CHAPTER cxi.

An Act to facilitate the rebuilding of the Court Houses for the county of Cork and city of Cork, and for other purposes. [3rd July 1891.]

A.D. 1891.

BE it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Appointment of Commissioners.

1.—(1.) The following persons (that is to say) Joseph Pike, High Sheriff of the county of Cork, Colonel Edmund Anderson Shuldham, Sir George St. John Colthurst, Baronet, Richard Edmund Longfield, William Richard Meade, Savage French, John McCarthy O'Leary, John Warren Payne-Sheares, Joseph Bullen Johnson, and Dominick Ronayne Patrick Sarsfield are constituted Commissioners under this Act for carrying into effect the rebuilding and refitting of the County Court House, and shall have and exercise in that behalf the powers and authorities provided by this Act.

(2.) If any vacancy occurs in the office of any Commissioner by reason of death, resignation, or otherwise, the Lord Lieutenant may, by writing under his hand, appoint some other fit person to fill the vacancy.

(3.) Any power or act by this Act vested in or authorised to be done by the Commissioners may be exercised or done by any five of them.

Powers of Commissioners.

2. The Commissioners in rebuilding the County Court House may do all such acts and things as may be deemed necessary or convenient for carrying this Act into effect, and in particular, without limiting the foregoing provision, the following powers are hereby authorised:—

(1.) The Commissioners may do all things necessary to ascertain the amount of compensation payable under policies of

A.D. 1891.

insurance against fire in respect of the County Court House, and may agree with the insurance companies in whose offices such policies were effected as to the amount of compensation properly payable in respect thereof, and when the treasurer is paid the amount due by the insurance companies, notwithstanding anything to the contrary contained in the Grand Jury Act, the amount received by him shall be paid to the Commissioners.

(2.) The Commissioners may advertise for specifications, maps, plans, sections, and elevations from professional architects for the erection of the County Court House, and may select and approve of plans, and may employ an architect to superintend the erection of the County Court House.

(3.) The Commissioners may pay a sum not exceeding one hundred pounds, in such proportions as they may think fit, as remuneration to any one or more of the architects whose plans for the rebuilding of the County Court House may, in the opinion of the Commissioners, be the best plans submitted to them, and may pay such sum as they may think reasonable as payment to any architect employed by them in superintending the said rebuilding.

(4.) The Commissioners may accept tenders and enter into contracts for the rebuilding of the County Court House, the total of such contracts not to exceed the sum of twenty thousand pounds, including such sums as may be received from the insurance companies, and it shall not be necessary that such contracts or the plans or specifications thereof should be approved of by the grand jury or by presentment sessions of the county of Cork at large.

(5.) The Commissioners and the Corporation may if they think fit, and to such an extent as they may deem advisable, unite with each other in entering into any contracts comprising or including the rebuilding or completion of the City Court House or any part thereof as well as the rebuilding or completion of the County Court House or any part thereof; provided that in any such contract the sum to be paid in respect of the works relating to the County Court House shall be specified.

(6.) The Commissioners may, pending the rebuilding of the County Court House, hire, rent, or otherwise make available such buildings, offices, and places, and may erect such temporary buildings as they may deem necessary for the

proper carrying on of the administration of justice, and of the discharge of the fiscal and other public business of the county of Cork, and may procure such furniture and fittings for such buildings as are in their opinion necessary for the purposes aforesaid, and may sell and dispose of the same so soon as they shall be no longer necessary for the said purposes, and the moneys arising from such sale and disposal shall be deemed to be moneys coming to their hands under the provisions of this Act.

(7.) The Commissioners and the Corporation may agree with each other as to what portion of the site on which the County Court House, and the City Court House lately stood shall be allocated for the respective purposes of the County Court House and of the City Court House.

(8.) No Commissioner shall be personally liable for anything properly done by him in exercise of the provisions of this Act.

(9.) When and so soon as the County Court House is rebuilt as provided by this Act it shall remain vested in the High Sheriff of the county of Cork for the time being, and the Commission constituted by this Act shall be dissolved and shall thenceforth cease to exist, and the grand jury shall present and pay, satisfy, and discharge any proper liabilities, debts, and engagements of the Commissioners which may be then outstanding, unsatisfied, and unperformed with reference to the rebuilding of the County Court House.

Presentments for rebuilding of County Court House and for hire of temporary premises.

3. The grand jury shall in the manner provided by section sixty-nine of the Grand Jury Act, but without previous application to presentment sessions present such moneys as may be required for the rebuilding of the County Court House and for providing fittings and furniture therefor, and may, without previous application to presentment sessions, present all such moneys as may be necessary for the payment of the hire, rent, repairs, rates, and taxes of any buildings hired or rented by the Commissioners in pursuance of sub-section (six) of section two of this Act, and for providing the furniture and fittings for such buildings.

Application of moneys by Commissioners.

4. The Commissioners shall apply the moneys to be received by them on account of the said policies of insurance and other moneys coming to their hands under the provisions of this Act in manner following (that is to say):—

(1.) In and towards discharging and paying any liabilities, costs, charges, and expenses heretofore or hereafter incurred by or on

A.D. 1891.

behalf of the grand jury since the destruction by fire of the County Court House with reference to the hiring of, renting, or constructing buildings, offices, and places, and with reference or incidental to the passing of this Act.

(2.) In and towards discharging and paying any liabilities, costs, charges, and expenses hereafter incurred by the Commissioners in carrying into effect the objects and purposes of this Act with reference to the rebuilding and refitting of the County Court House.

Salary of County Court House keeper.

5. Notwithstanding anything to the contrary contained in the Grand Jury Act it shall be lawful for the grand jury at each assizes to present a sum not exceeding twenty-five pounds for the half-yearly salary of the Court House keeper of the County Court House.

Remuneration to architects by Corporation.

6. The Corporation may do all such acts and things as may be deemed necessary or convenient for the rebuilding of the City Court House and in particular without limiting the foregoing power may pay a sum not exceeding one hundred pounds in such proportions as they may think fit as remuneration to any one or more of the architects whose plans for the rebuilding of the City Court House may in the opinion of the Corporation be the best plans submitted to them and may pay such sum as they may think reasonable as payment to any architect employed by them in superintending the said rebuilding.

Salary of City Court House keeper.

7. Notwithstanding anything to the contrary contained in the Grand Jury Act or any other Act it shall be lawful for the Corporation to pay a sum not exceeding twenty-five pounds for the half-yearly salary of the Court House keeper of the City Court House.

Power to Lord Lieutenant of appointment of place for holding assizes.

8. The Lord Lieutenant may by order, pending the rebuilding of the County and City Court Houses, appoint a place for holding the assizes for the county and county of the city of Cork, and for quarter sessions, and may by a like order revoke any former order and appoint any other place for such purposes, and such place shall so long as the order appointing the same remains in force be deemed to be within the county and county of the city of Cork for the purposes of such assizes and quarter sessions.

As to precepts for attendance of jurors.

9. All precepts and summonses issued or to be issued for the attendance of jurors or holding of assizes for the county of Cork and county of the city of Cork respectively shall be as valid and effectual

for all purposes as if the place therein named was at the time of such issue the County Court House and the City Court House respectively. A.D 1891.

10. In this Act, unless the context otherwise requires, the following expressions shall have the meanings respectively assigned to them namely :— Interpretation.

"City Court House" means the Court House for the city of Cork and the offices and appurtenances thereto.

"Commissioners" means the Commissioners for the time being acting in execution of this Act.

"Corporation" means the mayor, aldermen, and burgesses of the city of Cork acting by their council.

"County Court House" means the Court House for the county of Cork and the county offices and appurtenances thereto.

"Grand jury" means the grand jury of the county of Cork.

"Grand Jury Act" means the Act of the session held in the sixth and seventh years of King William the Fourth, chapter one hundred and sixteen.

"Treasurer" means the secretary and treasurer of the county of Cork.

11. This Act may be cited as the Cork (County and City) Court Houses Act, 1891. Short title.

Printed by EYRE and SPOTTISWOODE,
FOR
T. DIGBY PIGOTT, Esq., C.B., the Queen's Printer of Acts of Parliament.

And to be purchased, either directly or through any Bookseller, from
EYRE AND SPOTTISWOODE, EAST HARDING STREET, FLEET STREET, E.C.; or
JOHN MENZIES & CO., 12, HANOVER STREET, EDINBURGH, and
88 and 90, WEST NILE STREET, GLASGOW; or
HODGES, FIGGIS, & CO., 104, GRAFTON STREET, DUBLIN.