the Lord Chancellor, with such Advice and Assistance as aforesaid, to make and issue any such General Rules or Orders as aforesaid at any Time after the passing of this Act, so as the same be not made to take effect before the Time appointed for the Commencement of this Act.

SCHEDULE.

Form of Indorsement on Bill of Complaint.

VICTORIA R.

To the within-named Defendant *C.D.*, greeting.

WE command you ["and every of you," *where there is more than One Defendant*], that within Eight Days after Service hereof on you, exclusive of the Day of such Service, you cause an Appearance to be entered for you in Our High Court of Chancery to the within Bill of Complaint of the within-named *A.B.*, and that you observe what Our said Court shall direct. Witness Ourself at Westminster, the Day of in the Year of Our Reign.

Note.—If you fail to comply with the above Directions you will be liable to be arrested and imprisoned.

Appearances are to be entered at the Record and Writ Clerks Office, Chancery Lane, London.

Form of Indorsement on Claim.

VICTORIA R.

To the within-named Defendant *C.D.*, greeting.

WE command you ["and every of you," *where there is more than One Defendant*], that within Eight Days after Service hereof on you, exclusive of the Day of such Service, you cause an Appearance to be entered for you in Our High Court of Chancery to the within Claim of the within-named *A.B.*; and further, that on the Fourteenth Day after the Service hereof, or on the Seal or Motion Day then next following, you do personally or by Counsel appear in the Court of Our Lord Chancellor before the Vice Chancellor [*naming him*] [*or*, in the Court of Our Master of the Rolls], at Ten of the Clock in the Forenoon, and then and there show Cause if you can why the said *A.B.* should not have such Relief against you as is within claimed, or why such Order as shall be just with reference to the Claim should not be made. Witness Ourself at Westminster the Day of in the Year of Our Reign.

Note.—Appearances are to be entered at the Record and Writ Clerks Office, Chancery Lane, London; and if you neglect to enter your Appearance, and either personally or by your Counsel to appear in the High Court of Chancery at the Place and on the Day and Hour above mentioned, you will be subject to such Order as the Court may think fit to make against you in your Absence for Payment or Satisfaction of the said Claim, or as the Nature and Circumstances of the Case may require.

CAP. LXXXVII.

An Act for the Relief of the Suitors of the High Court of Chancery.

[1st *July* 1852.]

'WHEREAS several of the Officers of the Court of Chancery have from Time to Time 'received and do now receive for their own Use various Fees and Emoluments for 'Business done and transacted by them in or by virtue of their respective Offices: And

'whereas it is expedient that such Officers should not henceforth retain such Fees and 'Emoluments for their own Use, but that they should receive adequate Salaries for the 'Performance of their respective Duties: And whereas it is expedient that for the Relief of 'the Suitors of the said Court further Provision should be made with respect to the Fees 'now payable by them, and that increased Facilities should be afforded for the Despatch of 'the Business of the said Court, and that certain Offices connected with the said Court 'should be abolished:' Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

No Officer hereafter to receive Fees for his own Use, but all Officers to be paid by Salary.

I. From and after the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two no Officer of the Court of Chancery or of any of the Judges thereof shall be entitled to receive and retain for his own Use any Fee or Reward whatsoever, and all Officers of the Court of Chancery and of the Judges thereof now entitled to receive and retain any Fees or other Payments for their own Use, which by virtue of this Act they will cease so to receive after the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two, and whose Salaries are not fixed by this Act, shall, while they continue to hold their respective Offices, receive in lieu of all Fees or other Payments whatsoever now received by or paid or payable to them for their own Use such Salary as, having regard to the Emoluments heretofore received by them, and to the Nature and Tenure of such Offices, the Commissioners of Her Majesty's Treasury shall think just, and upon the present Holders of such Offices respectively ceasing to hold the same the Commissioners of Her Majesty's Treasury shall fix the Salaries to be thereafter received in respect thereof with reference to the Nature and Duties of such Offices respectively.

Officers to continue to receive Fees until Lord Chancellor shall otherwise direct, and pay them into the Suitors Fee Fund.

II. It shall be lawful for all Officers of the Court of Chancery and of the Judges thereof heretofore entitled to receive any Fees or Emoluments for their own Use, and for their Successors in their respective Offices, and their several and respective Clerks or Agents, to continue to receive and take all and every the Fees and Emoluments which have been accustomed to be paid to them, until the Lord Chancellor shall by any Order or Orders otherwise direct, and all such Fees and Emoluments as shall accrue and be received by such Officers respectively, from and after the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two, shall be accounted for and paid by them respectively once in every Month into the Bank of *England*, in the Name of the Accountant General of the Court of Chancery, to be placed to the Account there, intituled "The Suitors Fee Fund Account," the Amount so received and paid by such Officers respectively to be verified by the Affidavit of the accounting Party.

Officers not to take Gratuities.

III. From and after the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two, if any Officer of the Court of Chancery or of any of the Judges thereof shall, for anything done or pretended to be done relating to his Office, Situation, or Employment, or under colour of doing anything relating to his Office, Situation, or Employment, wilfully take, demand, receive, or accept, or appoint or allow any Person whatsoever to take for him or on his Account, or for or on account of any Person by him named, any Fee, Gift, Gratuity, or Emolument, or anything of Value, other than his Salary and what is allowed or directed to be taken by him under this Act or any Order to be made under this Act, the Person so offending, when duly convicted, shall forfeit and pay the Sum of Five hundred Pounds, and shall be removed from any Office, Situation, or Employment he may hold in the said Court, and shall be rendered and he is hereby rendered incapable for ever thereafter of holding any Office, Situation, or Employment in the said Court, or otherwise serving Her Majesty, Her Heirs or Successors.

How Offenders to be prosecuted.

IV. Any such Offender may be prosecuted either by Information at the Suit of Her Majesty's Attorney General, or by Criminal Information before Her Majesty's Court of Queen's Bench, or by Indictment.

Allowances for copying to cease, and Power to Lord

V. From and after the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two the several Allowances for copying provided for and directed to be paid to the Clerk of Reports, the Clerks of Entries, the Assistant Clerk of Affidavits, the Clerks of the

the Examiners, and the Copying or Writing Clerks of the Masters in Ordinary of the said Court, by any Act or Acts of Parliament now in force, shall cease; and it shall be lawful for the Lord Chancellor, by any Order or Orders to be from Time to Time made by him, to make such Regulations as to the making and delivering Copies of the Pleadings and other Proceedings in the said Court, and of the Documents relating thereto, and the Manner in which such Copies should be paid for, and the Amount of Charge for the same, and by whom the Amount to be so charged should be received, as may from Time to Time seem expedient.

Chancellor to make Regulations as to Copies.

VI. It shall be lawful for the Lord Chancellor, by any Order or Orders to be from Time to Time made by him, to vary, reduce, or abolish all or any of the Fees payable in relation to Proceedings in the Court of Chancery, and to substitute One or more Fee or Fees in lieu thereof, and to direct that all or any of such Fees shall, from a Day to be named in such Order or Orders and thenceforth, be collected by means of Stamps to be provided and used in manner herein-after mentioned.

Lord Chancellor, by Order, may vary, reduce, and abolish Fees and provide for their Collection by Stamps.

VII. From and after the Day named in such Order or Orders, unless and until the Lord Chancellor shall otherwise direct, none of the Fees mentioned in such Orders respectively shall be received in Money, but by a Stamp denoting the Amount of the Fee which otherwise would be payable; and where any Fee shall be payable in respect of any Document such Stamp shall, at the Expense of the Party liable to pay the Fee, and in such Manner and under such Regulations as shall by any Order or Orders be directed, be stamped or affixed on the Vellum, Parchment, or Paper on which the Proceeding in respect whereof such Fee is payable is written, printed, or ingrossed, or which may be otherwise used in reference to such Proceeding.

After such Order, Fees, not to be received in Monies, but by means of Stamps.

VIII. The Commissioners of Inland Revenue shall from Time to Time, upon the Receipt of any Order of the Lord Chancellor in that Behalf, give the necessary Directions for carrying the same into effect, and shall provide everything that is requisite for that Purpose, and shall do or cause to be done everything that is necessary for the Receipt and Collection of the Money to be paid for such Stamps; and the said Commissioners shall cause separate and distinct Accounts to be kept of all Sums of Money received or collected by them under the Provisions of any such Order or Orders, and of all Costs, Charges, and Expenses incurred by them or by their Direction in carrying the same into effect, and it shall be lawful for the said Commissioners to pay and to deduct and retain out of such Monies all such Costs, Charges, and Expenses, and also to deduct all Sums of Money repaid on Allowances for spoiled Stamps, as herein-after provided for; and after such Deduction they shall from Time to Time, and in such Manner as the Lord Chancellor shall by any Order direct, pay the Monies so to be received and collected into the Bank of *England* to the Credit of the Accountant General of the Court of Chancery, to be placed to the Account there, intituled "The Suitors Fee Fund Account."

Commissioners of Inland Revenue to give the necessary Directions as to the Stamps, to keep separate Accounts, and pay Monies into Suitors Fee Fund.

IX. It shall be lawful for the Lord Chancellor to direct any of the Officers of the Court of Chancery whose Duties may be diminished in consequence of the Substitution of Stamps for Money Payments, or otherwise, under this Act, to act under the Directions of the Commissioners of Inland Revenue in the Sale and Distribution of all or any of the Stamps to be used under this Act: Provided always, that in case it appear to the Lord Chancellor, having reference to the Duties to be performed by such Officers or any of them, that it is not convenient that they should act as aforesaid in the Sale and Distribution of Stamps, it shall be lawful for the Commissioners of Inland Revenue to appoint Persons for such Sale and Distribution, and to allow to such Persons so appointed by them such Discount or Poundage as they may think fit.

Provision for Sale of Stamps.

X. It shall be lawful for the Commissioners of Inland Revenue from Time to Time to make such Regulations as they shall think fit for the Allowance of such Stamps, issued under the Provisions of this Act, as may have been spoiled or rendered useless or unfit for the Purpose intended, or for which the Owner may have no immediate Use, or which through Mistake or Inadvertence may have been improperly or unnecessarily used, and such Allowance shall be made either by giving other Stamps in lieu of the Stamps so allowed, or by repaying

Commissioners of Inland Revenue may make Regulations as to Allowance for spoiled Stamps.

the Amount or Value to the Owner or Holder thereof, after deducting the Discount or Poundage (if any) allowed on the Sale of Stamps of the like Kind.

Provisions of former Acts relating to Stamps to be applicable to Stamps under this Act.

XI. The Provisions contained in the several Acts for the Time being in force relating to Stamps under the Care or Management of the Commissioners of Inland Revenue shall (so far as the same are applicable and consistent with the Provisions of this Act), in all Cases not hereby expressly provided for, be of full Force and Effect with respect to the Stamps to be provided under or by virtue of this Act, and to the Vellum, Parchment, or Paper on or to which the same Stamps shall be impressed or affixed, and be applied and put in execution for collecting and securing the Sums of Money denoted thereby, and for preventing, detecting, and punishing all Frauds, Forgeries, and other Offences relating thereto, as fully and effectually to all Intents and Purposes as if such Provisions had been herein repeated and specially enacted with reference to the said last-mentioned Stamps and Sums of Money respectively.

No Document to be received or used unless stamped.

XII. No Document which by any Order or Orders to be respectively made as aforesaid shall be required to have a Stamp impressed thereon or affixed thereto, shall be received or filed, or be used in relation to any Proceeding in the Court of Chancery, or be of any Validity for any Purpose whatsoever, unless or until the same shall have a Stamp impressed thereon or affixed thereto, in the Manner directed by such Order: Provided always, that if at any Time it shall appear that any such Document which ought to have had a Stamp impressed thereon or affixed thereto has, through Mistake or Inadvertence, been received or filed or used without having such Stamp impressed thereon or affixed thereto, it shall be lawful for the Lord Chancellor, if he think fit, to order that such Stamp shall be impressed thereon or affixed thereto, and thereupon, when a Stamp shall have been impressed on such Document or affixed thereto, in compliance with any such Order, such Document, and every Proceeding in reference thereto, shall be as valid and effectual as if such Stamp had been impressed thereon or affixed thereto in the first instance.

Officers guilty of Fraud or wilful Neglect in relation to Stamps liable to be dismissed.

XIII. If any Officer of the Court of Chancery or other Person shall do or commit or connive at any fraudulent Act or Practice in relation to any Stamp to be used under the Provisions of this Act, or to any Fee or Sum of Money to be collected or which ought to be collected by means of any such Stamp, or if any such Officer or Person shall be guilty of any wilful Act, Neglect, or Omission in relation to any such Stamp or Fee as aforesaid, whereby any Fee or Sum of Money which ought to be collected for the Benefit of the said Fee Fund shall be lost to the said Fee Fund, or the Payment thereof evaded, every such Officer or Person so offending shall be dismissed from his Office or Employment, if the Lord Chancellor shall think fit so to order.

Power to abolish Fees in Lunacy, and to substitute a Per-centage in lieu thereof.

XIV. It shall be lawful for the Lord Chancellor, intrusted by virtue of the Queen's Sign Manual with the Care and Commitment of the Custody of the Persons and Estates of Persons found idiot, lunatic, or of unsound Mind, by any Order or Orders, to be from Time to Time made by the Lord Chancellor, intrusted as aforesaid, to abolish all or any of the Fees payable in relation to Proceedings in Lunacy, and to direct that such of the Fees as shall not be abolished, if any, shall be collected by means of Stamps in the Manner hereinbefore provided with respect to Fees payable in relation to Proceedings in the Court of Chancery, and also to direct that in lieu of all or any of such Fees a Per-centage or *ad valorem* Payment shall be paid on the clear annual Incomes of the Persons found idiot, lunatic, or of unsound Mind, and on the Amount of the taxed Costs incurred in Proceedings in Lunacy, or on such annual Incomes only, or on the Amount of such taxed Costs only, the Amount of such annual Incomes as aforesaid, and the Amount of the Per-centage or *ad valorem* Payment to be paid thereon and on such taxed Costs, to be from Time to Time ascertained and fixed in such Manner, by such Means, and under such Regulations as the Lord Chancellor, intrusted as aforesaid, shall by any Order or Orders direct, and the Amount of such Per-centage or *ad valorem* Payment to be paid into the Bank of *England* in the Name of the Accountant General of the Court of Chancery, to be placed to the Account there, intituled "The Suitors Fee Fund Account," at such Times and by such Persons as the Lord Chancellor, intrusted as aforesaid, shall by any Order or Orders direct: Provided always, that the Amount to be raised by such Per-centage or *ad valorem* Payment shall not exceed the

the Amount which may from Time to Time be required to provide for the Payment of the Salaries, Expenses, and Sums of Money payable under the Act of the Session holden in the Fifth and Sixth Years of the Reign of Her present Majesty, Chapter Eighty-four, or any other Acts or Act of Parliament for the Time being in force with respect to Lunatics; and that a Statement of the Amount of such Per-centage or *ad valorem* Payment shall from Time to Time, within Fourteen Days next after the same shall have been settled, be laid on the Table of the House of Commons, if Parliament shall be then assembled, or if Parliament shall not be then assembled, then within Fourteen Days after the Meeting of Parliament then next following.

Certain Statutory Jurisdiction of Lord Chancellor, as to Lunatics, to be exercised by Persons for the Time being intrusted.

XV. All the Jurisdiction, and all the Powers and Authorities of a judicial Nature, given by the Act of the Session holden in the First Year of the Reign of King *William* the Fourth, Chapter Sixty-five, by "The Trustee Act, 1850," and by any other Acts or Act of Parliament now in force, to the Lord Chancellor, intrusted by virtue of the Queen's Sign Manual with the Care and Commitment of the Custody of the Persons and Estates of Persons found idiot, lunatic, or of unsound Mind, shall belong to and may be exercised by all or any of the Persons or Person for the Time being intrusted as aforesaid.

Salaries of Lord Chancellor and Judges of the Court of Chancery to be paid out of the Consolidated Fund.

XVI. 'And whereas under certain Acts of Parliament now in force the Salaries of the 'Master of the Rolls, and of the Vice Chancellor appointed under the Act of the Session 'holden in the Fifty-third Year of the Reign of King *George* the Third, Chapter Twenty-'four, are payable out of and charged upon the Consolidated Fund of the United Kingdom, 'but the Salary of the Lord Chancellor (except that Portion thereof payable to him as 'Speaker of the House of Lords), and the Salaries of the Lords Justices of the Court of 'Appeal in Chancery, and of the other Vice Chancellors, are payable out of the Interest 'and Dividends arising from the Government or Parliamentary Securities placed in the 'Name of the Accountant General of the Court of Chancery which have been purchased 'from Time to Time with Monies taken out of the Common and General Cash belonging 'to the Suitors of the Court of Chancery, and lying dead and unemployed in the Bank of '*England*: And whereas it is expedient that the Salaries of all the Judges of the Court of 'Chancery should be paid out of the Consolidated Fund of the United Kingdom, instead 'of out of the Interest of the Securities purchased with the Cash of the Suitors as aforesaid:' Be it therefore enacted, That from and after the Tenth Day of *October* One thousand eight hundred and fifty-two there shall be issued and paid and payable out of and charged and chargeable upon the Consolidated Fund of the United Kingdom, after paying or reserving sufficient to pay all such Sums of Money as by any Acts of Parliament now in force have been directed to be paid thereout, but with Precedence to all other Payments which shall hereafter be charged thereupon, the annual Salaries herein-after mentioned; that is to say, to the Lord Chancellor such yearly Sum as, with the Salary or Sum payable to him as Speaker of the House of Lords, to be certified as directed by the Act of the Session holden in the Fourteenth and Fifteenth Years of the Reign of Her present Majesty, Chapter Eighty-three, shall be sufficient to make up the net yearly Sum of Ten thousand Pounds; to each of the Lords Justices of the Court of Appeal in Chancery, Six thousand Pounds; to the Vice Chancellor for the Time being appointed under the Act passed in the Fifth Year of the Reign of Her present Majesty, Session One, Chapter Five, Five thousand Pounds; and to the Vice Chancellor appointed under the Act of the Session holden in the Fourteenth and Fifteenth Years of the Reign of Her present Majesty, Chapter Four, Five thousand Pounds; all which Salaries shall be in lieu of all Salaries theretofore payable to such Judges respectively, out of any Fund whatsoever, under any Acts or Act of Parliament now in force, and shall be payable and paid quarterly, free and clear from all Taxes and Deductions whatsoever, on the Four usual Days of Payment in the Year; that is to say, the Fifth Day of *January*, the Fifth Day of *April*, the Fifth Day of *July*, and the Tenth Day of *October* in every Year, by equal Portions, the First Payment to be made on the Fifth Day of *January* One thousand eight hundred and fifty-three, and a proportionate Part of such Salaries respectively to be paid for the Quarter current at the Death or Resignation of any of the Persons in the Receipt of such Salaries.

Repeal of Section 61. of 5 Vict. c. 5.

XVII. So much of the Act of the First Session holden in the Fifth Year of the Reign of Her present Majesty, Chapter Five, as enacts, that the Accountant General of the High Court

Court of Chancery shall, on or before the First Day of *September* in every Year, pay into the Bank, to an Account, intituled "An Account of Interest arising from Securities carried "to an Account of Money placed out for the Benefit and better Security of the Suitors "of the High Court of Chancery," the Sum of One hundred and fifty Pounds, shall be repealed.

Brokerage heretofore received by Accountant General to be paid by him into Suitors Fee Fund.

XVIII. From and after the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two, the Brokerage which shall or may from Time to Time be received by the present Accountant General of the Court of Chancery shall be paid by him into the Bank of *England*, to be there placed to his Credit as such Accountant General to the Account, intituled "The Suitors Fee Fund Account," at such Times and under such Regulations as the Lord Chancellor shall from Time to Time by any Order direct.

Salary to be paid to present Accountant General in lieu of Brokerage;

XIX. From and after the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two, there shall be paid to the present Accountant General of the Court of Chancery, in lieu of the Brokerage heretofore received by him for his own Benefit, and in addition to the Salary and Allowance for Books and Stationery now received by him as Accountant General, the net yearly Salary of Two thousand seven hundred Pounds.

Not to affect his Rights as a Master in Ordinary.

XX. Nothing herein contained shall affect the Rights, Privileges, or Duties to which the present Accountant General is entitled or which he is liable to perform as One of the Masters in Ordinary of the Court of Chancery.

Power to Treasury to make Regulations as to Brokerage.

XXI. It shall be lawful for the Commissioners of Her Majesty's Treasury to make such Regulations with respect to the Broker to be employed in transacting the Business relating to the Funds of the Court of Chancery, and the Amount of Commission to be received by such Broker, or the Payment of such Broker by Salary or otherwise, as they shall from Time to Time think fit.

Salary of all future Accountants General to be 3,000*l.* per Annum.

XXII. From and after the Resignation or Death of the present Accountant General the Salary provided for the Accountant General of the said Court by the Act of the Session holden in the Twelfth Year of the Reign of King *George* the Second, Chapter Twenty-four, and the Act of the Session holden in the Ninth Year of the Reign of King *George* the Third, Chapter Nineteen, shall cease, and there shall be paid to the Accountant General of the said Court for the Time being the net yearly Salary of Three thousand Pounds.

Certain Officers of Lord Chancellor removed, and their Offices abolished.

XXIII. From and after the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two, the following Officers shall be removed, and their respective Offices shall cease and determine; that is to say, the Keeper or Clerk of Her Majesty's Hanaper, Deputy Clerk of the Hanaper, the Secretary of Decrees and Injunctions, One of the Two Gentlemen of the Chamber attending the Great Seal, the Chaff Wax, the Deputy Chaff Wax, the Sealer, and the Deputy Sealer, and the Duties theretofore performed by the Secretary of Decrees and Injunctions shall thenceforth be performed by the Clerks of Records and Writs, and the respective Duties of the Offices of the Keeper or Clerk of Her Majesty's Hanaper and of Chaff Wax and Sealer shall thenceforth be performed by the Clerk of the Crown in Chancery and the Pursebearer to the Lord Chancellor respectively, as directed by the Act of the Session holden in the Third and Fourth Years of the Reign of King *William* the Fourth, Chapter Eighty-four, upon such Offices becoming vacant by the Death, Resignation, or Removal of the then respective Holders thereof, and such Pursebearer shall be thenceforth entitled to such yearly Sums for the Expenses of the Offices of Chaff Wax and Sealer as are by the said last-mentioned Act directed to be paid to him.

Certain Officers of the Lord Chancellor to be paid by Salary in lieu of Fees.

XXIV. From and after the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two, there shall be paid to the Officers of the Lord Chancellor next herein-after named, in lieu of all Fees heretofore received by them respectively for their own Use, the following yearly Salaries; that is to say, to the principal Secretary of the Lord Chancellor One thousand two hundred Pounds, to the Gentleman of the Chamber attending the Great Seal Five hundred Pounds, to the Pursebearer to the Lord Chancellor Five hundred Pounds, and to the Trainbearer to the Lord Chancellor Two hundred Pounds; and it shall be lawful for

for the Lord Chancellor to appoint a Clerk to be employed in the Office of such principal Secretary, which Clerk shall receive by way of Salary such annual Sum, not exceeding Two hundred Pounds, as the Lord Chancellor shall from Time to Time direct.

Secretary of Presentations and Secretary of Commissions of the Peace to account for and pay Fees into Consolidated Fund.

XXV. From and after the Tenth Day of *October* One thousand eight hundred and fifty-two, the Persons or Person holding the Offices of Secretary of Presentations and Secretary of Commissions of the Peace shall account for all the Fees and Emoluments payable to and received by them or him by virtue of such Offices, and shall pay such Fees and Emoluments once in every Six Months into the Receipt of Her Majesty's Exchequer, and the same, when so paid, shall be carried to and made Part of the Consolidated Fund of the United Kingdom, the Amount so received and paid to be verified by the Affidavit of the accounting Party.

The Persons or Person holding such last-mentioned Offices to receive the yearly Sum of 800*l*.

XXVI. From and after the Tenth Day of *October* One thousand eight hundred and fifty-two, there shall be paid to the Persons or Person for the Time being holding such last-mentioned Offices the yearly Sum of Eight hundred Pounds, to be divided between such Persons, in case such Offices should be held by different Persons, in such Proportions as the Lord Chancellor shall direct, and such yearly Sum shall be issued and paid and payable out of and be charged and chargeable upon the Consolidated Fund of the United Kingdom (after paying or reserving sufficient to pay all such Sums of Money as by any Acts of Parliament now in force have been directed to be paid thereout, but with Precedence to all other Payments which shall hereafter be charged thereupon), and shall be payable and paid quarterly, free and clear from all Taxes and Deductions whatsoever, on the Four usual Days of Payment in the Year; that is to say, the Fifth Day of *January*, the Fifth Day of *April*, the Fifth Day of *July*, and the Tenth Day of *October* in every Year, by equal Portions, the First Payment to be made on the Fifth Day of *January* One thousand eight hundred and fifty-three, and a proportionate Part thereof to be paid for the Quarter current at the Death or Resignation of the Persons or Person in the Receipt of such yearly Sum.

Certain Offices abolished.

XXVII. From and after the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two, the Offices of the Patentee of the Subpœna Office, the Deputy of the Patentee of the Subpœna Office, the Clerk of Affidavits, the Assistant Clerk of Affidavits, the Second Assistant Clerk of Affidavits, the Clerk of Reports, the Doorkeeper of the Court of Chancery, and the Crier of the Court of Chancery, and the Office of Usher of the Court of Chancery now held by *Thomas Francis Le Dieu*, shall be abolished.

Duties of Subpœna Office transferred to Clerks of Records and Writs.

XXVIII. From and after the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two, the Execution of the Duties of the Subpœna Office shall be transferred to the Clerks of Records and Writs, and such Duties shall be performed by them in such Manner as they are directed to perform the same by the Act of the Session holden in the Eighth and Ninth Years of the Reign of Her present Majesty, Chapter One hundred and five, after the Death, Resignation, or Removal from his Office of the present Patentee of the Subpœna Office.

Duties of Affidavit Office to be performed by Clerks of Records and Writs.

XXIX. From and after the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two, the Duties of the Affidavit Office of the Court of Chancery shall be performed by the Clerks of Records and Writs, but Affidavits or Affirmations may be sworn, affirmed, or attested upon Honour, and Declarations made before the Clerk of Inrolments for the Time being, as Occasion may require, for the better Despatch of Business; and the Duties of the Clerk of Reports shall be performed by such Person or Persons as the Lord Chancellor shall appoint for that Purpose, and such Person or Persons shall be entitled under this Act to such Salary or Salaries as the Commissioners of Her Majesty's Treasury shall by any Order direct, provided that the whole Amount of such Salaries shall not in any One Year exceed the Sum of Four hundred Pounds.

Orders in Lunacy, when signed, to be entered by the Registrar in Lunacy, and Office Copies

XXX. Every Order made in Matters in Lunacy by the Lord Chancellor, or the Person or Persons intrusted as aforesaid, when drawn up by the Secretary of Lunatics, and signed by the Lord Chancellor, or the Persons or Person intrusted as aforesaid, shall be entered by such Secretary, who shall be henceforth called the Registrar in Lunacy, in a proper Book to be provided by him for that Purpose; and he shall furnish to every Person requiring the same

Accountant General of the said Court (the Amount so received and paid by such Registrar to be verified by Affidavit), and the several Sums when so paid in shall be from Time to Time placed to an Account to be intituled "The Appeal Deposit Account," and the Monies which shall from Time to Time be standing to such Account shall be paid and applied as the Court of Chancery shall from Time to Time in that Behalf order or direct.

Persons may sell by Auction, under an Order of the Court of Chancery, without being liable to Duty imposed by 8 & 9 Vict. c. 15.

XLII. 'And whereas by the Act of the Session holden in the Eighth and Ninth Years of the Reign of Her present Majesty, Chapter Fifteen, a certain Duty of Excise is imposed upon every Licence to be taken out by every Person exercising or carrying on the Trade or Business of an Auctioneer in any Part of the United Kingdom; and it is thereby enacted, that every Person who exercises or carries on the Business of an Auctioneer, or who acts in such Capacity at any Sale or Roup, and every Person who sells or offers for Sale any Goods or Chattels, Lands, Tenements, or Hereditaments, or any Interest therein, at any Sale or Roup where any Person or Persons become the Purchaser of the same by Competition, and being the highest Bidder, or by any other Mode of Sale by Competition, shall, except as herein-after mentioned, be deemed to carry on the Trade or Business of an Auctioneer, and shall be required to take out such Licence as thereby directed; and that every Person who carries on the Trade or Business of an Auctioneer as aforesaid without taking out such Licence shall, except as therein-after mentioned, forfeit One hundred Pounds: And whereas Doubts have arisen whether any Sale or Sales by way of Auction can now be made under any Order or Decree of the Court of Chancery before any Officer of the said Court, or the Persons by such Officer in that Behalf appointed, without rendering such Officer or other Person liable to take out such Licence as by the said last-mentioned Act is directed to be taken out by all Persons acting as Auctioneers; and it is expedient that such Doubts should be removed:' Be it therefore enacted, That it shall be lawful for any Master in Ordinary of the Court of Chancery, and for the Chief Clerk of any such Master, and for every other Person appointed in that Behalf by any such Master, to sell any Goods or Chattels, Lands, Tenements, or Hereditaments, or any Interests therein, under any Decree or Order of the said Court, by Auction or by any other Mode of Sale by Competition, without any Licence as an Auctioneer, and without being liable to the Duty imposed by the said last-mentioned Act, or any other Act or Acts now in force.

Indemnity in respect of former Sales.

XLIII. The Masters in Ordinary of the Court of Chancery and their chief Clerks shall be discharged and freed from all Suits, Prosecutions, Liabilities, Pains, and Penalties to which they or any or either of them are or is or might be liable for or on account of any Sale by or by way of Auction or Competition heretofore made or conducted by or before them or any or either of them.

Officers whose Emoluments are diminished in consequence of this Act may make Claim for Compensation to Commissioners of Treasury.

XLIV. It shall be lawful for the Keeper or Clerk of Her Majesty's Hanaper, Deputy Clerk of the Hanaper, the Patentee of the Subpœna Office, and for every Officer of the Court of Chancery, and for every Officer or Person employed in the Offices of the Masters in Lunacy, or the Registrar in Lunacy, whose Salary or Emoluments shall be taken away or diminished by the Operation of this Act, or by the Rules and Orders to be made thereunder, to make a Claim for Compensation to the Commissioners of Her Majesty's Treasury for the Time being, and such Commissioners are hereby required, within the Space of Six Calendar Months after any such Claim shall have been made, by Examination upon Oath or otherwise (which Oath they and each of them are and is hereby authorized to administer), to inquire whether any and if any what Compensation ought to be made to such Clerk of the Hanaper, Deputy Clerk of the Hanaper, Patentee of the Subpœna Office, and to any Officer or Person claiming such Compensation, the said Commissioners having regard to the Conditions on which the Appointment of any such Officer or Person was made, or to any Notice which at the Time of such Appointment may have been given to such Officer or Person that his Office was to be holden subject to any Provision by Parliament for the Abolition or Regulation thereof, but with full Power for the said Commissioners to investigate and determine whether from the Nature of the Office or Mode of Accession thereto any such Conditions or Notice could have been properly made or given, and also having regard to the holding of any Office, Place, or Situation in the said Court by such Officer or Person; and in all Cases in

Accountant General of the said Court (the Amount so received and paid by such Registrar to be verified by Affidavit), and the several Sums when so paid in shall be from Time to Time placed to an Account to be intituled "The Appeal Deposit Account," and the Monies which shall from Time to Time be standing to such Account shall be paid and applied as the Court of Chancery shall from Time to Time in that Behalf order or direct.

Persons may sell by Auction, under an Order of the Court of Chancery, without being liable to Duty imposed by 8 & 9 Vict. c. 15.

XLII. 'And whereas by the Act of the Session holden in the Eighth and Ninth Years 'of the Reign of Her present Majesty, Chapter Fifteen, a certain Duty of Excise is imposed 'upon every Licence to be taken out by every Person exercising or carrying on the Trade 'or Business of an Auctioneer in any Part of the United Kingdom; and it is thereby 'enacted, that every Person who exercises or carries on the Business of an Auctioneer, or 'who acts in such Capacity at any Sale or Roup, and every Person who sells or offers for 'Sale any Goods or Chattels, Lands, Tenements, or Hereditaments, or any Interest therein, 'at any Sale or Roup where any Person or Persons become the Purchaser of the same by 'Competition, and being the highest Bidder, or by any other Mode of Sale by Competition, 'shall, except as herein-after mentioned, be deemed to carry on the Trade or Business of an 'Auctioneer, and shall be required to take out such Licence as thereby directed; and that 'every Person who carries on the Trade or Business of an Auctioneer as aforesaid without 'taking out such Licence shall, except as therein-after mentioned, forfeit One hundred 'Pounds: And whereas Doubts have arisen whether any Sale or Sales by way of Auction 'can now be made under any Order or Decree of the Court of Chancery before any Officer 'of the said Court, or the Persons by such Officer in that Behalf appointed, without 'rendering such Officer or other Person liable to take out such Licence as by the said 'last-mentioned Act is directed to be taken out by all Persons acting as Auctioneers; 'and it is expedient that such Doubts should be removed:' Be it therefore enacted, That it shall be lawful for any Master in Ordinary of the Court of Chancery, and for the Chief Clerk of any such Master, and for every other Person appointed in that Behalf by any such Master, to sell any Goods or Chattels, Lands, Tenements, or Hereditaments, or any Interests therein, under any Decree or Order of the said Court, by Auction or by any other Mode of Sale by Competition, without any Licence as an Auctioneer, and without being liable to the Duty imposed by the said last-mentioned Act, or any other Act or Acts now in force.

Indemnity in respect of former Sales.

XLIII. The Masters in Ordinary of the Court of Chancery and their chief Clerks shall be discharged and freed from all Suits, Prosecutions, Liabilities, Pains, and Penalties to which they or any or either of them are or is or might be liable for or on account of any Sale by or by way of Auction or Competition heretofore made or conducted by or before them or any or either of them.

Officers whose Emoluments are diminished in consequence of this Act may make Claim for Compensation to Commissioners of Treasury.

XLIV. It shall be lawful for the Keeper or Clerk of Her Majesty's Hanaper, Deputy Clerk of the Hanaper, the Patentee of the Subpœna Office, and for every Officer of the Court of Chancery, and for every Officer or Person employed in the Offices of the Masters in Lunacy, or the Registrar in Lunacy, whose Salary or Emoluments shall be taken away or diminished by the Operation of this Act, or by the Rules and Orders to be made thereunder, to make a Claim for Compensation to the Commissioners of Her Majesty's Treasury for the Time being, and such Commissioners are hereby required, within the Space of Six Calendar Months after any such Claim shall have been made, by Examination upon Oath or otherwise (which Oath they and each of them are and is hereby authorized to administer), to inquire whether any and if any what Compensation ought to be made to such Clerk of the Hanaper, Deputy Clerk of the Hanaper, Patentee of the Subpœna Office, and to any Officer or Person claiming such Compensation, the said Commissioners having regard to the Conditions on which the Appointment of any such Officer or Person was made, or to any Notice which at the Time of such Appointment may have been given to such Officer or Person that his Office was to be holden subject to any Provision by Parliament for the Abolition or Regulation thereof, but with full Power for the said Commissioners to investigate and determine whether from the Nature of the Office or Mode of Accession thereto any such Conditions or Notice could have been properly made or given, and also having regard to the holding of any Office, Place, or Situation in the said Court by such Officer or Person; and in all Cases in

XXXV. The Master of Reports and Entries shall also perform all such other Duties as the Lord Chancellor shall from Time to Time by any Order direct. and to perform other Duties as directed.

XXXVI. 'And whereas under an Order of the said Court recited in the said last-'mentioned Act, and thereby confirmed, an Account of all Monies, Securities, and Effects 'belonging to the Suitors of the said Court was directed to be kept at the Report Office; 'and whereas, since the passing of such Act, Three Accounts of such Monies, Securities, 'and Effects have been respectively kept, that is to say, One at the Report Office by the 'Clerks of Accounts, another in the Office of the Accountant General of the said Court, and 'a Third at the Bank of *England*: And whereas it is considered that the Account so kept 'at the Report Office is no longer necessary, and may be discontinued:' Be it therefore enacted, That from and after the First Day of *October* One thousand eight hundred and fifty-two, the Account so kept at the Report Office as aforesaid shall be discontinued, and the Offices of Clerks of Accounts shall be abolished, and so much of the said last-mentioned Order as requires, that when any Money belonging to the Suitors of the said Court should be directed to be paid by Order of the said Court the Note drawn for such Money upon Cheque Paper, as thereby directed, should be carried to the Report Office, and an Entry made thereof there, and Intratur written thereon, shall be repealed; and from and after the First Day of *October* One thousand eight hundred and fifty-two, every Note or Cheque for the Payment of Money, under any Order of the said Court, signed by the Accountant General of the said Court and countersigned by the Master of Reports and Entries, or One of the Registrars of the said Court, as herein-before required, shall be sufficient Authority to the Bank of *England* to pay the Money mentioned in such Note or Cheque to the Person named therein, or to such Person as he or she, by Indorsement, shall order to receive the same. Account of Monies of the Suitors of the Court kept at the Report Office to be discontinued, and Offices of Clerks of Accounts abolished.

XXXVII. It shall be lawful for the Lord Chancellor from Time to Time to make and issue such General Orders as he shall think fit, as well in relation to any Matter connected with the Offices by this Act abolished, and not hereby otherwise provided for, as for carrying the Provisions of this Act into execution, and also all such other Rules and Orders as he shall think fit for altering and regulating the Business of the several Offices of the said Court. Lord Chancellor to make General Orders for carrying Act into effect.

XXXVIII. Any Order or Orders for the Time being made under this Act may from Time to Time be annulled, altered, or varied by the like Authority by which any such Order or Orders shall have been made, and new Orders may from Time to Time be made for any of the Purposes of this Act by the Authority by which Orders are hereby authorized to be made. Orders under this Act may be varied.

XXXIX. It shall be lawful for the Lord Chancellor, if he shall see fit, to authorize and direct the First, Second, and Third Clerks in each Division of the Office of the said Accountant General, from and after the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two, to continue to perform the Acts or Duties hitherto performed by such Clerks, in addition to the Duties prescribed by Act of Parliament, as heretofore, in exclusion of any other Person, and to direct them to be paid such yearly Salaries as the Lord Chancellor, with the Consent of the Commissioners of Her Majesty's Treasury, shall think just; and it shall be lawful for the Lord Chancellor to fix the Fees to be paid for such Acts as aforesaid, which shall be accounted for in like Manner as the other Fees now received in the Office of the said Accountant General. Duties and Salaries of Clerks in Accountant General's Office.

XL. Instead of the Salaries directed to be paid by the Act of the Session holden in the Fifth and Sixth Years of the Reign of Her present Majesty, Chapter One hundred and three, to the Clerks of the Taxing Masters of the Court of Chancery, every such Clerk shall, from and after the Third Day of *November* One thousand eight hundred and fifty-two, be entitled to a Salary of Three hundred and fifty Pounds *per Annum*. Amount of Salaries to Clerks of Taxing Masters.

XLI. The Deposit now payable on setting down Appeals and Exceptions for Hearing shall continue to be payable, and such Deposits shall be paid to and received by the Senior Registrar of the Court of Chancery for the Time being, who shall once in every Three Months pay all Sums so received by him into the Bank of *England* to the Credit of the Accountant Deposits on Appeals to be paid into Bank, and placed to "The Appeal Deposit Account."

in which it shall appear to the said Commissioners that Compensation ought to be granted, it shall be lawful for the said Commissioners, by Warrant under their Hands, to order and direct that such annual Compensation shall be made to the Persons so claiming such Compensation as aforesaid, or any of them, as to the said Commissioners in their Discretion shall seem just and reasonable; and all such Compensations shall be paid and payable out of such Funds and in such Manner as is herein-after in that Behalf directed: Provided always, that an Account of all such Compensations shall, within Fourteen Days next after the same shall be so granted, be laid upon the Table of the House of Commons, if Parliament shall be then assembled, or if Parliament shall not be then assembled then within Fourteen Days after the Meeting of Parliament then next following.

Payments to be made to Persons whose Offices are abolished

XLV. Every Person now holding any Freehold Office or Office for Life or during good Behaviour which is abolished by this Act, and in respect of which any annual or other fixed Salary is by virtue of any Act of Parliament or otherwise by Law payable, shall be entitled to receive such Salary during the Residue of the Term of his natural Life, in the same Manner and out of the same Fund as if this Act had not been passed; and every Person now holding any Freehold Office or Office for Life or during good Behaviour, which is abolished by this Act, and in respect of which any Fees of Office are by Law or Custom payable, shall be entitled to receive from and after the passing of this Act, during his natural Life, an Annuity equal to the average annual Amount of such Fees of Office during the Three Years next preceding the passing of this Act; and the Amount of such Annuity shall be determined by the Lords Commissioners of Her Majesty's Treasury, in the same Manner, and shall be paid out of such Funds and in such Manner, as is by this Act directed with respect to the Compensations hereby provided to be given to Officers whose Salary or Emoluments shall be taken away or diminished by the Operation of this Act, or by the Rules and Orders to be thereunder made.

Lord Chancellor may order Pensions for retiring Officers.

XLVI. From and after the passing of this Act it shall be lawful for the Lord Chancellor, by any Order made on a Petition presented to him for that Purpose, to order (if he shall think fit) to be paid to any Person now or hereafter holding any Office or Appointment in the Court of Chancery, other than and except any Clerk of Enrolments, Clerk of Records and Writs, or Taxing Master, to whom, subsequently to the passing of this Act, the Lord Chancellor, under the Act passed in the Session of Parliament holden in the Fifth and Sixth Years of Her Majesty's Reign, intituled *An Act for abolishing certain Offices of the High Court of Chancery*, shall have ordered a retiring Allowance to be paid, and to any Officer or Person employed in the Offices of the Masters in Lunacy, or the Registrar in Lunacy, who shall be afflicted with some permanent Infirmity disabling him from the due Execution of his Office, or shall have continued in any Office or Offices for Twenty Years and shall be desirous of resigning the same, a Superannuation Allowance under this Act, and thereupon such Officer or Person shall be entitled to receive such Superannuation Allowance as the Commissioners of Her Majesty's Treasury shall think proper to direct; and in ascertaining and awarding the Amount of such Superannuation Allowance, the said Commissioners shall take into consideration the whole Period during which any such Officer or Person shall have been permanently employed in any Office or Situation in the said Courts or Offices, and shall proceed according to the Principles laid down by an Act passed in the Session holden in the Fourth and Fifth Years of King *William* the Fourth, Chapter Twenty-four, "to alter, amend, and consolidate the Laws for regulating the Pensions, Compensations, "and Allowances to be made to Persons in respect of their having held Civil Offices in His "Majesty's Service": Provided always, that the Lord Chancellor shall in every such Order state the Cause for making the same, and shall cause a Copy of such Order to be laid on the Table of the House of Commons within Fourteen Days next after the making of the same if Parliament shall be then assembled, and if Parliament shall not be then sitting then within Fourteen Days next after the assembling thereof.

5 & 6 Vict. c. 103.

4 & 5 W. 4. c. 24.

Lord Chancellor may remove and give Pensions to disabled Officers.

XLVII. From and after the passing of this Act, it shall be lawful for the Lord Chancellor, by Order, to remove any Officer of the Court of Chancery, or any Officer or Person employed in the Offices of the Masters in Lunacy, or the Registrar in Lunacy, who shall be afflicted with any Infirmity which shall disable him from the due Execution of his Office, and who shall refuse to resign, or become incapable of resigning the same, and upon

such Removal to order to be paid to any such Officer or Person so removed an Annuity or retiring Allowance, not exceeding Two Third Parts of the yearly Sum or Salary to which he shall be entitled at the Time of his Removal, such Annuity or retiring Allowance to be paid out of the Funds, and in the Manner in which retiring Allowances under this Act are herein-after directed to be paid.

Salaries to grow due from Day to Day, but to be payable quarterly out of Suitors Fee Fund.

XLVIII. Except as herein otherwise provided, all Salaries under this Act shall grow due from Day to Day, but shall be payable under an Order of the Lord Chancellor on the Third Day of *February*, the Third Day of *May*, the Third Day of *August*, and the Third Day of *November* in every Year, or on such other Days as the Lord Chancellor shall from Time to Time by any Order direct, and shall be paid to the Parties entitled thereto, or their respective Executors or Administrators, out of the Fund standing in the Name of the Accountant General of the Court of Chancery, to the Account, intituled "The Suitors Fee Fund Account," but subject and without Prejudice to the Payment of all Salaries and other Sums of Money by any former Act or Acts now in force directed or authorized to be paid thereout.

Compensation to Chaff Wax, &c. to be paid out of Consolidated Fund.

XLIX. The Compensation to be made under this Act to the Persons holding the Offices of the Keeper or Clerk of Her Majesty's Hanaper, Deputy Clerk of the Hanaper, Chaff Wax, Deputy Chaff Wax, Sealer, and Deputy Sealer, shall be issued and payable out of and charged and chargeable upon the Consolidated Fund of the United Kingdom, after paying or reserving sufficient to pay all such Sums of Money as by any Acts of Parliament now in force have been directed to be paid thereout, but with Precedence to all other Payments which shall hereafter be charged thereupon, and such Compensations shall be paid quarterly, free and clear from all Taxes and Deductions whatsoever, on the Four usual quarterly Days of Payment in the Year; that is to say, the Fifth Day of *January*, the Fifth Day of *April*, the Fifth Day of *July*, and the Tenth Day of *October* in every Year by equal Portions, the First Payment to be computed from the Twenty-eighth Day of *October* One thousand eight hundred and fifty-two, to be made on such of the same Days of Payment as shall happen next after the Commissioners of Her Majesty's Treasury shall have issued their Warrant for any such Compensation, and a proportionate Part thereof to be paid for the Quarter current at the Death of any of the Persons in the Receipt of such Compensation.

All other Compensations and Superannuation or retiring Allowances to grow due from Day to Day, but to be payable quarterly out of Suitors Fund.

L. Except as herein otherwise provided, all Compensations and Superannuation or retiring Allowances under this Act shall grow due from Day to Day, but shall be payable on the Third Day of *February*, the Third Day of *May*, the Third Day of *August*, and the Third Day of *November* in every Year, or on such other Days as the Lord Chancellor shall from Time to Time by any Order direct, and shall be paid to the Parties entitled thereto, or their respective Executors or Administrators, out of the Interest and Dividends of the Government or Parliamentary Securities, now or hereafter to be placed in the Name of the Accountant General of the Court of Chancery to the Two Accounts, intituled "Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery," and "Account of Securities purchased with surplus Interest arising from Securities carried to an Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery," or either of them, by the Governor and Company of the Bank of *England*, by virtue of any Order or Orders of the Lord Chancellor, to be made from Time to Time for that Purpose, without any Draft from the Accountant General, but subject and without Prejudice to the Payment of all Salaries and other Sums of Money by any former Act or Acts now in force directed or authorized to be paid thereout.

Alteration of quarterly Days of Payment of certain Salaries out of Suitors Fee Fund.

LI. All Salaries payable under any Act or Acts now in force out of the Fund standing in the Name of the Accountant General of the Court of Chancery to the Account intituled "The Suitors Fee Fund Account," by equal quarterly Payments on the Twenty-fifth Day of *February*, the Twenty-fifth Day of *May*, the Twenty-fifth Day of *August*, and the Twenty-fifth Day of *November* in every Year, shall from and after the passing of this Act be respectively payable and paid by equal quarterly Payments on the Third Day of *February*, the Third Day of *May*, the Third Day of *August*, and the Third Day of *November* in every Year, and a propor-

a proportionate Part of the First of such last-mentioned quarterly Payments, to be computed from the last Day of Payment of such Salaries, shall be made on the First of such quarterly Days of Payment hereby appointed which shall happen next after the passing of this Act, and upon the Resignation, Death, or Removal from Office of any Person entitled to receive any such Salary, such Person, or his Executors or Administrators, as the Case may be, shall be paid such proportionate Part of the Salary aforesaid as shall have accrued since the last quarterly Payment thereof to the Time of such Resignation, Death, or Removal from Office.

Provisions for Expenses of the Officers of the Court.

LII. It shall be lawful for the Lord Chancellor, by any Order or Orders to be from Time to Time made for that Purpose, to order Payment, at such Times, and in such Manner, and out of such of the Funds hereby charged as he shall think fit, of all such Sums as shall appear to him to be reasonable and proper to be paid for providing suitable Courts, Rooms, and Buildings in which the Business of the Court of Chancery may from Time to Time be carried on, and for keeping Order in the several Courts, and for the Care and cleaning of all such Courts, Rooms, and Buildings, and for the Rent, Taxes, Rates, Insurance from Fire, and other Outgoings charged upon or payable for or in respect thereof, and for the Enlargement, Alteration, or Improvement, Repairs, furnishing, and fitting up of the same, and for the Books and Stationery which may be required for the Business of the said Court and the Offices thereof, and for the making, writing, printing, counting, and examining official Documents and Records of the said Court, and Office and other Copies of such Documents and Records, and for Coals and Candles, and other necessary Articles for the said Courts and Offices, and for all other necessary Expenses relating thereto, and for the Expenses of the Pursebearer and the Running Porter to the Great Seal, and the Messenger to the Lord Chancellor during his Absence from Town, and for the petty Expenses now borne by the Porter's Fund; and it shall be lawful for the Master of the Rolls to appoint a Clerk or Clerks to be employed in the Office of the Secretary at the Rolls, which Clerk or Clerks shall receive by way of Salary such annual Sum or Sums as the Master of the Rolls shall from Time to Time fix and determine; provided always, that such annual Sum or Sums shall not in the whole in any One Year exceed the Sum of Three hundred Pounds.

Surplus of Suitors Fund to be from Time to Time carried over to and to become Part of Suitors Fee Fund.

LIII. 'And whereas many of the Fees payable to the Suitors Fee Fund have been lately 'abolished, and several of them have been reduced, and under the Provisions of this Act 'there will be a further Reduction of the Fees payable to the said Fund: And whereas, in 'order to effect such Reduction, and at the same Time to keep up the said Fund to an Amount 'sufficient to satisfy the Charges thereon, as well under this Act as under any former Act, 'it is expedient to make such Addition to the said Fund as herein-after provided:' Be it therefore enacted, That so much of any Act or Acts now in force as directs that the surplus Interest and annual Produce which hath arisen and shall arise from the Monies placed out on the several Accounts, intituled "Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery," and "Account of Securities purchased with surplus Interest arising from Securities carried to an Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery," beyond what shall be sufficient to answer the Purposes of the several Acts relating to such Securities, and also the Interest produced from the Securities purchased with such surplus Interest and annual Produce, shall from Time to Time be placed out in the Purchase of Government or Parliamentary Securities in the Name of the Accountant General of the said Court, and placed to the Credit of the said Account, intituled "Account of Securities purchased with surplus Interest arising from Securities carried to an Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery," shall be repealed, and the surplus Interest and annual Produce hereafter to arise from the Monies placed out on the Two several last-mentioned Accounts, beyond what shall be sufficient to answer the Purposes of this Act, and the several other Acts relating to such Securities, shall be carried over by the said Accountant General and be placed to the said Account, intituled "The Suitors Fee Fund Account," and shall thereupon become Part of the Fund standing to such Account.

Provision in case of Surplus or Deficiency

LIV. If at the End of any Year there shall be a Surplus standing to the Credit of the said Account, intituled "The Suitors Fee Fund Account," after Payment of the several Salaries

of Suitors Fee Fund.

Salaries and Sums of Money charged thereon by this Act or any former Act, it shall be lawful for the Lord Chancellor by any Order to direct that such Surplus, or such Part thereof as to the Lord Chancellor shall seem fit, shall be invested in the Purchase of Parliamentary or Government Securities in the Name of the said Accountant General, to be placed to the Account, intituled "Account of Monies placed out to provide for the Officers of the High Court of Chancery," and it shall be lawful for the Lord Chancellor in like Manner to direct the Investment of the Dividends or Interest to accrue from Time to Time on the Securities now or at any Time hereafter under this Act or any former Act to be placed to the said last-mentioned Account, or so much of such Dividends and Interest as he shall think fit, in the Purchase of Parliamentary or Government Securities in the Name of the said Accountant General, to be by him placed to the Credit of the said last-mentioned Account, and as often as there shall be a Deficiency in the said Account, intituled "The Suitors Fee Fund Account," at any of the Times appointed for Payment of any of the Salaries or Sums of Money charged thereon, it shall be lawful for the Lord Chancellor to direct the said Accountant General to make good such Deficiency by carrying over and placing to the said Account, intituled "The Suitors Fee Fund Account," such Sum as the Lord Chancellor may consider sufficient for that Purpose, out of the Interest and Dividends to arise from the Government or Parliamentary Securities standing to the said Account, intituled "Account of Monies placed out to provide for the Officers of the High Court of Chancery," or by a Sale of so much of the said Securities as may be necessary for that Purpose.

Interpretation of Term "Lord Chancellor."

LV. In the Construction of this Act, unless such Meaning be repugnant to or inconsistent with the Context, the Expression "Lord Chancellor" shall mean and include the Lord High Chancellor of *Great Britain*, and the Lord Keeper or Lords Commissioners of the Great Seal of the United Kingdom for the Time being.

CAP. LXXXVIII.

An Act to remove Doubts as to the Constitution of the Bishopric of *Christchurch* in *New Zealand*, and to enable Her Majesty to constitute such Bishopric and to subdivide the Diocese of *New Zealand*. [1st *July* 1852.]

'WHEREAS Her Majesty, by Letters Patent under the Great Seal, bearing Date the Fourteenth Day of *October* One thousand eight hundred and forty-one, and in the Fifth Year of Her Reign, did make, ordain, and constitute the Colony of *New Zealand* into a Bishop's See or Diocese, by the Name or Style of the Bishopric of *New Zealand*, and did nominate and appoint *George Augustus Selwyn* Clerk to be Bishop and ordinary Pastor of the said See for the Term of his natural Life, subject to such Right of Resignation as in the said Letters Patent is expressed: And whereas, by reason of the Extent of the said Diocese, it is expedient that Provision should be made for the Subdivision thereof: And whereas, in order to such Subdivision, the said *George Augustus Selwyn* hath, by an Instrument under his Hand and Seal, bearing Date the Ninth Day of *May* One thousand eight hundred and fifty-one, resigned and surrendered so much of the said See or Diocese of *New Zealand* as lies to the Southward of a Geographical Line drawn across the *Middle Island*, otherwise called *New Munster*, at the Northern Boundary of the *Canterbury* Territory: And whereas Doubts are entertained as to the Validity of the said Instrument of Resignation:' 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:

Surrendered Portion of Diocese of New Zealand erected into a distinct See.

I. The said Instrument of Resignation shall be deemed and taken to be, and the same is hereby declared to be, valid and effectual in the Law for the Purpose of enabling Her Majesty to erect and constitute the said surrendered Portion of the said Diocese of *New Zealand* into a distinct See or Diocese.