wise, to any Person or Persons whomsoever, or any Body Politic or Corporate, for such Price or Prices in Money (or for such Equivalent or Recompence in other Land or Tenements) as to the said Commissioners of *Chelsea* Hospital and their Successors shall seem reasonable, and to make and execute all Acts, Deeds, Matters, and Things requisite or necessary for completing any Sale or Exchange to and with any Person or Persons, their Heirs or Assigns, or to and with any Body Politic and Corporate and their Successors as aforesaid, who may purchase or agree to purchase any such Pieces or Parcels of Land or Tenements from the said Commissioners of *Chelsea* Hospital, and to give full, complete, and sufficient Receipts, Releases, and Discharges for the Purchase Money thereof.

Commissioners empowered to grant Leases.

III. And be it enacted, That it shall be lawful for the Commissioners of *Chelsea* Hospital and their Successors, and for any Trustee or Trustees of the said Lands and Tenements, by their Direction, signified as aforesaid, from Time to Time and at all Times hereafter, in such Manner as they shall deem expedient, to grant Leases of all or any of the Pieces or Parcels of Land so contracted for, or heretofore purchased with any Portion of the Legacy of the said Colonel *Drouley*, unto any Person or Persons, for any Term or Number of Years not exceeding Twenty-one Years for any such Lease, unless the same be a building or repairing Lease, and not exceeding Eighty Years for any such building or repairing Lease, and to take effect in Possession only, and not in Reversion or by way of future Interest, and so as in all such Leases there be respectively reserved and made payable during the Continuance thereof the best yearly Rent or Rents which can be reasonably obtained for the same, without taking any Fine, Premium, or Foregift for the making thereof, and so as in every such Demise and Lease there be contained a Condition of Re-entry for Nonpayment of the Rent thereby reserved, and so as the respective Lessees duly execute Counterparts of their said Leases respectively.

## CAP. XXXII.

### An Act to amend the Laws in force relating to Grand Jury Presentments in Counties of Cities and Towns in *Ireland*. [12th *July* 1843.]

'WHEREAS by an Act passed in the Session of Parliament holden in the Third and Fourth Years of the Reign of Her present Majesty, intituled *An Act for the Regulation of Municipal Corporations in* Ireland, it was enacted, that the Boundaries of the several Boroughs named in Schedule (A.) to that Act annexed should, for the Purposes of that Act, be taken to be according to the Description of such Boundaries set forth in Schedule (C.) to that Act annexed; and by another Act passed in the same Session of Parliament, intituled

3 & 4 Vict. c. 108 s. 20

3&4 Vict. c. 109. ‘ intituled *An Act to annex certain Parts of certain Counties of Cities to adjoining Counties, to make further Provision for Compensation of Officers in Boroughs, to limit the Borough Rate, and to continue for a limited Time an Act to restrain the Alienation of Corporate Property, in* Ireland, it was enacted, that, for the Purposes of the said first-recited Act and of that Act, all Places locally situate or included within the Boundaries of any of the Boroughs of *Cork*, *Dublin*, *Kilkenny*, *Limerick*, *Waterford*, and *Drogheda*, as defined under the said first-recited Act, should, from and after the Time when the said Act secondly above mentioned should come into operation, be deemed and taken to be Part or Parts of the County of the City or County of the Town of such Borough respectively, and of no other County; and every Portion, Place, or Precinct of every County of a City or County of a Town not under the said Acts included within any such Borough should, until Provision in that Behalf should be otherwise made under and by virtue of the said last-mentioned Act, be one Barony in itself, and should, for all Purposes of Grand Jury Presentments and of Criminal Jurisdiction, and also of Civil Jurisdiction of the Superior Courts of Common Law in *Dublin*, be Part of the County at large which was adjacent to it, or with which it had the largest common Boundary: And whereas under the said recited Acts certain Parts or Portions of the old Liberties of some of such Counties of Cities and Counties of Towns, and certain Parts of Parishes and other Denominations thereof, are included within the Boundaries of the Counties of such Cities or Towns as defined under the Provisions of the said recited Acts; and other Parts or Portions of the Liberties of the same Cities or Towns, and of such Parishes and other Denominations thereof, not being within such Boundaries, have, for the Purposes of Grand Jury Presentments, among others, become Part of the adjoining Counties: And whereas by an Act passed in the

5 & 6 Vict. c. 77. ‘ last Session of Parliament, intituled *An Act to enable Grand Juries at the ensuing Summer and Spring Assizes to make certain Presentments in Counties of Cities and Towns in* Ireland; *and to remove Doubts as to the Jurisdiction of Justices of the Peace in Places recently annexed to Counties at large in* Ireland, it was enacted, that at every Assizes to be holden for any such County of a City or County of a Town in *Ireland*, as in the said Act mentioned, it should be lawful to and for the Grand Jury of such County of a City or Town to present all and every such Sum and Sums as might be lawfully presented pursuant to any Act in force in *Ireland* relating to Grand Jury Presentments, previous to the said Acts coming into operation within each such County of a City or Town respectively; provided that all and every such Sum or Sums, when so presented, and all Sums which might be or have been legally added thereto by the Treasurer of such County of a City or County of a Town if the said recited Acts had not passed, and all Sums duly presented at the

'then last Spring or Summer Assizes, and not theretofore 'levied, should be assessed, applotted, levied, and raised off 'such County of a City or Town, as the same is defined 'under the said recited Acts, without reference to previously 'existing Exemptions or Compositions for any particular 'Parish, District, or other Denomination: And whereas an 'Act was passed in the Session of Parliament holden in the 'Sixth and Seventh Years of the Reign of His late Majesty 'King *William* the Fourth, intituled *An Act to consolidate and* 6&7W.4.c.116. '*amend the Laws relating to the Presentment of public Money by* '*Grand Juries in* Ireland; and by reason of the Provisions 'contained in the said last-mentioned Act, and in the said 'several Acts herein-before recited, and also by reason of the 'Conflict therewith of the Provisions of certain Local Acts in 'force within some of the Counties of Cities and Counties of 'Towns to which the Provisions herein-before mentioned of 'the said several Acts are applicable, it has been found for 'the most Part impracticable to proceed in the Presentment, 'Assessment, Applotment, and Levy of Grand Jury Cess in 'Counties of Cities and Counties of Towns in *Ireland*:' For Remedy whereof, 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, That from and after the passing of this Act all Sums to be presented or which shall be re-presented by the Grand Jury at any Assizes in or for any County of a City or County of a Town in *Ireland* herein-before mentioned, except the County of the City of *Dublin*, shall be apportioned, applotted, raised, and levied on and off all Lands, Houses, and Tenements situate within such County of a City or County of a Town, as defined under the said recited Acts of Her present Majesty's Reign, without regard to parochial or other Distinctions or Divisions whatsoever according to the net annual Value of such Lands, Houses, and Tenements respectively as now or from Time to Time hereafter last valued and rated under the Act or Acts for the Relief of the destitute Poor in *Ireland;* and that all Sums heretofore presented, and for levying which or any Instalment thereof any Warrant may be hereafter issuable, or for levying which or any Instalment thereof any Warrant shall have been issued, provided no Levy or Collection shall have actually taken place thereunder, shall be in like Manner apportioned, applotted, raised, and levied on and off all such Lands, Houses, and Tenements, according to the net annual Value thereof as so rated and valued as aforesaid, and that any previous Applotment according to the Laws now in force of such Sums so wholly uncollected, and any Warrant for the Collection and Levy thereof, shall be quashed: Provided always, that no Church, Chapel, or other Building exclusively dedicated to religious Worship, or exclusively used for the Education of the Poor, nor any Burial Ground or Cemetery, nor any Infirmary, Hospital, Charity School, or other Building used exclusively

Grand Jury Cess in Counties of Cities and Towns shall be applotted off all Lands, &c. therein, without regard to Parochial or other Distinctions or Divisions.

Exemptions

exclusively for charitable Purposes, nor any Building, Land, or Hereditament dedicated to or used for public Purposes, shall be rateable for such Grand Jury Cess, nor any Dwelling House which shall be rated for the Relief of the destitute Poor at or under the annual Value of Five Pounds: Provided also, that nothing herein contained shall extend or be construed to alter or affect the Provisions made by an Act passed in the First and Second Years of Her present Majesty's Reign, intituled *An Act to amend the Laws relating to the Levy of Grand Jury Cess in the County of the City of* Dublin, but that all Sums to be raised by Grand Jury Presentment in the County of the City of *Dublin* and within the Police District of *Dublin* Metropolis shall continue to be apportioned, applotted, and levied as by the said last-recited Act directed, any thing herein contained to the contrary notwithstanding.

Nothing herein to affect the Act 1 & 2 Vict. c. 51.

II. Provided also, and be it enacted, That from and after the passing of this Act the Provisions of an Act passed in the Session of Parliament holden in the Sixth and Seventh Years of His late Majesty's Reign, intituled *An Act to consolidate and amend the several Acts for the uniform Valuation of Lands and Tenements in* Ireland, *and to incorporate certain detached Portions of Counties and Baronies with those Counties and Baronies respectively whereto the same may adjoin, or wherein the same are locally situate,* shall not be deemed or taken to apply to any County of a City or County of a Town herein-before mentioned.

The Act 6 & 7 W. 4. c. 84. not to apply to Counties of Cities or Towns.

III. And be it enacted, That in order to enable the respective Treasurers of the said several Counties of Cities and Counties of Towns, as herein-after directed, to applot such Grand Jury Cess, it shall and may be lawful to and for the Treasurer of each such County of a City or Town for the Time being, and from Time to Time, and at all reasonable Times, to have Access to and inspect any Rate or Rates made for the Relief of the Poor of every Union, any Part of which shall be situate within such County of a City or of a Town, and to cause Copies to be made of such Rate or Rates, or so much thereof as shall relate to such County of a City or of a Town, or any Part thereof; and such Treasurer shall be allowed the Expence of making such Copies in his Accounts with the Grand Jury of such County of a City or of a Town.

Treasurers empowered to refer to Rates made for the Relief of the Poor.

IV. And be it enacted, That the Treasurer of each County of a City or County of a Town as aforesaid shall, within One Month after he shall have received from the Clerk of the Crown the Copies of the Presentments made at the next and each succeeding Assizes, applot upon all Lands, Houses, and Tenements within such County of a City or County of a Town chargeable under this Act with Grand Jury Cess the Sums leviable under any Presentments made at such Assizes, or any Sums heretofore presented, and which shall not be re-presented, provided no Levy or Collection thereof shall have taken place under any Warrant previously issued, and all Sums heretofore presented, which, or any Instalment whereof, shall be leviable under

Treasurer to applot according to the last Rate made under Poor Relief Act;

under any Warrant hereafter issuable, and all Sums which shall be re-presented, and shall applot the same according to the net annual Value of each such House, Tenement, and Portion of Land as contained in the Rate which shall have been then last made in that Behalf for the Relief of the destitute Poor as aforesaid; and shall, within One Week after such Applotment shall have been made, cause to be published in some Newspaper circulating in such County of a City or Town, and cause to be posted at the usual Places for posting Grand Jury Notices in the same, a Notice stating that such Applotment has been made, and that the same will remain, at a Place to be specified in such Notice, open for the Inspection of all Occupiers of Houses, Lands, or Tenements within such County of a City or Town, between the Hours of Eleven in the Forenoon and Four in the Afternoon, for the Space of Fourteen Days from the Date of such Notice; and the said Treasurer shall keep the same at some convenient Place to be so specified in such Notice, and shall allow all such Occupiers applying for that Purpose to inspect the same at all reasonable Times during the said Space of Fourteen Days, and to take Extracts therefrom, without Fee or Charge, and shall give Copies or Extracts of or from the said Applotment to any Person applying for the same, upon being paid for such Copies or Extracts at the Rate of Three-pence for every One hundred or any less Number of Names contained in each such Copy or Extract; and if such Treasurer shall wilfully neglect or refuse to publish and post such Notice, or to keep such Applotment, at such Place and for such Time as aforesaid, or to permit any such Occupier to inspect such Applotment or to make any Extract therefrom, or to furnish such Extract on the Tender of such Sum as aforesaid, he shall, on Conviction thereof before any Two Justices of the Peace, forfeit and pay for every such Offence such Sum, not exceeding Five Pounds, as the Justices shall think meet, to be levied, in default of Payment, by Warrant of Distress off his Goods and Chattels.

and to publish Notice that the Applotment has been made, and is open for Inspection.

Penalty for Neglect.

V. And be it enacted, That, with all convenient Speed after making such Applotment, the Treasurer of each such County of a City or Town shall issue his Warrant or Warrants, directed to the Person or several Persons who, under the Provisions of the said Act of the Sixth and Seventh Years of the Reign of His late Majesty, shall be Collector or Collectors for levying and collecting the Sums to be raised for Grand Jury Cess off such County of a City or Town; and in every such Warrant shall be specified the Proportion of such Grand Jury Cess which shall be so payable in respect of each House, Tenement, or Portion of Land chargeable therewith, and for which the Person to whom such Warrant shall be directed shall be a Collector, together with the Name of the Occupier or Occupiers thereof, as such Name or Names shall appear upon the aforesaid Rate for the Relief of the destitute Poor; and every Person duly authorized to collect and levy such Grand Jury Cess, as soon as he shall have received any such Warrant, shall

Treasurer to issue his Warrant to Collector of Grand Jury Cess.

Collectors to levy such Cess.

shall collect and levy the same according to such Warrant, and by all the Ways and Means provided by the said Act of the Sixth and Seventh Years of His late Majesty's Reign, for the Collection or Levy of Grand Jury Cess; and all the Provisions of the said last-mentioned Act with reference to the Collection, Levy, or Recovery of Grand Jury Cess shall apply to all Sums so specified in such Warrant or Warrants, and all Arrears thereof, as if the same were hereby specially re-enacted, or as if such Sums were applotted in pursuance of the said last-mentioned Act.

Provisions of the Act of 6 & 7 W. 4. to apply thereto.

Appeal against Applotment.

VI. And be it enacted, That if any Person shall find himself aggrieved by any Applotment made under this Act, or shall object to any Person being put in or left out of such Applotment, or to the Sum charged on any Person therein, it shall be lawful for such Person so aggrieved or objecting to appeal to the General Sessions of the Peace or Adjournment thereof to be held for the same County of a City or of a Town, or if there be none holden therein, then to the General Sessions of the Peace to be held for any County at large next adjoining thereto, next after the Date of such Notice of Applotment so to be published by such Treasurer: Provided always, that no such Appeal shall be made on the Ground of any Premises having been overvalued or undervalued in the Rate and Valuation made for the Purposes of the said Acts for the Relief of the Poor in *Ireland:* Provided also, that if such Sessions shall be held before the Expiration of One Calendar Month next after the Date of such Notice, then such Appeal may be made to the next following Sessions.

Recorder or Assistant Barrister may determine the Appeal, and amend the Applotment, or may quash the same, and order a new Applotment.

VII. And be it enacted, That the Recorder of the Borough, or the Assistant Barrister or Justices of the County at the Sessions to which such Appeal shall be brought, is and are hereby empowered to hear and finally determine the Matter of such Appeal, and to make such Order therein as to him or them shall seem meet, which Order shall be final and conclusive upon all Parties, and, in case of any Appeal against any Applotment as aforesaid, to order the Name of any Person interested or concerned in the Event of such Appeal, and having had Notice thereof as herein provided, to be inserted in such Applotment, and to be applotted at such Sum or Sums of Money, or to order the Name of any such Person to be struck out of such Applotment, or the Sum or Sums at which any such Person is applotted therein to be altered, as the Recorder or Assistant Barrister or Justices shall think right; and such Recorder or Assistant Barrister, or some proper Officer of the Court, shall forthwith add to or alter the Applotment accordingly; and it shall be lawful for such Recorder or Assistant Barrister or Justices to order that any Warrant of such Treasurer shall be amended, or that a new Warrant shall be issued according to such Directions as such Recorder or Assistant Barrister or Justices shall give in that Behalf, and such Warrant shall be amended or such new Warrant shall be issued by such Treasurer accordingly; and such amended or new Warrant

rant shall, as to all Houses, Tenements, and Portions of Land in respect of which the Amount chargeable according to such amended or new Warrant shall not have been then paid or levied, or so far as any Sums therein mentioned, or any Part thereof, shall be unpaid, have the Force and Effect of any original Warrant issued under this Act as aforesaid: Provided always, that the said Recorder or Assistant Barrister or Justices to whom such Appeal shall be made shall not examine or inquire into any other Cause or Ground of Appeal than such as is stated and specified in the Notice of Appeal, nor alter any such Rate with respect to any other Person or Persons, Matter or Matters, than shall be mentioned and specified in the Notice of Appeal; but if upon an Appeal from the whole of any Applotment it shall be found necessary to quash or set aside the same, then the said Recorder or Assistant Barrister or Justices shall quash the same, and shall in that Case order the Treasurer to make a new Applotment, and such Treasurer is hereby required to make the same, and to issue new Warrants accordingly.

If Applotment be decreased, the Amount overpaid to be returned.

VIII. And be it enacted, That if upon the hearing of any Appeal from any Applotment made under this Act the said Recorder or Assistant Barrister or Justices shall order the Name of any Person to be struck out of such Applotment, or the Sum or Sums applotted on any Person to be decreased or lowered, and if it shall be made appear to the said Recorder or Assistant Barrister or Justices that such Person hath, previously to the hearing of such Appeal, paid any Sum or Sums of Money, in consequence of such Applotment, with which he ought not to have been charged, then and in every such Case the said Recorder or Assistant Barrister or Justices shall order all and every such Sum and Sums of Money to be repaid by the said Treasurer, together with all reasonable Costs, Charges, and Expences occasioned by such Person having been required to pay the same; and the Amount so to be repaid by such Treasurer shall be allowed him in his Account with the Grand Jury of the County of the City or Town, as the Case may be.

Fourteen Days Notice of Appeal to be given.

IX. And be it enacted, That the Person so appealing shall give or cause to be given at least Fourteen Days Notice in Writing of his, her, or their Intention of appealing as aforesaid, and of the Matter or Cause thereof, to the Treasurer of the County of the City or of the Town for the Time being; and if any Person shall appeal, against any Applotment because any other Person is applotted or omitted to be applotted therein, or because any other Person is rated therein at any greater or less Sum than his, her, or their due Proportion of such Grand Jury Cess, or for any other Cause that shall require any Alteration to be made in such Applotment with respect to any other Person, then and in every such Case the Person so appealing shall give such Notice of Appeal as aforesaid, not only to the Treasurer, but also to every other Person so interested or concerned in the Event of such Appeal; and every such other Person shall, if he shall desire, be heard upon such Appeal.

X. Pro-

Cess to be paid and levied as if no Appeal made.

X. Provided always, and be it enacted, That, notwithstanding any such Appeal or Notice thereof, every Sum specified in such Warrant shall be payable, and shall and may be levied, sued for, and recovered, as if no Appeal had been made, until or unless such Warrant shall be quashed or amended.

Recognizance to be entered into on Appeal.

XI. And be it enacted, That within Five Days after Notice shall be given of Appeal the Appellant shall enter into a Recognizance before some Justice of the Peace having Jurisdiction in the County of the City or of the Town, with sufficient Securities, conditioned to prosecute such Appeal at the proper Sessions of the Peace in that Behalf, and to abide the Order of and pay such Costs as shall be awarded by the Recorder or Assistant Barrister or Justices at such Sessions.

Justices may award Costs in certain Cases.

XII. And be it enacted, That such Recorder, Assistant Barrister, or Justices, upon hearing and finally determining the Matter of any Appeal, shall and may, according to their Discretion, award such Costs to the Party appealing or appealed against as they shall think proper; and their Determination in or concerning the Premises shall be conclusive and binding on all Parties to all Intents and Purposes whatsoever.

Treasurer to collect Cess if there be no Collector duly appointed.

XIII. And be it enacted, That if at any Time there shall be no Person duly appointed a Collector of Grand Jury Cess in any County of a City or County of a Town pursuant to the Laws now in force, it shall be lawful for the Treasurer of such County of a City or County of a Town, and he is hereby required, to collect such Cess; and it shall be lawful for him to appoint, by Writing under his Hand and Seal, One or more Persons, for whom he shall be answerable, to assist him therein, and he or they shall be entitled to such Poundage as the Grand Jury may think fit, not exceeding Nine-pence in the Pound.

The Council of the Borough of Cork may order a Part not within the Local Act for lighting, paving, cleansing, and improving the Borough to be included in such Act.

XIV. 'And whereas Part of the County of the City of *Cork*, 'as bounded under the Provisions of the herein-before recited 'Acts of Her present Majesty's Reign, is within the Provisions 'of a Local Act made for lighting, paving, cleansing, and im- 'proving thereof, and other Part is not within the Provisions 'of such Local Act, but is, nevertheless, under the said recited 'Act passed in the last Session of Parliament, liable to con- 'tribute to the Payment of the Money to be raised for lighting, 'paving, cleansing, and improving the Portion of such County 'within the Provisions of such Local Act;' be it therefore enacted, That it shall be lawful for the Council of the said Borough of *Cork* to make an Order that the Part of such Borough not within the Provisions of such Local Act shall, from and after a certain Day to be named in such Order, be taken to be within the Provisions of such Local Act for lighting, paving, cleansing, and improving such Borough; and after such Day such Part as aforesaid shall be within the Provisions of such Act, as fully as if such Part had been originally named in such Act, any thing in such Act contained to the contrary notwithstanding: Provided always, that the additional Rates to be raised off such County of the City of *Cork*, for the Purpose of defraying the Expences of lighting such Part, shall not exceed

Amount of Rate for lighting, how limited.

the average Expence *per* Lamp of lighting the other Parts of the County of the City of *Cork*; and that the additional Rate to be raised off the said County of the City of *Cork*, for paving, cleansing, and improving the Part so to be included, shall not exceed the Rate *per* Square Yard of Highway now chargeable, under the said Act, within the Part of such County now within the Provisions of the said Act: Provided also, that all such Sums as by the Provisions of the said Act the Treasurer of the said County of the City of *Cork* is authorized and required to add, under the Order of the Commissioners for carrying into effect the Purposes of the said Local Act, to his Warrant for levying the Sums presented to be raised by the Grand Jury at each Assizes off the County of the said City, and which are by the said Act directed to be levied in like Manner as the Money so presented, shall, for all the Purposes of this Act, be deemed and taken to be Monies duly presented by the Grand Jury.

Rate for other Purposes, how limited.

XV. 'And whereas by an Act passed in the Fifty-first Year 'of the Reign of His Majesty King *George* the Third, inti- 'tuled *An Act for altering and enlarging the Powers of an Act of 'the Forty-seventh Year of the Reign of His present Majesty, for 'paving, cleansing, lighting, and watching the Parish of* Saint 'Michael *in the Liberties of the City of* Limerick, *and adjoining 'the said City, and for preventing and removing Nuisances therein*, 'it was enacted, that in consideration of the Parishioners of '*Saint Michael's* Parish, in the Liberties of the City of *Limerick*, 'not contributing to the Support and Maintenance of the 'Gaol, House of Industry, and Fever Hospital established in 'the said City, otherwise than by acreable Assessment, the 'clear yearly Sum of Five hundred Pounds (*Irish* Currency) 'should be payable out of the Tax or Cess levied and raised 'on the Inhabitants of the said Parish of *Saint Michael's*, and 'paid to the Person duly authorized to receive the Taxes and 'Contributions for the Support and Maintenance of the said 'Gaol, House of Industry, and Fever Hospital: And whereas 'by the joint Operation of the said recited Acts of Her pre- 'sent Majesty's Reign and this Act all Houses, Lands, and 'Tenements within the said Parish will be liable to Grand Jury 'Cess, in common with the other Parts of the said Borough, 'and it is therefore reasonable that the said Payment shall 'cease;' be it therefore enacted, That so much of the said last-recited Act as enacts that the said annual Sum of Five hundred Pounds shall be paid as aforesaid out of the Tax or Rate imposed on the Inhabitants of the said Parish of *Saint Michael's* shall be and the same is hereby repealed, without Prejudice, nevertheless, to any Payment heretofore made.

Annual Payment by the Parish of St. Michael, Limerick, to cease in consideration of its becoming liable to Grand Jury Cess. 51 G. 3. c. 104.

XVI. 'And whereas by reason of the Difficulties existing 'in the Applotment of Grand Jury Cess divers Arrears have 'accumulated in some of such Counties of Cities and Counties 'of Towns in *Ireland:* And whereas by the said Act passed in 'the last Session of Parliament certain Enactments were made 'for enabling Grand Juries of such Counties of Cities and 'Counties

Grand Juries may present for Arrears payable, with Interest, by Instalments.

'Counties of Towns to provide for the Levy by Instalments 'of such Arrears in manner therein specified, but the said 'Enactments have been insufficient for such Purpose;' be it therefore enacted, That it shall and may be lawful to and for the Grand Jury of any such County of a City or County of a Town, at the Summer Assizes of the present Year, or at the next Spring Assizes, if they shall so think fit, to present to be raised off such County of a City or County of a Town the Whole or such Portion of such Arrears as may be necessary for the Payment of Contractors and other Persons, or to represent any Sums heretofore presented, but remaining uncollected, as they shall think fit, to be raised by so many half-yearly Instalments, not exceeding Twelve in Number, as they may think expedient, with Interest thereupon at a Rate not exceeding Five Pounds *per Centum per Annum*, in manner following; (that is to say,) the first of the said Instalments to be so presented, together with One Half Year's Interest on the whole Sum so to be raised by Instalments, and the other Instalments so to be presented with One Half Year's Interest on the Balance of the whole Sum so to be raised then remaining unpaid; the said Instalments and Interest to be levied off such County of a City or County of a Town half-yearly after each successive Assizes, until the whole shall be levied and collected; and the Treasurer of such County of a City or County of a Town shall and he is hereby required, without further Presentment or Authority in that Behalf, to applot and insert in his Warrant or Warrants, to be from Time to Time issued after each Assizes for the levying of public Money off such County of a City or County of a Town, the Amount of the respective Instalments directed to be raised, with Interest as aforesaid, as the same shall be leviable, in addition to the other Monies to be levied after each Assizes.

Treasurer to insert Sums presented in his Warrant.

Warrants for Sums re-presented as Arrears to be stayed.

XVII. And be it enacted, That if any Warrant shall have been heretofore issued for raising and levying any Sum or Sums of Money, the Levy whereof by Instalment as aforesaid shall be provided for by Presentment under this Act, it shall not be lawful to make any further Levy under such Warrant; and any Person who shall have paid any Sum of Money under any Levy by virtue of such Warrant shall have Credit for the same in any Levy of Grand Jury Cess to which he may be liable, saving and excepting a Levy under a Presentment of irrecoverable Arrears.

Security to Persons willing to advance Money to Treasurer.

XVIII. And be it enacted, That if any Person shall agree with the Treasurer of such County of a City or County of a Town to lend or advance the Amount of the said Instalments of such Arrear, or of any of them, or any Part thereof, for the Use of such County of a City or County of a Town, and shall pay the same into the Bank with which the said Treasurer shall have his public Account as such Treasurer, it shall be lawful for the said Treasurer to give him a Draft upon the said Bank for the Amount of each Instalment which he shall so advance, and which Draft shall be countersigned by the Clerk of

of the Crown acting for such County of a City or County of a Town, and shall be made payable to the Payee or his Order, at the Time at which such Instalment ought to be paid over to the said Treasurer; and the Person so advancing the Amount of any such Instalment or Part thereof, or the Person entitled to receive the same, shall be paid by the said Treasurer the Interest to become due thereon, as the same shall be received by such Treasurer, until the Sum so advanced shall be paid off and discharged; and the Sums hereby directed to be raised in respect of the said Arrears shall be paid and applied by the said Treasurer in satisfaction of the several Demands to which the Sums so in arrear ought to have been applied in case the same had been collected under his former Warrants, or had been presented.

Debts due to the Exchequer shall have Priority over other Claims on County Rates in Dublin.

XIX. 'And whereas divers Sums of Money have been advanced from Time to Time from Her Majesty's Exchequer, by the Direction or Authority of the Commissioners of Her Majesty's Treasury, or of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, for public Purposes of the County of the City of *Dublin*, and the Repayment thereof has been unduly delayed by reason of the Preferenec given to local Claims over those of Her Majesty's Exchequer;' be it therefore enacted, That in all Cases where any Presentment has been or shall hereafter be made, by the Grand Jury of the County of the City of *Dublin*, of any Sum or Sums of Money for the Purpose of repaying any Advance of Money made as aforesaid to such Counties respectively, such Sum so presented or hereafter to be presented shall to all Intents and Purposes whatsoever be a Charge upon all Money, Rates, or Cesses levied or collected for the Purposes of the said County of the City of *Dublin*, in priority and preference to any other Lien, Claim, Charge, or Demand whatsoever upon the same or any Part thereof; and the Amount of any such Sum, so presented as aforesaid for the Purpose of repaying such Advance as aforesaid, shall be paid by the Treasurer of the said County of the City of *Dublin* out of such public Money, Rates, and Cesses as shall be by him received (so far as the same shall extend), when and so soon as the same shall come to his Hands, in priority and preference to any other Lien, Charge, Demand, or Claim upon the same whatsoever; and such Treasurer shall pay over the said Amount in such Manner and to such Bank or Person as the Commissioners of Her Majesty's Treasury shall direct: Provided always, that each half-yearly Sum, Instalment, or Proportion of any Sum so presented or to be presented shall have the same Priority and Preference, and shall be paid in the same Manner, as is herein-before directed with respect to the entire of such Amount of Money so presented for the Repayment of Advance.

Penalty on Treasurer withholding Monies due to the Exchequer.

XX. And be it enacted, That if in any Case the Treasurer of the County of the City of *Dublin* for the Time being shall neglect or refuse to pay any Sum or Sums of Money presented for the Repayment of Advances made as aforesaid, or any half-

half-yearly Sums or Instalments of such Sum or Sums presented as aforesaid, in priority and preference to any other Lien, Charge, Demand, or Claim whatsoever upon the Money in his Hands, such Treasurer shall for each such Neglect or Refusal forfeit the Sum of One hundred Pounds, with full Costs of Suit, to any Person who shall sue for the same, by Action of Debt or on the Case, in any of Her Majesty's Courts of Record at *Dublin*.

Debt due to the Exchequer by the City of Cork how to be repaid.

XXI. 'And whereas divers Sums of Money have been from 'Time to Time advanced from Her Majesty's Exchequer to 'Boards of Health, for the Support of Constabulary, and for 'the Repair of Roads, in the County of the City of *Cork*, on 'which an Arrear has accrued from the said County to Her 'Majesty's Exchequer, amounting, on or before the First Day 'of *April* of this present Year One thousand eight hundred 'and forty-three, to Six thousand six hundred and twenty 'Pounds Fourteen Shillings and One Penny:' Be it therefore enacted, That it shall and may be lawful for the Grand Jury of the said County of the City of *Cork*, at the next Assizes after the passing of this Act, and they are hereby required, to present to be levied off the said County of the City of *Cork* the Sum of Six thousand six hundred and twenty Pounds Fourteen Shillings and One Penny as aforesaid, by such and so many half-yearly Instalments as the Commissioners of Her Majesty's Treasury, or any Three or more of them, shall by their Warrant direct; and the Treasurer of the said County of the City of *Cork* shall and he is hereby required to applot and insert any Sum so directed to be levied in his Warrant for raising or levying the Sums presented at the next Assizes, and in like Manner, without further Presentment or Authority in that Behalf, to applot and insert a like Sum in his Warrant for raising or levying the Sums so presented at each succeeding Assizes, until the whole Sum so advanced as aforesaid shall be so raised and levied off the said County of the City of *Cork*, and the same shall be raised and levied accordingly; and the said Treasurer shall pay over the said several Instalments, when and as soon as each of them shall be raised and levied, to such Bank or other Person and in such Manner as the Commissioners of Her Majesty's Treasury shall direct: Provided always, that such Presentment and Payments shall be without Prejudice to the Repayment of such other Advances as may have been made or may be made from Her Majesty's Exchequer, and which are not comprehended in the aforesaid Sum.

Presentment made at last Spring Assizes in Drogheda for Debt due to the Exchequer quashed.

XXII. 'And whereas by the said recited Act passed in the 'last Session of Parliament it was, after reciting that divers 'Sums of Money had been from Time to Time advanced from 'Her Majesty's Exchequer for divers public Purposes in the 'County of the Town of *Drogheda*, amongst other things 'enacted, that for the Repayment of such Advances the Grand 'Jury of the County of the Town of *Drogheda*, at the next 'Assizes after the passing of that Act, should present to be levied

'levied off the said County of the Town of *Drogheda* such Sum 'and by such and so many half-yearly Instalments as the Commissioners of Her Majesty's Treasury, or any Three of them, 'should direct: And whereas, pursuant to the Directions of 'the said Act, and to the Directions of the said Commissioners 'of the Treasury, the Grand Jury of the said County of the 'Town of *Drogheda*, at the Spring Assizes of this present Year, 'made a Presentment for the Levy off the said County of the 'Town of *Drogheda* of the Sum of Eight thousand seven hundred and forty-eight Pounds Twelve Shillings and Elevenpence Halfpenny, by half-yearly Instalments of Four hundred 'and thirty-seven Pounds Eight Shillings and Eight-pence 'each: And whereas, by reason of Difficulties in the Applotment of Grand Jury Cess in the said County of the Town 'of *Drogheda*, the Money so presented remains uncollected, 'and Doubts have arisen whether a Portion of the Money so 'presented is properly chargeable on the said County of the 'Town of *Drogheda*, as now bounded and defined under the 'Provisions of the herein-before recited Acts of Her present 'Majesty's Reign; and the Money so presented includes a 'large Sum originally repayable by Instalments, extending 'over a long Period of Time, and it is therefore just and 'reasonable that the Levy thereof shall not be enforced;' be it therefore enacted, That the said Presentment so made by the Grand Jury of the said County of the Town of *Drogheda* at the last Spring Assizes, pursuant to the Provisions of the said recited Enactment, and to the Directions of the said Commissioners of Her Majesty's Treasury, shall be quashed, and the same is hereby declared null and void to all Intents and Purposes whatsoever.

Debts due to the Exchequer by Drogheda, how to be repaid.

XXIII. 'And whereas certain Advances made to the County 'of the Town of *Drogheda* for building a new Gaol are repayable to Her Majesty's Exchequer by half-yearly Instalments 'of Fifty-seven Pounds Thirteen Shillings and Ten-pence: 'And whereas other Advances made to the said County of the 'Town of *Drogheda* for building a Lunatic Asylum are also 'repayable to Her Majesty's Exchequer by half-yearly Instalments of Four Pounds Sixteen Shillings and Three-pence: 'And whereas divers Sums are also due to Her Majesty's 'Exchequer on account of divers Arrears of the said several 'half-yearly Instalments heretofore accrued due, and on account of Arrears of Repayments of divers other Advances 'for public Purposes made from Time to Time to the said 'County of the Town of *Drogheda* remaining due and unpaid: 'And whereas it is expedient to provide for the Payment of 'the said several Debts within a Period of Twelve Years;' be it therefore enacted, That the Commissioners of Her Majesty's Treasury shall cause an Accouut to be taken of the several Sums so due to Her Majesty's Exchequer for Arrears of the said Instalments heretofore accrued due, and for Arrears of Repayments of the other Advances aforesaid remaining due and unpaid, and shall cause a Computation to be made of the

present Value of the several Instalments hereafter accruing payable to the Exchequer as aforesaid, calculating the Interest of Money at the Rate of Four Pounds *per Centum per Annum*, and shall add the Amount so found due on such Account as aforesaid to the present Value of such Instalments, calculated as aforesaid, and ascertain the Amount of an Annuity for Twelve Years, payable half-yearly in equal Moieties, equivalent, at the Rate of Interest aforesaid, to the gross Amount; and the said Commissioners of the Treasury shall, by Warrant under their Hands, or under the Hands of any Three or more of them, direct the Grand Jury of the County of the Town of *Drogheda* to present the Amount of such Annuity to be levied off the said County of the Town of *Drogheda* by Two equal half-yearly Moieties in each of the Years specified in such Warrant, and which the said Commissioners shall specify therein.

Grand Jury of the Town to present for Amount of Annuity to be raised.

XXIV. And be it enacted, That it shall and may be lawful for the Grand Jury of the said County of the Town of *Drogheda*, at the next Assizes after the passing of this Act, and they are hereby required, to present to be levied off the said County of the Town of *Drogheda*, by equal half-yearly Moieties in each of the Years specified in such Warrant, the Annuity therein specified; and the Treasurer of the said County of the Town of *Drogheda* shall and he is hereby required to applot and insert a Moiety of the Annuity specified in such Warrant in his Warrant for raising or levying the Sums presented at the said next Assizes; and in like Manner, without further Presentment or Authority in that Behalf, to applot and insert a like Sum in his Warrant for raising or levying the Sums presented at each succeeding Assizes, until the said Annuity shall cease to be payable, and the same shall be raised and levied accordingly; and the said Treasurer shall pay over the said several Moieties of the said Annuity, when and as each of them shall be raised and levied, to such Bank or Person and in such Manner as the said Commissioners of Her Majesty's Treasury shall direct: Provided always, that such Presentment and Payments shall be without Prejudice to the Repayment of such other Advances as may have been made or may be made from Her Majesty's Exchequer, and which are not comprehended in the herein-before mentioned Sums.

Debt due by old Part of County of Drogheda, how to be settled.

XXV. 'And whereas under the said recited Acts certain 'Parts or Portions of the old County of the Town of *Drog-* 'heda and of the ancient Liberties thereof, and certain Parts of 'Parishes or other Denominations, are not included within the 'Boundaries of the County of the Town of *Drogheda* as de- 'fined under the said recited Acts, and have, for the Purpose 'of Grand Jury Presentments among others, become severally 'Part of the adjoining Counties of *Louth* and *Meath*, and the 'same may be justly liable to contribute to the Payment of the 'said Debts, or some of them;' be it therefore enacted, That it shall and may be lawful for the Chief or Under Secretary of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, on the Application of Ten or more Persons liable to

to the Payment of Grand Jury Cess in the said County of the Town of *Drogheda*, or of the Paymaster of Civil Services in *Ireland*, to appoint, by Writing under his Hand, a Barrister, not having any Interest in the Question, by his Award, to be made in Duplicate, under his Hand and Seal, to assess the Proportion, if any, of the Debt or several Debts so due as aforesaid to Her Majesty's Exchequer, to which any Place or Precinct not now under the Provisions of the said recited Acts, Part of the said County of the Town of *Drogheda*, for the Purpose of Grand Jury Presentments may be justly liable, and the Proportion of the said half-yearly Instalments which ought to be paid and contributed by such Precinct or Place; and such Arbitrator shall also assess the Costs of such Arbitration, and direct in what Proportion the same shall be paid by such County or any such Precinct or Place, and the same shall be presented accordingly by the respective Grand Juries; and the Proportion, if any, of the said half-yearly Instalments of the said Annuity assessed by such Award on each such Precinct or Place shall, from Time to Time during the Continuance of such Annuity, be applotted, raised, and levied on and off such Precinct or Place as if the same had been duly presented by Warrant of the Treasurer of the County whereunto such Place or Precinct may be now annexed, and be by him paid over, when and as the same shall be raised and levied, to such Bank or Person and in such Manner as the said Commissioners of Her Majesty's Treasury shall direct; and the half-yearly Instalments of the said Annuity leviable off the said County of the Town of *Drogheda* as at present defined shall be *pro tanto* reduced; and such Award to be made as aforesaid shall be conclusive, and shall be sufficient Authority to the respective Treasurers for the Levy of the Sums therein specified.

Interpretation of Act.

XXVI. And be it enacted, That in the Construction of this Act every Word importing the Singular Number only shall extend and be applied to several Persons or Things as well as one Person or Thing, and every Word importing the Masculine Gender shall be applied to a Female as well as a Male, unless there be something in the Subject or Context repugnant to such Construction respectively.

Act may be amended, &c.

XXVII. And be it enacted, That this Act may be amended or repealed by any Act to be passed in this present Session of Parliament.