Twice every Year at Norwich.

appointed to be held and executed for the said City of *Norwich* and County of the said City, and for the said County of *Norfolk*, respectively, shall be held and executed for the said City of *Norwich* and County of the said City at and in the said City of *Norwich* and County of the said City, and for the said County of *Norfolk* in the Shire-house at the Castle of *Norwich*; and that the said Commissions for the said City of *Norwich* and County of the said City, and for the said County of *Norfolk*, respectively, shall be appointed and executed at and in the said City of *Norwich* and County of the said City, and at and in the said Shire-house at the Castle of *Norwich*, Twice in every Year, (that is to say,) at or about the usual Times for holding the Lent and Summer Assizes respectively; any Law, Statute, Usage, Matter, or Thing to the contrary notwithstanding.

For holding Commissions in case of Accidents, &c. to the City of Norwich.

II. Provided always, and it is hereby enacted and declared, That if at any Time hereafter the said City of *Norwich* and County of the said City, or the said Shire-house at the Castle of *Norwich*, shall be wholly unfit for holding Assizes there, by Accident of Fire, or by means of any contagious or epidemical Distemper, or by reason of any Civil Tumults or Disorder, or the Danger or reasonable Apprehension thereof, or by reason of any other unforeseen Cause or Exigency, the same or any of the aforesaid Matters to be made to appear before the Lord High Chancellor, or Lord Keeper or Lords Commissioners for keeping the Great Seal, for the Time being, that then and in such Cases only it shall and may be lawful to and for the said Lord High Chancellor, or Lord Keeper or Lords Commissioners for keeping the Great Seal for the Time being, with the Advice of the Justices of Assize, from Time to Time in and during the Continuance of such respective Exigencies only, and for and at no other Time or Times, to appoint some convenient Place within the said County of *Norfolk* for holding the said Assizes, and each or either of them, instead of the said City of *Norwich* and County of the said City, or the said Shire-house at the Castle of *Norwich*, any thing in this present Act contained to the contrary notwithstanding.

CAP. XLVIII.

An Act to regulate the Office of Clerk of the Crown in the Court of King's Bench in *Ireland*.

[23d *June* 1832.]

'WHEREAS the Commissioners appointed to inquire into the Duties, Salaries, and Emoluments of the Officers in the several Courts in *Ireland* have made a Report recommending certain Alterations in the Office of Clerk of the Crown in the Court of King's Bench in *Ireland*, and the said Office became vacant by the Death of the Survivor of the Two Persons in whom the same was lately vested by Patent; and it is expedient to regulate the said Office, pursuant to the Recommendation of the said Commissioners, in manner herein-after provided:' Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority

Authority of the same, That from and after the Commencement of this Act there shall be One Clerk of the Crown of the Court of King's Bench in *Ireland*, who shall be appointed by His Majesty, His Heirs and Successors, by Letters Patent under the Great Seal in *Ireland*, and who shall hold his said Office during good Behaviour, and who shall be deemed the principal Officer employed on the Crown Side of the said Court of King's Bench, and who shall receive an annual Salary of Nine hundred Pounds, paid and payable in manner herein-after mentioned, in lieu of all other Fees and Emoluments whatsoever.

There shall be One Clerk of the Crown of the Court of King's Bench, who shall be paid by a fixed Salary.

II. And be it further enacted, That from and after the Commencement of this Act the several Fees specified in the Schedule to this Act annexed (and which Schedule shall be deemed and taken to be Part of this Act) shall be paid and payable in lieu of all and every the Fees heretofore claimed or payable under or by virtue of any Rule or Order of Court, Law, Statute, Usage, or otherwise howsoever, for or by reason of all and every the Duties and Services performed by or in anywise appertaining to the Office of Clerk of the Crown of the said Court of King's Bench in *Ireland*, and that no further nor other Fee or Emolument whatsoever shall be paid or payable for or by reason of or under pretext of any Act, Matter, or Thing done or to be done by the said Clerk of the Crown in his said Office, or in anywise appertaining to the Business thereof.

Fees payable at the Crown Office to be according to the Schedule annexed to this Act.

III. Provided always, and be it enacted, That it shall and may be lawful for the said Court of King's Bench from Time to Time to increase or diminish or vary or abolish any of the said Fees, and also to authorize and impose the Payment of any new or additional Fee; and all such Fees the Amount whereof shall be so varied, and all such new and additional Fees which shall be so made payable, and also any Order for the Abolition of any Fee, shall be specified and set forth in a Table or Tables to be made by Order of the said Court of King's Bench, and signed by at least Two Judges as aforesaid; and such Order shall specify the Grounds and Reasons upon which such Fees shall have been altered, abolished, or made payable respectively; and a Copy of every such Order, signed as aforesaid, shall be transmitted to the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, who shall cause Copies of the same to be laid before both Houses of Parliament immediately after the Commencement of the then next Session of Parliament, and thereupon every such Fee shall be deemed and taken to be a legal Fee, according to the Terms of such Order, and payable and receivable as such, from and after the last Day of such Session of Parliament, as if the same had been included in the Table of Fees annexed to this Act.

Fees may be altered, or new Fees allowed, by the Court of King's Bench.

IV. And be it further enacted, That if any Person who shall hold the said Office of Clerk of the Crown shall himself wilfully and knowingly ask or accept, or if any Assistant or other Person employed by him in said Office shall, with his Privity and Consent, ask or receive, directly or indirectly, for or by reason or under pretext of any Service in any way concerning or relating to the Business of the said Office, any Fee or Reward other than may from Time to Time be lawful under the Provisions of this Act, every such Person holding such Office of Clerk of the Crown

Penalty on Clerk of the Crown taking any Fees contrary to this Act, 100*l*.

Crown shall for every such Offence, committed by himself or with his Privity or Consent as aforesaid, forfeit and lose the Sum of One hundred Pounds, and shall thereupon also forfeit his said Office.

Penalty on any Deputy or Clerk taking any Fees contrary to this Act, 100*l.*

V. And be it further enacted, That if any Assistant Clerk or other Person whatever employed in the said Office shall at any Time after the Commencement of this Act ask or receive, for or by reason or under pretext of any Service done by the said Clerk of the Crown in or in anywise relating to the Business of his Office, any Fee or Reward on account of the said Clerk of the Crown other than may from Time to Time be lawful under the Provisions of this Act, or if any such Assistant Clerk or other Person shall ask or receive, for his own private Emolument, from any Party, Attorney, or other Person whomsoever, save and except only from the said Clerk of the Crown by and under whom any such Assistant Clerk or other Person shall be employed, any Fee or Reward whatsoever for or by reason or under pretext of any Service of his or their own, or if any Person or Persons employed by or under him or them respectively in the said Crown Office, every Assistant Clerk or other Person so offending shall for every such Offence forfeit and lose the Sum of One hundred Pounds.

Clerks of Crown shall affix Tables of Fees in their Offices.

VI. And be it further enacted, That every Person who shall be appointed to the said Office of Clerk of the Crown shall within Fourteen Days after his Appointment affix or cause to be affixed or hung up in his said Office, and maintain therein, a Table, fairly printed or written, and framed and glazed, setting forth all such Fees as it shall then be lawful to receive in respect of the Business thereof; and if at any Time any such Fees shall be altered or abolished, or any new Fee or Fees authorized and imposed, by virtue of the Provision in that Behalf herein contained, then and in every such Case such Officer shall within One Week from the Time of such Change alter and amend such Table accordingly; and such Clerk of the Crown shall for every Day on which such Table shall not be so kept and maintained as aforesaid in such Office forfeit the Sum of Twenty Pounds.

Penalty for Neglect 20*l.* per Day.

Books of all Fees received shall be kept, and produced when required.

VII. And be it further enacted, That from and after the Commencement of this Act there shall be kept in the said Office of the Clerk of the Crown of the Court of King's Bench in *Ireland* One or more Book or Books, wherein every Fee or Sum of Money which shall be received in the said Office for the Performance of any Duty to be done and performed by such Clerk of the Crown or other Person in respect of the Business of such Office shall be duly and separately entered at the Time of the Receipt thereof, and every such Book shall be produced and verified by the said Clerk of the Crown whenever the same shall be required by any Person interested in such Production, or by any Order of any of His Majesty's Superior Courts in *Dublin*, or of any Judge of any such Courts, or of the Lord High Treasurer or Commissioners of His Majesty's Treasury, or any Three or more of them.

Clerk of the Crown shall receive out of Consolidated Fund sufficient

VIII. And be it further enacted, That from and after the Commencement of this Act there shall be issued and paid in manner herein-after mentioned, out of the Produce of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, after paying,

paying, and receiving sufficient to pay, all such Sum and Sums of Money as may have been charged thereupon by any former Act or Acts of Parliament, to the said Clerk of the Crown of the Court of King's Bench such Sum and Sums of Money as, together with the Fees received and paid to the said Clerk of the Crown in pursuance of this Act, shall be sufficient to make the yearly Salary and Emoluments of the said Clerk of the Crown amount to the Sum of Nine hundred Pounds, clear of all Deductions whatsoever, commencing from the Date of his Appointment.

to make up (with Fees) 900*l.* a Year.

IX. And be it further enacted, That the Clerk of the Crown of the Court of King's Bench shall within Fourteen Days next after the Fifth of *July* One thousand eight hundred and thirty-two deliver to the said Court of King's Bench One or more Account or Accounts, signed with his Name and Hand, wherein shall be set out all and every Sums and Sum of Money received by him, or by his Assistant, or any Clerk or other Person for his Use or by or under his Authority or with his Privity, for or on account or by reason of the Fees or pecuniary Profits of, or by or under colour of, the said Office of Clerk of the Crown of the said Court of King's Bench, and also all and every the Sums from Time to Time paid by him thereout to Copying Clerks and for other official Expences, from and after the Appointment of such Clerk of the Crown up to the said Fifth Day of *July* in the Year One thousand eight hundred and thirty-two; and that within Fourteen Days after the Tenth Day of *October* in the Year One thousand eight hundred and thirty-two, and in like Manner within Fourteen Days next after the Fifth Day of *January*, the Fifth Day of *April*, the Fifth Day of *July*, and the Tenth Day of *October* in each and every Year, such Clerk of the Crown for the Time being shall deliver to the said Court of King's Bench a like Account of all and every such Sum and Sums of Money so received and so paid out as aforesaid in the Quarter of a Year ending on the said Days respectively; and the Justices of the said Court, or any Two of them, shall examine the said Accounts, and shall certify to the Vice Treasurer of *Ireland* for the Time being the Amount of the several Sums of Money which shall be ascertained to have been so received and so paid out, upon the Examination of the said Clerk of the Crown, and of such Assistant Clerk or Copying Clerks, or other Persons, as the said Justices shall think fit to examine touching the same; and such Justices are hereby authorized and empowered, if they shall think fit, to examine upon Oath or Affirmation the said Clerk of the Crown, Assistant Clerk, Copying Clerks, or other Person, touching the said Accounts, or any Matter connected therewith.

Clerk of the Crown shall deliver Accounts of Amount of Fees received.

Justices of King's Bench shall examine such Accounts, and certify to Vice Treasurer the Amount received and paid by Clerk of the Crown.

X. And be it further enacted, That in whatever Sum the whole Amount which shall have been received by or payable to the said Clerk of the Crown in respect of his said Office, between the Day of his Appointment thereto and the said Fifth Day of *July* One thousand eight hundred and thirty-two, (after deducting thereout the Sums paid to Copying Clerks, and for other the necessary official Expences, as aforesaid,) shall fall short of the Proportion of Salary accruing due to the said Clerk of the Crown, such Salary being computed at the aforesaid Rate of Nine hundred Pounds a Year, the same shall be the Sum to be issued and paid to him out

Whatever the Receipts of Clerk of the Crown shall fall short of Salary, computed at 900*l.* a Year, from Appointment to 5th July 1832, shall be then paid to him out of the Consolidated Fund,

and afterwards such Salary shall be paid in same Manner quarterly.

out of the said Consolidated Fund for the Period between the Time of his Appointment and the said Fifth Day of *July* One thousand eight hundred and thirty-two; and that from and after the said Fifth Day of *July* One thousand eight hundred and thirty-two, in whatever Sum the whole Amount which shall have been so received or shall have been payable to the said Clerk of the Crown in respect of his said Office within the Quarter of a Year ending on the Tenth Day of *October* One thousand eight hundred and thirty-two, or within any subsequent Quarter of a Year comprised in any such Account, (after deducting thereout the Sums paid to Copying Clerks, and for other necessary official Expences, as aforesaid,) shall be less than the Sum of Two hundred and twenty-five Pounds, the same shall be the Sum to be issued for the Quarter for which such Account shall be delivered, and shall be computed and ascertained so as to make up the net Salary and pecuniary Profits of the said Clerk of the Crown to the quarterly Sum of Two hundred and twenty-five Pounds; and every such Certificate of the said Judges shall be produced to and entered at the Office of the Vice Treasurer of *Ireland;* and the Sums payable under or by virtue of such Certificate shall be issued and paid out of the said Consolidated Fund as if the Sums so to be ascertained had been specially mentioned and set forth in this Act.

Any Excess above 225*l.* quarterly shall be paid by Clerk of the Crown into the Exchequer, and carried to Consolidated Fund.

XI. Provided always, and be it enacted, That whenever and so often as it shall appear, by any Account to be delivered as aforesaid under the Provisions of this Act, and by the Certificate of the Justices of the said Court of King's Bench, or any Two of them, to be made in pursuance of this Act, that the Sums received by or payable to any such Clerk of the Crown in any Quarter of a Year ending on such Days as aforesaid (after deducting thereout the Sums paid to Copying Clerks, and for necessary official Expences, as aforesaid,) shall exceed the said clear Sum of Two hundred and twenty-five Pounds, the Clerk of the Crown who shall deliver in such Account as aforesaid shall, within Seven Days next after the Date of such Certificate, pay or cause to be paid into the Receipt of the Exchequer in *Ireland* the Amount of all such Sum and Sums of Money received by or payable to him, exceeding such Sum of Two hundred and twenty-five Pounds; and such Sums so to be paid shall be carried to and made Part of the said Consolidated Fund: Provided also, that in case the Sums received by or payable to any Clerk of the Crown (after making the Deduction aforesaid for Copying Clerks and official Expences) for and during the Period which may elapse between the Time of his Appointment to the said Office and the Quarter Day next succeeding shall exceed the rateable Proportion of the said yearly Salary of Nine hundred Pounds due to such Clerk for such Period, the Amount of such Sums (subject to such Deduction) exceeding such Proportion of the said Salary shall be paid and carried to the said Consolidated Fund, in like Manner, and subject to the like Regulations and Provisions, as before provided in case of other Surplus or Excess at any Time arising.

Excess accruing on first Quarter Day after Appointment to be paid over in same Manner.

Clerk of the Crown shall pay Twenty per Cent. Interest in case of Neg-

XII. And be it further enacted, That in case the said Clerk of the Crown shall at any Time neglect or make Default in delivering in such Account as herein-before directed to the said Court of King's Bench within the Periods aforesaid respectively specified

specified for that Purpose, or in paying into the Receipt of the Exchequer in *Ireland* such Balance or Surplus as aforesaid for the Space of Seven Days after the Date of said Certificate, then and in every such Case such Clerk of the Crown shall pay into the said Exchequer, together with such Balance as aforesaid, Interest for the same at the Rate of Twenty Pounds *per Centum per Annum* from the Expiration of the said Period of Seven Days until paid as aforesaid; and such Clerk of the Crown shall be by the said Court suspended from his Office, and the Emoluments thereof, until such Sum and Interest shall be paid, or such Clerk shall be removed from his said Office, at the Discretion of the said Court.

Neglect in delivering Accounts, or Delay of paying Balance into Exchequer.

XIII. And to the end that the Payment of such Balance may be ascertained, be it further enacted, That upon Payment of such Balance an Acquittance or Discharge for the same shall be signed by the proper Officer in the said Exchequer, and produced and exhibited by the said Clerk of the Crown to the said Court of King's Bench with the next ensuing Quarter's Account; and the said Court are hereby required to demand and have the same so produced to them before they shall certify any subsequent Account for such Clerk of the Crown in manner hereinbefore directed.

Acquittances for Payment into Exchequer shall be produced to Judges by Clerk of the Crown.

XIV. And be it further enacted, That the said Clerk of the Crown of the said Court of King's Bench shall employ One Chief or Assistant Clerk, removable at his Pleasure, to superintend the preparing of all Office Copies, and otherwise to aid in the Discharge of the Duties of the said Office; and from and after the Fifth Day of *July* One thousand eight hundred and thirty-two there shall be issued and paid, out of the said Consolidated Fund, by such quarterly Payments as aforesaid, to such Assistant Clerk of the Crown, the annual Sum of One hundred Pounds, clear of all Deductions, as and for the Salary and Remuneration of such Chief or Assistant Clerk.

Clerk of the Crown to employ an Assistant Clerk, with a Salary of 100*l.* payable out of Consolidated Fund.

XV. And be it further enacted, That it shall not be lawful for any Clerk of the Crown in the said Court of King's Bench to accept of any Sum of Money, or Security for Money, or to stipulate for or receive any Share or Proportion of the Profits of the said Office of Assistant Clerk, or receive any other valuable Consideration whatsoever, as and for a Consideration for the Appointment of any Person whatsoever to the said Office; and if any Clerk of the Crown shall herein offend, contrary to the Provisions of this Act, he shall for any such Offence forfeit the Sum of One hundred Pounds, and shall also forfeit his said Office.

Clerk of the Crown not to accept of any thing for the Appointment of Assistant Clerk.

XVI. And be it further enacted, That it shall not be lawful for the Clerk of the Crown, nor for his Assistant, to be appointed under the Provisions of this Act, to hold or exercise the Duties of any other Office or Place whatsoever, nor to practise as an Attorney or Solicitor in any Court of Law or Equity in *Ireland*, either separately or in Partnership with any other Person, under pain of forfeiting the said Office of Clerk of the Crown, or the said Office of Assistant to such Clerk, as the Case may be.

Neither the Clerk of the Crown nor his Assistant to hold any other Office, nor to practise as an Attorney.

XVII. And be it further enacted, That if the said Clerk of the Crown or his Assistant shall die in the course of any Quarter, or shall have held his Office or Situation during Part only of any

In Cases of Officer dying, &c. Executors entitled to Pro-

portion of Quarter's Salary.

Quarter, such Clerk of the Crown or Assistant, or his Executors or Administrators, shall be entitled to receive a rateable Proportion of the Salary of such Office for the Part of such Quarter during which such Officer held such Office: Provided always, that the said Court of King's Bench shall, in case of the Death of the Clerk of the Crown as aforesaid, ascertain, by Inspection of the Books herein-before directed to be kept in the Office of the said Clerk of the Crown, the Amount of the several Sums and Sum of Money, subject to the Deduction afore-mentioned for Copying Clerks and official Expences, which may have been received by or be payable to such deceased Clerk of the Crown, and thereupon certify, in manner herein-before directed, upon Examination of the quarterly Accounts to be rendered by the Clerk of the Crown, the Amount proper to be issued to make up the Proportion of Salary which may have accrued due to the said deceased Clerk of the Crown, under the Provisions of this Act, for the Portion of the current Quarter elapsed previous to the Period of his Decease; and the Successor of such Clerk of the Crown so dying shall be entitled to the Residue of the Salary of the said Office accruing due from the Period of his Appointment as such Successor, and the Amount thereof shall be ascertained and certified in like Manner as herein-before provided in the Case of the Clerk of the Crown who may be first appointed, under the Provisions of this Act, previous to the Fifth Day of *July* One thousand eight hundred and thirty-two.

Duties of Office shall be executed in Person by Clerk of Crown, or, in case of Illness, &c. by Deputation, appointed with Consent of Chief Justice.

XVIII. And be it further enacted, That the Clerk of the Crown of the said Court of King's Bench shall execute the Duty of his said Office in person: Provided nevertheless, that in case of Sickness or other unavoidable Absence it shall and may be lawful to and for such Clerk of the Crown, by Deputation in Writing under his Hand and Seal, subject to and with the Consent and Approbation of the Chief Justice of the said Court, signified by an Indorsement in Writing under the Hand of such Chief Justice, to appoint some discreet and proper Person, approved of by the said Chief Justice, to execute the Duties of such Office during the Period of such Sickness or unavoidable Absence, and no longer.

In case of Incapacity of Principal to appoint, Chief Justice may appoint a Person to execute Office till Vacancy is supplied.

XIX. And be it further enacted, That in case the said Clerk of the Crown shall, by reason of Accident or Infirmity, be unable to execute such Deputation in Writing as aforesaid, or whenever the said Office of Clerk of the Crown in the said Court of King's Bench shall become vacant by Removal or Suspension of such Officer, or howsoever otherwise, then and in every such Case it shall and may be lawful for the Chief Justice of the said Court to appoint some fit and proper Person to execute the Duty of such Office *ad interim*, or until a new Officer shall be appointed under the Provisions of this Act; and every such Person so appointed shall be to all Intents and Purposes a complete Officer, according to the Terms of such Appointment: Provided always, that such Appointee shall not be entitled to any greater Proportion of the Salary or Emoluments of such Office than shall be specified in the Order under which he may be appointed, and which Proportion the said Chief Justice is required to fix and specify therein.

XX. And

XX. And be it further enacted, That it shall and may be lawful to and for the said Court of King's Bench, upon Complaint made by Motion, to inquire summarily into the Matter of such Complaint, either by *vivâ voce* Examination or upon Affidavit, or otherwise, as it shall deem fitting, and to suspend or absolutely remove any Clerk of the Crown, or the Assistant of any such Clerk, respectively, for any Malversation of Duty or Misconduct in the said Office, and thereupon such Officer shall cease to hold or be entitled to such Office, as if, in the Case of any Clerk of the Crown so removed, the Letters Patent appointing such Officer had been revoked; and the said Court shall also have Power and Authority, upon summary Complaint and Inquiry as aforesaid, without removing such Officer, to inflict upon such Officer for any minor Offence such Punishment by way of Fine as to the said Court shall seem expedient.

Court may remove or fine Officers for Misconduct.

XXI. And be it further enacted, That no Suitor in the said Court, nor any other Person, shall in any Case be required to take out any Copy of any Record, Pleading, Information, Indictment, Writ, Return, Deposition, Affidavit, or other Document or Proceeding whatsoever; and the taking or not taking any Copy whatsoever shall be entirely optional.

Suitors, &c. not compelled to take Copies of Records, &c.

XXII. And be it further enacted, That the said Clerk of the Crown shall, as the same shall be necessary, employ in the said Crown Office of the Court of King's Bench a sufficient Number of Writing Clerks to make Copies of Informations, Indictments, Writs, Returns, Depositions, and other Things belonging to the said Office, and required by and on behalf of the Suitors of the said Court, and of all other Persons anywise concerned in Proceedings before the same, and to do and perform all other Business requisite to be done and performed in such Office, so that the Business of any such Suitor or Person shall not be unnecessarily delayed therein; and such Clerk of the Crown shall pay to every such Writing Clerk after the Rate of not less than One Penny Halfpenny for every Office Sheet consisting of Seventy-two Words of every such Copy made by such Clerk, and for a Part or Portion of any Office Sheet; and it shall not be lawful for any such Clerk of the Crown to cause or direct or knowingly permit any such Copy, or any Part thereof, to be made in any other Place or by any other Person than in the proper Office of such Clerk of the Crown in the said Court of King's Bench, save as herein-after excepted, and by a Writing Clerk employed in such Office, and paid exclusively by such Clerk of the Crown after the Rate aforesaid at the least; and every such Clerk of the Crown shall be responsible for the Accuracy of every Copy so made in his Office, and for the same being duly compared with the Original from which it shall be made; and every such Clerk of the Crown who shall cause or direct or knowingly permit any Copy to be made contrary to this Act, or who shall not pay the Writing Clerk for writing the same according to the Rate by this Act directed, at the least, shall for every such Offence forfeit the Sum of Twenty Pounds.

Clerk of Crown shall keep Writing Clerks in his Office, and pay them 1½*d* per Office Sheet.

Clerk of Crown shall not permit Copies to be made elsewhere than in his Office by such Copying Clerks;

Penalty 20*l*.

XXIII. Provided always, and be it enacted, That if at any Time it shall be ascertained, by Affidavit or otherwise, to the Satisfaction of the Court of King's Bench, that such Clerk of the

In case of Want of Room, Two Justices may allow Copies to be made out of Office.

Crown hath not in his Office sufficient Room for the reasonable Accommodation of himself and his Assistant, and a sufficient Number of Copying Clerks to do and perform the Business so required to be done in such Office as aforesaid, then in every such Case it shall and may be lawful to and for such Court to make an Order declaring that the same has been so proved, and that it shall be lawful for such Officer to cause or direct or permit any such Copy, or any Part thereof, to be made in any Place whatsoever or by any Person whomsoever; and every such Order shall be good and valid, and shall be a sufficient Justification in all respects to any Person acting in pursuance thereof, for One Year from the Date thereof, unless sooner rescinded; and such Order shall and may be renewed from Time to Time, until by reason of new Buildings or new Arrangements, or otherwise, sufficient Room shall have been obtained for the Purposes in that Behalf aforesaid.

Office Sheets shall contain Seventy-two Words.

XXIV. And be it further enacted, That in every Copy or Enrolment of any Pleading, Record, Matter, or Proceeding which shall issue from the said Office, there shall in each Office Sheet thereof be Seventy-two Words, and no more, save only and except when there shall be but One Office Sheet in such Copy or Enrolment, or if there shall be more than One, then save and except in the last Sheet thereof; and in any of the said Cases such single or last Sheet may contain any Number of Words not exceeding Seventy-two Words, and shall and may be charged for as an entire Sheet.

Roll shall contain 720 Words; less than 360 Words a Half Roll.

XXV. And be it further enacted, That every Roll within the Meaning of this Act shall consist of Seven hundred and twenty Words; and that there shall not in any Enrolment be more than One fractional Part of a Roll, which fractional Part shall be either the Conclusion or the Entire of such Enrolment; and if such fractional Part shall contain Three hundred and sixty Words or more, the same shall be deemed and taken to be a Roll, and charged for accordingly, and if the same shall not contain Three hundred and sixty Words, the same shall be deemed and taken to be a Half Roll, and charged for accordingly.

In all Copies, Sums, Dates, and Numbers shall be expressed in Figures, and charged as such.

XXVI. And be it further enacted, That in every Copy whatsoever which shall issue from the said Office, the Charge or Fee whereupon is or are or shall or may be lawfully computed according to the Contents, all Sums of Money, and Dates of the Year and Days of the Month, and Numbers, shall be expressed in Figures, and shall be charged as if the same were expressed in Figures and not in Words, in manner and according to the Directions following; (that is to say,) One Pound, or any Number of Pounds, shall be charged as One Word; One Shilling, or any Number of Shillings, shall be charged as One Word; One or more Penny or Pence, whether with or without any Fraction of a Penny, shall be charged as One Word, whether the same shall occur singly or shall be combined in any Mode or Form whatsoever; and any definite Number whatever shall be charged as One Word, and no more.

Charge of Fees shall be endorsed on all Copies and Documents.

XXVII. And be it further enacted, That upon the Back of all Copies, Ingrossments, Exemplifications, and Writings which shall be issued from the said Office of the said Court, there shall be endorsed

endorsed and written by the said Clerk of the Crown, or his principal Assistant Clerk, the full Amount of all Office Fees charged on such Copy, Ingrossment, Exemplification, or Writing respectively, and the Rate of such Fees, and the Mode of Charge according to which such Fees shall be computed, and the Number of Sheets or Rolls on which such Fees shall be charged or calculated; and upon any Taxation of Costs between Party and Party, or between Attorney and Client, such Copy, Ingrossment, Exemplification, or Writing shall be produced before the taxing Officer, in all Cases where it shall appear to him practicable: and it shall not be lawful for the taxing Officer to allow any Charge of any Solicitor or Attorney with respect to any such Document so produced upon which the Amount and Rate of Fees shall not be so endorsed, but that all and every such Charge shall be struck out of the Bills of such Solicitor or Attorney by such taxing Officer.

Charge of Documents not so endorsed shall not be allowed on Taxation of Costs.

XXVIII. And be it further enacted, That on any Account or Inquiry, or other Matter whatsoever, which shall be referred to or shall be depending before said Clerk of the Crown, or which said Clerk of the Crown shall have Authority or Power to proceed in or to determine or report upon, and for, upon, or relative to which it shall be necessary or proper to summon any Party or Parties or Person or Persons whomsoever, such Clerk of the Crown shall proceed peremptorily on the first Summons which shall appear to him to have been duly served, and shall, at the Time and Place appointed in such Summons, hear the Parties if they shall attend; and if only one Party shall attend, and the other Party shall make Default, and no sufficient Excuse for such Default shall be laid before such Clerk of the Crown, he shall then proceed *ex parte*, in like Manner as such Clerk of Crown would, according to the Practice heretofore used, have proceeded upon a third or peremptory Summons; and the Proceedings, Report, or Decision of such Officer upon such Account, Inquiry, or other Matter whatsoever, shall be subject to the Order, Direction, and Controul of the said Court of King's Bench in all respects as heretofore.

Clerk of the Crown shall proceed in Accounts, Inquiries, &c. peremptorily on first Summons.

XXIX. And be it further enacted, That it shall and may be lawful for the said Clerk of the Crown, and he is hereby authorized and directed, whenever he shall be thereunto required, (except on *Sundays*, *Good Friday*, and *Christmas Day*,) to take Recognizances to prosecute, or on Certiorari, or on Articles of the Peace, or on Attachments for Contempts, and also to take and administer Affidavits or Affirmations in all Matters relating to the Business of the Crown Side of the said Court of King's Bench, and to administer the necessary Oaths or Affirmations for that Purpose; and all such Recognizances, Oaths, Affidavits, and Affirmations shall be of the same Force, Validity, and Effect, and shall and may be estreated, proceeded upon, and dealt with, in all respects, and to all Intents and Purposes, as if the same had been taken, made, or administered by or before the said Court or any of the Justices thereof; and any Person who shall wilfully or corruptly swear or affirm any thing false in any such Affidavits or Affirmations so taken or administered by the said Clerk of the Crown shall be subject to all Pains, Penalties, Punishments, and Disabilities for wilful and corrupt Perjury in like Manner in all respects as if such Affidavits or Affirmations had been made or taken by or in the said Court of King's

Clerk of the Crown authorized to take Recognizances and to administer Affidavits.

Bench, or by or before any of the Judges thereof; and that it shall not be considered a Part of the Duty of the Judges of the said Court to take such Recognizances, or any Affidavit or Affirmation, touching or concerning the Business of the Crown Side of such Court, except on their Circuits, or in Cases where they or any of them shall think fit and proper so to do.

Clerk of the Crown to observe certain Regulations in taxing Bills of Costs.

XXX. And be it further enacted, That in taxing all such Bills of Costs as the said Clerk of the Crown to be appointed under this Act may, by virtue of any Order of Reference of the said Court of King's Bench, or any other Court, or otherwise howsoever, in the Discharge of the Duties of such Office, have Power and Authority to be lawfully required to tax, he shall, before allowing any such Bill of Costs any Fee or Payment to any Counsel or Officer of the Court, require to see the Documents necessary to ascertain (when the same can be conveniently produced) that such Counsel has been actually employed, received such Fee, and that the Fee or Payment to any such Officer has been the right and proper Fee, and has been actually paid; and if it shall appear that any One Charge either for Counsel, Attorney, Officer, or other Disbursement hath been united with any other Charge in One Sum, then such united Charges shall be altogether disallowed; and it shall be the bounden Duty of such Clerk of the Crown, in all such Taxations of Bills of Costs, to examine and ascertain, by all reasonable Methods, and, if necessary, by Examination on Oath (which he is for that Purpose authorized to administer), the Correctness and Reasonableness of each and every Charge, whether objected to or not, and to determine upon all Charges made by any Officer of the Court, and to allow only such as may to such Clerk of the Crown appear to be the Right of every such Officer, and also to determine whether any Attendance, or other Business, Matter, or Thing for which any Charge shall be made, actually took place or was actually performed, and whether the same was, under the Circumstances, proper and necessary; and no Item or Sum shall be allowed for Agency; and before proceeding upon any Taxation of Costs the said Clerk of the Crown shall, save where such Costs are payable by the Crown, issue Summonses to all Parties concerned therein, and shall, in default of Attendance of the Party or Parties summoned, proceed *ex parte* on the first Summons, the Service thereof being duly proved, and no sufficient Grounds being shown for postponing such Proceeding; and a Copy of every Bill of Costs intended to be taxed shall be delivered to the adverse Party Three Days at the least (*Sundays* excepted) before the issuing of any Summons for taxing the same; and every Summons to attend the Taxation of such Bill shall be served on the Party required to attend at least Twenty-four Hours before the Time fixed for attending; and the said Clerk of the Crown shall keep a Book, in which he shall enter an Account of all Bills of Costs taxed by him, specifying therein the Parties Names, the Date of Taxation, the Charge for Taxation, the Amount of the Bill delivered, and the Amount of Costs allowed and certified on the Taxation; and he shall endorse on each Bill of Costs so taxed the Charge or Fee by him made for such Taxation.

Penalties shall be recovered by Action in the

XXXI And be it further enacted, That all and every Penalties and Penalty to be incurred and forfeited in pursuance or by virtue of

of this Act, or any of the Matters herein contained, shall and may be sued for and recovered, by any Person who will sue for the same, by Action of Debt, Bill, Plaint, or Information in any of His Majesty's Courts of Record at the Four Courts, *Dublin*, and not elsewhere, in which no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed; and that One Moiety of every such Penalty shall be for the Use of His Majesty, His Heirs and Successors, and the other Moiety thereof to the Use of the Person or Persons who shall sue for the same. Superior Courts at Dublin.

XXXII. And be it further enacted, That if in any Oath or Affirmation taken in any Proceeding under Authority of this Act, or required thereby, or by virtue of any Authority derived therefrom, any Person shall swear or affirm falsely, such Person shall, on Conviction thereof, be adjudged guilty of wilful and corrupt Perjury, and shall be punished accordingly. Penalty of Perjury or false Oath.

XXXIII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to limit, abridge, bar, prejudice, or defeat any Action or Indictment, or any Remedy or Proceeding whatsoever, which heretofore might have been brought, found, had, or taken against any Officer, Deputy, or Clerk in the said Office of Clerk of the Crown of the Court of King's Bench in *Ireland*, for or in respect of any Misconduct in Office which may have occurred or taken place, or which may hereafter take place at any Time; but that all such Actions, Indictments, Remedies, and Proceedings for any such Misconduct may be brought, found, had, or taken as if this Act had never been made. Act not to bar Remedies for Misconduct in Officers.

XXXIV. 'And whereas the Duties of the said Office of Clerk 'of the Crown, since the Death of the Survivor of the Two Per- 'sons in whom the same was vested by Patent as aforesaid, have 'continued to be exercised by *Walter Bourne* Esquire, the late 'Deputy of the said Survivor, and it is necessary to provide for 'such temporary Discharge of the Duties of the said Office under 'the Circumstances aforesaid;' be it therefore enacted, That all Acts, Matters, and Things done or to be done, and all Powers and Authorities used and exercised or which shall be used and exercised, by the said *Walter Bourne* Esquire, or for him and on his Behalf by his Clerks or Assistants, in the Execution of the Duties of the said Office, from the Time of the Decease of the Survivor of the Two Persons in whom such Office was vested up to the Time when a Person shall be appointed to the same under the Provisions of this Act, and which Acts, Matters or Things, Powers, and Authorities would, if the said Survivor were still living, have been or be valid, legal, and effectual, shall be and the same are hereby confirmed and declared to be, and the same shall be deemed to have been and to be, until such new Appointment to be made as aforesaid, as good, valid, legal, and effectual, to all Intents and Purposes whatever, as if the said Appointment of the said *Walter Bourne* as such Deputy as aforesaid had not become void by the Death of the said Survivor, but had remained in full Force and Effect; and that the said *Walter Bourne* Esquire, his Clerks and Assistants, shall be deemed and taken to have had and to have sufficient Authority to execute the Duties of the said Office of Clerk of the Crown, and shall not be liable to any Penalty, Action, Suit, or Prosecution whatsoever Acts performed by W. Bourne, Esquire in execution of Duties of the Office of Clerk of Crown to be valid from Death of Survivor of late Patentees to the Appointment of a Person to said Office under this Act.

whatsoever for or on account of any Act or Acts done or to be done by him, them, or any of them, in the Manner aforesaid, in the due Exercise and Execution of the Duties of the said Office, from the Time of the Decease of the said Survivor up to the Time when a Person shall be appointed to fill the said Office under the Provisions of this Act, and no longer.

Clerk of Crown to tax Costs on Order of Court, &c.

XXXV. And be it further enacted, That the said Clerk of the Crown shall tax all such Costs as he shall by any Order of the said Court of King's Bench be directed to tax, and all such other Costs as have been heretofore usually taxed by the Clerk of the Crown of the said Court of King's Bench (or his Deputy); and the said Salary so provided as aforesaid for the said Clerk of the Crown shall be in lieu of all Fees for Taxation of Costs as well as in lieu of all other Fees and Emoluments whatsoever.

Commencement of Act.

XXXVI. And be it enacted, That this Act shall commence and take effect upon and from the passing thereof.

SCHEDULE referred to by and made Part of the foregoing Act;

SHOWING

The Fees to be taken for the Performance of all Duties to be discharged in the Crown Office of the Court of King's Bench in Ireland.

	£	s.	d.
For receiving, entering, and filing every Information, Indictment, Affidavit, Articles of the Peace, Writ, with Return, or any other Document	0	3	0
For Copy thereof, if not more than Three Sheets	0	2	0
If more, then for each Sheet of Seventy-two Words	0	0	8
For entering every Rule of the Court	0	2	2
For Copy thereof, and attesting the same when required by the Party	0	4	0
For entering the Appearance of every Defendant to any Information	0	2	0
For Copy thereof	0	2	0
For Enrolments of all Pleadings and Proceedings upon Indictments, Informations, Mandamus, &c. for every Roll containing 720 Words, if required to be made up	0	10	0
For every Transcript of a Record for Trial by Nisi Prius, for each Roll containing 720 Words	0	10	0
For Exemplification of an Enrolment upon Quo warranto, or other Pleading or Proceeding, per Roll of 720 Words	0	12	6
For a Search for any Indictment, Information, or other Matter, if above Three Years, for every Term, where no Copy is required or taken	0	3	0

	£	s.	d.
If within that Time, for every Term (if Copy taken Search Fee not to be charged)	0	0	6
For a Search and Certificate of no Cause having been shown pursuant to any Order or Rule of the Court, or for any other Certificate -	0	3	0
For every Summons to proceed upon a Reference	0	2	0
For every Writ of Mandamus or Exigent -	0	12	6
For every Writ of Certiorari, Attachment, Assistance, to abate Nuisance, Procedendo, or Writ of Execution - - -	0	5	0
For every Writ of Habeas corpus, Venire, or Capias, Subpœna, Duces tecum, or Distringas ad respondendum, Venire facias, or Distringas juratores, or other Writ - - -	0	4	0
For the Examination of every Person on Interrogatories exhibited for Contempt - -	0	3	3
For Copies of the Depositions taken thereon, for every Sheet of Seventy-two Words -	0	0	8
For every Recognizance taken in Court or by the Clerk of the Crown - - -	0	6	8
For entering any Charter, when required to be produced or read - - - - -	0	6	8
For entering every Cause returned on Habeas corpus in the King's Case - - -	0	3	0
For entering the Discharge of any one committed for Contempt or other Matter -	0	3	6
Poundage on Money lodged in the Officer's Hands, for each Pound - - -	0	0	6
For entering a Traverse to any Presentment of any Grand Jury, or to any Information -	1	1	0
For striking a Special Jury, and furnishing each Party with a Copy of the Panel of Forty-eight Names as struck, and a Copy of the Panel of Twenty-four Special Jurors as struck -	2	2	0
For attending Trials at Bar, and performing all the Services relating thereto, including bringing down and entering the Record, all Readings or Exhibits, and entering the Verdict, in lieu of all Fees heretofore taken from the Plaintiff, per Day - - -	3	12	6
For Attendances before any of the Judges in Chamber on any Business relating to the Office - - - - - - -	0	6	8
For attending on References from the Court -	0	6	8
For drawing a Report - - - - -	0	5	0
For signing same - - - - - -	0	2	8
Bill of Costs: On each and every Bill of Costs taxed by the Clerk of the Crown, not being Costs payable by the Crown, where the Sum allowed shall exceed £5 and shall not exceed £20 - - - - - - - - -	0	5	0

	£	s.	d.
Where the Sum allowed shall exceed £20 and shall not exceed £50 - -	0	10	0
Where the Sum allowed shall exceed £50 and not exceeding £100 - - -	1	0	0
Where the Sum allowed shall exceed £100	1	10	0
N.B.—No Fee for Taxation of Costs payable by the Crown.			

CAP. XLIX.

An Act to extend the Provisions of an Act of the Fifty-seventh Year of His Majesty King *George* the Third, for regulating the Offices of Clerks of the Signet and Privy Seal. [23d *June* 1832.]

57 G. 3. c. 63.

'WHEREAS by an Act passed in the Fifty-seventh Year of the Reign of His Majesty King *George* the Third, to regulate the Offices of Clerks of the Signet and Privy Seal, it was enacted, that from Time to Time as any of the said Offices of the Clerks of the Signet and of the Clerks of the Privy Seal respectively should become vacant, upon the Termination of the then existing Interests therein respectively, it should be lawful for the Lord High Treasurer of the United Kingdom of *Great Britain* and *Ireland*, or the Commissioners of His Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland*, for the Time being, or any Three or more of them, and they were thereby authorized and required, to regulate the Duties and Establishments of the Offices so becoming vacant, so as that the said Duties should be performed in Person by such Number of fit and proper Persons, to be appointed by the Persons authorized to appoint such respective Clerks, as the said Commissioners of the Treasury, or any Three or more of them, should deem fit, with such Salaries and Emoluments as should be ordered and appointed by the said Commissioners, or any Three or more of them, in that Behalf: And whereas it is expedient that the Powers given by the said recited Act to the said Lord High Treasurer, or the said Commissioners of His Majesty's Treasury, for the Time being, should be extended;' be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act, from Time to Time as any of the said Offices of the Clerks of the Signet and of the Clerks of the Privy Seal respectively shall become vacant, or in case any of such Offices shall be vacant at the Time of the passing of this Act, it shall be lawful for the said Lord High Treasurer, or the said Commissioners of His Majesty's Treasury, for the Time being, or any Three or more of them, and they are hereby authorized, to abolish any such Office or Offices respectively which at the Time of the passing of this Act shall be or which shall

Offices of Clerks of the Signet and Privy Seal respectively to be abolished as Vacanciesoccur.