and Premises of *Saint Sepulchre*, or the said Markets within the Borough of *Dublin*, or other Improvements in the said See.

Saving of Rights of Archbishop of Dublin as to the Royalties and Estates, &c. in the See.

XV. Nothing herein contained shall be deemed or taken to prejudice or affect the Royalties, or the Manorial or other Rights, Privileges, and Jurisdictions and Franchises of the said Archbishop of *Dublin* and Bishop of *Glandelagh*, and his Successors, or his or their respective Officers, in or throughout the Estates and Manors and Liberties of the said See, and over the Tenants and Sub-Tenants thereof, or the Right or Power to enforce the same, save as herein-before otherwise respectively provided and declared.

CAP. LVIII.

An Act to amend the Law for the Registration of Persons entitled to vote in the Election of Members to serve in Parliament for Burghs in *Scotland*.

[21st *July* 1856.]

'WHEREAS an Act was passed in the Session of Parliament holden in the Second and Third Years of the Reign of His Majesty King *William* the Fourth, intituled *An Act to amend the Representation of the People in* Scotland; and it is expedient to explain and amend some Parts of the said Act, and to make further and other Provisions relating to the Registration of Persons entitled to vote in the Election of Members to serve in Parliament for Burghs in *Scotland*:' 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: 2 & 3 W. 4. c. 65.

Repeal of certain Provisions of recited Act.

I. The Clauses and Provisions of the said Act, enacted for the Purpose of forming Registers of Persons entitled to vote in the Election of Members to serve in Parliament for Burghs in *Scotland*, shall be and the same are hereby repealed, except as to any Register heretofore made; and this Act shall be taken to be Part of the said Act as fully as if it were incorporated therewith.

Assessors to make out List of Voters;

II. The Assessor of every Burgh shall, on or before the Fifteenth Day of *August* in every Year, make out or cause to be made out, according to the Form Number 1. of the Schedule A. hereunto annexed, a List of all Persons who may be entitled to vote in the Election of a Member or Members to serve in Parliament for such Burgh; and such List shall be arranged in Wards (where the Burgh is divided into Wards) and in Polling Districts; and each Ward and Polling District shall be arranged, as far as conveniently may be, in the alphabetical Order of the Surnames of the Persons entitled as aforesaid, or otherwise, as far as conveniently may be, in the alphabetical Order of Streets, Squares, Lanes, and other Places in which Houses are distinguished by Numbers, and in which the Subjects of Qualification are situated, and as regards all other Places, in the alphabetical Order of the Surnames of the Persons entitled as aforesaid; and in such List the Christian Name and Surname of every such Person shall be written at full Length, together with his Occupation, the Place of his Abode, the Nature of his Qualification, and the Name of the Street, and Number of the House (if any), or other Description of the Place where the Property in right of which he is entitled to vote may be situate; and the Assessor shall sign the said List, and shall forthwith cause a sufficient Number of Copies thereof to be written or printed; and shall, on or before the said Fifteenth Day of *August* in every Year, publish Copies of the said List, by affixing the same on or near the Town Hall or other conspicuous Place within the Burgh; and shall also, on or before such Fifteenth Day of *August*, give Notice by Advertisement in some One or more Newspapers circulating in the Burgh, of the Place at which a Copy of such List will be open to Perusal; and such Copy shall be open to Perusal by any Person, without Payment of any Fee, at any Time between the Hours of Ten o'Clock in the Forenoon and Four o'Clock in the Afternoon of each Day, except *Sunday*, from the Sixteenth to the Twenty-fifth Days of *August*, both inclusive; and the Assessor shall deliver Copies thereof signed by him to all Persons applying for the same, on Payment of a Price for each Copy after the Rate

and to publish such List;

and all Persons may have Copies.

Rate contained in the Table Number 1. of the Schedule B. hereto annexed: Provided always, that if any Person who may desire his Name not to be inserted in such List shall intimate such Desire in Writing to the Assessor, the Assessor shall not insert in such List the Name of such Person.

Persons omitted in such Lists, &c. to lodge Claims;

III. Every Person whose Name shall have been omitted in any such List of Voters for any Burgh, and who shall claim as having been entitled on the last Day of *July* then next preceding to have his Name inserted therein, and every Person desirous of being registered for a different Qualification than that for which his Name appears in such List, shall on or before the Twenty-fifth Day of *August* in such Year give a Notice according to the Form Number 2. of the said Schedule A. or to the like Effect to the Assessor; and the Assessor shall include or cause to be included the Names of all Persons claiming as aforesaid in Lists arranged as aforesaid, according to the Form Number 3. of the said Schedule A., signed by him.

and Assessors to make up Lists of Claimants.

Objections to List to be lodged.

IV. In every Year every Person whose Name shall have been inserted in any List of Voters for any Burgh may object to any other Person as not having been entitled on the last Day of *July* next preceding, to have his Name inserted in any List of Voters for such Burgh, and every Person so objecting shall on or before the Twenty-fifth Day of *August* in such Year give or cause to be given to the Assessor of such Burgh a Notice according to the Form Number 4. of the said Schedule A. or to the like Effect, and shall also on or before such Twenty-fifth Day of *August* give or cause to be given to the Person so objected to, or leave or cause to be left at his Place of Abode as described in such List, a Notice according to the Form Number 5. of the said Schedule A. or to the like Effect, and every such Notice of Objection shall be signed by the Person objecting as aforesaid.

Assessors to make up List of Persons objected to; and to publish List of Claimants and Persons objected to;

V. The Assessor shall, in every Year, include the Names of all Persons so objected to in a List arranged as aforesaid, according to the Form Number 6. of the said Schedule A., signed by him; and shall cause Copies of the said List of Persons objected to to be written or printed; and shall publish such List, and the said List of Claimants as aforesaid, on or before the First Day of *September* in each Year, by advertising in One or more Newspapers circulating in the Burgh the Place at which Copies of the said Lists, and the Notices of Claims and Objections, will be open to Perusal; and Copies of the said Lists, and also the Notices of Claims and Objections which he shall have received, shall, unless when in use in the Registration Court in Terms of this Act, be open, to be perused by any Person, without Payment of any Fee, at any Time between the Hours of Ten o'Clock in the Forenoon and Four o'Clock in the Afternoon of each Day, except *Sunday*, during the first Fourteen Days of *September* in the said Year; and the Assessor shall deliver Copies of the said Lists, or either of them, to any Person requiring the same, on Payment of a Price for each Copy after the Rate contained in the Table Number 1. of the said Schedule B.

and all Persons may have Copies.

Assessors to deliver Lists to Town Clerks.

VI. On or before the First of *September* in each Year, the Assessor shall deliver to the Town Clerk a Copy of the said List of Voters made out by him as aforesaid, and a Copy of the said List of Claimants, and a Copy of the said List of Persons objected to, all signed by him as aforesaid.

Assessor to be nominated specially for this Act.

VII. Where in any Burgh there shall be more than One Assessor in and for such Burgh, the Magistrates of the Burgh shall, as soon as may be after the passing of this Act, and at latest within Three Weeks after the passing of the same, nominate and appoint One of such Assessors to perform the Duties imposed on the Assessor under this Act; and also make public Advertisement of such Appointment in some One or more Newspapers circulating in such Burgh; and failing such Appointment and Advertisement being duly made, the same shall be made by the Sheriff of the County within Five Weeks at latest after the passing of this Act; and every such Assessor so appointed shall, from the Date of his Appointment, be specially charged with all the Duties incumbent on the Assessor under this Act; and on every Occasion where in any Burgh an Assessor so appointed shall cease to hold Office, the Magistrates shall, at latest within Three Weeks thereafter, appoint another Assessor to act as aforesaid, and make public Advertisement of such Appointment as before mentioned; and in the event of such Magistrates failing to do so, such Appointment and Advertisement shall be

be made by the Sheriff of the County, within Five Weeks at latest after the former Assessor shall have ceased to hold Office as aforesaid: Provided always, that all other Assessors in such Burgh shall, in all Matters relating to this Act, be subject to the Orders of the Assessor so to be appointed, and shall take Instructions from him, and shall be bound to act on such Instructions, so far as consistent with this Act: Provided always, that if any Portion of a County shall for Election Purposes be included in any Burgh, the Assessor of the Burgh shall in relation thereto perform all the Duties required by this Act, and the Assessor of the County shall be bound to afford the Assessor of the Burgh all reasonable Access to the Valuation Roll of the County for that Purpose.

Assessors disqualified from voting.

VIII. Every Assessor in any Burgh shall, while he continues such Assessor, be disqualified from being registered as a Voter, and from voting or taking part in any Election of a Member to serve in Parliament for such Burgh, and also from voting or taking part in any Municipal Election within the Burgh.

Provision as to Service of Notices.

IX. Whenever any Notice is by this Act required to be given to the Assessor, it shall be sufficient if such Notice shall be delivered to him, or left, or sent to him by Post, Postage paid, at his Place of Abode, or at his Place for transacting his official Business; and wherever by this Act any Notice is required to be given to any other Person, it shall be sufficient if such Notice be sent by the Post, Postage paid, addressed, with a sufficient Direction, to the Person to whom the same ought to be given, at his usual Place of Abode.

Advertisements under this Act.

X. In all Cases where any Notice is directed by this Act to be advertised in any Newspaper, such Advertisement shall be repeated in the same or some similar Newspaper, not earlier than Six and not later than Eight Days after the Day on or before which such Advertisement is herein required to be published.

Lists put up to be maintained; if removed, &c. to be replaced.

XI. Where any Document shall, pursuant to the Provisions of this Act, be affixed on any Place, the same shall continue so affixed for a Period including Two consecutive *Sundays* at the least next after the Day of Publication, and if removed or defaced within such Period shall be replaced by the Person bound to give the Notice.

Penalty for injuring Lists put up.

XII. Every Person who shall wilfully mutilate or remove any Document so affixed during such Period shall for every such Offence forfeit a Sum not exceeding Forty Shillings nor less than Ten Shillings, to any Person who will sue for the same, to be recovered in a summary Manner before the Sheriff of the County, or any Two Justices of the Peace.

Lists not invalidated by deficient Publication.

XIII. No List shall be invalidated by reason that it shall not have been advertised pursuant to this Act, or shall not have been affixed in the Place, and for the full Time, herein required for Publication thereof; and the Sheriff shall proceed to revise and adjudicate upon every such List, though not advertised or affixed as aforesaid: Provided always, that nothing herein contained shall be construed to exempt any Assessor or other Person acting in wilful or culpable Neglect of any Duty imposed upon him by this or the first-recited Act, from any Penalties thereby incurred.

Errors of Officers not to affect Claims.

XIV. No Claim or Objection to any Claim shall be affected by any Mistake, Error, or Omission committed by any public Officer to whom Claims or Objections are appointed to be given in or transmitted.

Provision for filling up ad interim Offices on which Duties are imposed by this Act.

XV. Where in any Burgh any Office upon the Holder whereof Duties are imposed by this Act shall become vacant, it shall be competent for the Sheriff of the County, and he is hereby authorized and required, in the event it shall appear to him to be necessary or expedient in order to the carrying out of the Purposes of this Act, to appoint a Person to perform *ad interim* the Duties of such Office, in so far as imposed by or necessary for the Purposes of this Act; and the Person so to be appointed shall be charged with and perform such Duties until such Office be duly filled up, and shall be entitled to such reasonable Remuneration therefor as may be fixed by such Sheriff, with the Approbation of the Lord Advocate, and such Remuneration shall be payable in the like Manner and out of the like Funds as the Salary or Allowances of the Office become vacant as aforesaid.

Valuation Rolls to be open to Inspection for the Purposes of this Act.

XVI. Any Person whose Name shall be on any List of Voters for the Time being for any Burgh, or who shall have claimed to have his Name inserted in any such List, may at any Time between the Hours of Ten o'Clock in the Forenoon and Four o'Clock in the Afternoon of each Day, except *Sunday*, between the Sixteenth Day of *August* and the Twenty-first Day of *October*, inspect any Valuation Roll, and make Extracts therefrom for any Purpose relating to any Claim or Objection made or intended to be made by or against such Person; and every Officer having the Custody thereof is hereby required to permit such Inspection, and the making of such Extracts, without Payment of any Fee.

Valuation Roll to be primâ facie Evidence of Matters stated therein.

XVII. In all Questions and Proceedings under this or the recited Act, the Valuation Roll made up by the Assessor in Terms of the Fourth Section of the Act passed in the Seventeenth and Eighteenth Years of Her present Majesty, Chapter Ninety-one, shall from and after the Fifteenth Day of *August* in the Year in which such Roll shall be made up, and subject always to such Alterations as may be afterwards made thereon in Terms of said last-mentioned Act, be received and taken as *primâ facie* Proof that the gross yearly Rent or Value of any Subjects specified in such Valuation Roll is, and has been for the Year from the Fifteenth Day of *May* in such Year, of the Amount set forth for the Time in such Valuation Roll, and also as *primâ facie* Proof that the Persons therein set forth as Proprietors, Tenants, and Occupants respectively have, for the Period to which such Valuation applies, been such Proprietors, Tenants, and Occupants respectively, as therein stated: Provided always, that it shall be competent to prove to the Satisfaction of any Sheriff or Court of Appeal under this or the said first-recited Act, that any such Subjects are or have been of a greater or of a less annual Value than the Value stated in such Valuation Roll: Provided further, that it shall be competent, in any Appeal under this or the first-recited Act from any Court of Registration to any Court of Appeal, to refer to and found upon any Valuation Roll, notwithstanding that such Valuation Roll may not have been produced in such Court of Registration.

Town Clerks to transmit Abstracts of Lists to Sheriffs.

XVIII. Each Town Clerk shall, on the First Day of *September* in each Year, or as soon thereafter as possible, transmit an Abstract of the said several Lists of Claimants and Lists of Persons objected to in his Burgh to the Sheriff of the County, indicating the Number of Claims and Objections to be disposed of by him in such Burgh.

Sheriffs to hold Courts for revising Lists.

XIX. Every Sheriff shall, between the First Day of *September* and the First Day of *October* in each Year, revise the Register of Voters of the County and the Lists of the several Burghs thereof, and for this Purpose shall hold open Courts during the said Period as prescribed in the said recited Act; and shall, on or before the First Day of *September* in each Year, or as soon thereafter as possible, deliver to the Sheriff Clerk of the County and to the Town Clerk of each such Burgh a written Notice of the Days, within the Period above mentioned, on which he is to hold such Courts; and such Town Clerk shall forthwith cause public Notice of such Burgh Registration Courts to be given by Advertisement in One or more Newspapers circulating within such Burgh, and shall cause a Copy of such Notice, written or printed, to be delivered to the Assessors of such Burgh, and shall require them to attend at the Courts therein appointed for the Revision of such Lists of Voters.

Town Clerks, &c. to attend Burgh Registration Courts, and produce Lists, Valuation Rolls, &c.

XX. The Town Clerk of every Burgh, and all Assessors of the same, shall attend the Courts to be holden by the Sheriff for such Burgh; and the Town Clerk shall, at the First Court, deliver to the Sheriff the List of Voters; that is to say, the List first made out by such Assessor, and the Lists of Claimants and of Persons objected to in the then current Year, relating to such Burgh, and also, from and after the Year One thousand eight hundred and fifty-six, One or more printed Copies of the Register of Voters then in force; and the said Assessors shall deliver to the Sheriff the original Notices of Claim and Objection; and the Person having the Custody of the Valuation Roll then in force shall have the same on the Table of the Registration Court; and the Town Clerk and Assessors respectively shall produce all Documents, Papers, and Writings in their Power touching any Matter necessary for revising any List of Voters; and every such Sheriff shall have the Power to require any Person having the Custody of any Valuation Roll to attend before him, and to produce the Valuation Roll, and he shall attend and produce accordingly.

XXI. If

Claimants omitted in Lists may be enrolled by Sheriff.

XXI. If any Person who shall have given to the Assessor due Notice of his Claim to have his Name inserted in the List of Persons entitled to vote in the Election of a Member to serve in Parliament for such Burgh shall have been omitted by such Assessor from such List, the Sheriff shall, on the Revision of such List, insert therein the Name of the Person so omitted, in case it shall be proved to the Satisfaction of such Sheriff that such Person is, and was on the last Day of *July* last preceding, entitled to be inserted therein, in respect of the Qualification described in such Notice of Claim.

But Claims omitted may be objected to.

XXII. It shall be lawful for any Person whose Name shall be on any List of Voters for any Burgh to oppose the Claim of any Person to have his Name inserted in the List of Voters for the same Burgh; and such Person intending to oppose any such Claim shall, in the Court to be holden as aforesaid for the Revision of such List, and before the Hearing of the said Claim, give Notice in Writing to the Sheriff of his Intention to oppose the said Claim, and shall thereupon be admitted to oppose the same, by Evidence or otherwise, without any previous or other Notice, and shall have the same Rights, Powers, and Liabilities, as to Costs, Appeals, and other Matters relating to the Hearing and Determination of the said Claim, as any Person who shall have duly objected to the Name of any other Person being retained on any List of Voters, and who shall appear and prove the requisite Notices in Terms of this Act.

Sheriffs to revise and correct Lists.

XXIII. The Sheriff shall correct any Mistake which shall be proved to him to have been made in any List, and shall expunge the Name of every Person whose Qualification, as stated in any List, shall be insufficient in Law to entitle such Person to vote, and also the Name of every Person who shall be proved to him to be dead; and if in entering the Name and Qualification of any Voter anything requiring to be specified be omitted, or if any Description be insufficient for Identification, such Sheriff shall expunge the Name of every Person so entered, unless the Matter so omitted or insufficiently described be supplied to his Satisfaction before he shall have completed the Revision of the List; and such Sheriff shall in open Court write his Initials against the Names respectively expunged or inserted, and against any Part of the said Lists in which any Mistake shall have been corrected, or any Omission supplied, or any Insertion made by him.

Sheriffs may grant Warrant to cite Parties, Witnesses, and Havers, and Diligence for Recovery of Writings.

XXIV. It shall at all Times be competent to any Sheriff or to any Sheriff Substitute acting under the first-recited Act or this Act, upon *ex parte* Application made to him to that Effect, by any Claimant, Objector, or Appellant, to grant Warrant to cite Parties, Witnesses, and Havers, and to grant Diligence for the Recovery of Writings with reference to any Claim, Objection, or Appeal to be discussed before any Registration Court to be holden by such Sheriff or his Substitute, or before any Court of Appeal of which such Sheriff may be entitled to be a Member; and such Warrants of Citation and Diligence shall be equally valid as if granted by such Sheriff or Sheriff Substitute in the Course of any ordinary or summary Process or Procedure before him; and shall be valid notwithstanding that the Appeal Court to which such Citation or Diligence refers be holden without the Limits of the ordinary Jurisdiction of such Sheriff.

Sheriffs may adjourn Registration Courts, but to conclude Business by 30th September annually.

XXV. Every Sheriff holding any Court under this or the first-recited Act shall have Power to adjourn the same from Time to Time, but so that no such adjourned Court shall be holden after the Thirtieth Day of *September* in any Year; and, at all Courts, whether of Registration or Appeal, any Sheriff holding such Court, or sitting as a Member thereof, shall have Power to administer an Oath to all Persons examined before such Court; and all Parties, whether claiming or objecting or objected to, and all Persons whatsoever, may be examined upon Oath touching the Matters in question; and every Person taking any Oath under this or the first-recited Act, who shall wilfully swear falsely, shall be deemed guilty of Perjury, and shall be liable to be punished accordingly.

On Completion of Business of Registration Courts, Lists of Voters to be delivered to Town Clerk.

XXVI. On the Revision of the Lists of Voters for any Burgh in any Year being completed by the Sheriff in Terms of this Act, such Sheriff shall forthwith, and at latest on the First Day of *October* in such Year, deliver the same to the Town Clerk of such Burgh; and such Town Clerk shall retain the same in his Possession, and produce the same to the Court of Appeal established with reference to such Sheriff by the said first-recited Act.

Persons dissatisfied may appeal, and all Appeals in Burghs to be disposed of by 21st and in Counties by 31st October.

XXVII. It shall be competent to any Party dissatisfied with the Judgment of the Sheriff, under this or the first-recited Act, to appeal against the same to the Court of Appeal established with reference to such Sheriff by the said recited Act, and in the Manner by the said Act prescribed; and it shall be competent to the said Court of Appeal to hold its Court, and to review all such Judgments of the said Sheriff, and to dispose of such Appeals, as provided by the said Act: Provided always, that the said Courts of Appeal shall begin to hold their Courts on some Day between the Thirtieth Day of *September* and Eighth Day of *October* in each Year, and shall finally determine all such Appeals in Burghs on or before the Twenty-first Day of *October* thereafter, and in Counties on or before the Thirty-first Day of *October* thereafter; provided also, that in Burghs, in place of the Mode of pronouncing Judgment or Sentence by the said Court of Appeal prescribed by the said recited Act, One of the Judges of the said Court of Appeal shall make upon the Lists of Registers themselves the Alterations or Corrections which may be necessary to give Effect to their Judgments, and the said Judges shall sign the same with their Initials respectively.

Town Clerks, &c. to attend Appeal Courts.

XXVIII. All Town Clerks, Assessors, and other Persons bound to give Attendance or make Productions before any Sheriff in Terms of this Act shall be bound to give the like Attendance, and to make the like Productions, in each Year, before the Court of Appeal reviewing the Judgments of such Sheriff under this and the first-recited Act.

Town Clerks to cause Burgh Lists to be printed, and to authenticate them.

XXIX. The Town Clerk of every Burgh shall forthwith, after the Thirtieth Day of *September* in each Year, or sooner if the Registration Court shall be earlier concluded, cause the Lists of Voters for such Burgh, signed as aforesaid, to be copied and printed in a Book, arranged in Wards (where the Burgh is divided into Wards) and in Polling Districts; each Ward or Polling District being arranged, as far as conveniently may be, in the alphabetical Order of the Surnames of the Persons registered as Voters, or otherwise, as far as conveniently may be, in the alphabetical Order of Streets, Squares, Lanes, and other Places in which Houses are distinguished by Numbers, and in which the Subjects of Qualification are situated; and each such Street, Square, Lane, and other Place being arranged according to the Numbers of the Houses; and the Arrangement in all Places in which the Houses are not distinguished by Numbers being according to the alphabetical Order of the Surnames of Persons registered as Voters; and the said Books shall be so arranged and printed, that the List of Voters of and for each and every separate Ward, and each and every separate Polling District, may be cut out or detached, and ready for the Purposes of this Act, or for Sale as aforesaid; and the said Town Clerk shall forthwith after the Twenty-first Day of *October* in each Year make all such Corrections and Alterations on the said Book as may be necessary to give Effect to all Decisions of the Court of Appeal, and shall prefix to every Name in the said Register Book its proper Number, beginning the Numbers from the first Name, and continuing them in a regular Series down to the last Name; and shall cause the said Book to be printed off as so corrected; and the said Town Clerk shall sign the said Book so completed, and deliver the same, on or before the Thirty-first Day of *October*, to the Sheriff of the County, to be by him kept for the Purposes herein-after and in the said first-recited Act mentioned.

Lists so printed to be the Register of Voters.

XXX. The said printed Book or Books so signed as aforesaid by the Town Clerk of any Burgh and delivered to the Sheriff shall be the Register of Persons entitled to vote at any Election of a Member to serve in Parliament which shall take place in and for the same Burgh between the Thirty-first Day of *October* in the Year wherein such Register shall have been made and the First Day of *November* in the succeeding Year; and the Town Clerk of every Burgh shall keep printed Copies of such Register for such Burgh, and shall deliver Copies thereof or of any Part thereof to any Person applying for the same, upon Payment of a Price after the Rate contained in the Table Number 2. of the Schedule B. hereunto annexed: Provided always, that no Person shall be entitled to a Copy of any Part of any Register relating to any Ward, or Polling District of a Burgh, without taking or paying for the whole that relates to such Ward or Polling District respectively; provided also, that the Register of Electors now existing shall be the Register in force for Elections of Members of Parliament until the First Day of *November* in the Year One thousand eight hundred and fifty-six; provided further, that any merely clerical Error which may be found to exist in any

any such printed Book may be competently corrected at any Time by the Sheriff of the County on its being proved to him to exist; and such Correction shall be made by the Sheriff writing such Correction on such printed Book and signing his Name and the Date of such Correction against the same.

Register of Voters to be in force till new Register established.

XXXI. Every Register of Voters established or that shall be established for any Burgh shall continue to be the Register for such Burgh until the same shall be revised, and a new Register shall be completed, pursuant to this Act.

Burgh Registers under this Act to come in place of Registers established by 2 & 3 W. 4. c. 65.

XXXII. The Register of Voters in any Burgh as completed by the Court of Appeal in each Year shall, for all the Purposes of the Act passed in the Third and Fourth Years of King *William* the Fourth, Chapter Seventy-six, and for all other Purposes, come in place of the Register of Voters in such Burgh established by the first-recited Act; and so much of the said recited Act of the Third and Fourth *William* Fourth as enacts that the Town Clerk of each Burgh shall, on or before the Sixteenth of *September* in each Year, make up and complete the List or Roll of Persons entitled to vote in the Election of the Common Council of the Burgh, is hereby repealed, and the said List or Roll shall be made up and completed on or before the Thirty-first Day of *October* in all future Years.

Payments by Persons claiming to be registered, &c. abolished.

XXXIII. All Provisions of the first-recited Act as to any Payments thereby required to be made in Burghs by any Persons claiming to be registered or to vote, or objecting to the Claims of Persons claiming to be registered or to vote for any Burgh, are hereby repealed.

How Distances to be measured.

XXXIV. The Distance of Seven Statute Miles in the first-recited Act mentioned, and therein prescribed, as to the Residence of Voters for any Burgh, shall be understood to be the Distance of Seven Miles as measured in a straight Line on the Horizontal Plane from any Point from which such Distance is to be measured according to the Direction in that Behalf given in the said Act: Provided always, that in Cases where there is now or shall hereafter be a Map of any Burgh and of the Country surrounding the same, drawn or published under the Authority and Direction of the Principal Officers of Her Majesty's Ordnance, such Distance may be measured and determined by the said Map.

When a Sunday is last-named Day, the Day after to be the last Day.

XXXV. When any of the Days on which or before which any Acts and Proceedings are by this or the first-recited Act appointed to be transacted shall happen to be a *Sunday*, then and in that Case the several Acts and Proceedings appointed to take place on or before such Day shall take place on or before the Day next ensuing.

Agents and Mandatories may act for Party.

XXXVI. Any Claim, Objection, Notice of Appeal, or other Writ may be signed, and any Proceedings under this Act may be prosecuted, by any Person as Agent or Mandatory for the Party thereto; and any Mandate bearing to be signed by such Party shall be *primâ facie* a sufficient Mandate; and every such Mandate shall have all the Privileges attaching to any Judicial Mandate.

No written Pleadings to be allowed in Registration Courts.

XXXVII. No written Pleadings shall in any Case be allowed in support of any Claim or Objection or Title to be registered; and it shall not be necessary for the Sheriff to make a Note of any Statement or Plea submitted to him in the Registration Court, but he shall make a Note of the Names of the Witnesses, and shall affix his Signature to any Deeds, Writings, or Documents produced in the Registration Court in support of any Claim, Objection, or Title to be registered; and it shall not be competent to adduce in the Appeal Court any Witnesses not named in said Note, or to produce any Deeds, Writings, or Documents to which the Signature of the Sheriff is not affixed.

Penalty on Persons not attending Registration Courts when required.

XXXVIII. Any Person who shall wilfully refuse or neglect, when duly required by any Sheriff or Court of Appeal, to attend as a Witness or a Haver before such Sheriff or Court of Appeal at any Court to be holden under this or the first-recited Act, shall be liable to pay, by way of Fine, for every such Offence, a Sum of Money not exceeding Five Pounds nor less than Twenty Shillings, to be imposed by and at the Discretion of such Sheriff or Court of Appeal.

Sheriffs may award Costs, and Witnesses

XXXIX. It shall be competent to every Sheriff, subject to the Review of the Appeal Court, and to every Appeal Court under this Act, to award Expenses against any Party maintaining

and Havers to be paid their Expenses.

maintaining any merely frivolous Objection to the Registration of any Voter, or to his Title to remain on the Register; and such Expenses may be recovered in like Manner as any Expenses of Suit awarded by any Sheriff in an ordinary Action; and all Witnesses and Havers who may be cited as such, under the Provisions of this Act, shall have the same Title to demand from the Party citing them or causing them to be cited, as such Witnesses or Havers, their reasonable Expenses as any Witness or Haver cited as such to any ordinary Civil Court.

Penalties on Assessors and others for Neglect of Duty.

XL. Any Assessor who shall wilfully refuse or neglect to make out any List, or who shall wilfully neglect to insert therein the Name of any Person who shall have given due Notice of Claim, or who, in making out any List of Voters, shall wilfully, and without any reasonable Cause, omit the Name of any Person duly qualified to be inserted in such List, or who shall wilfully, and without any reasonable Cause, insert in such List the Name of any Person not duly qualified, or who shall wilfully refuse or neglect to publish any Notice, or List, or Copy of any Register of Voters, at the Time and in the Manner required by this Act; and any Town Clerk who shall culpably neglect to print a correct Register of Voters pursuant to this Act, and any Assessor or Town Clerk who shall be wilfully guilty of any other Breach of Duty in the Execution of this Act, shall for every such Offence be liable to pay, by way of Fine, a Sum of Money not exceeding Five Pounds nor less than Twenty Shillings, to be imposed by and at the Discretion of the Sheriff or Court of Appeal: Provided always, that nothing herein contained as to any Fine as aforesaid shall affect or abridge any Right of Action against any Assessor or other Person liable to any Fine as aforesaid, or any Liability such Assessor or other Person may incur under or by virtue of this or the first-recited Act.

Penalties to be applied for the Purposes of this Act.

XLI. Every Sheriff and Court of Appeal, when and so often as such Sheriff or Court of Appeal shall impose any such Fine as aforesaid, shall at the same Time in open Court, by an Order in Writing stating the Sum payable for such Fine, direct by and to whom and when the same shall be paid; and the Person to whom the said Sum shall be so ordered to be paid shall receive the same; and in every Case where the Offence for which such Fine shall have been imposed shall relate to the Formation of the Register of Voters for any Burgh, he shall pay over the Sum so received by him to the Assessor for the Purposes of this Act.

Accounts to be kept of Monies received under this Act.

XLII. The Town Clerk of every Burgh shall keep an Account of all Monies received by him for or on account of the Sale of any Copies of the Register as aforesaid, or otherwise under this Act, and shall account for and pay over the same to the Assessor for the Purposes of this Act; and in like Manner every Assessor shall keep an Account of the Monies received by him from the Sale of any Lists or otherwise under this Act, and shall account for and pay over the same, for the Purposes of this Act, to the Assessor specially appointed as aforesaid.

Expenses of annual Registrations, how to be defrayed.

XLIII. As soon as may be after the Completion of each annual Registration under this Act, the Magistrates of each Burgh shall cause an Account to be made up of the Costs and Expenses attending such annual Registration in such Burgh, and shall ascertain and fix the just Amount thereof, including therein any Remuneration to Assessors and Town Clerks respectively, which they may deem proper; and shall also cause an Account to be made up of all Monies which shall have come to the Hands of the Assessor, or other Person under this Act, for the Purposes of this Act, and shall ascertain and fix the just Amount thereof; and where the Amount of the Costs and Expenses so ascertained and fixed shall exceed the Amount so ascertained and fixed of the Monies received for the Purposes of this Act, the said Magistrates shall cause the Amount of such Excess to be apportioned upon the Parishes within such Burgh, according to the yearly Rent or Value thereof, and the same shall be assessed and levied along with the Assessment for the Relief of the Poor for the current Year within such Parishes respectively, or they shall cause the Amount of such Excess, along with such reasonable Sum as they may deem necessary to meet the Expenses of Collection, to be assessed and levied and collected in some other of the Modes allowed by the said Act passed in the Seventeenth and Eighteenth Years of Her present Majesty, Chapter Ninety-one; and any Balance of Funds remaining on Hand from Time to Time in any Burgh arising from such Assessment under this Act, in any

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One Year, after answering the Expenses of the Year with reference to which such Assessment was imposed, may be retained and applied by the Magistrates thereof, in such Manner as they may deem fit, for defraying the Expenses of Registrations under this Act in subsequent Years, but for no other Uses or Purposes whatever: Provided always, that no Burgh shall be liable under this Act for any Expenses heretofore defrayed in Exchequer, or which, under the Provisions of this Act, may come in lieu of such Expenses.

Register to be conclusive Evidence of Qualification.

XLIV. At every future Election for a Member or Members to serve in Parliament for any Burgh or District of Burghs, the Register of Voters so made as aforesaid or under the said recited Act, shall be deemed and taken to be conclusive Evidence that the Persons therein named continue to have the Qualifications which are annexed to their Names respectively in the Register in force at such Election, and such Persons shall not be required to take the Oath of Possession.

Penalty on Persons wilfully contravening this Act.

XLV. Every Sheriff, Town Clerk, Assessor, or other Person or public Officer required by this Act to do any Matter or Thing, shall, for every wilful Contravention or wilful Act of Commission or Omission contrary to this Act, forfeit to any Party aggrieved the penal Sum of One hundred Pounds, or such less Sum as the Jury before whom may be tried any Action to be brought for the Recovery of the before-mentioned Sum shall consider just to be paid to such Party, to be recovered by such Party, with full Expenses of Process, by Action for Debt before the Court of Session: Provided always, that nothing herein contained shall be construed to supersede any Remedy or Action against any Returning Officer, according to any Law now in force.

Misnomer not to vitiate.

XLVI. No Misnomer or inaccurate or defective Description of any Person, Place, or Thing named or described in any Schedule to this Act annexed, or in any List or Register of Voters, or in any Notice required by this Act, shall in any way prevent or abridge the Operation of this Act with respect to such Person, Place, or Thing; provided that such Person, Place, or Thing shall be so denominated in such Schedule, List, Register, or Notice, as to be commonly understood; and it shall be lawful to any Sheriff, in his Registration Court, or to any Court of Appeal, if it shall appear to him or to such Court that there has been no wilful Purpose to mislead or deceive, or that such Misnomer or inaccurate or defective Description was not such as to mislead or deceive, to allow any verbal, clerical, or casual Error in any such Schedule, List, Register, or Notice to be corrected or supplied.

Sheriff Principal or Sheriffs to issue Regutions for carrying Act into effect.

XLVII. It shall be in the Power of the Sheriff Principal of each County, or of the Sheriffs constituting any Court of Appeal under the said first-recited Act, with Consent of the Lord Advocate, to issue any Regulations he or they shall find necessary in order to carry this Act into effect during this present Year Eighteen hundred and fifty-six; and in case any Claims or Objections with reference to any Burgh shall be given in during this present Year in Terms of the said first-recited Act, the same shall be transmitted by the Town Clerk to the Assessor, and in so far as not given Effect to by him shall be included in the List of Claimants and of Persons objected to respectively to be published in Terms of this Act, and any Notices given in Terms of the said first-recited Act prior to the passing of this Act, which in consequence thereof are unnecessary or inconsistent with the Provisions of this Act, shall be of no Effect.

Interpretation of Terms.

17 & 18 Vict. c. 91.

XLVIII. The following Words and Expressions, when used in this Act, shall, in the Construction thereof, be interpreted as follows, except when the Nature of the Provision or the Context shall exclude or be repugnant to the said Construction; (that is to say,) the Expression "the Assessor" shall mean the Assessor of the Burgh in and for which he is Assessor, appointed under the aforesaid Act of the Seventeenth and Eighteenth Years of Her present Majesty, being also the Assessor specially appointed in Terms of this Act, where such last-mentioned Appointment has been made; the Word "Assessors" shall mean the Assessor or Assessors appointed under the said last-mentioned Act of the Burgh in and for which such Assessor or Assessors act, whether specially appointed under this Act or not; the Word "Burgh" shall extend to and include any City, Burgh, or Town entitled as such by the first-recited Act to send or to contribute to send a Member or Members to serve in Parliament,

Parliament, and as the same is limited and bounded by the said first-recited Act; the Word "Magistrates" shall include Magistrates and Council; the Words "Oath of Possession" shall mean and include the Words, "That I am still Proprietor (or Occupant) of the Property for which I am so registered, and hold the same for my own Benefit and not in trust for or at the Pleasure of any other Person;" the Words "Town Clerk" shall extend and apply to any Person executing the Duties of such Town Clerk, or if in any Burgh there shall be no such Officer as Town Clerk, then to any Officer executing the same or the like Duties as usually devolve upon the Town Clerk, or if in any Burgh there be no such Person, then to such Person as the Sheriff of the County in which such Burgh is situate may appoint for that Purpose, which he is hereby authorized to do.

SCHEDULES to which the foregoing Act refers.

SCHEDULE A.

The List of Persons entitled to vote in the Election of a Member (or Members) for the Burgh of

No. 1.
First Polling District.
Second Ward.
Regent Street.

No. in Street.	Christian Name and Surname of each Voter at full Length.	Occupation.	Place of Abode.	Nature of Qualification.

Alphabetical List.

Christian Name and Surname of each Voter at full Length.	Place of Abode.	Occupation.	Nature of Qualification.	Street, Lane, or other Place where Property is situate.

(Signed) *A. B.*
Assessor of the Burgh of

No. 2.

Forms of Notice of Claim to be given to Assessors.

To the Assessor of the Burgh of .

I hereby give you Notice, that I claim to have my Name inserted in the List of Persons entitled to vote in the Election of a Member (*or* Members) for the Burgh of and that the Particulars of my Qualification are stated in the Columns below.

Dated the Day of in the Year 185 .

(Signed) *C.D.*

Christian Name and Surname of Claimant at full Length.	Place of Abode.	Occupation.	Nature of Qualification.	Street, Lane, or other Place where the Property is situate, and Number of the House (if any).

No. 3.

Burgh of .

List of Persons claiming to have their Names inserted in the List of Persons entitled to vote in the Election of a Member (*or* Members) of Parliament for the Burgh of .

First Polling District.

Second Ward.

Regent Street.

No. in Street.	Christian Name and Surname of each Claimant at full Length.	Occupation.	Place of Abode.	Nature of the supposed Qualification.

Alphabetical List.

Christian Name and Surname of each Claimant at full Length.	Place of Abode.	Occupation.	Nature of Qualification.	Street, Lane, or other Place where Property is situate.

(Signed) *A. B.*

Assessor of the Burgh of .

No. 4.

Form of Notice of Objection to be given to Assessors.

To the Assessor of the Burgh of .

I hereby give you Notice, that I object to the Name of *A.B.*, who is described as follows, (*here insert the Entry applicable to such Person in the Assessors List of Voters,*) being retained in the List of Persons entitled to vote in the Election of a Member (*or* Members) for the Burgh of .

Dated this Day of , 185 .

(Signed) *E. F.*

(Place of Abode.)

No. 5.

Form of Notice of Objection to be given to Parties objected to.

Burgh of .

To Mr. .

Take Notice, that I object to your Name being retained on the List of Persons entitled to vote in the Election of Members (*or* a Member) for the Burgh of .

Dated this Day of , 185 .

(Signed) *E. F.*

(Place of Abode.)

No. 6.

List of Persons objected to, to be published by the Assessors.

Burgh of .

The following Persons have been objected to as not being entitled to have their Names retained in the List of Persons qualified to vote in the Election of a Member (*or* Members) for the Burgh of .

First Polling District.

Second Ward.

Regent Street.

No. in Street.	Christian Name and Surname of each Person objected to.	Place of Abode.	Occupation.	Nature of the supposed Qualification.

Alphabetical List.

Christian Name and Surname of each Person objected to.	Place of Abode.	Occupation.	Nature of the supposed Qualification.	Street, Lane, or other Place where the Property is situate.

(Signed) *A.B.*,

Assessor of the Burgh of .

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SCHEDULE B.

No. 1.

Table of Rates of Payment to be demanded and paid for any List, or Copy of a List (other than a Register), where a Payment is required and authorized by this Act.

For any List, or Copy of a List, containing any Number of Persons Names:—

	s.	d.
Not exceeding 100 Names - - -	0	6
Exceeding 100 and not exceeding 200 - -	1	0
Exceeding 200 and not exceeding 300 - -	1	6
Exceeding 300 and not exceeding 400 - -	2	0
Exceeding 400 - - - -	2	6

No. 2.

Table of Rates of Payment to be demanded and paid for any Copy of a Register, or Part of any Register, where a Payment is required and authorized by this Act.

For every Copy of any Register, or any Parts of any Register, containing any Number of Persons Names:—

	s.	d.
Not exceeding 1000 Names - - -	1	0
Exceeding 1000 and not exceeding 3000 - -	2	6
Exceeding 3000 and not exceeding 6000 - -	5	0
Exceeding 6000 and not exceeding 9000 - -	7	6
Exceeding 9000 - - - - -	10	0

CAP. LIX.

An Act to alter the Mode of providing for certain Expenses now charged upon certain Parts of the Public Revenue. [21st *July* 1856.]

'WHEREAS the several Charges and Payments described in the Schedules (A.) and (B.) to this Act are charged by various Acts of Parliament or otherwise upon certain Parts of the Public Revenue mentioned in such respective Schedules: And whereas it is expedient, in order to bring the gross Income and Expenditure of the United Kingdom under the more immediate View and Control of Parliament, that such Charges and Payments should be otherwise provided for, as herein-after mentioned:' 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:

Charges in Schedule (A.) to be payable out of the Consolidated Fund; and Charges in Schedule (B.) to be voted.

I. From and after the Thirty-first Day of *March* One thousand eight hundred and fifty-seven the several Charges and Payments described in the Schedules (A.) and (B.) to this Act, and which, under the Acts and Authorities in the same Schedules respectively referred to, are charged on or made payable out of the several Parts of the Public Revenue in such Schedules mentioned, or on or out of the Monies in the Hands of the Commissioners or Collectors or other Receivers of such Revenues, or otherwise now charged on or payable out of all or any Parts of such Revenue respectively, shall cease to be so charged and payable; and such of the said Charges and Payments as are described in the said Schedule (A.) shall be charged on and payable out of the Consolidated Fund of the United Kingdom; and such of the said Charges and Payments as are described in the said Schedule (B.) shall be paid out of such Aids or Supplies as may be from Time to Time provided and appropriated by Parliament for the Purpose.