ANNO QUINQUAGESIMO OCTAVO

GEORGII III. REGIS.

Cap. lxxx.

An Act to provide additional Salaries to the preſent Clerks in the Report Office of the High Court of Chancery, and to provide additional Clerks for the ſaid Office; and for making further Proviſion for the Clerks in the ſaid Office. [3d *June* 1818.]

WHEREAS by virtue of an Act paſſed in the Thirty-ſecond Year of the Reign of His preſent Majeſty, intituled *An Act to empower the High Court of Chancery to lay out a further Sum of the Suitors Money upon proper Securities, and for applying the Intereſt towards diſcharging the Expences of the Office of the Accountant General, and for building Offices for the Maſters in Ordinary in Chancery, and a public Office for the Suitors of the ſaid Court; and Offices for the Secretaries of Bankrupts and Lunatics, and for building Repoſitories for ſecuring the Title Deeds of the Suitors of the ſaid Court, and the Records and Proceedings of the Commiſſioners of Bankrupts and Lunatics;* and of ſeveral Acts in the ſaid Act mentioned, divers Sums of Money have been, by virtue of ſeveral Orders of the ſaid Court of Chancery, taken out of the common and general Caſh belonging to the Suitors of the High Court of Chancery, which lay dead and unemployed in the Bank of *England*, and have been placed out in the Name of the Accountant General of the ſaid Court, on Government or Parliamentary Securities, and ſuch Government or Parliamentary Securities have been, in purſuance of the ſaid Act paſſed in 32 G. 3. c. 42.

the Thirty-ſecond Year of His preſent Majeſty's Reign, carried to an Account, intituled, "Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery;" and out of the Dividends and Intereſt of the Securities purchaſed in purſuance of the ſaid ſeveral Acts of Parliament, the ſeveral annual Sums and Salaries, and the ſeveral other Payments directed to be made and to be paid, have been from Time to Time made and paid, and the ſurplus Intereſt and annual Produce ariſing from the ſaid Securities, beyond what was ſufficient to anſwer the Purpoſes of the ſaid ſeveral Acts, and alſo the Intereſt produced from the Securities purchaſed with ſuch ſurplus Intereſt and annual Produce, have been from Time to Time, in purſuance of the ſaid laſt-mentioned Act, laid 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 an 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:" And whereas by another Act paſſed in the Fiftieth Year of His ſaid Majeſty's Reign, intituled

50 G. 3. c. 164. *An Act for building certain Offices for the Examiners, Curſitors, Clerk of the Crown, and Clerks of the Petty Bag of the High Court of Chancery, and for making certain Regulations in the Examiners Office of the ſaid Court, and for making Proviſion for ſuch of the Examiners, Deputy Examiners, and Clerks, as from length of Service, or from Age or Infirmity, are or ſhall be incapacitated from the due Execution of their Office, and for making Proviſion for other Officers of the ſaid Court, and for making other Payments in reſpect of the ſaid Offices;* and alſo by another Act of Parliament paſſed in the Fifty-third Year of the Reign of His preſent Majeſty King

53 G. 3. c. 24. *George* the Third, intituled *An Act to facilitate the Adminiſtration of Juſtice;* divers other Sums of Money have been, by virtue of ſeveral other Orders of the ſaid Court of Chancery, taken out of the common and general Caſh belonging to the ſaid Suitors, which lay dead and unemployed in the Bank of *England*, and have been placed out in the Name of the Accountant General of the ſaid Court of Chancery, according to the general Rules and Orders of the ſaid Court, on Government or Parliamentary Securities; and ſuch Government or Parliamentary Securities have been, in purſuance of the ſaid laſt-mentioned Acts, carried to an Account, intituled, "Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery;" and out of the Intereſt and Dividends of the Securities purchaſed in purſuance of the ſaid laſt-mentioned Acts, the ſeveral annual Sums and Salaries, and the ſeveral other Payments directed to be made and to be paid, have been from Time to Time made and paid, and the ſurplus Intereſt and annual Produce ariſing from the ſaid Securities, beyond what was ſufficient to anſwer the Purpoſes of the ſaid ſeveral laſt-mentioned Acts, and alſo the Intereſt produced from the Securities purchaſed with ſuch ſurplus Intereſt and annual Produce, have been from Time to Time in purſuance of the ſaid laſt-mentioned Acts, laid 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 an 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:" And whereas by an Act made and paſſed in the Forty-ninth Year of His preſent Majeſty's Reign, intituled

led *An Act for making Provision for such of the Sub-Registrars or Deputy Registrars of the High Court of Chancery, as from Age or Infirmity shall be afflicted with permanent Disability, and be incapacitated for the due Execution of their Office; and for making further Provision for the Two Seniors of the said Registrars, for the Clerks in the Registrars Office, for the Master of the Report Office, and for providing additional Clerks on the Report Office of the said Court, and for making Payments and Regulations in respect of the said Offices*; it was amongst other Things enacted, that out of the Interest and Dividends of the Government or Parliamentary Securities aforesaid carried to the said Account, intituled, "Account of Interest arising from Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery;" and out of the Interest and Dividends of the Government or Parliamentary Securities carried to 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," and out of the Interest and Dividends of any Government or Parliamentary Securities thereafter to be purchased and placed to the last-mentioned Account, there should be paid (but subject and without Prejudice to the Payment of all Salaries and Sums of Money by any Act or Acts of Parliament theretofore passed, directed or authorized to be paid thereout) by the Governor and Company of the Bank of *England*, by virtue of any Order or Orders of the High Court of Chancery, to be made for that Purpose, by Quarterly Payments on the Fifth Day of *January*, the Fifth Day of *April*, the Fifth Day of *July*, and the Tenth Day of *October*, in every Year, such yearly Sums as after-mentioned to the several Persons after mentioned, (that is to say), amongst other Persons to Four additional Clerks to be employed in the said Report Office for the Purposes therein mentioned, and to be appointed by the Filer and Keeper of the said Reports and Certificates, and Keeper of the said Books of Entries of the said Office for the Time being, the several yearly Sums thereinafter mentioned, (that is to say), to the First of the said Clerks the yearly Sum of Three hundred and thirty Pounds, to the Second of the said Clerks the yearly Sum of Two hundred and twenty Pounds, to the Third of the said Clerks the yearly Sum of One hundred and ninety-eight Pounds, and to the Fourth of the said Clerks the yearly Sum of One hundred and thirty-two Pounds, and also a proportionable Part of such Quarterly Payments as should accrue due between the last Quarterly Payment thereof and the Time of the Death or other Removal of such Clerks; and such Allowances and Payments to the said Clerks in the Report Office, to be a full Compensation and Satisfaction for their Labour and Attendance in the said Office: And whereas the Money and Effects belonging to the Suitors of the High Court of Chancery, under the Care and Direction of the said Court, have very greatly increased, by reason whereof the necessary Accounts and Business of the Report Office have of late Years greatly increased and are still increasing, and the present Establishment of Clerks in the said Office is inadequate to transact the Business thereof, with such Accuracy and Dispatch as is necessary for the Public Service; and several of the Clerks in the said Office have been many Years employed therein, and their present Salaries, considering the great Increase in the necessary Expences of Living, are not a sufficient Compensation for their Length of Service, having regard to the Nature and Importance of such Service, and the Attendance, Qualifications, and Responsibility

49 G. 3. c. 69.

ſponſibility neceſſary to enable them to fulfil the Duties of their Employment with Advantage to the Public: May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That out of the common and general Caſh belonging to the Suitors of the Court of Chancery, which now lies or ſhall hereafter lie dead and unemployed in the Bank of *England*, a Sum not exceeding Two hundred thouſand Pounds, ſhall and may by virtue of any Order or Orders of the ſaid Court to be made for that Purpoſe, from Time to Time be placed out in One entire Sum, or in Parcels, in the Name of the Accountant General of the ſaid Court, according to the General Rules and Orders of the ſaid Court, on ſuch Government or Parliamentary Securities as by ſuch Order or Orders ſhall be directed, and ſuch Securities ſhall be carried to an Account raiſed in purſuance of former Acts of Parliament, and intituled, "Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery," and ſhall be made Part of the ſame Account; and out of the Intereſt and Dividends of all or any of the Securities purchaſed out of the ſaid common and general Caſh in purſuance of former Acts, and to be purchaſed in purſuance of this Act, there ſhall be paid (but ſubject and without Prejudice to the Payment of all Salaries and Sums of Money by any former Act or Acts of Parliament heretofore paſſed, directed or authorized to be paid thereout), by the Governor and Company of the Bank of *England*, by virtue of any Order or Orders of the High Court of Chancery to be made for that Purpoſe, by Quarterly Payments, on the Fifth Day of *January*, the Fifth Day of *April*, the Fifth Day of *July*, and the Tenth Day of *October*, in every Year; ſuch additional Yearly Sums or Salaries to be from Time to Time paid to the firſt Four Clerks in the Report Office for the Time being, as herein after mentioned, (that is to ſay), to the Firſt of the ſaid Four Clerks One hundred and ſeventy Pounds; to the Second Clerk One hundred and eighty Pounds; to the Third Clerk One hundred and fifty-two Pounds; and to the Fourth Clerk One hundred and ſixty-eight Pounds; the Firſt Quarterly Payment thereof to commence on the Fifth Day of *July* One thouſand eight hundred and eighteen; and alſo ſuch ſeveral yearly Sums or Salaries as are herein-after mentioned, to be from Time to Time paid Quarterly on the ſeveral Days herein-before mentioned, to Three additional Clerks for the Time being, namely, a Fifth, Sixth, and Seventh Clerk to be appointed; that is to ſay, to the Fifth Clerk One hundred and fifty Pounds; to the Sixth Clerk One hundred and fifty Pounds; and to the Seventh Clerk One hundred and fifty Pounds; and alſo like yearly Sums or Salaries of One hundred and fifty Pounds each, to Three more additional Clerks in the ſaid Office, in caſe it ſhall at any Time hereafter appear neceſſary to the ſaid Court of Chancery to appoint ſuch Three additional Clerks, or any of them, in purſuance of the Clauſe for that Purpoſe herein-after contained; the Firſt Quarterly Payment to ſuch additional Clerks reſpectively to commence from the Day of the Date of their reſpective Appointments.

For placing out at Intereſt a certain Part of the dead Caſh belonging to the Suitors of the Court of Chancery.

Additional Salaries to the preſent Clerks in the Report Office.

Additional Clerks to be appointed in the ſaid Office.

Power of appointing Three more Additional Clerks in the ſaid Office.

II. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Lord High Chancellor of *Great Britain*, Lord Keeper, or Lords Commiſſioners of the Great Seal of *Great Britain* for the Time being, upon the Requiſition of the Maſter of the Report Office of the ſaid

ſaid Court of Chancery for the Time being for that Purpoſe, and upon its being made appear to the Court that additional Aſſiſtance is neceſſary in the ſaid Office for tranſacting the ſaid Buſineſs of the Suitors of the ſaid Court therein, to appoint not exceeding Three more Perſons to be Clerks in the ſaid Office, who ſhall have and be entitled to the yearly Salaries of One hundred and fifty Pounds each, hereby provided for the additional Clerks in the ſaid Office; to be paid and payable out of the ſame Funds, and in the ſame Manner as is directed and provided by the Clauſe herein-before contained.

Clerks to produce Certificates of their having faithfully executed their Offices, before they ſhall be entitled to the Payments hereby directed.

III. And be it further enacted, That the Clerks in the ſaid Report Office, and each and every of them for the Time being, ſhall from Time to Time, as and when he or they apply at the proper Office in the Bank of *England* for Payment of the ſeveral yearly Sums herein-before provided and directed to be paid to them reſpectively produce a Certificate, ſigned by the Maſter of the Report Office for the Time being, that ſuch Clerk hath diligently and faithfully in all Things performed and fulfilled the Duty and Office of a Clerk to the ſaid Maſter of the Report Office for the Time being, up to the Time ſpecified in ſuch Certificate; and by reaſon thereof is entitled to have and receive the yearly Sum or Payment hereby provided, up to the Time mentioned in ſuch Certificate; and in caſe the ſaid Maſter for the Time being of the ſaid Report Office ſhall decline or refuſe to ſign ſuch Certificate, ſuch Clerk ſhall be at Liberty to apply to the ſaid Court of Chancery, by Petition or otherwiſe, and the ſaid Court ſhall have full Power and Authority to make ſuch Order therein as to the ſaid Court ſhall appear to be expedient or juſt.

Clerks may be removed as heretofore.

IV. Provided always, and be it further enacted, That nothing herein contained ſhall extend, or be deemed or taken to prevent or hinder any preſent or future Clerk in the ſaid Report Office from being removed or diſplaced at any Time, in ſuch Manner and by ſuch Authority as Clerks in the ſaid Office can now be removed or diſplaced.

Clerks to be appointed in the Place of ſuch as ſhall receive an Annuity, or be diſplaced.

V. And be it further enacted, That in the Place of any Clerk who may be ſo removed or diſplaced, or to whom any Annuity or yearly Sum ſhall be ordered to be paid in purſuance of this Act, ſome other Perſon of ſufficient Ability ſhall or may be appointed a Clerk in the ſaid Office, in the Manner and by the Authority in and by which the Clerks in the ſaid Report Office have heretofore been appointed.

Expences of this Act and of all Proceedings provided for.

VI. And be it further enacted, That out of the Intereſt and Dividends of the Government or Parliamentary Securities purchaſed and to be purchaſed as aforeſaid, the Coſts incurred in procuring and paſſing this Act, and the Coſts, Charges, and Expences of all Proceedings to be had in Execution and in purſuance thereof, ſhall be paid by the Governor and Company of the Bank of *England*, by virtue of any Order or Orders of the High Court of Chancery to be made for that Purpoſe.

For placing out Surplus Money upon Security.

VII. And be it further enacted, That the Surplus Intereſt and Annual Produce which ſhall ariſe from the Money placed out and to be placed out on Securities, purſuant to the ſeveral Acts of Parliament herein-before mentioned or referred to, or any of them, beyond what ſhall be ſufficient to

to anſwer the Purpoſes of the ſaid Acts, ſhall from Time to Time be placed out on Government or Parliamentary Securities, and ſhall be placed to the Credit of the ſaid Account, raiſed in purſuance of the ſaid Act of the Thirty-ſecond Year of the Reign of His preſent Majeſty, intituled "Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery;" and which Fund ſhall be applied to anſwer the Demands of the ſaid Suitors of the ſaid Court of Chancery, in caſe it ſhall at any Time be neceſſary to call in any Money of the ſaid Suitors, which hath been or may be placed out on Securities.

Securities may be changed.

VIII. And be it further enacted, That it ſhall be lawful to and for the Lord High Chancellor of *Great Britain*, or Lord Keeper, or Lords Commiſſioners for the Cuſtody of the Great Seal of *Great Britain* for the Time being, by any Order or Orders of the ſaid Court of Chancery, to change the Security or Securities or any Part of the Securities purchaſed or to be purchaſed purſuant to the ſeveral Acts of Parliament herein-before mentioned or referred to, or purſuant to this Act.

Money to be called in when wanted to ſupply the Demands of the Suitors.

IX. Provided always, and be it further enacted and declared, That for and notwithſtanding any of the Proviſions contained in this Act, if at any Time hereafter the Whole or any Part of the Money placed out purſuant to the ſaid ſeveral Acts of Parliament, or any of them, or to be placed out in purſuance of this Act, ſhall be wanted to anſwer any of the Demands of the Suitors of the High Court of Chancery, then and in ſuch Caſe the ſaid Court may and ſhall direct the Whole or any Part of ſuch Money to be called in, and the Securities in which the ſame and the ſurplus Intereſt and Dividends herein-before mentioned ſhall be placed, to be ſold and diſpoſed of, in order that the Suitors of the ſaid Court may at all Times be paid their reſpective Demands out of the common and general Caſh belonging to ſuch Suitors.

Not to prevent Reform of Offices.

X. Provided always, and be it further enacted, That nothing in this Act contained ſhall prejudice, delay, hinder or prevent any Reform or Abolition of all or any of the Offices herein mentioned, by any Perſon or Perſons having Authority to reform or aboliſh the ſame.

Public Act.

XI. And be it further enacted, That this Act ſhall be deemed and taken to be a Public Act, and ſhall be judicially taken Notice of as ſuch, by all Judges, Juſtices, and others, without being ſpecially pleaded.

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