ANNO DECIMO

GEORGII IV. REGIS.

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C A P. XXXVII.

An Act to amend the Laws relating to Coroners in *Ireland*. [4th *June* 1829.]

6 Ann, c. 7.

WHEREAS an Act was passed in the Parliament of *Ireland*, in the Sixth Year of the Reign of Queen *Ann*, intituled *An Act for lessening Sheriffs Fees on Executions*, whereby, after reciting that through the great Corruption and Partiality of Sub-Sheriffs and their Bailiffs it had become very difficult to have any Mesne Process or Execution duly executed, but that Returns were made that the Party against whom such Process or Execution issued was not to be found, and that he had no Lands or Goods, although the contrary was true, it was enacted, that where any Sheriff should, on any Mesne Process or Execution, return that the Person against whom such Mesne Process or Execution should issue could not be found, or that he had not any Goods or Lands, in such Case the Party Plaintiff might take out the same or any other Mesne Process or Execution, directed to all or any of the Coroners of the said County, who should and might execute the same without any further Direction or Regard to the said Sheriffs, any former Law, Statute, or Usage to the contrary notwithstanding; and that thereupon the said Coroner or Coroners should be authorized and empowered to take Bail for the Appearance of such Person or Persons taken by him or them on Mesne Process, as the Sheriff might have done, and should be liable to an Action in case of any Escape of any Person in his or their Custody on such Mesne Process or Execution, as the Sheriff should

have been if the said Writ had been executed by him, and that the said Coroner or Coroners should and might take such Fees, and no other or more, for Execution of the said several Writs, than as was by the said Act appointed; and in case the said Coroner or Coroners should commit any Person or Persons so taken by them to the County Gaol, the Gaoler was thereby directed and required to receive and detain them: And whereas by an Act passed in the Third Year of His present Majesty's Reign, intituled *An Act to regulate the Qualifications of Persons holding the Office of Coroner in* Ireland, it was amongst other Things enacted, that no Writ or Process in any Civil Suit or Action should in any Case be awarded to any Coroner in *Ireland*, except in Cases in which the Sheriff to whom such Process should be awarded should be interested in the Suit, or should be of Kindred either to the Plaintiff or Defendant; by which said last-mentioned Enactment the said Provisions of the said Act of Queen *Ann* were repealed: And whereas such Repeal has been found to be of mischievous Consequence; 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 so much of the said Act of the Third Year of His present Majesty as is hereinbefore recited shall be and the same is hereby repealed, and that the said Provisions of the said Act of Queen *Ann* shall be and the same are hereby revived and re-enacted.

3 G. 4. c. 115.

Part of 3 G. 4. c. 115. repealed, and certain Provisions of 6 Ann. revived.

No Person to vote at Elections for Coroners, unless entitled to vote for Knights of the Shire.

II. And whereas by the said Act passed in the Third Year of the Reign of His present Majesty it was also enacted, that no Person should be capable of being elected or chosen to the Office of Coroner for any County in *Ireland* who should not have an Estate of the Value therein mentioned, but no Provision is by the said Act made with respect to the Qualification of Persons electing Coroners of Counties: And whereas it has been found that such Elections have, in consequence of the Number of Persons claiming a Right to vote thereat, been in some Instances much protracted, to the great Inconvenience of Sheriffs holding such Elections and to the Interruption of their other Duties, and to the Danger of the public Peace; be it therefore enacted, That from and after the Commencement of this Act no Person shall be permitted to vote at any Election for the Office of Coroner in any County in *Ireland*, unless such Person shall be, at the Time when he claims so to vote, qualified by Law to vote at an Election for a Knight of the Shire to serve in Parliament for such County, of which Qualification the Certificate by Law prescribed of their Registry of the Freehold of such Person shall be sufficient Evidence.

Enabling Coroners to remunerate Witnesses attending Inquests.

III. And whereas at Inquests held by Coroners upon the Bodies of deceased Persons, great Difficulty exists in procuring the Attendance of Witnesses duly qualified to give Evidence as to the Cause of the Death of such Persons, by reason of the Want of any Power to remunerate such Witnesses for their Trouble and Loss of Time; be it enacted, That it shall and may be lawful for any Coroner, before whom any Physician, Surgeon, Apothecary, Chemist, or other Person practising Medicine or Surgery, shall, in pursuance of a Summons

from such Coroner, attend and be examined relative to the Death of any deceased Person, to grant to such Witness an Order, signed by such Coroner, upon the Treasurer of the County or County of a City within which such Inquest shall be held, for such Sum, not exceeding Five Pounds, as to such Coroner shall seem fit; and the Treasurer upon whom such Order shall be given shall pay the same to the Person presenting it; and the Amount of every such Payment shall be raised off the County or County of the City by the Grand Jury, in like Manner as other Sums authorized to be presented and levied by such Grand Jury.

IV. And be it enacted, That no Election for the Office of Coroner shall continue longer than Ten days from the Day of the Delivery of the Writ for holding such Election. Time of Elections limited.

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