


ANNO SEXTO

# GEORGII IV. REGIS.

## CAP. LXXXIV.

**An Act to provide for the augmenting the Salaries of the Master of the Rolls and the Vice Chancellor of *England*, the Chief Baron of the Court of Exchequer, and the Puisne Judges and Barons of the Courts in *Westminster* Hall; and to enable His Majesty to grant an Annuity to such Vice Chancellor, and additional Annuities to such Master of the Rolls, Chief Baron, and Puisne Judges and Barons, on their Resignation of their respective Offices.** [5th *July* 1825.]

WHEREAS it is expedient that Provision should be made for the Augmentation of the Salaries of the Master of the Rolls and Vice Chancellor of *England*, of the Chief Baron of the Court of Exchequer, and of the Puisne Judges and Justices in the Courts of King's Bench and Common Pleas, and the Barons of the Coif in the Court of Exchequer at *Westminster*; and that the total Amount of the annual Salaries to be payable to the said Chief Baron, and Puisne Judges and Barons, should be in lieu of all Fees and Emoluments whatsoever receivable by them immediately before the passing of this Act: We Your Majesty's most dutiful and loyal Subjects, the Commons of the United Kingdom of *Great Britain* and *Ireland* in Parliament assembled, do most humbly

humbly beseech 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 so much and such Parts of an Act made in the Thirty-ninth Year of the Reign of His late Majesty King *George* the Third, among other Things for the Augmentation of the Salaries of the Judges of the Courts in *Westminster* Hall, as relates to the Amount of the Sums to be issued in Augmentation of the Salary of the Master of the Rolls; and also so much of an Act made in the Forty-ninth Year of His said late Majesty's Reign, among other Things for further augmenting the Salaries of certain of the Judges of the Courts in *Westminster* Hall, as relates to the Chief Baron of the Court of Exchequer, and to the Puisne Judges and Justices in the Courts of King's Bench and Common Pleas, and to the Barons of the Coif in the Court of Exchequer, shall be and the same are hereby repealed.

So much of 39 G. 3. c. 110. as relates to Augmentation of Salary to Master of the Rolls; and of 49 G. 3. c. 127. as relates to Salaries of Chief Baron, and Puisne Judges and Barons, repealed.

Salaries, &c. of Master of the Rolls, Vice Chancellor, Chief Baron, and Puisne Judges and Barons, to be made up out of the Consolidated Fund, viz.

II. And be it further enacted, That from and after the passing of this Act, there shall be issued and paid and payable out of, and charged and chargeable upon the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, (after paying or reserving sufficient to pay all such Sum and Sums of Money as have been directed by any former Act or Acts of Parliament to be paid out of the same, but with Preference to all other Payments which shall or may hereafter be charged upon or payable out of the said Fund,) to the several Persons herein-after mentioned, as an Augmentation of their respective Salaries, so much Money as will make up their respective Salaries and pecuniary Profits belonging to the said respective Offices, to the several Annual Sums herein-after respectively mentioned; (that is to say),

Master of the Rolls, 7,000*l*.

To the Master of the Rolls of the Court of Chancery in *England*, such Sum as, with the Sums now payable to the said Master of the Rolls in pursuance of an Act made in the Twenty-third Year of the Reign of His Majesty King *George* the Second, among other Things for augmenting the Income of the Office of Master or Keeper of the Rolls, and in pursuance of an Act made in the First Year of His present Majesty's Reign, intituled *An Act for appropriating to the Use of the Master of the Rolls for the Time being the Rents of the Rolls Estate, and the Dividends of the Funds in the Court of Chancery arising from the surplus Rent of that Estate*, and with the other Fees and Emoluments of the said Office, will make up the Salary of the said Office to the annual Sum of Seven thousand Pounds:

23 G. 2. c. 25.

1 G. 4. c. 107.

Vice Chancellor, 6,000*l*.

To the Vice Chancellor of *England*, such Sum as, with the Sums now payable to the Vice Chancellor in pursuance of an Act of the Fifty-third Year of the Reign of His late Majesty, intituled *An Act to facilitate the Administration of Justice*, will make up the Salary of the said Office to the Amount of Six thousand Pounds:

53 G. 3. c. 24.

Chief Baron, 7,000*l*.

To the Chief Baron of the Court of Exchequer, such Sum as with the Sums now payable to the said Chief Baron out of the

Revenues

Revenues of His Majesty's Civil List, after deducting all Land Tax, Pension Duty, and other Duties and Fees charged thereon, or on the said Chief Baron in respect of his Office, and the Costs of all Books, Rolls, and Records by him provided in respect thereof, will make up the Salary of the said Office to the Amount of Seven thousand Pounds:

Each of the Puisne Judges and Barons, 5,500l.

To each of the Puisne Judges and Justices of the Courts of King's Bench and Common Pleas, and to each of the Barons of the Coif in the Court of Exchequer, such Sum as, with the Sums now payable to the said Puisne Judges, Justices, and Barons of the Coif respectively, out of the Revenues of His Majesty's Civil List, after deducting all Land Tax, Pension Duty, and other Duties and Fees charged thereon, or on the said Judges and Barons in respect of their Offices, will make up the Salaries of the said Puisne Judges, Justices, and Barons of the Coif respectively, to the Amount of Five thousand five hundred Pounds.

Salaries to be paid Quarterly, and proportionably until Death or Resignation.

III. And be it further enacted, That the said several Sums of Money to be issued in pursuance of this Act, shall from Time to Time be payable and paid Quarterly, free and clear from all Taxes and Deductions whatsoever, on the Fifth Day of *January*, the Fifth Day of *April*, the Fifth Day of *July*, and the Tenth Day of *October* in each and every Year, by equal and even Portions; the First Payment thereupon to be made on the Fifth Day of *July* One thousand eight hundred and twenty-five; and that if any Person having such Office of Master of the Rolls, Vice Chancellor, Chief Baron, Puisne Judge or Justice, or Baron of the Coif respectively, shall die or resign such Office, the Executors or Administrators of the Person so dying, or the Person so resigning such Office, shall be entitled to such proportionable Part of the Salary of such Offices respectively as according to the Rates above-mentioned shall have accrued during the Time that such Person shall have executed any such Office respectively as aforesaid; and that the Successor of any such Person so dying or resigning shall be entitled to have and receive such Salary as shall arise and become due from the Death or Resignation of his Predecessor, in like Manner as if his Patent had borne Date on the Day next subsequent to the Day of the Death or Resignation of his Predecessor.

Annuities to Master of the Rolls, and Chief Baron, 450l., and to each of the Puisne Judges and Barons, 900l. in Addition to Annuities under 39 G. 3. c. 110. and 53 G. 3. c. 153. on their Resignation.

IV. And be it further enacted, That it shall be lawful for His Majesty, His Heirs and Successors, by any Letters Patent under the Great Seal of *Great Britain*, to give and grant unto any Person who may or shall have executed the Office of Master of the Rolls, or Chief Baron of the Exchequer respectively, and who shall respectively have resigned the same, an Annuity or Yearly Sum of Money not exceeding the Sum of Four hundred and fifty Pounds; and to any Person who may or shall have executed the Office of a Puisne Judge or Justice of the Court of King's Bench or Common Pleas, or of a Baron of the Coif of the Court of Exchequer, and who shall have resigned the same, an Annuity or Yearly Sum of Money not exceeding the Sum of Nine hundred Pounds; and the said several and respective Annuities shall be in Addition to and in Augmentation of

of the respective Annuities or Yearly Sums allowed to be given and granted to such Persons respectively, under the Provisions of the said recited Act of the Thirty-ninth Year of His said late Majesty's Reign, and under an Act of the Fifty-third Year of His said late Majesty's Reign for enabling His Majesty to grant additional Annuities to the Judges of the Courts in *Westminster* Hall, on their Resignation of their Offices; and in like Manner to commence from and after the Period when the Person to whom any such Annuity or Yearly Sum of Money shall be granted as aforesaid shall have resigned his said Office, and to continue for and during the Natural Life of the Person to whom the same shall be granted as aforesaid; and every such Annuity or Yearly Sum of Money shall be issued and payable out of, and charged and chargeable upon the Consolidated Fund next in order of Payment to, and after paying or reserving sufficient to pay all such Sum or Sums of Money as have been directed by any former Act or Acts of Parliament, and as by this Act are herein-before directed to be paid out of the same, but with Preference to all other Payments whatsoever, and shall be payable and paid Quarterly, free and clear from all Taxes and Deductions whatsoever, by even and equal Portions, at the like Periods, and together with and in the same Manner as the Annuities and Yearly Sums which may be given and granted under the said recited Acts, and under and subject to the like Rules, Regulations, and Restrictions (so far as the same are applicable), as are contained and prescribed in the said recited Act of the Thirty-ninth Year of His said late Majesty's Reign, in relation to the Annuities or Yearly Sums of Money therein allowed to be given and granted.

His Majesty empowered to grant Annuity of 3,750*l.* to Vice Chancellor on his Resignation, to be paid Quarterly.

V. And be it further enacted, That it shall be lawful for His Majesty, His Heirs and Successors, by any Letters Patent under the Great Seal of *Great Britain*, to give and grant unto any Person executing the Office of Vice Chancellor of *England* for the Time being, an Annuity or Yearly Sum of Money not exceeding the Sum of Three thousand seven hundred and fifty Pounds, to commence and take Effect immediately from and after the Period whenever the Person to whom such Annuity or Yearly Sum of Money shall be granted shall resign the said Office of Vice Chancellor, and to continue from thenceforth for and during the Natural Life of the Person to whom the same shall be granted as aforesaid; and such Annuity or Yearly Sum shall be issued and payable out of, and charged and chargeable upon the Consolidated Fund next in Order of Payment to and after paying and reserving sufficient to pay all such Sum and Sums of Money as have been directed by any former Act or Acts of Parliament, and as are herein-before directed by this Act to be paid out of the same, but with Preference to all other Payments which shall and may hereafter be charged upon or payable out of the said Fund; and such Annuity or Yearly Sum shall from Time to Time be paid and payable Quarterly, free and clear of all Taxes and Deductions whatsoever, at 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 each and every Year, by even and equal Portions; the First Payment to be made on such of the said Days

Days as shall next happen after such Resignation as aforesaid of the said Office: Provided always, that it shall be lawful for His Majesty, His Heirs and Successors, in and by such Letters Patent, to limit the Duration and Payment of any such Annuity, or any Part thereof, to such Periods of Time during the Natural Life of such Person in which he shall not execute any Office of Profit under His Majesty, His Heirs or Successors, so as such Annuity, together with the Salary and Profits of such other Office, shall together not exceed in the whole the said Sum of Three thousand seven hundred and fifty Pounds: Provided also, that no such Annuity or Yearly Sum of Money granted to any Person having executed the Office of Vice Chancellor shall be valid, unless such Person shall have continued in the said Office for the Period of Fifteen Years, or shall be afflicted with some permanent Infirmity disabling him from the due Execution of his Office, which shall be distinctly recited in the said Grant.

Such Annuity may be limited with respect to any other Office to be held by the Grantee.

Period of Service.

VI. And be it further enacted, That no Fees or pecuniary Profits whatever, other than and except the Salaries and Receipts permitted by this Act, shall from and after the Fifth Day of *July* One thousand eight hundred and twenty-five be received by or be payable to or to the Use of the Chief Baron, or the Puisne Judges or Justices of the Courts of King's Bench or Common Pleas, or the Barons of the Coif of the Court of Exchequer, in respect of the Execution of their said Offices respectively, either in their respective Courts in *Westminster* Hall, or at their respective Chambers, in respect of any Business depending in the Courts of King's Bench, Common Pleas, or Exchequer; any Act or Acts of Parliament, or any Law, Usage, or Statute to the contrary in anywise notwithstanding; and that from and after the said Fifth Day of *July* One thousand eight hundred and twenty-five, the several Officers of the Chief Baron, and of each of the Puisne Judges, Justices, and Barons of the Coif respectively, and the several other Persons who have been heretofore used and accustomed to receive such Fees and pecuniary Profits for the Use of the said Chief Baron, Puisne Judges, Justices and Barons respectively, shall continue to receive the same and the like Fees for the Public Use.

No Fees in future to be paid to Chief Baron or Puisne Judges or Barons.

But all such Fees formerly payable shall be paid to their Officers for the Public Use.

VII. And whereas by Writ of Privy Seal granted in the Second Year of the Reign of His said late Majesty King *George* the Third, reciting that a Reward of Forty Pounds *per Annum*, at the Rate of Ten Pounds in every Term, had long since been assigned to the Second Judge of the Court of King's Bench, in respect of his Labour and Trouble in giving the Charge to the Grand Jury, and pronouncing Judgment in the said Court against Malefactors, it was declared, that Regular Payment should be made of the aforesaid Termly Allowance of Ten Pounds to the said Second Judge of the said Court for the Time being, in respect of his Pains and Service above mentioned; be it enacted and declared, That the said Termly Allowance of Ten Pounds, or Reward of Forty Pounds *per Annum*, is not intended to be included in the Fees and pecuniary Profits by this Act directed to be received and accounted for and paid to the Account of the Consolidated Fund; but that the said Termly Allowance of Ten Pounds, or Reward of Forty Pounds *per Annum*, shall

Termly Allowance of 10*l.*, making 40*l.* per Annum, to the Second Judge of King's Bench, shall continue to be received by him, in Addition to his Salary, &c. under this Act.

shall continue to be paid to the said Second Judge of the said Court of King's Bench after the passing of this Act, in Addition to all other Sums of Money which such Second Judge shall be entitled to receive under or by virtue of this Act, or any other Act or Acts; any thing herein-before contained to the contrary in anywise notwithstanding.

Accounts of Payments of Fees to Master of the Rolls and Vice Chancellor, under Acts relating to them, to be delivered to the Treasury Half Yearly.

VIII. And be it further enacted, That such Officer of the Master of the Rolls and of the Vice Chancellor respectively for the Time being, as they shall respectively appoint, shall, as soon as conveniently may be after the Expiration of the Half Year ending on the Fifth Day of *January* One thousand eight hundred and twenty-six, deliver to the Lord High Treasurer or Commissioners of the Treasury for the Time being, an Account, signed by such Master of the Rolls and Vice Chancellor respectively, of the Amount of all Fees paid to the said Master of the Rolls, and of all Sums of Money received by or payable to or to the Use of such Master of the Rolls and Vice Chancellor respectively, under or by virtue of the several Acts herein-before mentioned (after deducting all Fees and Taxes paid in respect thereof), between the Fifth Day of *July* One thousand eight hundred and twenty-five, and the Fifth Day of *January* One thousand eight hundred and twenty-six; and a like Account shall be delivered in like Manner, in every succeeding Half Year ending on the Fifth of *July* and the Fifth Day of *January* in every Year, of all Fees paid to the said Master of the Rolls, and for all Sums received by or payable to or to the Use of the said Master of the Rolls and Vice Chancellor respectively, in respect of their said Offices respectively, under the said recited Acts, for the preceding Half Year; and in whatever Sums the whole Amount which shall have been received or were payable to the said Master of the Rolls and Vice Chancellor respectively, in respect of their said several Offices, within the Half Year preceding the Delivery of any such Account, shall be less than the clear Sum of Seven thousand Pounds in respect of the said Master of the Rolls, or of Six thousand Pounds in respect of the said Vice Chancellor, shall be the Sums to be issued for the Half Year in which the said Account shall be delivered, and shall be computed and ascertained so as to make up the Whole of their respective Salaries and pecuniary Profits for such Half Year, to One Half of the Amount of the several Salaries respectively herein-before mentioned, and such Sums shall be issued accordingly, and as if the Sums so to be ascertained had been specifically mentioned in this Act.

When the Amount of Fees shall be less than the Salary, the same shall be made up to Master of the Rolls and Vice Chancellor.

In case of Death or Resignation, proportionable Part paid to Executor, &c.

IX. Provided always, and be it enacted, That if any Person executing the said Offices of Master of the Rolls or Vice Chancellor respectively, shall die, or shall resign such Office, the Executors or Administrators of the Person so dying, or the Person so resigning the same, shall be entitled to such proportionable Part of the clear Salary and Profits of such Offices respectively as aforesaid, as according to the Rates above-mentioned shall have accrued during the Time that such Person shall have executed such Office as aforesaid; and the proper Officer of the Successor of every such Person shall on the Fifth Day of *January* or Fifth Day of *July*, as the Case may be, which shall be immediately subsequent to every such Death

or

or Resignation, or as soon after as conveniently may be, deliver in such Account as is herein-before required to be delivered, signed by such Successor, and also by his Predecessor, or the Executors or Administrators of such Predecessor, as the Case may be; and such Successor and his Predecessor, in case of Resignation, and the Executors or Administrators of such Predecessor, in case of Death, shall be respectively entitled to and shall receive such proportionable Part of such Sum as upon such Account shall be due and payable by virtue of this Act as aforesaid; and in case any such Person so dying or resigning shall have received, during such Part of the Half Year in which such Person shall die or resign, more than a proportionable Part of the clear Salary of his Office, according to the Time during which such Person shall have executed such Office, every such Person so resigning, or the Executors or Administrators of the Person so dying, shall pay to the Successor of every such Person so much as the Sums received shall exceed the Sums to which such Person so dying shall have been entitled according to the Provisions of this Act.

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