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An Act to afford further Facilities for the Erection of certain Bridges in *Ireland*. [15th *July* 1867.]

WHEREAS an Act was passed in the Session of Parliament holden in the Fourth and Fifth Year of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for the more effectually providing for the Erection of* 4 & 5 W. 4. c. 61. *certain Bridges in* Ireland, which Act was amended by another Act passed in the Session of Parliament holden in the Second and Third Years of the Reign of Her present Majesty, intituled *An* 2 & 3 Vict. c. 50. *Act to extend and amend the Provisions of the Acts for the Extension and Promotion of Public Works in* Ireland, *and for the Recovery of Public Monies advanced for the Use of Counties, Parishes, and other Districts in* Ireland *on the Faith of Grand Jury Presentments and Parochial Assessments :*

And whereas it is expedient to amend the same, and to afford Facilities for the Purchase or taking of any Property in any Bridge or Ferry, or in the Tolls thereof, which may be necessary for the Purposes of the said Acts, and for making Presentment for the Monies requisite therefor :

Be it therefore 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:

Extent of Act.

1. This Act shall extend only to *Ireland*.

Interpretation.

2. In the Construction of this Act the Expression "Lord Lieutenant" shall mean Lord Lieutenant or other Chief Governor or Governors of *Ireland*.

Power to Grand Jury to apply by Memorial for Powers to purchase Property in Bridges, &c.

3. Whenever, for the Purpose of making or improving any Bridge under the Provisions of the recited Acts, it shall be necessary to purchase or take the Property in any Bridge or Ferry or the Tolls thereof, it shall be lawful for the Grand Juries of the respective Counties between which the said Bridge is proposed to be made, or between which the said Bridge is situate, to consent to the Purchase or taking of such Property for the Purposes aforesaid, subject to the Provisions of this Act, and to signify such Consent by a Resolution entered on the Record of their Proceedings.

When such Grand Juries shall have signified such Consent as aforesaid, it shall be lawful for either of such Grand Juries to state in the Memorial under the Provisions of the first-recited Act, in addition to the Matters by the said Act required, the Nature and Particulars of the Property necessary to be purchased or taken as aforesaid, the Necessity therefor, and the Consent of the said Grand Juries thereto, as aforesaid; and thereupon it shall be lawful for the Lord Lieutenant to direct that the Person or Persons to be appointed under the Provisions of the said Act shall, in addition to the Matters by the said Act directed, inquire into the Necessity and Propriety for the Purposes of the said Work of purchasing or taking the said Property, and the probable Cost of such Purchase, and thereupon all the Provisions of the recited Acts, save so far as they are expressly altered or varied by this Act, shall extend and be applicable thereto.

Lord Lieutenant empowered to direct Inquiry as to Necessity of such Purchase.

Lord Lieutenant empowered to order Property to be purchased or taken.

4. It shall be lawful for the Lord Lieutenant, if the Person or Persons directed to make Inquiry as to the Necessity and Propriety of the Purchase of the said Property shall so recommend, when he shall make an Order under the Fourth Section of the first-recited Act, to order that the said Property shall be purchased or taken subject to the Provisions of this Act, and for the Purposes thereof.

Secretary of Grand Jury to make out Statement of Property.

5. When the Lord Lieutenant shall have made such Order as aforesaid, the Secretary of the Grand Jury which shall have presented the said Memorial shall cause to be made out a Statement of

of the Nature of the said Property, together with the Names of the Owners or reputed Owners, Lessees or reputed Lessees thereof, and shall deposit the said Statement at the Office of the Commissioners of Public Works in *Ireland*.

Power to appoint a Valuator.

6. After such Deposit at the Office of the said Commissioners as aforesaid, it shall be lawful for the said Commissioners, on the Requisition of the Lord Lieutenant, to appoint a fit Person to be a Valuator for the Purpose of ascertaining the Value of the Property to be purchased or taken under this Act, and to fix the Remuneration to be paid to him; and if any such Valuator die, or refuse or become incapable to act, the said Commissioners may, as often as the same may happen, appoint a Valuator in his Place, who shall have the same Powers and Authorities as the Valuator first appointed.

Valuator may call for Documents and administer Oaths.

7. The Valuator may call for the Production of any Documents in the Possession or Power of the said Grand Juries, or of any Person on their Behalf, or of the Owners of the Property to be purchased or taken under the Provisions of this Act, which such Valuator may think necessary for determining any Question or Matter to be determined by him under this Act, and may examine Witnesses on Oath, and administer the Oaths necessary for that Purpose.

Valuator to make and subscribe Declaration.

8. Before the Valuator shall enter upon any Inquiry, he shall in the Presence of a Justice of the Peace make and subscribe the following Declaration:

'I *A.B.* do solemnly and sincerely declare, That I will faithfully and honestly, and to the best of my Skill and Ability, hear and determine the Matters referred to me under the Provisions of "The Bridges (*Ireland*) Act."

'Made and subscribed in the Presence of .'

And such Declaration shall be annexed to his Award when made, and if any Valuator, having made such Declaration, shall wilfully act contrary thereto, he shall be guilty of a Misdemeanor.

Statement deposited to be delivered to Valuator.

Notice of Appointment of Valuator, &c. to be published.

9. Upon the Appointment of a Valuator as aforesaid, the said Commissioners of Public Works in *Ireland* shall deliver to such Valuator the Statement deposited at their Office, as herein-before required; and the said Commissioners shall forthwith after such Appointment cause to be published a Notice of such Appointment and of such Deposit as aforesaid once in the *Dublin Gazette*, and once in each of Two successive Weeks in some One or more Newspapers circulated in the said Counties, stating the Time and Place of such Deposit, and requiring the Owners of the Property to be purchased or taken for the Purposes of this Act, and specified in such

such Statement, to deliver to the Valuator, on or before a Day fixed by the Valuator, and named in such Notice (and which Day shall not be earlier than Seven Days from the Date of the Insertion of the last of such Newspaper Notices), a short Statement in Writing of their Claims in respect thereof; and upon the Appointment of any Valuator in the Place of a Valuator dying, or refusing, declining, or becoming incapable to act, all the Documents relating to the Matter of the Valuation which were in the Possession of such Valuator shall be delivered to the Valuator appointed in his Place, and the said Commissioners shall cause to be published a Notice of such Appointment in the *Dublin Gazette*.

Valuator to adjudicate upon Price to be paid for Property.

10. The Valuator shall, after the Expiration of the Period within which such Claims are required to be delivered to him as aforesaid, proceed to inquire into and adjudicate upon the Value of such Property, and the Purchase Money to be paid for same; and the Valuator shall, after due Inquiry and Examination, frame a Draft Award setting forth the Price or Compensation to be paid for the Property so required; and such Draft Award shall be deposited as herein-before directed concerning the Statement aforesaid; and the Valuator shall cause Notice of such Draft Award to be given to the Persons who shall be entitled to Payment under the same, if such Persons be known to the Valuator, or who shall have been heard before such Valuator as Claimants for Compensation, and shall also cause Notice to be published of such Draft Award once in the *Dublin Gazette*, and once in each of Two successive Weeks in some One or more Newspapers circulated in the said Counties, and shall in such Notices appoint a Time and Place or Times and Places for holding a Meeting to hear Objections against any such Draft Award (such Meeting to be not earlier than Ten Days after the First Day of Publication of the said Notice), and shall hold such Meeting accordingly, and thereat shall hear and determine any Objections which may then and there be made to any such Draft Award by any Person interested therein, or adjourn the further Hearing thereof, if the Valuator shall think fit, to a future Meeting, and may take any Measures which he may deem proper for ascertaining the Value of any such Property, and may from Time to Time, if he shall see Occasion so to do, appoint and hold further Meetings for hearing and determining Objections to any such Draft Award; and when the Valuator has heard and determined all such Objections, and made such Inquiries as he may think necessary in relation thereto, and made such Alterations (if any) as he may deem proper in the Draft Award, he shall make his Award under his Hand and Seal accordingly, and every such Award shall be binding and conclusive, subject to the

Provisions

Provisions herein-after contained, upon all Persons whomsoever, and no such Award shall be set aside for Irregularity in Matter of Form; and a Copy of every such Award shall be deposited with the Clerks of the Peace for the said Counties respectively, and the said Commissioners of Public Works shall thereupon publish Notice in some Paper circulated in the said Counties once in each of Two successive Weeks of the Deposit of such Award as aforesaid, and requiring all Persons claiming to have any Right to or Interest in the Property the Price to be paid in respect of which is ascertained by such Award to deliver to the Secretary of the Commissioners of Public Works in *Ireland*, on or before a Day to be named in such Notice (such Day not being earlier than Seven Days from the Date of the last Publication of the Notice), a short Statement in Writing of the Nature of such Claim, and a short Abstract of the Title on which the same is founded.

Clerk of the Peace required to take charge of Documents deposited, as provided by 7 W. 4. & 1 Vict. c. 83.

11. The Clerks of the Peace aforesaid are hereby required to retain the Documents to be deposited with them under this Act in their Custody respectively, and to permit all Persons interested to inspect the same, and to make Copies and Extracts of and from the same, in the like Manner, and upon the like Terms, and under the like Penalty for Default, as is provided by an Act of the Session holden in the Seventh Year of King *William* the Fourth and First Year of Her present Majesty, Chapter Eighty-three.

Valuator to certify Costs.

Expenses of carrying Act into execution to be submitted to Lord Lieutenant.

12. It shall be lawful for the Valuator, where he thinks fit, upon the Request of any Party by whom any Claim has been made before him, to certify the Amount of the Costs properly incurred by such Party in relation to the Valuation; and the Remuneration, travelling and other Expenses, of the Valuator, and all other Costs and Expenses (if any) which shall be incurred in carrying the Provisions of this Act into execution, shall be submitted to the Lord Lieutenant for his Approval, and ascertained and certified by such Person as he shall appoint for the Purpose.

Power of Appeal against Award of Valuator.

13. Where any such Grand Jury, or the Person from whom any Property is to be purchased or taken, shall be dissatisfied with the Award made by the Valuator as herein-before mentioned, it shall be lawful for the said Grand Jury at the Assizes next following the Publication of said Award to direct an Appeal to be made against such Award; and said Appeal shall be in Writing, stating the Grounds thereof, and shall be signed by the Foreman of such Grand Jury, and shall be lodged with the Clerk of the Privy Council within One Month after the said Appeal shall have been so directed, but not after; and it shall be lawful for such Person as aforesaid who shall be dissatisfied with said Award

within One Month after the Publication thereof, but not after, to make an Appeal against the same; and such Appeal shall be in Writing, stating the Grounds thereof, and shall be signed by such Person, and shall within such Month be lodged with the said Clerk of the Privy Council; and it shall be lawful for the Lord Lieutenant, by and with the Advice and Consent of Her Majesty's Privy Council in *Ireland*, to hear and determine such Appeal, and to make such Order, disallowing or confirming such Award, or for the varying, altering, or modifying the same, and as to the Costs of such Appeal, as shall seem meet.

Purchase Money to be deemed Part of Expenses of Work.

14. It shall be lawful for the Lord Lieutenant to order that the Amount to be paid for the Purchase of any such Property, and the Costs and Expenses incurred as aforesaid in relation to the said Valuation, or otherwise in carrying the Provisions of this Act into execution, shall be and same accordingly shall be deemed Part of the Expenses of the Work for the Purposes of which such Purchase Money is to be paid, and Costs and Expenses incurred, and shall be raised, presented, and dealt with in every respect as is by the recited Acts provided with regard to the Expenses of the Works therein mentioned; and upon such Presentment having been made it shall be lawful for the Commissioners of Public Works in *Ireland* out of any Monies at their Disposal available for Loans, with the Consent of the Commissioners of Her Majesty's Treasury, to issue and advance the whole or any Part of the Money so presented, and apply the same to the Purchase of such Property, to the Construction of such Work, and to the Payment of the Costs and Expenses incurred as aforesaid, or otherwise in carrying this Act into effect: Provided always, that it shall be lawful for any Grand Jury by the recited Acts or this Act required to present any Sum of Money for the Purposes of the recited Acts, or of the same and this Act, to direct that the Amount of such Presentment shall be levied by any Number of half-yearly Instalments not exceeding Forty-four.

Appointment of Committee.

15. It shall be lawful for such Grand Juries, in case they shall so think fit, to determine that the building, rebuilding, repairing, widening, enlarging, or improving of any Bridge under the Provisions of the recited Acts, or of the same and this Act, or of the Approaches thereto, and the Execution of all Works relating to the same, may be contracted for, carried on, conducted, and managed by and under the Control and Direction of a Committee appointed in the Manner herein-after provided instead of by the Commissioners of Public Works in *Ireland*, anything in the recited Acts or this Act to the contrary notwithstanding, and for that Purpose each of the said Grand Juries shall appoint Four Persons to act on their Behalf, and all the Persons so appointed shall together be a Committee

mittee for contracting for, carrying on, conducting, and managing the Execution of the Work by the recited Acts, or by the same and this Act, authorized to be done; and if any Person so appointed decline to act, die, or resign before such Work shall be completed, it shall be lawful for the Grand Jury by whom such Person was appointed, at the same or any subsequent Assizes, to fill up such Vacancy: Provided that the Powers of the Committee shall not cease nor be suspended while any such Vacancy shall continue.

Quorum of Committee.

Powers when to determine.

16. The Powers of the said Committee may at all Times be exercised by any Five Members present at any Meeting duly assembled; and as soon as the Works in relation to which such Committee shall have been appointed shall be completed, and the Accounts of the same finally passed, the Office and Powers of such Committee shall cease and determine.

Appointment of Chairman.

17. The said Committee shall at its First Meeting after Appointment elect One of the Members thereof to be Chairman, and in case of the Absence of the Chairman from any Meeting the Members of the Committee then present shall elect One of their Number to be Chairman for the Meeting; and every Question shall be decided by a Majority of Votes, the Chairman (whether permanent or temporary) having a Vote, and in the event of an Equality of Votes on any Question, such Chairman shall have an additional or Casting Vote.

Contracts how to be made.

18. It shall be lawful for the said Committee to enter into Contracts for the Execution of the said Work, and every such Contract shall be made, after Advertisement (as herein-after mentioned) for Tenders, by the Acceptance of the Tender at the most reasonable Price, if satisfactory in all other respects, that shall be proposed. The Contractor shall be considered the responsible Person to execute the same. Before entering into any such Contract, the said Committee shall give Notice Three Times at least in a Newspaper circulating in the Counties, by the Grand Juries of which it was appointed, of the Intention to receive Tenders for the Execution of the said Works; and every Contractor shall, before his Contract shall be deemed valid, give Security in double the Amount of the Sum contracted to be paid for such Work for the due Execution thereof, such Security to be subject to Approval by the said Committee.

Committee to superintend Execution of Works.

19. The said Committee shall carefully superintend the Execution of any Contract entered into in respect of such Work, and shall take care that the same is well and efficiently carried out by the

the Contractor, and shall appoint the County Surveyor of One of the Counties liable to contribute to the Expenses of the said Work to assist in such Superintendence, and shall make all such Returns, Reports, and Accounts in relation to the Matters so intrusted to them as the Grand Juries that appointed the said Committee shall direct.

Certificate for Payment of Contractor.

20. The said Contract shall state the Stages of the Works at which and the Sums in which the Contractor is to be entitled to Payment, in pursuance of and in accordance with the Presentment; and whenever such Contractor shall become entitled to any Payment under such Presentment and Contract he shall give Notice thereof to the Committee, who shall thereupon refer the same to the County Surveyor appointed as aforesaid; and if the said Contractor shall appear on the said Surveyor's Report to have properly performed his Contract, or any Portion thereof, so as to become entitled to any Payment, he shall receive a Certificate in Writing to that Effect, signed by Three or more Members of the Committee.

Mode of Payment.

21. When the Commissioners of Public Works shall have agreed to advance the whole or any Part of the Money presented by the said Grand Juries as aforesaid, they shall pay to the said Contractor the Sum mentioned in the said Certificate, or so much thereof as the Funds in their Hands available for such Payment will permit; and in every other Case the Treasurers of the Counties liable to contribute towards defraying the Expenses of the said Work shall pay the Sum mentioned in the said Certificate to the said Contractor in the Proportion of the respective Liabilities of such Counties, and shall pay to the said Commissioners, in the like Proportion, such Sums as the said Commissioners shall require for the Purposes of the Twenty-second and Twenty-third Sections of this Act.

Payment to Persons whose Property is required for the Purposes of this Act.

22. The Commissioners of Public Works in *Ireland* shall, out of the Monies paid to them as aforesaid or which shall be in their Hands available for the Purpose of such Work, pay to the said Valuator and the said several other Persons respectively the Remuneration, Costs, and Expenses to which they shall be respectively entitled as aforesaid; and also, when it appears to them that any Person claiming any Right or Interest in the Property to be purchased or taken as aforesaid is absolutely entitled to the Estate or Interest claimed by him, they shall out of the said Monies pay to such Person the Sum to which he is entitled under the said Award, upon his giving a Receipt to them for the same, and such Receipt shall have the Effect of transferring all the Estate, Right, and Interest of such Party and of all

Receipt for Purchase Money to

Parties

Parties claiming under or through him in the Property in respect of which such Monies are paid to the said Commissioners, and vesting the same in them, in trust for the Purposes of the recited Acts and of this Act, so as such Receipt shall have an ad valorem Stamp of the same Amount impressed thereon in respect of the Purchase Monies mentioned therein as would have been necessary if such Receipt had been an actual Conveyance of such Estate, Right, or Interest, and the Costs of every such Receipt shall be deemed Part of the Expenses of the said Work, and shall be paid in manner herein-before provided.

transfer Property to Commissioners.

23. In case any such Person shall refuse to accept such Payment or give such Receipt as aforesaid, or if it appear to the said Commissioners, from any such Statement of Claim and Abstract as aforesaid or otherwise, that the Party making any such Claim as aforesaid is not absolutely entitled to the Estate or Interest in respect of which his Claim is made, or is under any Disability, or if the Title to such Estate or Interest be not satisfactorily deduced to the said Commissioners free from Incumbrance, then and in every such Case the Amount to be paid by the said Commissioners in respect of such Estate or Interest as aforesaid shall be paid and applied as provided by the Clauses of "The Lands Clauses Consolidation Act, 1845," with respect to the Purchase Money or Compensation coming to Parties having limited Interests, or prevented from treating, or not making Title; provided that the Expression "the Promoters of the Undertaking" used in the said Clauses of the said Act shall in the Cases contemplated by this Section be construed to mean "the Commissioners of Public Works in *Ireland*."

Where Parties making claim are unwilling to accept Payment, deemed not entitled, or are under Disability, or Title not satisfactorily deduced, Mode of Payment to be according to "Lands Clauses Consolidation Act, 1845."

24. It shall be lawful for the said Commissioners to take possession of the said Property for the Purposes of the recited Acts and of this Act when they shall have made Payment of the Monies to which the Persons who have any Estate or Interest in the said Property are by the said Award declared to be entitled, in the Manner provided by the Twenty-second or Twenty-third Sections of this Act respectively, or, if the said Award is appealed against as is by this Act provided, when they shall have paid the whole Amount of the Monies awarded to all the said Persons into the Bank of *Ireland*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account there to the Credit of the said Persons and of this Act, and of the Work in respect of which the same is paid, subject to the Control and Disposition of the said Court; and the said Accountant General shall invest all Monies which shall be so paid in the Purchase of Bank Annuities or Government Securities, and allow the same to accumulate until the

Taking possession of Property.

said Appeal shall have been heard and disposed of, and thereupon it shall be lawful for the Court of Chancery, upon Application by the said Commissioners, and upon Proof that Payment of the Sums to which the said Persons shall have been declared entitled has been duly made in manner herein-before provided, to order the Funds in which the said Money shall have been invested, together with the Accumulation thereof, to be transferred to the said Commissioners; or, in default of such Payment as aforesaid by the said Commissioners, it shall be lawful for the said Court, upon Application of any of the said Persons, to order the same to be applied, in such Manner as it shall think fit, for the Benefit of the Parties for whose Security the same shall have been so paid: Provided always, that in the event of any Sum being required for the Purposes of this Section in addition to the Sum which shall have been paid into the Bank of *Ireland* in manner aforesaid, such Sum shall, when certified as necessary by the said Commissioners of Public Works to the Grand Juries liable to contribute towards defraying the Expenses of the said Work, be presented by the said Grand Juries in the like Proportion as the Sums presented by them respectively for the said Expenses of the said Work.

Power to Grand Juries to present Monies off Baronies, Townlands, &c.

25. It shall be lawful for the Grand Juries of the respective Counties, in presenting the Amount to be levied off and from their Counties respectively for the Expenses of any Work under the recited Acts, or the same and this Act, to present the same, and the several Instalments, if any, in which the same shall be made payable, to be levied and raised upon and from the Occupiers of Lands, Tenements, and Hereditaments chargeable with the Payment of County Cess or Grand Jury Rates within all or any of the Baronies in such County, or all or any of the Townlands of any such Barony, exclusive of any others of such Baronies or Townlands, and either equably or in such rateable Proportions as, having regard to the Benefits probably to be derived from the Execution of any such Work, such Grand Jury shall consider just: Provided always, that the Owners or Occupiers of Lands, Tenements, and Hereditaments chargeable with the Payment of County Cess or Grand Jury Rates within any Barony or Townland who shall consider themselves aggrieved by any such Presentment may, within One Month after such Presentment shall have been made, but not after, make an Appeal to the Lord Lieutenant in such Manner as is herein-before provided in case of Appeals against the said Valuations, and it shall be lawful for the Lord Lieutenant, with the like Consent as aforesaid, to hear and determine such Appeal, and to make such Order varying, altering, or modifying the said Presentment, and as to the Costs of such Appeal, as shall seem meet.

26. And

Co-operation of Grand Juries for purchasing Bridges, &c.

26. And whereas in Cases where a Bridge or Ferry is situate wholly within the Limits of a County or County of a City it is expedient to enable the Grand Jury of any neighbouring County or County of a City to co-operate with the Grand Jury of any such first-mentioned County or County of a City for any of the Purposes of the recited Acts and of this Act: Be it therefore enacted, That it shall be lawful for the Grand Jury of such neighbouring County or County of a City, upon and after Application made and approved at Presentment Sessions for the County at large to consent to co-operate with the Grand Jury of any such first-named County or County of a City for the Purposes aforesaid, and to signify such Consent by a Resolution entered on the Record of its Proceedings, and thereupon all the Provisions of the recited Acts and of this Act shall extend and be applicable in like Manner as if the said Bridge or Ferry were situate between the said Counties, and all Acts and Proceedings by the said Acts and this Act provided shall and may be done, had, and taken accordingly.

Bridges to be Toll-free.

27. When any Work under the recited Acts and this Act shall be completed, the Passage of the said Bridge shall be open to all Persons, Carriages, Horses, Cattle, and other Animals whatsoever, free from all Tolls and Charges whatsoever.

Provisions as to Bridge at New Ross.

28. And whereas a Bridge at *New Ross*, over the River *Barrow* (which River is the Boundary between the Counties of *Wexford* and *Kilkenny*), the Property of the Commissioners for building a Bridge over the River of *Ross*, was partly carried away in the Month of *January* last, and great public Inconvenience and Loss has resulted therefrom: And whereas the Tolls of said Bridge are the Property of the said Commissioners, and the Right of Ferry over the said River is the Property of the said Commissioners, and it is desirable that a free Bridge shall be erected in place thereof, and for such Purposes it is necessary to purchase the Property of the said Bridge Commissioners: And whereas the Grand Juries of the Counties of *Wexford* and *Kilkenny* assembled at the last Spring Assizes, by Resolutions entered on the Record of their respective Proceedings, have signified their Consent to such Purchase, and to the building of a Bridge under the Provisions of the recited Act, in place of that which was destroyed as aforesaid, and have respectively presented Memorials to His Excellency the Lord Lieutenant of *Ireland* under the Provisions of the recited Act, and have stated therein, in addition to the several Matters by the recited Act required, the Nature and Particulars of the Property necessary to be purchased, and the Necessity of such Purchase: Be it therefore enacted, That the said Resolutions shall be as valid and effectual to signify the Consent herein-before required as if such Consent had been given and signified,

signified, and such Resolutions had been passed and entered, after the passing of and under the Provisions of this Act, and that the said Memorials shall also be as valid and effectual as if the same had been presented under the Provisions of the recited Act and this Act, and all the Acts and Proceedings herein-before provided shall and may be done, had, and taken thereupon accordingly; and for the Purposes of this Act the Grand Jury of the County of *Wexford* shall be deemed to be the Grand Jury which shall have presented the Memorial, and the Secretary of such Grand Jury shall be the Officer to do all Acts herein-before provided to be done by the Secretary of the Grand Jury presenting a Memorial under this Act; and in ascertaining the Purchase Money to be paid to the said Commissioners the Value of all the Property to be taken from them shall be included, and no further Obligation shall rest on the said Commissioners to restore the said Bridge.

Persons liable to pay Cess for Purchase of the Bridge at New Ross may deduct same from Rent.

29. Every Person occupying any Lands, Tenements, or Hereditaments within either of the said Counties of *Wexford* and *Kilkenny* who shall be liable to pay a Rent in respect of the same, and all Sub-lessors and others paying Rent for such Lands, Tenements, and Hereditaments, may deduct from such Rent the same rateable Proportion of the Cess or Rate payable under this Act in respect to and for the Purchase of the said Property in the preceding Section mentioned, and the building of the said Bridge at *New Ross*, as such Occupier or Sub-lessor is now by Law entitled to deduct for a Rate made for the Relief of the Poor in *Ireland;* and the Receipts to be given for such Cess or Rate under this Act, and the Payment thereof, shall have the same Effect to all Intents and Purposes as is provided in respect to Rates made for the Relief of the Poor in *Ireland:* Provided always, that if any such Consent as is prescribed by the Twenty-sixth Section of this Act shall ever be entered into between the Counties of *Kilkenny* and *Waterford*, or either of them, and the County of the City of *Waterford*, for the Purchase of the Bridge and Ferry at *Waterford*, no Memorial for the effecting such Purchase shall be adopted by any Grand Jury, or forwarded by them to the Lord Lieutenant, until the same shall have been assented to by a Majority in Number and Value of the Ratepayers of the Borough of *Waterford*, in manner provided by the Act of the Seventeenth and Eighteenth *Victoria*, Chapter One hundred and three, for the Purpose of adopting the "Towns Improvement (*Ireland*) Act."

Assent of Ratepayers in Case of Waterford Bridge.

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