

ANNO QUINTO & SEXTO

GULIELMI IV. REGIS.

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CAP. XLII.

An Act to authorize the granting of Superannuation Allowances to the Commissioners and Officers of the Courts for the Relief of Insolvent Debtors.

[31st *August* 1835.]

WHEREAS by an Act passed in the Fourth and Fifth Years of the Reign of His present Majesty, intituled *An Act 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 Offices in His Majesty's Service*, it is enacted that the Superannuation Allowances authorized by that Act shall extend to all such Civil Offices and Departments as are set forth and enumerated in the Schedule to that Act annexed, and that it should be lawful for the Commissioners of His Majesty's Treasury, by any Order or Warrant under the Hands of any Three or more of them, to add to the List of Offices and Departments enumerated in the said Schedule any other Offices which then existed or might thereafter be created or established, and to place the same and the Officers and Persons employed therein under the Provisions of that Act; and a Power was thereby given to the Commissioners of His Majesty's Treasury, in case it should appear to them that any special Circumstances afforded to any Officer or Clerk in the several Offices or Departments mentioned in the Schedule to the Act, or in the Addition authorized to be made thereto, a just Claim to an Amount of Superannuation Allowance not authorized by the Act, or exceeding the Amount therein specified with reference to the Length of his Services, to grant or give Authority for granting any special Super- 4 & 5 W 4. c. 24.

annuation which such Officer or Clerk should appear to them to deserve; and it was further provided and enacted, that nothing in that Act contained should authorize the adding to such List any Officers in any of His Majesty's Courts at *Westminster* or *Dublin*, or any other His Majestys Courts of Justice elsewhere: And whereas by an Act passed in the First Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for the Relief of Insolvent Debtors in* England, it was enacted that it should be lawful for His Majesty to appoint a Chief and Two other Commissioners for the Relief of Insolvent Debtors, to preside in a Court to be called "The Court for the Relief of Insolvent Debtors," and certain Officers of such Court were to be appointed as therein mentioned, and the said Act was afterwards continued and amended, and further Provisions made in relation to said Court, by certain other Acts of Parliament: And whereas by an Act passed in the First and Second Years of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for the Relief of Insolvent Debtors in* Ireland, the Lord Lieutenant or other Chief Governor or Governors of *Ireland* were empowered to appoint any Number of Persons not exceeding Two, being Barristers at Law of Ten Years standing at the least, to be His Majesty's Commissioners for the Relief of Insolvent Debtors in *Ireland*, to preside in a Court to be called "The Court for the Relief of Insolvent Debtors," to be held at such Place in *Dublin* as should be appointed for that Purpose by the Order of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, the Salary of each of such Commissioners to be paid out of the Consolidated Fund, as mentioned in such Act: And whereas no Provision has been made by the said recited Acts made in the Reign of His late Majesty for granting any Superannuation Allowance to any Commissioner or Officer of the said Courts respectively, and Doubts have been entertained whether any such Superannuation Allowance can be now granted under the Provisions of the said in part recited Act of the Fourth and Fifth Years of the Reign of His present Majesty, in consequence of the Exception therein contained as to Officers in any of His Majesty's Courts of Justice at *Westminster* or *Dublin*; and it is expedient to provide for the granting of such Superannuation Allowance: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act it shall and may be lawful for the Commissioners of His Majestys Treasury, by any Warrant under the Hands of any Three or more of them, to grant to any Commissioners of the said Courts respectively who from Age or Infirmity of Body or Mind shall be incapable of discharging the Duties of his Office, or whose Office shall be abolished by Law, or cease in consequence of the Expiration of any Act of Parliament, a Superannuation Allowance equal to such Proportion of the Amount of the Salary and Emoluments of his Office as they shall think fit, and to grant to any of the Officers of such Courts respectively who shall be from Age or Infirmity of Mind or Body incapable of discharging the Duties of his Office, or whose Office shall cease or be abolished as aforesaid, a Superannuation Allowance, in the same

1 G. 4. c. 119.

1 & 2 G. 4. c. 59.

Commissioners of the Treasury authorized to grant Superannuation Allowances to Commissioners and Officers of Insolvent Debtors Courts.

Manner and upon the same Conditions as it could or might now be granted under the Provisions of the said in part recited Act of the Fourth and Fifth Years of the Reign of His present Majesty if the Officers of the said Courts respectively were mentioned in the Schedule to that Act annexed.

Accounts of such Allowances to be laid before Parliament.

II. Provided always, however, and be it enacted, That a Statement of the Amount of such Superannuation Allowance, and the Names of the Person or Persons to whom it was granted, shall be laid before Parliament within One Month after the granting thereof, in case Parliament shall be then sitting, and in case Parliament shall not be then sitting, within One Month after the next Meeting of Parliament.

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