

ANNO PRIMO & SECUNDO

GEORGII IV. REGIS.

****

CAP. LIII.

An Act to regulate the Proceedings in the Civil Side of the Court of King's Bench, and also in the Court of Common Pleas, and in the Pleas or Common Law Side of the Court of Exchequer in *Ireland*. [15th *June* 1821.]

WHEREAS the Commissioners appointed to inquire into the Duties, Salaries, and Emoluments of the Officers in the several Courts in *Ireland*, have lately made Three several Reports relating to the Civil Side of the Court of King's Bench, to the Court of Common Pleas, and to the Pleas or Common Law Side of the Court of Exchequer respectively, in *Ireland*; and it appears that it is expedient to regulate the Proceedings in the said several Courts and the several Offices thereof respectively, as herein-after is 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 of the same, That from and after the Commencement of this Act, no Fee whatsoever shall in any Case be paid or payable in *Ireland*, to any of the Officers of or in the Civil Side of the Court of King's Bench, or of or in the Court of Common Pleas, or of or in the Pleas or Common Law Side of the Court of Exchequer in

No Fees shall be taken by the Officers of the Courts, except Tipstaffs, &c. under Schedule (E.) Penalty 500l.

in *Ireland*, save such Fees as are made payable to any Tipstaff, Pursuivant, or Serjeant at Arms, or to the Crier of the said Court of Exchequer, under Schedule (E.) to this Act annexed; and that no Officer, Deputy, Clerk, or other Person mentioned in the several Schedules to this Bill annexed, save those mentioned in Schedule (E.), who shall at any Time be employed or act in the Business of the said Courts respectively, or in any Part or Department of the said Business, shall under any Pretence whatsoever ask, demand, receive, or accept any Fee, Perquisite, Emolument, Gratuity, Profit, or Advantage whatsoever, for or in respect of the said Business of such Court respectively, contrary to this Act; and if any Person shall offend herein, every such Person shall for every such Offence forfeit and pay the Sum of Five hundred Pounds, and be for ever afterwards incapable of holding or of acting in any Office of or in any of the Courts of Law or Equity in *Ireland*, whether as Principal, Deputy, Clerk, or otherwise.

Not to extend to Fees of Chancellor of the Exchequer.

II. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to the Chancellor of the Exchequer of *Ireland*, or to any Fees payable by Law in Right or respect of the said Office; but that all such Fees shall remain and continue payable to all Intents and Purposes, as if this Act had not passed; any thing herein-before contained to the contrary in anywise notwithstanding.

Three principal Officers, Prothonotary in King's Bench and Common Pleas, Clerk of Pleas in Exchequer, and other Officers, with Salaries as in Schedules (A.) (B.) and (C.) to be appointed by the King by Patent.

III. And be it further enacted, That from and after the Commencement of this Act there shall be One Prothonotary in the Civil Side of the said Court of King's Bench, One Prothonotary in the Court of Common Pleas, and One Clerk of the Pleas in the Pleas or Common Law Side of the Court of Exchequer, who shall be and be deemed the Principal Officers employed in the Business of the said Courts respectively; and that besides the said Principal Officers respectively, there shall be in each of the said Three Courts, One Clerk of the Rules, and One Filacer; and that there shall be in the Court of King's Bench on the Civil Side, and in the Pleas or Common Law Side of the Court of Exchequer, One Clerk of the Writs, and One Clerk of the Appearances; and that there shall be in the Court of Common Pleas, One Clerk of the Pleadings, and One Chirographer; and that all the said several Principal and other Officers shall be entitled to receive the several and respective Salaries in that Behalf set forth in the Schedules marked (A.) (B.) and (C.) to this Act respectively annexed; and that all the said several principal and other Officers shall be appointed by His Majesty, His Heirs and Successors, by Letters Patent under the Great Seal of *Ireland*; and that all the said principal and other Officers shall be appointed and shall hold their Offices respectively during good Behaviour; and that the said principal and other Officers shall in and for the Discharge of the Duties of their respective Offices, have the several Clerks and Assistants in the said Schedules (A.) (B.) and (C.) to this Act annexed, in that Behalf respectively set forth; and that such Clerks and Assistants shall be appointed by such Officers respectively, and shall hold their said Situations respectively for and during the Pleasure of such Offi-

Clerks and Assistants to such Officers.

cers respectively by whom they were appointed; and that the said Officers shall at all Times be responsible for the Conduct of their said Clerks and Assistants respectively; and that there shall be paid and payable to the said Clerks and Assistants respectively, the several Salaries in that Behalf respectively set forth in the said Schedules.

Rights of present Judges not to be affected.

IV. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to affect or conclude the Claim, Right, or Title of any of the existing Judges to the Appointment of any of the Offices herein-before mentioned.

Officers to employ fit Persons for copying.

V. And be it further enacted, That it shall and may be lawful to and for every Officer of the said Courts respectively, and he is hereby required to retain and employ in his Office such Number of fitting and competent Persons as shall be necessary to do the Business of writing, copying, and engrossing in every such Office respectively.

Clerks and Assistants shall hold only one Office.

VI. Provided always, and be it enacted, That no Officer shall appoint or employ as his Clerk or Assistant in any of the Capacities mentioned in the said Schedules (A.) (B.) and (C.) to this Act annexed, any Person who shall hold or enjoy any other Office, Place, or Employment in the said Courts or any of them, or who shall act as Clerk or Assistant to any other Officer in the said Courts, or any of them.

Crier to each Court, Seal Keeper, &c. in King's Bench and Common Pleas, Clerk of Juries, Errors and Essoigns, and Clerk of Outlawries, with Salaries as in Schedule (D.) Tipstaffs, &c. with Fees as in Schedule (E.)

VII. And be it further enacted, That there shall also be in the said Courts respectively, One Crier to each of the said Three Courts, One Seal Keeper and Registrar of Attornies Licences in the Court of King's Bench, One Seal Keeper and Registrar of Attornies Licences in the Court of Common Pleas, and also One Clerk of the Juries, One Clerk of Errors and Essoigns, and One Clerk of Outlawries in the Court of Common Pleas, who shall be appointed to and shall hold their said Offices as heretofore respectively; and that the said Officers shall respectively receive such Salaries in respect of the said several Offices as are respectively mentioned and set forth in the Schedule marked (D.) to this Act annexed; and that there shall be in the said Three Courts respectively, Tipstaffs, Pursuivants, and Serjeants at Arms, who shall be appointed to and shall hold their said Offices as heretofore respectively, and shall be entitled and authorized to receive the Fees set forth in the Schedule marked (E.) annexed to this Act.

Officers not to hold any other Office, except Clerk of Juries.

VIII. And be it further enacted, That it shall not be lawful for any Person, who at any Time after the passing of this Act shall be appointed to any Office in any of the said several Courts, to hold or exercise the Duties of any other Office or Place whatsoever; provided always, that the Offices of Clerk of the Errors and Essoigns, and Clerk of Outlawries in the Common Pleas, may be held by the Clerk of the Juries in the same Court.

IX. And

Schedules deemed Part of this Act.

IX. And be it further enacted, That the several Schedules to this Act annexed, and all Directions, Matters, and Things in the said Schedules respectively contained, shall be deemed and taken to be Part of this Act.

Salaries to be paid Quarterly out of Consolidated Fund;

and also Expences of Copying Clerks, Coals, Candles, Stationery, &c. on Certificate of Two Judges.

X. And be it further enacted, That the said several Salaries in the said Schedules respectively set forth as aforesaid, shall be payable from Time to Time out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*; and that the said Salaries respectively shall be payable Quarterly on the Fifth Day of *January*, Fifth Day of *April*, Fifth Day of *July*, and Tenth Day of *October* in every Year; and that for Provision for the necessary incidental Expences in each Court, there shall also be payable in like Manner out of the same Fund, to the Prothonotaries in the Civil Side of the Court of King's Bench, and in the Court of Common Pleas, and to the Clerk of the Common Pleas in the said Court of Pleas in the Exchequer, being the Three Principal Officers to be employed in the Business of the said Courts respectively, on each and every of the said Days, such Sum as shall in each and every Quarter be certified in Writing under the Hands of not less than Two Judges of the Court respectively to which such principal Officers belong, to have been necessarily incurred as and for the Costs of the Clerks employed in writing, engrossing, and copying in the Offices of the said Courts respectively as aforesaid, and as and for the Expences of Coals, Candles, and all other Expences of the said several Offices in the said Courts, and in the several Chambers of the said Courts respectively, including therein the Remuneration of the Court-keeper, not exceeding Fifty Pounds yearly, and of such Stationery as shall be requisite for the Purposes of the said Offices and Chambers respectively, and which shall not be delivered out to Individuals; and every such Certificate shall be given on an Examination on Oath of the principal Officer of each Department in or for which any such Payment shall be required, and of such other Person or Persons, if any, as such Judges respectively shall think proper, or as shall be produced before them for that Purpose.

The Rights of the present Patentees of the Offices of Prothonotary, &c. in King's Bench and Common Pleas, and of Filacer and Exigenter in Common Pleas, shall cease, and Compensation be made to them.

XI. And whereas the Office of Prothonotary and Filacer, and Keeper of the Writs, Processes, Rules, Orders and Records in the Civil Side of the Court of King's Bench, is now holden and possessed by the Right Honourable *Henry Seymour Conway*, commonly called Lord *Henry Seymour Conway*, and by *Robert Seymour Conway*, commonly called Lord *Robert Seymour Conway*, having been granted to them for and during the Term of their natural Lives, and the Life of the Survivor of them; and the Office of Prothonotary of the Court of Common Pleas is now holden and possessed by the Right Honourable *Thomas* Lord Viscount *Northland* and the Honourable *Vesey Knox*, having been granted to them for and during the Term of their natural Lives, and the Life of the Survivor of them; and the Office of Filacer and Exigenter of the said Court of Common Pleas, is now holden and possessed by the Honourable *Daniel Toler* Esquire: And whereas the several Duties of the said respective Offices have been hitherto discharged by Deputies, and it is expedient that the Duties of the said Offices should hereafter

hereafter be discharged by Persons actually holding such Offices; be it therefore enacted, That from and after the Commencement of this Act, the several and respective Rights of the said *Henry Seymour Conway* and *Robert Seymour Conway*, *Thomas* Lord Viscount *Northland* and *Vesey Knox*, and *Daniel Toler*, of, in, and to the said Offices respectively, shall severally cease and determine; and that they the said *Henry Seymour Conway* and *Robert Seymour Conway* shall receive during the Term of their natural Lives, and the Survivor of them shall receive during the Term of his natural Life, and the said *Thomas* Lord Viscount *Northland* and *Vesey Knox* shall receive during the Term of their natural Lives, and the Survivor of them shall receive during the Term of his natural Life, and the said *Daniel Toler* shall receive during the Term of his natural Life, the several Allowances in that Behalf herein-after provided, in compensation and consideration of the Loss incurred by them respectively, by the ceasing and determining of their several Rights in the said Offices respectively.

How annual Amount of Emoluments of the said Offices shall be ascertained and certified by Commissioners of Inquiry.

XII. And for the ascertaining the Amount of the Allowance and Compensation to be made to the said present Holders of the said last-mentioned Offices, upon the ceasing and determining of their Rights in the said Offices respectively as aforesaid; be it enacted, That it shall be lawful for the Commissioners appointed to inquire into the Duties, Salaries, and Emoluments of the Officers, Clerks, and Ministers of Justice in all Temporal and Ecclesiastical Courts in *Ireland*, and the said Commissioners are hereby authorized and required to make Inquiry into the Salaries and Emoluments of the said Office of Prothonotary and Filacer and Keeper of the Writs, Processes, Rules, Orders, and Records in the Civil Side of the said Court of King's Bench, and of the said Office of Prothonotary of the said Court of Common Pleas, and of the said Offices of Filacer and Exigenter of the said Court of Common Pleas, and to ascertain the Annual Amount of the Salaries and Emoluments of the said Offices respectively, upon the Average of the Seven Years next preceding the First Day of *January* One thousand eight hundred and twenty-one, or upon the Average of the Seven Years next preceding such Day prior to the said First Day of *January* One thousand eight hundred and twenty-one, up to which the last Account of the Emoluments of the said several Offices shall have been settled by the said Officers respectively, including out of such Average all such Emoluments and Income as shall appear, according to the best Judgment that the said Commissioners can form thereof, to have arisen from any new Fees or from an Increase of Fees not arising from an Increase of Business, introduced subsequent to the Appointment of the present Holders of the said Offices respectively, or from any Fees or any Increase of Fees which may have been introduced within Twenty Years prior to the Commencement of this Act, or from any Fees of right belonging to any other Officer, or from any Fees which may have been demanded or received contrary to the Provisions of any Act of Parliament, or in anyway contrary to Law; and for that Purpose and for the Purpose of every Inquiry which they are directed or authorized by this Act to make, it shall and may be lawful for the said Commissioners of Inquiry

for the Time being, and they are hereby authorized and required to examine upon Oath all Parties interested in every such Inquiry, and also all such other Persons as shall be produced before them the said Commissioners, or as they shall think proper to require, and whom they are hereby respectively empowered to summon, together with all such Accounts, Books, and Vouchers, as the said Commissioners shall call for; and the said Commissioners of Inquiry for the Time being, or any Three of them, shall thereupon certify, under their Hands and Seals, the Amount of the yearly Income of every such Officer, on the Average of the said Seven Years, as reduced by the Exclusion of such Emoluments as aforesaid, and also by the Exclusion of all such Part, Share, or Proportion of the Fees or Profits remaining after such Reduction as shall, during the said Period of Seven Years, have been paid to or received or retained by or on Behalf of the Deputies or Clerks of the said Offices respectively, and also by the Exclusion of all Disbursements and other Deductions whatever, (except in the Case herein-after mentioned and provided for), so as to state only the net Annual Income of the said Offices respectively, on the Average of the said Seven Years, according to the said Mode of estimating the same; and the said Certificate shall contain a Statement of the particular Fees, Profits, and Emoluments on which such Averages shall have been taken as aforesaid, and also of the Fees, Profits, and Emoluments heretofore received, which shall be excluded from such Averages, and the said Certificate shall be filed in the Office of the Auditor General in *Dublin Castle*, without any Fee being paid for the same, and shall remain there as a Record.

Proviso as to an Allowance of 200l. per Annum paid by Prothonotaries of King's Bench to Thomas Church.

XIII. Provided always, and be it enacted, That a certain yearly Sum of Two hundred Pounds, which has been for several Years paid out of the Emoluments of the said Office of the said Prothonotary of the Court of King's Bench to *Thomas Church*, by the Bounty of the said Lords *Henry Seymour Conway* and *Robert Seymour Conway*, and which will continue to be paid to the said *Thomas Church* in Manner herein-after mentioned, shall not be deducted out of the Annual Income of such Office received during the said Seven Years, as a Disbursement under the Meaning of this Act; but that the said yearly Sum of Two hundred Pounds shall be considered as forming Part of the Annual Income of the said Office, payable to the said *Henry Seymour Conway* and *Robert Seymour Conway*, and shall be included by the said Commissioners of Inquiry in the Amount of the net average Annual Income of the said Office, to be certified by the said Commissioners in Manner aforesaid.

Amount of Compensation to be paid to each Officer during his Life.

XIV. And be it further enacted, That from and after the filing of the said Certificate of the said Commissioners of Inquiry, there shall be issued and paid and payable to the said *Henry Seymour Conway* and *Robert Seymour Conway*, and to the Survivor of them, in respect of the said Offices of Prothonotary and Filacer and Keeper of the Writs, Processes, Rules, Orders, and Records of the Civil Side of the Court of King's Bench; and to the said *Thomas* Viscount *Northland* and *Vesey Knox*, and to the Survivor of them, in respect of the said Office of Prothonotary of the said Court of Common Pleas; and

to the said *Daniel Toler*, in respect of the said Office of Filacer and Exigenter of the said Court of Common Pleas, and to their Assigns respectively, yearly and every Year during the Term of the respective natural Lives of the said Persons respectively, and according to the Rights and Titles of such Persons respectively, unless Parliament shall otherwise provide in Manner herein-after set forth, out of and charged and chargeable upon the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, a Sum equal to the Sum which shall be so ascertained by such Certificate to be the net Annual Amount of the Income and Emoluments of each of the said Offices respectively, in full of all Compensation under this Act; and such Annual Sums, unless any Parliamentary Provision to the contrary be made as herein-after mentioned, shall be paid and payable to all and every such Persons and Person, and their and his Assigns, during the Term of the several natural Lives of all and every such Persons and Person, and according to the Rights and Titles of such Persons respectively, by Four equal Quarterly Payments in each and every Year, free and clear of all Taxes and Deductions whatsoever, on 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; the first Payment thereof to become due on the Fifth Day of *October* One thousand eight hundred and twenty-one, together with a rateable Proportion of such Sum as may become due on the said Account during the Interval between the Commencement of this Act and the said Fifth Day of *October*, but not to be paid until after the filing of the said Certificate; and also such Proportion of any such Quarterly Payments as at the Time of the Decease of any such Person shall be due from the Quarter Day next preceding the Time of such Decease.

200*l.* per Annum to Thomas Church for Life to revert to Prothonotaries.

XV. Provided always, and be it enacted, That the yearly Sum of Two hundred Pounds shall be paid out of the said Consolidated Fund, by such Four equal Quarterly Payments, to the said *Thomas Church*, during the Term of his natural Life, and shall be deducted out of the Sum payable under this Act as a Compensation to the said *Henry Seymour Conway* and *Robert Seymour Conway*, and the Survivor of them; and that from and after the Decease of the said *Thomas Church*, the said Annual Sum of Two hundred Pounds shall be paid to the said *Henry Seymour Conway* and *Robert Seymour Conway*, and the Survivor of them, as Part of the Compensation payable to them under this Act, in case they or either of them shall survive the said *Thomas Church*.

Additional Salary of 400*l.* to the Deputy Clerk of the Rules in King's Bench and 300*l.* to the Clerk of Appearances and Attachments in the Court of Pleas in

XVI. And whereas *Rowley Heyland*, the present Deputy Clerk of the Rules in the Civil Side of the Court of King's Bench, has heretofore discharged the Duty of the said Office of Clerk of the Rules, and the Income rising therefrom will be so much diminished by the Provisions of this Act, that it is deemed reasonable to increase the Salary of the said Office of Clerk of the Rules whilst it shall be holden by the said *Rowley Heyland*: And whereas the Case of *William Houghton*, Clerk of the Appearances and Attachments in the Court of Pleas in the Exchequer, is one of peculiar Hardship and Loss, so as to render it expedient and reasonable to increase the Salary

Exchequer while held by the present Officers.

Salary of the said Office whilst it shall be holden by the said *William Houghton*; be it therefore enacted, That the said *Rowley Heyland* and *William Houghton* shall be and they are hereby continued in their respective Offices during their good Behaviour respectively; and that so long as they the said *Rowley Heyland* and *William Houghton* shall respectively hold their said several Offices, the said *Rowley Heyland* shall receive the yearly Sum of Four hundred Pounds, and the said *William Houghton* the yearly Sum of Three hundred Pounds, in Augmentation of the Salaries of the said Offices holden by them respectively as aforesaid; and that the said Annual Sums and Augmentations respectively shall be payable in the same Manner, at the same Time, and out of the same Fund, as the Salaries of the said Offices are respectively payable.

Deputy Filacer and Exigenter to be continued in that Office.

XVII. And whereas it is just and reasonable that Provision should be made for *John Clancey* Gentleman, who has long discharged the Duties of Filacer and Exigenter of the Court of Common Pleas, as Deputy to the said *Daniel Toler*, the present Filacer and Exigenter; be it further enacted, That the said Office of Filacer and Exigenter shall be and the same is hereby declared to be vested in *John Clancey* Gentleman, the present Deputy in the said Office, during his good Behaviour; and that it shall not be lawful for the Chief Justice of the said Court, by whom the Right of Appointment to the said Office has been heretofore exercised, notwithstanding the Saving herein contained, to remove the said *John Clancey* from the said Office during his good Behaviour therein.

A Compensation of 300l. yearly to Richard Patten, late Clerk of the Satisfactions, &c. in the Exchequer.

XVIII. And whereas *Richard Patten* hath for many Years transacted the Business of Clerk of the Satisfactions, and Plaintiffs Judgment Book, in the Office of Clerk of the Pleas of the said Court of Exchequer; and it hath been found impracticable to make any Arrangement of the Offices in the Pleas or Common Law Side of the said Court, so as include the said *Richard Patten* therein; and as an Assistant to the Clerk of the Pleas, he cannot under the Provisions of this Act be entitled to receive any larger Salary than Five hundred Pounds, and it is reasonable to make some further Provision for him; be it therefore enacted, That from and after the Commencement of this Act, the said *Richard Patten* shall be entitled to receive yearly, during his Life, the Sum of Three hundred Pounds, the same to be payable in the same Manner, and at the same Time and Times, and out of the same Fund, as the Salaries aforesaid respectively.

A Compensation to be made to the Cursitor of the Court of Chancery.

XIX. And whereas the Cursitor of the Court of Chancery in *Ireland* hath been accustomed to receive from the Filacer of the Court of Common Pleas in *Ireland* certain Fees or Proportions of Fees or Sums, which Fees or Sums will cease by reason of the Provisions of this Act; be it therefore enacted, That it shall and may be lawful to and for the said Commissioners of Inquiry to ascertain and certify (in like Manner as is herein-before directed in other Cases) the Amount of the net yearly Sum so received by the said Cursitor on an Average of such Period of Seven Years, and such Certificate shall be filed in like

Manner as is herein-after directed with respect to other Certificates of the said Commissioners, and that from and after the filing of such Certificate there shall be paid to the Person now holding the Office of Cursitor of the said Court of Chancery, or his Assigns, so long as he shall live and hold the said Office, an annual Sum equal to the net annual Amount so ascertained by such Certificate, by like Quarterly Payments and out of the same Fund as is herein-before directed with respect to any other Compensation granted by this Act.

Inferior Officers, Clerks, &c. on applying for Salary, shall produce Certificate of Chief Officer of the Court.

XX. And be it further enacted, That wherever any Officer, Deputy, Clerk, or Assistant in any of the said several Courts, except the principal Officer in each such Court respectively, shall apply for Payment of the Salary due to him, or any Part thereof, he shall produce a Certificate from the principal Officer of the Court for the Time being, stating that he is the Person then holding such Office or Employment respectively, and is entitled to receive the Salary annexed by Law thereto, and then due to him as such Officer, Deputy, Clerk, or Assistant.

In cases of Officer dying, &c. Executors entitled to Proportion of Quarter.

Executors shall produce Certificate of Principal Officer.

XXI. And be it further enacted, That if any of the said Officers, Deputies, Clerks, or Assistants, shall die in the Course of any Quarter, or shall have held his Office or Situation during Part only of any Quarter, such Officer or Clerk, or his Executors or Administrators, shall be entitled to receive a rateable Proportion of the Salary of such Office or Situation, for the Part of such Quarter during which such Officer held such Office: Provided always, that any Executor or Administrator of such Officer deceased, whether a principal Officer or other, shall, on receiving Payment of the Salary due to such Officer at the Time of his Decease, produce the Certificate of the then Chief Officer of the Court, stating that the Party deceased did, at the Time of his Decease, hold the Office or Employment in respect of which such Proportion of Salary shall be demanded, and was entitled to receive the Salary annexed by Law thereto.

Principal Officers shall superintend and direct subordinate Officers in the several Courts.

XXII. And be it further enacted, That each of the said Three principal Officers in the said several Courts shall, at all Times respectively, superintend the Conduct and Proceedings of the several other Officers and Clerks of each of the said Courts respectively as aforesaid, and shall inspect their respective Offices, and all Records, Books, Papers, and Documents therein respectively; and shall hear and receive all Complaints which may be made to them the said principal Officers respectively, of or concerning any Neglect, Delay, or Misconduct in any of the said Offices in the said Court respectively, or in any of the Business thereof respectively, and shall inquire into the same, and shall admonish such Officers and Clerks respectively when they shall find reason so to do, and in any Case which they shall deem of sufficient Importance, shall report the Facts specially to the Court; and it is hereby declared to be the Duty of all the subordinate Officers and Clerks in the said several Courts, to submit themselves at all Times quietly and respectfully to such Superintendance and Admonition as aforesaid; and if at any Time any of the said Courts shall have occasion

to inquire into any Neglect or Misconduct of any such subordinate Officer or Clerk, such Court shall also inquire whether the principal Officer thereof has, with reasonable Diligence, superintended the Conduct of such subordinate Officer or Clerk.

Officers of the Courts hereafter to be appointed disabled from practising as Attornies.

XXIII. And be it further enacted, That every Person who shall, at any Time after the passing of this Act, be appointed to be an Officer or Clerk of or in any of the Offices in the said several Courts in this Act and the Schedules thereto annexed mentioned and specified, shall be and is hereby declared to be incapable of practising as an Attorney or Solicitor in any Court of Law or Equity in *Ireland*, either separately or in Partnership with any other, during such Time as such Person shall hold the Situation, Office, or Employment of an Officer or Clerk in any of the said Offices; and if any Person, who shall be so appointed, shall practise as such Attorney or Solicitor while he shall hold the Situation, Office, or Employment to which he shall be so appointed, contrary to the true Intent and Meaning of this Act, such Person shall for every such Offence forfeit and pay the Sum of Fifty Pounds.

Penalty, 50*l.*

Copies of Pleadings, &c. shall be made in the respective Offices.

XXIV. And be it further enacted, That it shall not be lawful for any Officer of any of the said several Courts to cause or direct, or knowingly to permit any Copy of any Pleading, Affidavit, Order, Judgment, or other Thing belonging to their respective Offices, or any Part thereof, to be made in any other Place, or by any other Person, than in the proper Office of such Officer, and by a Writing Clerk employed by such Officer in such Office; and every such Officer 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 Officer who shall cause or direct, or knowingly permit any Copy to be made contrary to this Act, shall for every such Offence forfeit the Sum of Twenty Pounds.

Penalty, 20*l.*

In case of Want of Room in Offices for Copying Clerks, Chief Judge may allow Copies to be made out of Office.

XXV. Provided always, and be it enacted, That if at any Time it shall be ascertained, by Affidavit or otherwise, to the Satisfaction of the Chief Judge of any of the said several Courts, that any Officer of such Court hath not in his Office sufficient Room for the reasonable Accommodation of himself, his Deputy and Assistants, and of a sufficient Number of 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 Chief Judge 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, and 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 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.

Courts may remove or fine Officers for Misconduct.

XXVI. And be it further enacted, That it shall and may be lawful to and for the said Courts of King's Bench, Common Pleas, and Exchequer respectively, on Complaint duly made, and after full Inquiry into the alledged Grounds thereof by Affidavit or otherwise, as they shall think fit, respectively to remove any Officer of the said Courts respectively, as well the principal Officer as others, from his Office, for any Offence or Misconduct in such Office which such Court shall deem deserving of such Punishment, and thereupon such Officer shall cease to hold or be entitled to such Office; and it shall be lawful for the said Courts, on Complaint and Inquiry as aforesaid, to inflict upon any Officer for any minor Offence such Punishment by way of Fine as to such Court shall seem expedient.

Officers may require Deposit for Stamp Duties, &c.

XXVII. And in order to secure the Payment of the Stamp Duties which are or may be required by Law, in respect of certain Copies and other Matters, be it enacted, That it shall and may be lawful to and for each and every Officer and Clerk in any of the Offices of any of the several Courts aforesaid, to demand and receive of and from any Person who shall apply to such Officer or Clerk to obtain any Copy whatsoever, or to have any other Business of such Office done for him, or for any Person or Persons at his Desire, which according to Law ought to be on a Stamp or Stamps, or to be in Writing, a Deposit in Money to the Amount of the Stamp Duties requisite, and if the same is to be delivered out of such Office, and not to remain therein, then to the Amount of the Paper or Parchment which shall be required for the same; and no such Officer or Clerk shall be bound to commence such Business, or to take any Step towards the Execution thereof, until such Deposit, when so demanded, shall have been paid.

Suitors not compelled to take Copies of Records, unless they think requisite so to do.

XXVIII. And be it further enacted, That no Suitor in the said several Courts, nor any other Person, shall in any Case be required to take out any Copy of any Record, Pleading, Affidavit, or other Document or Proceeding whatsoever, drawn, prepared, or filed by, for, or on Behalf of such Suitor or such other Person, unless such Suitor or other Person shall find it necessary or deem it proper to demand the same in any of the said Courts.

Office Sheets shall contain 72 Words.

XXIX. And be it further enacted, That in every Copy or Enrolment of any Pleading, Record, Matter, or Proceeding in any of the said several Courts which shall issue or be given out of any such Court, or any of the Offices thereof, 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.

XXX. And

Roll shall contain 720 Words.

Less than 360 Words a Half Roll.

XXX. And be it further enacted, That every Roll 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 to all Intents and Purposes; and if the same shall not contain Three hundred and sixty Words, the same shall be deemed and taken to be a Half Roll.

Officer receiving Money for Stamps for enrolling Judgment, shall enrol the same within One Month.

Penalty 50l.

XXXI. And be it further enacted, That from and after the passing of this Act, if any Officer in any of the said several Courts shall receive any Sum of Money as and for a Deposit, on account of the Stamps which are or shall from Time to Time be required by Law, for or in respect of the Enrolment of any Judgment or other Matter requiring Enrolment, and shall not within One Calendar Month next after having so received such Sum of Money, complete or cause to be completed such Enrolment accordingly, every such Officer shall, for every such Offence, forfeit and pay the Sum of Fifty Pounds.

Lists of Recoveries shall be kept in the Common Pleas.

XXXII. And be it further enacted, That there shall be kept in the Prothonotaries Office, in the said Court of Common Pleas, one or more Book or Books, containing a List of all Common Recoveries of Lands suffered at the Bar of the said Court, together with the Dates thereof, the Names of the Demandants and Tenants, and of all Vouchees therein, except the Common Vouchees, and of the Counties respectively in which the Lands are situate, and that all such Recoveries shall be enrolled immediately after they shall have been suffered respectively.

Court shall examine Prothonotaries, &c. in each Term, whether all Recoveries are enrolled, &c.

XXXIII. And be it further enacted, That on the First Sitting Day of each Term, the Judges of the said Court of Common Pleas shall examine on Oath the Prothonotary, or Person then acting as such, and also all and every such other Officer or Officers, and Person or Persons whom they shall think proper, touching the Enrolment of all Common Recoveries suffered in the Term next preceding; and if on such Examination it shall appear that all such Recoveries shall not have been duly enrolled, then such Court shall examine in like manner into the Cause of such Omission, and thereupon any Person whom the Court shall think guilty of any Fault or Misconduct therein, shall and may be fined at the Discretion of the Court, or in case of any gross Neglect or Misconduct shall be dismissed from his Office.

Exemplifications of Recoveries to be made only on Requisition of Parties.

XXXIV. And be it further enacted, That no Common Recovery shall be exemplified, unless the Person or Persons, or some of the Persons suffering the same, or interested under the same, shall require the same to be exemplified.

XXXV. And

Office of Clerk of King's Silver shall be united to that of Chirographer.

XXXV. And be it further enacted, That the Office of Clerk of the King's Silver in the said Court of Common Pleas shall, after the Commencement of this Act, be united to and form Part of the Office of Chirographer and Custos Brevium in the said Court, and that the Duties of all the said Offices shall be discharged and executed by one Officer, who shall be called the Chirographer.

Power of Taxing Officers in the said Courts shall cease.

XXXVI. And be it further enacted, That from and after the Commencement of this Act, all and every Right, Power, and Authority now existing in any of the Officers of any of the said several Courts of the Civil Side of the Court of King's Bench, the Common Pleas, or the Pleas or Common Law Side of the Court of Exchequer, for the taxing of Bills of Costs in any Case whatsoever, shall cease and determine.

Two Officers to be appointed by the Lord Lieutenant, to tax all Costs in the said Courts and in the Exchequer Chamber, &c.

XXXVII. And be it further enacted, That at any Time after the Commencement of this Act, it shall and may be lawful to and for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*, from Time to Time to appoint Two Officers, who shall be and be called Taxing Officers in Common Law Business, and who shall hold their said Offices respectively during good Behaviour, and shall have separate Offices, and shall therein separately and respectively have full Power and Authority to tax all Bills of Costs in Common Law Cases of a Civil Nature, that is to say, all Bills of Costs of or for any Business of a Civil Nature, of or in any of the Three Courts aforesaid, or of any Proceedings at Nisi Prius, in or issuing out of any of the said Courts respectively, and also all Bills of Costs of and in the Court of Error, commonly called the Court of Exchequer Chamber, and of and in the Court of Appeals, and also all Bills of Costs for or relating to all such Business of Conveyancing, as shall be in anywise connected with any such Business of the said Courts respectively, which shall be so taxed; and that from and after the Commencement of this Act, no such Costs shall be taxed by any other Officer or Person whomsoever.

Salaries of Taxing Officers 1,200l. per Annum each.

XXXVIII. And be it further enacted, That each of the said Taxing Officers shall be entitled to receive out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, the yearly Sum of Twelve hundred Pounds, the same to be payable by Four equal Quarterly Payments in every Year, that is to say, on every Fifth Day of *January*, Fifth Day of *April*, Fifth Day of *July*, and Tenth Day of *October* in every Year.

Attendance of such Taxing Officers.

Power of Summons and Examination.

XXXIX. And be it further enacted, That every such Taxing Officer shall attend in his Office on every Day of the Week, except *Sunday*, from Eleven of the Clock in the Forenoon until Four of the Clock in the Afternoon, for the Taxation of such Bills of Costs of the Description aforesaid as shall be brought to him for that Purpose; and every such Officer shall have full Power to issue Summonses to any Persons to attend him, and shall in default of Attendance by the Party or Parties summoned, proceed *ex parte* on the first Summons, the Service thereof

thereof being duly proved before him, and no sufficient Ground being laid before him for postponing such Proceeding; and every such Officer shall have Power to take Affidavits and to administer Oaths or Affirmations relating to such Summonses, and the Service thereof, and the Attendance thereon, and also in all Matters relating to the Taxation of the Bills of Costs concerning which he shall think proper to require any such Affidavit or Examination.

Delivery of Bill of Costs, and Service of Summons to tax Costs.

Accounts to be kept by Taxing Officers.

XL. And be it further enacted, That 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 that 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 that the said Taxing Officers shall keep Books, in which they shall enter an Account of all Bills of Costs taxed by them, specifying therein the Parties Names, the Date of Taxation, the Amount of the Bill delivered, and the Amount of Costs allowed and certified on the Taxation.

Taxing Officers shall divide Business equally, &c.

XLI. And be it further enacted, That such Taxing Officers shall be in all respects equal the one to the other, and shall divide between them the said Business of Taxation, according to such Mode and Arrangement as they shall agree on between themselves; and if they shall not so agree, then according to such Mode and Arrangement as shall be ordered and directed from Time to Time by the Chief Justice of the Court of King's Bench for the Time being.

Holidays and Vacations of Taxing Officers.

XLII. Provided always, and be it enacted, That every such Taxing Officer shall be excused from any Attendance on the Business of his said Office, on *Good Friday*, and also on *Christmas Day*, and on the King's Birth-day, or Day which shall be celebrated as such, in every Year; and that in *Easter* Week, and from *Christmas Day* to and on the First Day of *January*, and in the Months of *August*, *September*, and *October* in every Year, it shall not be deemed necessary that more than One of the said Taxing Officers should be in Attendance for the Taxation of such Costs, and if One shall be so in Attendance, it shall be lawful for the other to be absent; and that it shall be lawful to and for the said Taxing Officers to arrange between themselves at what particular Times during the said Periods respectively they shall respectively be entitled to be absent, and Two Copies of such Arrangements being made in Writing, and signed by the said Parties interchangeably, shall be valid and binding; and if the said Taxing Officers cannot agree on such Arrangement, it shall be lawful for the Chief Justice of the Court of King's Bench to order and make such Arrangement at his Pleasure, and the same being so made and signed by such Chief Justice, shall, to all Intents and Purposes, be valid and binding on the said Parties.

XLIII. Pro-

XLIII. Provided also, and be it enacted, That if either of the said Taxing Officers shall, from Sickness or other reasonable Cause, have Occasion to be absent from the Business of his said Office, further or otherwise than as aforesaid, then and in every such Case it shall and may be lawful to and for such Taxing Officer, by and with the Permission of the Chief Justice of the Court of King's Bench, signified by his Order in Writing signed by his Hand, to appoint a Deputy to tax Bills of Costs in his Place and Stead, during such Time as shall be expressed in such Order in that Behalf, the Name of such Deputy, and also the Cause and Time of such Absence being stated in such Order; and such Permission may be prolonged, or a Change of Deputy be allowed from Time to Time by the Chief Justice of the said Court, by Indorsement on such Order; and every such Deputy shall in every such Case be paid by the Principal by whom he shall have been so appointed.

In case of Sickness, &c. Taxing Officer may appoint a Deputy, with Consent of Chief Justice of King's Bench.

XLIV. Provided also, and be it further enacted, That if the Office of either of the said Taxing Officers shall be vacant, or if it shall happen, by reason of Sickness or Absence of any such Officer or otherwise, that such Officer shall be unable to act in his said Office, and shall also be unable to appoint a Deputy therein, then and in every such Case it shall and may be lawful to and for the Chief Justice of the Court of King's Bench, by Warrant under his Hand and Seal, to appoint a Person to perform the Duty of the said Taxing Officer, until there shall be an effective Officer to discharge the same.

On Vacancies, &c. Chief Justice of King's Bench may appoint a Person to act as Taxing Officer.

XLV. And be it further enacted, That every such Deputy, and also such Person so appointed by the said Chief Justice to perform the Duty of a Taxing Officer as aforesaid, shall, during the Continuance of such Deputation or Appointment, have all and every the Rights, Powers, and Authorities, and be subject to all the Duties of a Taxing Officer, under this or any other Act or Acts of Parliament, and shall be a complete Taxing Officer to all Intents and Purposes, save that such Deputy shall be paid by his Principal as aforesaid, according to their Agreement, and shall not have any Claim on the Fund out of which the Salaries are payable to the Taxing Officers; and that every Person who shall be so appointed by the said Chief Justice to act during the Vacancy of the Office or the Inability of any Taxing Officer, shall receive from the said Fund such Proportion, and no more, of the Salary of such Taxing Officer, for and during the Period of his Service, as shall be directed in and by the Warrant under which he shall be so appointed, and the Residue only of such Salary shall for such Period be payable to such Officer.

Power of Deputy, &c. and how he shall be paid.

XLVI. And be it further enacted, That every such Taxing Officer, and every Person acting as such, shall, in the Taxation of any Bill of Costs, or any Part of a Bill of Costs, for any Business performed or transacted in any of the said several Courts, be and be deemed and taken to be an Officer of the Court in which such Business shall have been transacted or performed, and shall be subject to the Controul

Taxing Officer shall be deemed an Officer of the Court in which the Business was done.

troul and Directions of such Court in respect of such Taxation, whether the same shall relate to the revising, reconsidering, or retaxing any such Bill, or any Part thereof, or to the Allowance or Disallowance of any particular Item or Items thereof, or to any other Matter or Matters which such Court respectively may think proper to order in relation thereto.

Oath of Taxing Officer.

XLVII. And be it further enacted, That before any such Taxing Officer, or any Deputy or Person so appointed to perform the Business of a Taxing Officer, shall do any Act as such, he shall take the following Oath before one of the Judges of one of the said Courts; that is to say,

'I *A. B.* do swear, That I will diligently tax all Bills of Costs which shall be submitted to me for that Purpose, and which I shall be empowered by Law to tax; and that I will tax the same fairly, and without Favour, Partiality, or Malice, and according to the Rules and Course required by Law, to the best of my Skill and Knowledge. So help me GOD.'

Taxing Officer shall ascertain actual Payment to Counsel, &c.

XLVIII. And be it further enacted, That before allowing any Sum claimed in any Bill of Costs, as a Fee or Payment to any Counsel or to any Officer of the said Courts, the Taxing Officer shall require to see the Documents necessary to ascertain that such Counsel has been so employed and has received such Fee, and that the Fee or Payment to such Officer has been the right and proper Fee, and has been paid where such Document can conveniently be produced; and if it shall appear on the Examination of any such Bill of Costs, or otherwise, that any one Charge, either for Counsel, Attorney, Officer, or Stamp Duty, hath been united in any such Bill of Costs with any other Charge in one Sum, then such united Charges shall altogether be disallowed.

Taxing Officer bound to examine the Propriety of all Charges in Bills of Costs.

XLIX. And be it further enacted, That upon all Taxations of Bills of Costs, whether between Party and Party, or between Attorney and Client, it shall be the bounden Duty of the Taxing Officer, whether he shall be required so to do or not, and whether any Objection shall have been made or not, to take due Care of the Interest of the Person or Persons to be charged by such Bill when taxed, and for that Purpose to examine and ascertain by all reasonable Methods, that each and every Charge in any Bill of Costs contained, whether such shall be a Fee for Counsel, Solicitor, or Officer of Court, or Stamp Duty or any other Disbursement whatsoever, is the proper Charge which under the Circumstances of the Case ought to be made; and that upon all such Taxations the Taxing Officer shall determine upon all Charges made by any Officer of any of the said Courts, and allow any such as shall appear to him to have been made, according to the true Right of such Officer respectively; and shall also determine whether any Attendance or other Business, Matter, or Thing for which any Charge shall be made in such Bill of Costs, actually took place or was actually performed, and whether the same was proper under the Cir-

Circumstances, and such as ought to be charged for in such Bill of Costs or not.

No Charges for Agency of Officers of Courts to be allowed.

L. And be it further enacted, That no Taxing Officer shall on any Taxation of any Bill of Costs whatsoever, whether as between Attorney and Client, or between Party and Party, allow any Sum under the Name of Agency or otherwise howsoever, as paid to any Officer or Clerk of any of the said Courts, or any Sum whatever as paid to any such Officer or Clerk, save only for the Price of Stamps and Paper, or for Fees permitted by this Act.

Judge opening the Court, on the Essoin Day of Term, shall examine the State of the Records there.

LI. And be it further enacted, That in each and every of the said several Courts, on the Essoin Day of each and every Term, the Judge who shall open the Court on that Day shall immediately after the opening the same satisfy himself, so far as he can by personal Inspection, that the Records of each and every of the said Courts respectively are duly and regularly kept and preserved, so as to be safe, dry, sound, and legible, and in such Order and Arrangement, and with such Means of Reference to the same, that all Persons having Occasion to inspect the same respectively shall and may have easy Access thereto; and the said Judge shall report to the other Judges of the Court, on the First Sitting Day of such Term, the Result of such Examination; and if there shall be any Default or Error therein, the same shall be (as soon as may be) examined into by the Court, and shall be rectified as soon as possible; and that for the Purpose of rendering such Access more easy, and of better preserving such Order and Arrangement, when and so soon as the Schedules and Inventories of the Records of the said several Courts now forming under the Direction of the Commissioners of Records in *Ireland* shall have been severally completed, such Schedules and Inventories shall be continued from Year to Year by the several Officers of the said Courts, and their Successors, in whose Custody such Records shall respectively be or remain.

Fines and Recoveries to be written as other Records.

LII. And be it further enacted, That from and after the Commencement of this Act, all and all Manner of Fines and Recoveries, and all Exemplifications thereof respectively, shall be written in the same Hand-writing as the other Records of the said Court and Documents issuing therefrom respectively.

Officers authorized to take Affidavits in the several Courts.

LIII. And be it further enacted, That it shall and may be lawful to and for the said Officers herein-after named, of and in the several Courts aforesaid, and the said Officers are hereby fully authorized, empowered, and directed, whenever they shall be thereunto required, (except on *Sundays*, *Good Friday*, and *Christmas Day*), to take Affidavits or Affirmations in all Matters relating to the Business of the said Courts respectively, and to administer the necessary Oaths or Affirmations for that Purpose; that is to say, in the Civil Side of the Court of King's Bench and in the Court of Common Pleas, the Prothonotary, the Clerk of the Rules, and the Filacer; and in the Pleas

Side or Common Law Side of the Court of Exchequer, the Clerk of the Pleas, the Clerk of the Rules, and the Filacer; and all such Oaths, Affidavits, and Affirmations shall be of the same Force, Validity, and Effect, and shall and may be filed and used and acted upon respectively, as fully and effectually, to all Intents and Purposes whatsoever, as if the same had been sworn or affirmed before the said Courts, or all or any of the Judges thereof respectively; and any Person who shall wilfully or corruptly swear or affirm any thing false in any such Affidavits or Affirmations, 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 had been made in any of the said several Courts, or before all or any of the Judges thereof respectively; and that from and after the Commencement of this Act, it shall not be considered a Part of the Duty of any of the Judges of the said Courts respectively, to take any Affidavits or Affirmations, except on their Circuits, or in such Cases where they shall think fit and proper so to do.

Such Officers shall attend daily by Turns.

LIV. And in order that the Suitors of the said several Courts, and all other Persons having Occasion to make Affidavits or Affirmations relating to the Business of the said several Courts, may at all reasonable Times have free Access to some Person qualified to take such Affidavits respectively, be it enacted, That the said several Officers of the said Courts, so hereby authorized to take such Affidavits or Affirmations therein respectively as aforesaid, shall attend each in their Turn for one Day at his Office, or at such other Place, and at such Times, and for so many and such Hours in the Day, and according to such Order of Succession, as they shall for that Purpose arrange and agree upon amongst themselves, so as that no Suitor or Person having Occasion to make any Affidavit or Affirmation shall experience any Inconvenience or Delay; and in Default of such Arrangement being so made between the said Officers, it shall be lawful for the Chief Judge of each of the said Courts respectively to direct such Arrangements, and to make such Order in that Behalf as he shall think fitting and expedient.

Affidavits of Persons confined by Illness or in Custody, &c. may be taken.

LV. And be it further enacted, That if any Person who shall be confined by Illness or detained in Prison, within the Circular Road of *Dublin*, or within Half a Mile of the said Road, and who shall have Occasion to swear an Affidavit before any of the said Officers, shall send such Affidavit engrossed and ready to be sworn to any such Officer respectively, and that such Affidavit shall contain an Allegation that such Person is so detained in Prison, or is confined in any such House, therein stated and sufficiently described, by bodily Ailment, so as to be unable, without Danger to the Life or Health of such Person to leave such House, then it shall be the Duty of such Officer to attend at such House or Prison, at a reasonable Hour and without unnecessary Delay, to take such Affidavit; or if such Hour shall not be within the Time of Duty of such Officer according to such Arrangement as aforesaid, then such Officer shall

send such Affidavit to the Officer within whose Time of Duty such Hour shall be, who shall attend as aforesaid to take such Affidavit.

All Offices in the Courts shall be executed in Person, except in Cases of Illness or unavoidable Absence, and then by Deputy appointed with Consent of the Judge.

LVI. And be it further enacted, That from and after the Commencement of this Act, every Officer of any of the said several Courts shall respectively execute the Duty of his Office in Person, except only in case of Sickness or unavoidable Absence; and that in any such Case it shall and may be lawful to and for such Officer, by Deputation in Writing under his Hand and Seal, by and with the Consent in Writing of the Chief Justice or Chief Baron of the Court to which such Officer shall belong, or in the Absence of such Chief Justice or Chief Baron, then of the next Senior Judge of the said Court then in *Dublin*, to appoint a Deputy to execute the Duties of such Officer during such Period as shall be specified in such Deputation; and the Name of such Deputy, and also the Occasion for appointing him, and the Approbation of such Chief Justice, Chief Baron, or Judge, and the Time for which such Appointment is to continue, shall be specified and set forth in such Deputation; and such Deputation shall be signed or indorsed by such Chief Justice, Chief Baron, or Judge; and the Period mentioned in such Deputation may be afterwards prolonged, if necessary, by such Officer, with the Approbation of such Chief Justice, Chief Baron, or Judge, by Indorsement of the said Officer, and of the said Chief Justice, Chief Baron, or Judge upon such Deputation.

In case of Incapacity of Principal to appoint, and on Vacancies, Chief Justice may appoint a Person to execute Offices till Vacancy is supplied.

LVII. And be it further enacted, That in case it shall happen that any Officer of the said several Courts, by reason of Accident or Infirmity shall be unable to appoint a Deputy, or whenever any Office in any of the said Courts shall become vacant, then and in every such Case, it shall and may be lawful to and for the Chief Justice or Chief Baron of the said Courts respectively, if applied to for that Purpose, to appoint and swear into Office a fit and proper Person to perform the Duty of such Officer, until there shall be an Officer capable of discharging his own Duty; and that every such Person so appointed and sworn shall be to all Intents and Purposes a complete Officer according to the Terms of such Appointment; save that such Person so appointed as aforesaid shall not be entitled to any greater Proportion of the Profits of such Office than shall be specified in such Order.

Justices at Assizes may grant Summonses and make Orders in Causes to be tried before them, although not Judges of the Court in which the Actions are brought.

LVIII. And whereas it is expedient that the Justices of the Courts of King's Bench and Common Pleas, and the Barons of the Exchequer in *Dublin*, should have Power and Authority, upon their respective Circuits for taking the Assizes, to grant Summonses, and to make Orders in Actions and Prosecutions, in the Manner herein-after mentioned; be it therefore enacted, That from and after the Commencement of this Act, it shall and may be lawful for the Justices of the Courts of King's Bench and Common Pleas, and the Barons of the Exchequer in *Dublin*, and each and every or any one of them, during their respective Circuits for taking the Assizes, to grant such

such and the like Summonses, and to make such and the like Orders, in all Actions and Prosecutions which are or shall be depending in any of His Majesty's Courts of Record in *Dublin*, in which the Issue, if brought to Trial, would be to be tried upon such their respective Circuits, as if such Justices of the Courts of King's Bench and Common Pleas, and Barons of the Exchequer, were respectively Judges of the Court in which such Actions or Prosecutions respectively are or shall be depending; although such respective Justices of the Courts of King's Bench and Common Pleas, and Barons of the Exchequer, may not be Judges of the Court in which such Actions or Prosecutions are or shall be depending; and such Summonses and Orders shall be of the same Force and Effect as if such Justices of the Courts of King's Bench and Common Pleas, and Barons of the Exchequer, were respectively Judges of the Court in which such Actions or Prosecutions are or shall be depending.

No Fees shall be taken by Judges after Commencement of this Act, and in lieu thereof the additional yearly Salaries herein mentioned shall be paid to them.

LIX. And be it further enacted, That from and after the Commencement of this Act, no Fee whatsoever shall on any Occasion or Account be payable to any of the Judges of the Courts of King's Bench or Common Pleas, or to any of the Barons of the Court of Exchequer in *Ireland*, and that in lieu of all Fees heretofore payable or paid to the said Judges and Barons respectively, and of all and every Income and Emolument derived to such Judges and Barons respectively thereby, there shall be payable to the said Judges the several yearly Sums hereafter in that behalf respectively mentioned; that is to say, to the Chief Justice of the Court of King's Bench, the yearly Sum of One thousand five hundred Pounds; to the Chief Justice of the Court of Common Pleas, the yearly Sum of One thousand five hundred Pounds; to the Chief Baron of the Exchequer, the yearly Sum of One thousand five hundred Pounds; and to each of the other Justices and Barons of the said Courts respectively, the yearly Sum of Eight hundred and fifty Pounds; and the said several Sums are hereby charged and made payable and shall be paid to the said Chief Justices, Chief Baron, Judges and Barons respectively, out of the said Consolidated Fund, in addition to the yearly Salaries or Payments to the said Chief Justices, Chief Baron, Judges and Barons respectively, to which they are now respectively entitled by Law, and at such Times and in such Manner as such yearly Salaries and Payments are now respectively payable.

If such additional Salary not sufficient to compensate Loss by Fees, further Allowances to be made on Certificate of Commissioners of Inquiry.

LX. And whereas it may happen that the said additional Salaries may be insufficient to compensate some of the said Judges for the Diminution of their Income, by the Abolition of all Fees heretofore payable to them; be it therefore enacted, That it shall and may be lawful to and for the Commissioners appointed to inquire into the Duties, Salaries, and Emoluments of the Officers, Clerks, and Ministers of Justice in all Temporal and Ecclesiastical Courts in *Ireland*, and they are hereby authorized and required, upon the Desire being expressed by any of the said Judges to that Effect, to ascertain, in like Manner as is herein-before directed in other Cases, the

the Annual Amount of the Fees of any such Judge on the Average of Seven Years next preceding the First Day of *January* One thousand eight hundred and twenty-one, and to certify under the Hands and Seals of the said Commissioners, or any Three of them, the average Annual Amount of such Fees, and the Difference between such Amount, if any, and the additional Salary provided for such Judge by this Act; and every such Certificate shall contain a Statement of the particular Fees on which such Average shall be taken as aforesaid, and also of the Fees excluded from such Average; and every such Certificate shall be filed in Manner herein-before required by this Act, and thereupon there shall be paid to every such Chief Justice, Chief Baron, Judge or Baron, who shall have caused such Certificate to be so filed, a yearly Sum equal to the Excess of such average Annual Amount of such Fees, so long as he shall continue in Office, over and above the said additional Salary to which such Chief Justice, Chief Baron, Judge or Baron will be entitled as aforesaid under this Act, and which said additional Annual Sum shall be paid out of the same Fund and at the same Time and in the same Manner as the said additional yearly Salary under this Act.

Salaries to be free of Taxes.

LXI. And be it further enacted, That all the Salaries and Allowances made payable by this Act out of the Consolidated Fund shall be paid and payable free and clear of all Taxes and of all Deductions whatsoever for Fees, Pells, Poundage, or otherwise.

Courts may order Sums not less than 20l. to be paid into the Bank, to the Credit of any Cause, &c. and to be drawn out by the Chief Officers of the Court.

LXII. And be it further enacted, That whenever any of the said several Courts shall deem it necessary or conducive to Justice, that any Sum of Money, not being less than the Sum of Twenty Pounds, should be brought in by any Party or Person, so as to be under the Orders and Disposition of the Court, it shall and may be lawful for the said Court to make an Order that such Money shall be lodged and deposited in the Bank of *Ireland*, to the Credit of the proper Cause or Matter, in the Name and with the Privity of the Chief Officer of such Court, and such Money shall be lodged and deposited accordingly, and shall from Time to Time be drawn out or be transferred by such Chief Officer respectively, by and under the Orders of the Court, as such Court shall deem fitting and just.

Officers shall proceed in Accounts, Inquiries, &c. peremptorily on the first Summons.

LXIII. 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 any Officer of any of the said several Courts, or which such Officer 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 Officer 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 Officer, he shall

then proceed *ex parte*, in like Manner as such Officer 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 Court in all respects as heretofore.

Regulation as to Summonses.

LXIV. Provided always, and be it enacted, That every such Summons shall be served on the Party required to attend, Three clear Days at least (exclusive of *Sundays*) before the Time fixed for the Attendance, and that the precise Object for which such Summons is issued shall be stated in the same, or at the Foot thereof; and the Taxing Officers and the principal Officers of the said Courts shall and they are hereby required to keep Books, and to enter therein in alphabetical Order every Summons which they shall issue, the Hour appointed for Attendance, and the Object for which such Summons is issued; and such Books shall at all reasonable Times during the Attendance of such Officers be open for Inspection without Fee or Reward.

Oath to be taken by Commissioners of Inquiry, before proceeding under this Act.

LXV. And be it further enacted, That it shall not be lawful for any Commissioner appointed for Inquiry into the Duties, Salaries, and Emoluments of the Officers, Clerks, and Ministers of Justice in all Temporal and Ecclesiastical Courts of Justice as aforesaid, to proceed in the making any Inquiry by this Act directed or required to be made, until such Commissioner shall have previously taken and subscribed the following Oath, which Oath any One of the said Commissioners of Inquiry is hereby authorized to administer; that is to say,

Oath.

'I *A. B.* do swear, That I will well and truly, without Favour or Ill-will, and according to the best of my Skill and Judgment, 'inquire into and certify the several Matters which I shall or may be 'required to inquire into and certify under the Provisions of an Act 'passed in the Second Year of the Reign of King *George* the Fourth, 'intituled, [*here set forth the Title of this Act.*]

'So help me GOD.'

Copies of Certificates of Commissioners of Inquiry shall be laid before Parliament, &c.

LXVI. And be it further enacted, That Copies of all Certificates required by this Act to be given by the Commissioners of Inquiry for the Purpose of ascertaining the Amount of any Compensation granted or made payable under this Act, shall be transmitted by the said Commissioners to the Office of the Chief Secretary to the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, and shall be laid before both Houses of Parliament at the Commencement of the Session of Parliament next ensuing the Date of such Certificate; or if Parliament shall be then sitting, then within Fourteen Days next after the Date of such Certificate; and that in case no legislative Provision shall be made for the Compensation of the several Officers whose Claims shall have been so decided upon by the Commissioners of Inquiry under this Act, in the Course of the Session in which such Certificate shall be laid before Parliament, the

said Certificate shall then, and not before, become final and conclusive to all Intents and Purposes whatsoever.

Emoluments of the Crier and Usher of the Court of Exchequer to be ascertained.

LXVII. And whereas the Rights of the Crier and the Usher of the Courts of Exchequer have not as yet been sufficiently ascertained; be it enacted, That the Commissioners of Inquiry as aforesaid shall proceed to investigate the Fees and Emoluments of the said Officers; and that their Report upon the same shall be laid before both Houses of Parliament within One Month after the Commencement of the Session of Parliament next ensuing the Commencement of this Act; and that the said Report shall be made in like Manner as has been herein-before provided for the Certificates of the average Profits of the Prothonotaries and Filacer of the said Court.

Act not to bar Remedies for Misconduct in Officers.

LXVIII. 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 at any Time heretofore may or might have been brought, found, had, or taken against any Officer, Deputy, or Clerk, in or under any of the said Courts herein-before mentioned, for or in respect of any Misconduct in Office which may have occurred or taken place, or which may take place at any Time before the Commencement of this Act, 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.

Recovery of Penalties under 50*l.* summarily before the Court.

50*l.* before the Chairman of Kilmainham.

Above 50*l.* in all superior Courts.

LXIX. And be it further enacted, That any Penalty imposed by this Act, amounting to less than the Sum of Fifty Pounds, shall and may be recovered in a summary Way, on Complaint or Motion to the Court to which the Offence where such Penalty shall be incurred shall relate; and it shall be lawful for such Court, after receiving such Evidence as they shall think proper, to make an Order for the Payment of such Penalty; and that any Penalty imposed by this Act, which shall amount to and not exceed the Sum of Fifty Pounds, shall and may be recovered by any Party who will sue for the same, by Civil Bill before the Chairman of the Sessions at *Kilmainham;* and that all Penalties exceeding the Sum of Fifty Pounds shall and may be recovered by any Party who shall sue for the same, by Action of Debt, Bill, Plaint, or Information, in any of the Three Courts of Common Law aforesaid, wherein no Essoign, Protection, nor Wager of Law shall be allowed, nor more than One Imparlance; and that One Moiety of all Penalties imposed by this Act shall be to the Use of His Majesty, His Heirs and Successors, and the other Moiety thereof, to the Use of the Person who shall sue for the same.

Penalty of Perjury on false Oath.

LXX. And be it further enacted, That if in any Oath or Affirmation required or authorized to be taken, or on any Examination or Inquiry on Oath, required or authorized to be made by this Act, 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.

LXXI. And

Commencement of Act.

LXXI. And be it further enacted, That this Act and every Clause and Matter therein shall commence and have Effect from and after the Sixteenth Day of *June* in this present Year One thousand eight hundred and twenty-one, and not sooner, save and except in Cases where any Clause, Matter, or Thing is expressly directed to take Effect from the passing of this Act.

Act may be altered this Session.

LXXII. And be it further enacted, That this Act may be amended, altered, or repealed, during the present Session of Parliament.

SCHE-

SCHEDULES

Referred to by and made Part of the foregoing Act.

SCHEDULE (A.)

Describing the several Officers in the Civil Side of the Court of King's Bench in Ireland, who are to hold their Offices during good Behaviour; their Duties and Salaries respectively; and the Assistants and Clerks whom such Officers are required to employ, and for whom they are to be responsible.

	Yearly Salaries.
	£
THE PROTHONOTARY:—In addition to the general Superintendence which he is directed to exercise by the Act to which this Schedule is annexed, he is to have the Custody of all Cognovits, Judgment Rolls, Judgment Books, and Memorials of Judgments; and he is also (by himself or his Assistant Clerks in that Behalf), to enter on the Record all Assignments and Satisfactions of Judgments, and to make Searches for Judgments, and to give under his Hand Certificates positive and negative thereof, and to furnish and attest Copies of Judgments; and he is also to have the Custody of all Records in the Civil Side of the said Court, and to prepare or cause to be prepared, by the Three General Clerks herein-after mentioned, all Transcripts of Records for the Court of Error, and all Enrolments of the Records in the Civil Side of the said Court, and all Judicial Writs and all Records for Trial at Nisi Prius; and generally he is to do all official Business whatever in the Civil Side of the said Court, which it is not the proper Duty of any of the other Officers of the said Court to do - -	1,500
Assistants to the said Prothonotary, to be appointed by him:	
Three General Clerks for making out all Judicial Writs, and all Records for Trial at Nisi Prius, and all Enrolments of the Records in the Civil Side of the said Court, and the Transcripts of Records for the Court of Error; and for that Purpose the said Three General Clerks are to be allowed the reasonable Assistance of copying, writing, and engrossing Clerks, the Remuneration of the said copying, writing, and engrossing Clerks, to be paid and satisfied out of the Incidents of the said Court, in Manner provided for by the Act to which this Schedule is annexed; Salary to each of the said Three Clerks - - - - - -	500
The said Three General Clerks are not to make any Charge under the Name of Agency or otherwise, either against the Suitor or Attorney, for or in relation to the preparing and making out any of the above-named Writs, Records, or Enrolments.	
A principal Assistant Clerk to assist in all the other Business of the said principal Officer, and particularly in all Matters aforesaid relating to Judgments - - - - - -	500
A second Assistant Clerk in the same Business - - -	200

SCHEDULE (A.)—*continued.*

	Yearly Salaries.
	£
CLERK of the RULES:—He is to take down all the Rules and Orders in the Civil Side of the said Court, as well those commonly called Judicial Rules as those of any Nature whatsoever; to enter, transcribe, and alphabet all such Rules, and to furnish Copies of them when required, and to do all such other Acts as properly belong to the said Office - -	800
One Assistant to the said Clerk of the Rules, to be appointed by him -	100
FILACER and CLERK of PLEADINGS:—He is to receive, file, and keep all Pleadings, and all Affidavits, (except those to ground marked Writs); and he is also to receive, file, and keep all other Documents required to be filed in the Office, and not hereby expressly referred to any other Officer; and he is also to furnish and attest Copies, and give Certificates of all the said Matters respectively when required, and to do all such other Acts as properly belong to the said Office - - - -	800
One Assistant to the Filacer, who shall be appointed by him - -	100
CLERK of WRITS:—He is to engross and issue Writs of Capias ad respondendum and Subpœna, and to receive and file Affidavits to ground marked Writs, and to enter in a Book to be kept by him for that Purpose, all Writs issued from or returnable into the said Court, and to furnish Certificates, and to furnish and attest Copies of the said several Matters, and to do all such other Acts as properly belong to the said Office - -	300
CLERK of APPEARANCES - - - -	200

SCHEDULE (B.)

Describing the several Officers of the Court of Common Pleas in Ireland, who are to hold their Offices during good Behaviour; their Duties and Salaries respectively; and the Assistants and Clerks whom such Officers are required to employ, and for whom they are to be responsible respectively; and the Salaries payable to such Assistants and Clerks.

	Yearly Salaries.
	£
The PROTHONOTARY:—In addition to the general Superintendence which he is directed to exercise by the Act to which this Schedule is annexed, he is to have the Custody of Cognovits, Judgment Rolls, Judgment Books, and Memorials of Judgments; and he is also (by himself or his Assistant Clerks in that Behalf) to enter on the Record Assignments and Satisfactions of Judgments, and to make Searches for Judgments, and to give under his Hand Certificates positive and negative thereof, and to furnish and attest Copies of Judgments; and he is to have the Custody of all Records of the said Court, save only the Fines; and he is to prepare or cause to be prepared by the Three General Clerks herein-after mentioned, Transcripts of Records for the Court of Error, and all Enrolments of the Records of the said Court, (save only the Fines,) and all Judicial Writs, and all Records for Trial at Nisi Prius; and generally he is to do all official Business whatever in the said Court, which it is not the proper Duty of any of the other Officers of the said Court to do - -	1,500

SCHEDULE (B.)—*continued.*

	Yearly Salaries.
Assistants to the said Prothonotary, to be appointed by him, viz.:	£
Three General Clerks for making out all Judicial Writs, and all Records for Trial at Nisi Prius, and all Enrolments of the Records of the Court, and the Transcripts of Records for the Court of Error; and the said Three General Clerks are for that Purpose to be allowed the reasonable Assistance of copying, writing, and engrossing Clerks; the Remuneration of the said copying, writing, and engrossing Clerks to be paid and satisfied out of the Incidents of the said Court in Manner provided for by the Act to which this Schedule is annexed; Salary to each of the said Three General Clerks - - - - -	500
The said Three General Clerks are not to make any Charge under the Name of Agency or otherwise, either against the Suitor or Attorney, for or in relation to the preparing or making out any of the above-named Writs, Records, or Enrolments.	
A Principal Assistant Clerk to assist in all the other Business of the said principal Officer, and particularly in all Matters aforesaid relating to Judgments - - - - - -	500
A second Assistant Clerk in the same Business - - - -	200
One other General Clerk for conducting all Matters in the said Office relating to Recoveries - - - -	500
Such General Clerk shall not make any other Charge, under the Name of Agency or otherwise, for the Services.	
CLERK of the RULES:—He is to take down all Rules and Orders of the Court, as well those commonly called Judicial Rules as those of any other Nature whatsoever; he is also to enter, transcribe, and alphabet all such Rules, and to furnish Copies of them when required, and to do all such other Acts as properly belong to the said Office - - -	800
One Assistant to the said Clerk of the Rules, to be appointed by him -	100
FILACER and EXIGENTER:—Performing his present Duties - -	500
One Assistant Clerk to ditto - - - -	100
CLERK of the PLEADINGS and AFFIDAVIT OFFICE:—Performing his present Duties - - - - - - -	400
CHIROGRAPHER, CUSTOS BREVIUM, and CLERK of KING'S SILVER -	500
Assistant Clerk to ditto - - - - -	100

SCHE-

SCHEDULE (C.)

Describing the several Officers in the Pleas or Common Law Side of the Court of Exchequer in Ireland, who are to hold their Offices during good Behaviour; their Duties and Salaries respectively; and the Assistants and Clerks whom such Officers are required to employ, and for whom they are to be responsible respectively; and the Salaries payable to such Assistants and Clerks respectively.

	Yearly Salaries.
CLERK of the PLEAS:—In addition to the general Superintendence which he is directed to exercise by the Act to which this Schedule is annexed, he is to have the Custody of Cognovits, Judgment Rolls, Judgment Books, and Memorials of Judgments; and he is also (by himself or his Assistant Clerks in that Behalf) to enter on the Record Assignments and Satisfactions of Judgments, and to make Searches for Judgments, and to give under his Hand Certificates positive and negative thereof, and furnish and attest Copies of Judgments; and he is to have the Custody of all Records in the Pleas or Common Law Side of the said Court of Exchequer; and he is to prepare or cause to be prepared, by the Three General Clerks herein-after mentioned, Transcripts of Records for the Court of Error, and all Enrolments of the Records of the Pleas or Common Law Side of the said Court, and all Judicial Writs, and all Records for Trial at Nisi Prius; and generally he is to do all official Business whatever in the Pleas Side or Common Law Side of the said Court, which it is not the proper Duty of any of the other Officers of the said Court to do -	1,500
Assistants to said Clerk of the Pleas, to be appointed by him; viz.	
Three General Clerks for making out all Judicial Writs, and all Records for Trial at Nisi Prius, and all Enrolments of the Records in the Pleas or Common Law Side of the said Court, and the Transcripts of the Records for the Court of Error; and for that Purpose the said Three General Clerks are to be allowed the reasonable Assistance of copying, writing, and engrossing Clerks, the Remuneration of the said copying, writing, and engrossing Clerks to be paid and satisfied out of the Incidents of the said Court, in Manner provided for by the Act to which this Schedule is annexed; Salary to each of the said Three General Clerks - -	500
The said Three General Clerks are not to make any Charge under the Name of Agency or otherwise, either against the Suitor or Attorney, for or in relation to the preparing and making out any of the above named Writs, Records, or Enrolments:	
A Principal Assistant Clerk to assist in all the other Business of the said principal Officer, and particularly in all Matters aforesaid relating to Judgments - - - - - -	500
A Second Assistant Clerk in the same Business - -	200
CLERK of the RULES:—He is to take down all Rules and Orders on the Pleas or Common Law Side of the said Court of Exchequer, whether those commonly called Judicial Rules, or of any other Nature whatsoever. To enter, transcribe, and alphabet all such Rules, and to furnish Copies of them when required, and to do all such other Acts as properly belong to the said Office - - - - - - -	800
One Assistant to the said Clerk of the Rules, to be appointed by him -	100

SCHEDULE (C.)—*continued.*

	Yearly Salaries.
	£
FILACER and CLERK of PLEADINGS:—He is to receive, file, and keep all Pleadings and all Affidavits (except those to ground marked Writs); and he is also to receive, file, and keep all other Documents required to be filed in the Office, and not hereby expressly referred to any other Officer; and he is also to furnish and attest Copies, and give Certificates of all the said Matters respectively when required, and to do all such other Acts as properly belong to the said Office - - - - -	800
CLERK of APPEARANCES and ATTACHMENTS - - -	300
CLERK of WRITS:—He is to enter, engross, and issue Writs of Capias ad Respondendum and Subpœna, and to receive and file Affidavits to ground marked Writs, and to enter in a Book to be kept by him for that Purpose all Writs issued from and returnable into the said Court, and to furnish Certificates, and to furnish and attest Copies of the said several Matters; and to do all such other Acts as properly belong to the said Office - - - - - -	200

SCHEDULE (D.)

Yearly Salaries of the several Officers therein mentioned:

	Yearly Salaries.
To the Crier of the Court of King's Bench - - - -	£120
And further to the said Crier, acting as Crier to the Court of Exchequer Chamber - - - - - - - -	30
To the Crier of the Court of Common Pleas - - -	120
To the Crier of the Court of Exchequer, from and after the Time when his Right to receive Fees shall cease - - - -	120
And inasmuch as the Rights of the Crier and the Usher of the Court of Exchequer have not as yet been sufficiently ascertained, they may continue to receive their legal Fees until it shall be otherwise provided for by Act of Parliament, and shall not by any thing in this Act contained be precluded from claiming Compensation, if any they should be entitled to, for any Loss occasioned by the Provisions of this Act.	
Seal Keeper; who is also to be Registrar of Attornies Licences in the Court of King's Bench - - - -	200
A Seal Keeper and Registrar of Attornies Licences in the Court of Common Pleas - - - - -	200
And in the Court of Common Pleas:	
Clerk of the Juries - - - -	200
Clerk of Errors and Essoigns - - - -	40
Clerk of Outlawries - - - -	40

SCHEDULE (E.)

Fees to be taken by any Tipstaff, Pursuivant, or Serjeant at Arms:

	Fees. £	s.	d.
1. For every Warrant which such Officer shall grant at the Desire of a Party - - - -	0	2	4
2. For drawing and engrossing Bond of Indemnity on the granting any such Warrant, approving of Security, and attending to have Bond executed - - - - -	1	2	9
3. For the Journies performed in the Execution of the Duty of such Officer, and for his Expences per Mile, not to apply to Places where Special Warrants are granted - - - - -	0	1	6
4. Caption Fee on the Arrest of every Person against whom Process shall issue, directed to such Officer - - -	1	2	9
5. For drawing and engrossing Bail Bond for the Appearance of any Person or Persons who shall be arrested under Process to such Officer, approving Securities, and attending to have Bond executed - -	1	2	9
6. For each Person arrested, from the Day of Arrest until discharged, Fees at the Rate per Diem of - - -	0	2	6
Not exceeding Ninety Days in any one Case, except under special Order of the Court.			
The Fees No. 1. and 2., payable on granting a Special Warrant and taking a Bond of Indemnity, are to be paid by the Person requiring such Special Warrant: all the other Fees are to be demanded from and payable by the Persons against whom Attachments issue.			

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