76. bound to act as enumerators.

**12.** The Secretary of State shall obtain, by such ways and means as shall appear to him best adapted for the purpose, returns of the particulars required by this Act with respect to all persons who during the said night of Sunday the second day of April were travelling or on shipboard, or for any other reason were not abiding in any house of which account is to be taken by the enumerators and other persons as aforesaid, and shall include such returns in the abstract to be made by him as aforesaid.

Returns of persons travelling or on shipboard, or not in houses.

**13.** One of the said Secretaries of State shall cause to be prepared a table of allowances to be made to the several enumerators, registrars, superintendent registrars, and other persons in England employed in the execution of this Act; and such table, when approved by the Commissioners of Her Majesty's Treasury, shall be laid before both Houses of Parliament on or before the first day of March one thousand eight hundred and seventy-one, if Parliament be sitting, or if Parliament be not sitting, then within the first fourteen days of the session then next ensuing.

Table of allowances to enumerators and others.

**14.** The superintendent registrar of every district in England shall within one calendar month next after the taking of the census certify to the said Registrar General the total amount of the allowances to which he, and the registrars, enumerators, and other persons in that district, are respectively entitled according to the said table.

Payments to be certified to the registrar general.

**15.** The Commissioners of Her Majesty's Treasury shall, through the Registrar General, pay to each superintendent registrar, out of the moneys provided by Parliament for that purpose, the whole amount of the allowances to which the said superintendent registrar, and the registrars, enumerators, and other persons in each district, are severally entitled according to the said table; and each superintendent registrar shall pay over to the registrars in his district the allowances to which they the said registrars are entitled, and shall also pay over or cause to be paid over to the enumerators and other persons in his district the allowances to which they are severally entitled according to the said table; and the receipts to be given by the enumerators and other persons and registrars for payment of their said allowances shall be delivered to the superintendent registrar, who shall transmit the same, together with the receipt for his own allowance, to the Registrar General: Provided always, that no such payment shall be made to any enumerator or other person who shall be required to act as an enumerator under this Act, but upon production of a certificate under the hand of the registrar that the duties required of such enumerator or other person acting as enumerator by this Act have been faithfully performed, and the like certificate shall be required under the hand of the superintendent registrar with respect to the registrar before any payment shall be made to the registrar, and the like certificate under the hand of the said Registrar General with respect to the superintendent registrar before any payment shall be made to the superintendent registrar.

Manner in which the payments shall be made to persons employed in execution of this Act in England.

**16.** Every superintendent registrar and registrar, and every enumerator and other person who is bound under this Act if required to act as enumerator, making wilful default in any of the matters required of them respectively by this Act, or making any wilfully false declaration, shall for every such wilful default or false declaration forfeit a sum not exceeding five pounds nor less than two pounds.

Penalty on persons for wilful default.

**17.** The enumerators and other persons employed in the execution of this Act shall be authorised to ask all such questions as shall be directed in any instructions to be prepared by or under the direction of the said Secretary of State which shall be necessary for

Penalty for refusing information or giving false answers.

obtaining the returns required by this Act; and every person refusing to answer or wilfully giving a false answer to such questions or any of them shall for every such refusal or wilfully false answer forfeit a sum not exceeding five pounds nor less than twenty shillings.

Recovery of penalties.

**18.** All penalties imposed by this Act shall be recovered in a summary manner before two justices of the peace having jurisdiction in the county or place where the offence is committed in the manner prescribed by law in this behalf.

Interpretation of terms.

**19.** In the construction of this Act the term parish means a place for which a separate poor rate is or can be made, and has in the metropolis the same meaning as in "The Metropolis Management Act, 1855," and the words "dwelling-house" shall include all buildings and tenements of which the whole or any part shall be used for the purpose of human habitation.

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## CHAP. 108.

### An Act for taking the Census in Scotland. [10th August 1870.]

WHEREAS it is expedient to take the census of Scotland in the year one thousand eight hundred and seventy-one:

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:

Secretary of State to superintend census.

**1.** One of Her Majesty's Principal Secretaries of State shall have the care of superintending the taking of the census of Scotland, and shall cause to be prepared and printed, for the use of the persons to be employed in taking it, such forms and instructions as he shall deem necessary, and the Registrar General for Scotland shall issue all such forms and instructions to the persons for whose use they shall be intended; and all the expenses which shall be incurred by authority of such Secretary of State, subject to the sanction of the Commissioners of Her Majesty's Treasury, under this Act, shall be paid out of such moneys as shall be provided by Parliament for that purpose.

Copy of this Act to be sent to every sheriff in Scotland.

**2.** The Registrar General for Scotland shall send a printed copy of this Act to the sheriff of every county in Scotland, and to the chief magistrate of every royal burgh, and of every parliamentary burgh having magistrates, in Scotland.

Registrar's districts to be formed into enumerator's divisions.

**3.** Every registrar's district in Scotland shall be formed into enumerator's divisions according to instructions to be prepared by or under the direction of such Secretary of State, who shall cause a sufficient number of copies of such instructions to be sent to every registrar of births, deaths, and marriages in Scotland; and the registrars, with all convenient speed, shall divide the several districts into enumerator's divisions according to such instructions, and subject in each case to be revised by the sheriff of the county or the magistrates of the burgh, as the case may be.

Enumerators to be appointed.

**4.** The several registrars of births, deaths, and marriages in Scotland shall make and return to the sheriff of the county, or to the chief magistrate of the burgh, as the case may be, a list containing the names and places of abode of a sufficient number of persons, duly qualified according to instructions to be prepared by or under the direction of such Secretary of State, to act as enumerators within their several districts, and such persons, when approved of by the sheriff or magistrates, shall be appointed by the registrar, by any writing under his hand, enumerators for taking the census; and the registrar, with the like approval, shall assign a division to each enumerator, and shall distribute to the several enumerators in his district the forms and instructions which shall have been issued for that purpose by the Registrar General, and shall personally ascertain that each