4. The provisions of the Sanitary Acts enabling local authorities under the same to borrow money for the purposes of such Acts shall be read and construed as if they provided that any sums of money borrowed from the Public Works Loan Commissioners by such local authority for the purposes of the said Acts shall be repaid within a period not exceeding fifty years.

Period of repayment of sums borrowed by local authorities for sanitary purposes.

CHAPTER 75.

An Act to amend the Contagious Diseases (Animals) Act, 1869.

[11th August 1875.]

WHEREAS it is enacted by the one hundred and sixth section of "The Contagious Diseases (Animals) Act (1869)," that "notwithstanding anything in any Act "relating to the metropolitan police, or to municipal corporations, or in any other Act, "one half of every penalty or forfeiture recovered under this Act shall be paid to the "person who sues or proceeds for the same, and the other half shall be applied as if this "section had not been enacted," and it is expedient that the provisions of the said section, in so far as regards penalties or forfeitures recovered in Scotland, should be amended:

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:

1. This Act shall be construed as one with the recited Act.

Construction of Act.

2. This Act shall extend to Scotland only.

Extent of Act.

3. Notwithstanding anything contained in section one hundred and six of the recited Act, or in any other Act, one half of every penalty or forfeiture recovered under the recited Act in Scotland, which is not therein directed to be paid to the person who sues or proceeds for the same, shall be paid as follows:

Application of penalties under recited Act.

(a.) To the Queen's and Lord Treasurer's Remembrancer, on behalf of Her Majesty, when the court is the sheriff court:

(b.) To the collector of county rates, in aid of the county general assessment, when the court is the justice of the peace court:

(c.) To the treasurer of the burgh, in aid of the funds of the burgh, when the court is a burgh court:

(d.) To the treasurer of the board of police, or commissioners of police, in aid of the police funds, when the court is a police court:

CHAPTER 76.

An Act to make provision for Returns relating to Ecclesiastical Fees; and for other purposes.

[11th August 1875.]

WHEREAS by an Act of the seventh and eighth year of the reign of Her Majesty, chapter sixty-eight, it is provided that the registrar of every court exercising ecclesiastical jurisdiction, and the registrar of every vicar-general or diocese, shall on or before the twentieth day of January in every year transmit to one of Her Majesty's Principal Secretaries of State a true account in writing of the gross and net amounts of all such fees, allowances, gratuities, perquisites, and emoluments respectively as shall have been received or become due in the year ending the fifth day of January in such year on

7 & 8 Vict. c. 68. s. 2.

account of the judge of such court or vicar-general or on account of such registrar or (except of surrogates) of any other officer, clerk, or minister of such court or registry by virtue of his office or employment:

10 & 11 Vict. c. 98. s. 9.

And whereas by the Act of the tenth and eleventh year of the reign of Her Majesty, chapter ninety-eight, it is provided that every person appointed after the passing of the Act of the sixth and seventh year of King William the Fourth, chapter seventy-seven (except as regards the Prerogative Court of Canterbury), or who should be appointed after the passing of the said Act of the tenth and eleventh year of the reign of Her Majesty, to the office of judge, registrar, or other officer of any ecclesiastical court in England, shall hold the same subject to all regulations and alterations affecting the same which might thereafter be made by authority of Parliament; and it is further provided that no person by his appointment to any such office shall acquire any claim or title to compensation in case the same should be thereafter altered or abolished by Act of Parliament:

And whereas it is expedient to extend the provisions of the said Acts as regards ecclesiastical offices, and to make provision for the appropriation of a certain fund in the hands of the Governors of the Bounty of Queen Anne:

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 and with the authority of the same, as follows:

Short title.

1. This Act may be cited as the Ecclesiastical Fees Act, 1875.

Bishops secretaries, &c. to hold office subject to alterations.

2. Every person who shall be appointed after the passing of this Act to the office of secretary, apparitor, seal keeper, or other officer employed in the transaction of official business, by any archbishop or bishop holding a see in England, whether such office be or be not an office in any ecclesiastical court in England, shall hold the same subject to all regulations and alterations affecting the same, or affecting the fees receivable in respect thereof, which may hereafter be made by authority of Parliament, nor shall any person by his appointment to any such office acquire any claim or title to compensation in case the same be hereafter altered or abolished by Act of Parliament; provided that nothing contained in this section shall be construed to give to any person appointed before the passing of this Act to any of the said offices any right as to tenure of office, or any claim or title to compensation, not possessed by him before the passing of this Act.

Secretaries, &c. to make returns.

3. Every person who shall after the passing of this Act be appointed to any of the offices mentioned in the last preceding section shall on or before the first day of March in every year transmit to one of Her Majesty's Principal Secretaries of State a true account, in writing, of the gross and net amounts of all such fees, allowances, gratuities, perquisites, and emoluments as shall have been received by him or become due to him in the year ending the fifth day of January in such year by virtue of his office or employment.

Penalty for not making returns, &c.

4. In case any person required by the said recited Act of the seventh and eighth year of the reign of Her Majesty, or by this Act, to transmit to one of Her Majesty's Principal Secretaries of State an account in manner aforesaid, shall, from and after the passing of this Act, fail to transmit such account on or before the first day of March in every year, or shall wilfully make any misstatement in such account as to the amount of fees, allowances, gratuities, perquisites, or emoluments received by him or due to him as aforesaid, he shall be liable to a penalty of twenty pounds, to be recoverable at the suit of the Ecclesiastical Commissioners for England, by action brought by the secretary of the said Commissioners against the party offending in the county court of the district within which the registry of the diocese is situate wherein such officer holds office; and the amount so recovered shall be applied by the said Commissioners for the purposes of their Common Fund.

Certain fund to be paid over to the judge appointed under

5. Whereas under the provisions of section two of the above-recited Act of the tenth and eleventh year of the reign of Her Majesty, chapter ninety-eight, a fund amounting to the sum of eleven hundred and twelve pounds eighteen shillings and one penny, or thereabouts, consolidated three pounds per centum annuities has accumulated in the

hands of the Governors of the Bounty of Queen Anne, and is retained by them until Parliament shall provide for the appropriation thereof: Be it enacted, That the said Governors shall pay out of the said fund, and any other sums which may be received by the said Governors under the above-recited section of the said Act, to the judge appointed under "The Public Worship Regulation Act, 1874," such sums, at such times, and in such proportions as the Archbishop of Canterbury, the Lord High Chancellor, the Archbishop of York, and the Lord Chief Justice of England, or any three of them, shall, by writing under their hands, appoint, in order to provide a salary for the said judge, and a payment for the clerk of the said judge, until a salary for the said judge and a payment for the said clerk is otherwise provided by Parliament. 37 & 38 Vict. c. 85.

6. It shall be lawful for the Worshipful Granville Harcourt Vernon, if he shall think fit, to resign, by a writing under his hand and seal, the office of official principal or auditor of the Chancery Court of York now held by him under letters patent from the Archbishop of York, without invalidating by such resignation the said letters patent, so far as they relate to other offices not so resigned by him. Provisions as to Official Principal of the Chancery Court of York.

If the said Granville Harcourt Vernon shall resign the office of official principal or auditor of the Chancery Court of York he shall not be thereby disqualified from continuing to receive any yearly sum which may have been awarded to him as compensation under the Court of Probate Act, 1857.

CHAPTER 77.

An Act to amend and extend the Supreme Court of Judicature Act, 1873.

[11th August 1875.]

WHEREAS it is expedient to amend and extend the Supreme Court of Judicature Act, 1873:

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:

1. This Act shall, so far as is consistent with the tenor thereof, be construed as one with the Supreme Court of Judicature Act, 1873, (in this Act referred to as the principal Act,) and together with the principal Act may be cited as the Supreme Court of Judicature Acts, 1873 and 1875, and this Act may be cited separately as the Supreme Court of Judicature Act, 1875. Short title, and construction with 36 & 37 Vict. c. 66.

2. This Act, except any provision thereof which is declared to take effect before the commencement of this Act, shall commence and come into operation on the first day of November 1875. Commencement of Act.

Sections twenty, twenty-one, and fifty-five of the principal Act shall not commence or come into operation until the first day of November 1876, and until the said sections come into operation an appeal may be brought to the House of Lords from any judgment or order of the Court of Appeal herein-after mentioned in any case in which any appeal or error might now be brought to the House of Lords or to Her Majesty in Council from a similar judgment, decree, or order of any Court or Judge whose jurisdiction is by the principal Act transferred to the High Court of Justice or the Court of Appeal, or in any case in which leave to appeal shall be given by the Court of Appeal.

3. Whereas by section five of the principal Act it is provided as follows: "that if at "the commencement of this Act the number of puisne justices and junior barons who "shall become Judges of the said High Court shall exceed twelve in the whole, no new "Judge of the said High Court shall be appointed in the place of any such puisne justice "or junior baron who shall die or resign while such whole number shall exceed twelve, Explanation of 36 & 37 Vict. c. 66. s. 5. as to number of Judges.