so far as such Order relates to the number of members to constitute the Local Board of Health for such district.

And whereas, in pursuance of the said Local Government Act, inquiry has been directed in the said district in respect of the matters mentioned in the said petition.

And whereas it appears expedient to issue a Provisional Order in relation to the said matters, but no such Order can be valid without confirmation by Parliament.

Now, therefore, in pursuance of the powers vested in me by the said Local Government Act, I, as one of Her Majesty's Principal Secretaries of State, do, by this Provisional Order under my hand, direct that from and after the passing of any Act of Parliament confirming this Order,—

1.—The number of members to constitute the Local Board of Health for the district of Wilton shall be nine, anything in the herein-before recited Order, bearing date the 28th day of February 1855, to the contrary notwithstanding.

2.—One third in number of the nine members to so constitute the Wilton Local Board of Health shall annually go out of office on the usual day for the retirement of members of such Local Board; such one third to retire to be arranged by the Local Board of Health aforesaid.

Given under my hand this 9th day of March 1864.

(Signed) G. GREY.

CAP. XXVII.

An Act for regulating the Proving and Sale of Chain Cables and Anchors.

[23d *June* 1864.]

'WHEREAS it is essential, for the better Security of Lives and Property afloat in 'Sea-going Ships, to make Provision for the proper testing of Chain Cables and 'Anchors:' 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:

Power to Corporations, &c. to provide Proving Establishments for testing Chain Cables, &c.

1. Any Corporation, Public Body, or Company may erect and maintain Proving Establishments, Apparatus, and Machinery suitable for the testing of Chain Cables or Anchors, and may, notwithstanding the Provisions of any previous Act limiting the Amount of Money to be raised by such Corporation or Public Body, or Company, raise Money for that Purpose by way of Loan, secured by Mortgage of such Establishments, Apparatus, and Machinery, and of the Income to be derived therefrom, or of other Property of such Corporation, Public Body, or Company: Provided always as follows:—

(1.) Nothing in this Act shall relieve any Corporation or Public Body from the Necessity of obtaining for any borrowing by them under this Act the Consent of any Authority or Person whose Consent is by Law requisite to any borrowing by them otherwise than under this Act.

(2.) Where the Consent of any Authority or Person is not by Law requisite to any borrowing by any Corporation or Public Body, otherwise than under this Act, the Consent of the Commissioners of Her Majesty's Treasury to any borrowing by that Corporation or Public Body under this Act is hereby made requisite.

(3.) Nothing in this Act shall empower any Company to borrow Money under this Act otherwise than in such Manner and subject to such Restrictions as are prescribed in relation to any borrowing by them for Purposes other than the Purposes of this Act, and if none are prescribed, then in such Manner and under such Restrictions as may be prescribed by Resolution of the Company adopted by Three Fifths at least of the Votes of the Shareholders of the Company present (personally or by proxy) at a General Meeting of the Company specially convened for the Purpose.

(4.) Any

(4.) Any Mortgage or Charge created or to be created under any Power existing at the passing of this Act on any Property of any such Corporation, Public Body, or Company, other than such Establishments, Apparatus, and Machinery as aforesaid, shall have Priority over any Mortgage created under the Powers of this Act on the same Property.

Power to the Board of Trade to grant Licences for proving Chain Cables and Anchors, and may suspend or revoke Licences.

2. The Lords of the Committee of Privy Council appointed for the Consideration of Matters relating to Trade and Foreign Plantations, hereafter in this Act called the Board of Trade, may from Time to Time grant to any Corporation, Public Body, or Company, Person or Persons erecting any Proving Establishment, Apparatus, and Machinery suitable for the testing of Chain Cables or Anchors Licence to test Chain Cables and Anchors under this Act, and the Board may suspend or revoke any Licence so granted, if the Board shall see Occasion; and the Expression "Tester" in this Act applies to every Corporation, Public Body or Company, Person or Persons to whom such Licence shall be granted, so long as such Licence continues in force: Provided, that such a Licence shall not be granted in any Case unless and until the Proving Establishment, Apparatus, and Machinery erected have been inspected by an Inspector appointed as by this Act provided, and have been certified by him as proper and efficient for their Purposes.

Board of Trade to appoint Inspectors from Time to Time.

3. The Board of Trade shall, as soon after the passing of this Act as the Services of an Inspector for the Purposes of this Act appear to them to be required, and afterwards from Time to Time as Vacancies occur, appoint a fit Person to act as Inspector of Proving Establishments, Apparatus, and Machinery under this Act, and may from Time to Time, at pleasure, remove from his Office any Person so appointed; and such Inspector shall, in the Execution of his Duties, conform to any Regulations from Time to Time made by the Board of Trade.

Licences to be renewed annually.

4. Any Licence granted as aforesaid shall be renewable annually, and the same shall not in any Case be renewed in any Year unless and until the Proving Establishment, Apparatus, and Machinery in respect whereof such Licence was granted have been inspected by the Inspector within that Year, and have been certified by him as proper and efficient for their Purposes.

Fees payable on Licences.

5. On the original Grant of every such Licence, and on every annual Renewal of every such Licence, there shall be paid such Fee not exceeding Fifty Pounds as the Board of Trade from Time to Time appoint; all such Fees to be paid to the Board of Trade, and to be by them paid into the Receipt of Her Majesty's Exchequer, and to be carried to and form Part of the Consolidated Fund of the United Kingdom.

As to Remuneration of Inspector.

6. The Inspector shall receive such Salary and Allowances as may from Time to Time be directed by the Board of Trade, with the Consent of the Commissioners of Her Majesty's Treasury, out of Money to be provided by Parliament for the Purpose.

Tester to test all Cables and Anchors in proper Order, and impress the same with authorized Proof Mark.

7. Every Tester shall, with all reasonable Despatch, subject every Chain Cable or Anchor that shall be brought to the Proving Establishment of such Tester for the Purpose of being proved, and (unless the Parties interested may otherwise agree) in the Order in which such Chain Cables and Anchors respectively shall be so brought, to the same Tensile Strain as that to which Chain Cables and Anchors respectively of similar Size, Weight, or Description are or shall be subjected before being received for the Use of Her Majesty's Naval Service, and shall stamp every Five Fathoms in length of every such Chain Cable, and also every such Anchor, with a Stamp or Die to be provided for that Purpose by the Tester, and approved by the Board of Trade, denoting that such Chain Cable or Anchor has been "proved," and which shall bear the Mark of the Tester.

As to Charges for testing and affixing Proof Mark.

8. Every Tester may make such Charges for the testing and stamping with Proof Mark any Chain Cable or Anchor as such Tester may think fit, not exceeding the Scale of Charges authorized by the Board of Trade; and such Tester shall affix upon some conspicuous Part of the Proving Establishment a Table of the Charges so authorized to be taken

taken by such Tester; and such Table shall be painted upon a Board or Boards in distinct Black Letters on a White Ground or in White Letters upon a Black Ground, or may be printed in legible Characters on Paper affixed to such Board or Boards; and it shall not be lawful for such Tester to make any Alteration in such Table or in any of the Charges therein specified until such Alteration shall have been approved by the Board of Trade, and the Tester shall have caused Notice in Writing of the intended Alteration to be written or printed on Paper, and such Paper shall have been, for a Period of not less than Three Months, affixed to such Table, so that the same shall be clearly legible by all Persons who may consult such Table.

Power to Tester to detain Chain Cable, &c.

9. Any Tester may detain any Chain Cable or Anchor which shall have been so tested until such Charge shall be paid; and if such Charge shall not be paid within Three Months after the testing of such Chain Cable or Anchor, the Tester may cause such Chain Cable or Anchor to be sold by Auction, and shall out of the Purchase Money deduct the Expenses of such Sale, and all other Expenses incurred by such Tester with respect to such Chain Cable or Anchor, including all lawful Charges on the same, and shall pay the Surplus thereof (if any), on Demand, to the Owner of such Chain Cable or Anchor, or to the Captain or Master of the Vessel, or other Person on whose Application the Chain Cable or Anchor had been tested.

Tester, on Application, to give Certificate of Test.

10. When any Tester shall have tested and stamped any Chain Cable or Anchor, such Tester shall, if requested by the Person on whose Application the same was tested, within One Month after such testing, make out and deliver, free of Charge, to such Person a Certificate of such testing.

After 1st July 1865 it shall be unlawful for Makers and Dealers to sell unproved Chain Cables and Anchors.

11. From and after the First Day of *July* One thousand eight hundred and sixty-five it shall not be lawful for any Maker of or Dealer in Chain Cables or Anchors to sell or contract to sell for the Use of any Vessel any Chain Cable whatever or any Anchor exceeding in Weight One hundred and sixty-eight Pounds, unless such Chain Cable or Anchor shall have been previously tested and duly stamped in accordance with the Provisions of this Act; and if any Person acts in contravention of this Provision he shall for every such Offence, upon a summary Conviction for the same before a Justice of the Peace, or in *Scotland* before any Sheriff, Justice, or Magistrate, be liable to a Penalty not exceeding Fifty Pounds.

Persons committing certain Offences deemed guilty of a Misdemeanor.

12. If any Person shall stamp or assist in stamping any Chain Cable or Anchor with the Stamp of any Tester, or with a Stamp or Mark purporting to be the Stamp of any Tester, without the Authority of the Tester whose Stamp shall have been so used or counterfeited, or with any other Stamp or Mark, for the Purpose or with the Intention of passing such Chain Cable or Anchor, or of allowing or assisting in the same being passed as a Chain Cable or Anchor duly tested and stamped under the Powers of this Act, or if any Person, knowing any such Chain Cable or Anchor to have been so wrongfully marked or stamped as aforesaid, shall sell the same, or shall deliver the same to any Person to be taken or used as Part of the Equipment of any Vessel, or if any Person shall write out and deliver to any Person any Certificate or Document purporting to be a Certificate under this Act, that any Chain Cable or Anchor has been tested and stamped under the Provisions of this Act, knowing that the Chain Cable or Anchor referred to in such Certificate or Document had not been so tested or stamped, every Person so offending shall be guilty of a Misdemeanor, or in *Scotland* of an Offence, and for every such Misdemeanor or Offence shall be liable, in the Discretion of the Court, to be imprisoned for any Term not exceeding Two Years, with or without Hard Labour, and with or without Solitary Confinement.

Act not to relieve Makers from Responsibility.

13. No Maker of, or Dealer in, Chain Cables or Anchors, Shipowner, or other Person, shall by reason of this Act, or of anything done thereunder, be relieved from any Responsibility in respect of any Chain Cable or Anchor made, sold, or used by him to which, but for this Act, he would have been subject.

14. Nothing

Act not to affect Admiralty Contracts.

14. Nothing in this Act shall affect any Contracts which may be made by the Lords Commissioners of the Admiralty for the Supply of any Chain Cables or Anchors to any of Her Majesty's Dockyards or for the Use of any of Her Majesty's Ships.

Term of Act.

15. This Act shall continue in force to the First Day of *July* One thousand eight hundred and seventy-two, and no longer.

CAP. XXVIII.

An Act to amend "The Common Law Procedure (*Ireland*) Act, 1853," in relation to Jurors and Juries in the County of *Cork*. [23d *June* 1864.]

'WHEREAS it is expedient to amend "The Common Law Procedure Amendment Act '(*Ireland*), 1853," as herein-after mentioned, and to make Provision, as herein-after 'mentioned, in relation to Jurors and Juries in the County of *Cork*:' 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:

Short Title.

1. In citing this Act in any Precept, Instrument, Document, Pleading, Proceeding, or Act of Parliament, it shall be sufficient Designation to use the Expression "The Common Law Procedure Amendment Act (*Ireland*), 1864, as to County of *Cork* Juries."

Power to Judge of Assize in County of Cork to direct the same Panel for the Criminal and Civil Sides, and to direct Two Sets of Jurors to be summoned, one to attend at the Beginning of each Assizes, and the other to attend the Residue thereof. Summons to be made out either for the First or Second Set.

2. In the County of *Cork*, if the Judges or Commissioners of Assize, or One of them, shall think fit so to direct, the Sheriff, or the Minister or Ministers to whom the summoning of Jurors to serve at the Assizes shall belong, shall summon and impannel such Number of Jurors as such Judges or Commissioners, or One of them, shall think fit to direct, to serve indiscriminately on the Criminal and Civil Side; and if such Judges or Commissioners, or One of them, shall so direct, such Sheriff or other Minister or Ministers shall divide such Jurors equally into Two Sets; the first of which Sets shall attend and serve for so many Days, at the Beginning of the Assizes, as such Judges or Commissioners, or One of them, shall, within a reasonable Time before the Commencement of such Assizes, think fit to direct, and shall continue further to serve until discharged by the Judges or Commissioners of Assize, or One of them; and the other of which Sets shall attend and serve from the Expiration of the said Days so appointed for the Attendance and Service of the said First Set, or from a Time to be directed by such Judges or Commissioners, or One of them, for the Residue of such Assizes: Provided always, that such Sheriff or other Minister or Ministers shall, in the Summons to the Jurors in each of such Sets, specify whether the Juror named therein is in the First or Second Set, and at what Time the Attendance of such Juror will be required; and during the Attendance and Service of the first of such Sets, the Jury on the Civil and Criminal Side respectively may be drawn from the Names of the Persons in that Set, and during the Attendance and Service of the second of such Sets from the Names of the Persons in such Second Set.

A printed Panel to be prepared and kept in the Office of the Returning Officer, and a Parchment Copy to be annexed to Abstract of Nisi Prius.

3. A printed Copy of the said Panel, containing the Names (arranged alphabetically, or in such other convenient Order as the Judges or Commissioners of Assize, or One of them, shall think fit to direct), together with the Additions and Places of Abode of the Jurors in each of such Sets, shall, Seven Days before the Commencement of the Assizes, be made by such Sheriff or other Minister or Ministers, and kept in the Office of the Returning Officer of such Sheriff or other Minister or Ministers in *Dublin*, for Inspection; and a printed Copy of such Panel on Parchment shall be delivered by such Sheriff or other Minister or Ministers to any Party requiring the same, on Payment of a Fee of One Shilling; and such Copy of such Panel shall be annexed to the Abstract of Nisi Prius.

4. In