ANNO QUARTO

# GEORGII IV. REGIS.

## *Cap.* cxxvi.

### An Act for the better Government of the City of *Limerick*, and the due Appropriation of the Public Revenues thereof. [18th *July* 1823.]

WHEREAS the City of *Limerick* is a City by Prescription and Charter, enjoying Rights, Franchises, Tolls, Customs, Privileges, and Immunities, granted and confirmed by their late Majesties King *John*, King *Edward* the First, King *Henry* the Fifth, King *Henry* the Sixth, King *Henry* the Seventh, King *Edward* the Sixth, Her late Majesty Queen *Elizabeth*, and His late Majesty King *James* the First: And whereas all the Tenures of the said City are by the said Charters granted to the Citizens of the said City to be disposed of at their Will by the Common Assent of the said Citizens: And whereas the Corporation of the said City is bound, out of the Revenues of the said City, to maintain divers Ways, Bridges, and Public Works, within the said City, and the Liberties thereof: And whereas many of the Ancient Books and Records of the said Corporation have been lost, withheld, or suppressed, whereby the Rights, Privileges, and Franchises of the Citizens of the said City have been endangered, and the Public Revenues of the said City have not been duly applied: And whereas the Citizens of the said City are by Royal Charters empowered to meet together in a certain Place within the said City, and Bye-laws, for the Use and Benefit of the said City, to ordain and establish: And whereas the Confirmation and Assent of the said Citizens so assembled under the Royal Charters in General

Assembly or Court of D'Oyer Hundred are, by the ancient Constitution of the said City, necessary to give Force and Validity to the Acts of the Common Council of the said Corporation, provided that nothing be proposed or debated in the said Court of D'Oyer Hundred until the same shall have first passed the Common Council of the said City; provided also, that the Elections of any Mayor, Sheriff, Recorder, Town Clerk, or other Officer, shall be made by the Members of the Common Council only; And whereas it is expedient to provide for the Security and due Appropriation of the Public Revenues of the said City: 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 from and after the Commencement of this Act, for the more regular Discharge of the Duties of the Common Council of the Corporation of the said City, there shall be holden in every Year, Four regular Quarterly Meetings of the said Common Council; that is to say, on the First *Monday* after the Twenty-fourth Day of *June*, on the Second *Monday* after the Twenty-ninth Day of *September*, on the First *Monday* in the Month of *January*, and on the First *Monday* in the Month of *April*; and as soon as the Business of every such Meeting is completed, a certified Minute of all such Proceedings, Matters, or Things, as shall have been resolved, agreed to, or ordered at such Meeting, shall be prepared by the Town Clerk, or his lawful Deputy, and signed by the Mayor, or his lawful Deputy; and immediately after the breaking up of each and every such Meeting transmitted to the Common Speaker of the said City by the Mayor, or by his lawful Deputy, in order that such Proceedings, Matters, or Things as aforesaid, may be laid before the next Court of D'Oyer Hundred, for the Approval or Confirmation of the said Court, or the major Part thereof: Provided always, that nothing herein contained shall limit, abridge, or defeat the Right to call or summon extraordinary Meetings of the Common Council, certified Minutes of the Proceedings, Resolutions, Matters, or Things agreed to at such extraordinary Meetings of the Common Council being, in like Manner as aforesaid, transmitted by the Mayor, or by his lawful Deputy, for the Confirmation of the Court of D'Oyer Hundred, or the major Part thereof.

Quarterly Meetings of Common Council.

II. And be it further enacted, That for the more regular Discharge of the Duties of the Court of D'Oyer Hundred, there shall be holden Four regular Quarterly Meetings thereof in each and every Year, that is to say, on the Days next immediately succeeding the Days herein-before fixed, for the regular Quarterly Meetings of the Court of Common Council; and the Common Speaker shall lay before such Court of D'Oyer Hundred all certified Minutes transmitted from the Common Council for Approval and Confirmation; and such Court of D'Oyer Hundred shall forthwith proceed to take the same into their immediate Consideration, and the Decision of such Court, or the major Part thereof, whether Negative or Affirmative, shall by a certified Minute under the Hand of the Common Speaker be transmitted without Delay to the Mayor to be laid before the Common Council; and no Rule, Ordinance, Bye-law, Regulation, or any other Act, Deed, or Resolution of any Sort or Nature soever of the said Common Council, shall be of Force,

Quarterly Meetings of Court of D'Oyer Hundred.

Power, or Validity until the same shall have been laid before the said Court of D'Oyer Hundred, and approved of by such Court or the major Part thereof.

Election of Corporate Officers.

III. Provided always, and be it enacted, That the Elections of all Mayors, Sheriffs, Recorder, Town Clerk, and other Officers, shall be made by the Members of the Common Council of the said City only; and provided also, that no Person not being free of the said City shall have any Right to vote or interfere at any such Meeting of the Court of D'Oyer Hundred.

Choice of Common Speaker.

IV. And, for the better regulating the Court of D'Oyer Hundred of the said City, be it further enacted, That the Freemen of the said City, duly admitted and sworn, shall assemble together at the public Court House of the said City on the Twenty-ninth Day of *September* next after the Commencement of this Act, and shall elect from among the resident Freemen One of the said Freemen worth Five hundred Pounds at the least, in Real or Personal Estate, over and above his just Debts, to be their Common Speaker, to continue in the said Office for the Space of Two Years from the Twenty-ninth Day of *September* in the said Year; and that the Court of D'Oyer Hundred, assembled in Quarterly Meeting, on the First *Tuesday* after the Twenty-fourth Day of *June*, shall Once in every Two Years elect a fit and proper Person as Common Speaker, qualified as aforesaid, who shall continue in Office for the Space of Two Years; and that the said Common Speaker shall, before he enter upon the Execution of the said Office, take and subscribe the Oath set forth in Schedule (A.) to this Act annexed; and in case of a Vacancy occurring in the Office of the said Common Speaker, the Town Clerk shall, on the Requisition of any Three Freemen, convene by public Notice a Meeting of the Court of D'Oyer Hundred, to be holden not sooner than Eight or longer than Fourteen Days after the Notice given as aforesaid, and such Court of D'Oyer Hundred, or the major Part thereof, shall forthwith proceed to elect another Person as Common Speaker, qualified as aforesaid, to continue in Office so long only as the Person whom such Common Speaker is elected to succeed would have continued in Office; and in every Case in which a Court of D'Oyer Hundred is held, at which no Common Speaker attends, the senior Freeman present shall preside and act as Common Speaker in such Court of D'Oyer Hundred: Provided always, that no such Common Speaker shall be sworn into his Office until his Appointment and Election by the Court of D'Oyer Hundred shall be approved of by the Common Council.

Extraordinary Meetings of D'Oyer Hundred.

V. And be it further enacted, That whensoever the Common Speaker shall receive from the Mayor a certified Minute of any Proceeding agreed to by the Common Council, at any extraordinary Meeting thereof, it shall be lawful for the said Common Speaker, and he is hereby required, not sooner than Seven or more than Fourteen Days from his Receipt of such certified Minute, to convene an extraordinary Meeting of the said Court of D'Oyer Hundred, for the Consideration of the several Acts, Matters, Resolutions, and other Proceedings so certified as agreed to by the Common Council.

VI. And

Notice of such extraordinary Meetings.

VI. And be it further enacted, That before any such extraordinary Meeting of the Court of D'Oyer Hundred shall be holden, Notice in Writing shall be given thereof by the Common Speaker Six Days at the least before the Time of holding such Meeting, which Notice shall contain a Copy of the certified Minute transmitted from the said Common Council.

Common Speaker to preside at D'Oyer Hundred.

VII. And be it further enacted, That the said Common Speaker from Time to Time elected as aforesaid, shall preside in all Assemblies of the Court of D'Oyer Hundred, or in case of his Absence at Twelve of the Clock in the Forenoon of any Day of Meeting, that then and in such Case the senior Freeman present shall preside, and shall exercise the Power and Authority of Common Speaker, at such Court of D'Oyer Hundred during his Absence.

Oath of a Freeman when exercising Franchise.

VIII. And be it further enacted, That if any Freeman shall be so required by any other Two Freemen, he shall at any Time when he claims to exercise his Franchise by voting at the Court of D'Oyer Hundred, take and subscribe the Oath set forth in the Schedule (C.) to this Act annexed, which Oath the Mayor, Sheriffs, or Common Speaker is and are hereby authorized to administer; and no Freeman who shall refuse to take such Oath as aforesaid, shall be capable of exercising his Franchise as a Freeman as aforesaid, until he shall have duly taken such Oath: Provided always, that such Oath shall in no Case be required to be taken by any Freeman who shall have first actually taken upon himself, or held, or executed his Franchise Six Years or more before the Commencement of this Act, such Six Years to be reckoned and computed from the Day on which such Freeman shall have been actually admitted and sworn into his Freedom.

No Person to be re-elected as Sheriff within Three Years.

IX. And whereas the continuing in Office for several Years successively of the same Persons as Sheriffs of the said City is inexpedient, be it enacted, That from and after the Commencement of this Act no Person whatsoever shall be re-elected into the said Office within the Term of Three successive Years next after his having served such Office.

Approbation of Lord Lieutenant still necessary.

X. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend so as to allow any Corporate Officers whose Appointment doth now by Law require the Approbation of the Lord Lieutenant or other Chief Governor of *Ireland*, to enter upon the Duties of his Office without that Approbation first obtained.

No Persons to be made free who shall not have resided in the City.

XI. And whereas by an Act of Parliament passed in the Parliament of *Ireland* in the Tenth Year of the Reign of His late Majesty King *Henry* the Seventh, intituled *An Act that none be admitted Alderman, Juror, or Freeman in no Town but if he have been Prentice or Inhabitant in the same*, it is amongst other Things enacted, 'that no City ne great Town within the Land of *Ireland* from this Time forwards receive or admit any Person to be Alderman, Juror, or Freeman within any of the said Cities or Towns but such Persons as have been Prentice or been continually inhabite in the said Cities or Townes:' And whereas by a Resolution of the Common Council

Council of the City of *Limerick*, passed in the Year One thousand seven hundred and seven, it is declared, that no Person whatsoever, not living and residing within the said City, should be thereafter made free of the Corporation, and that such Resolution should be a Standing Rule of the said Council: And whereas a Judgment of Ouster was pronounced by the Court of King's Bench in *Ireland* against a non-resident Freeman of the said City of *Limerick* on the Ground of Non-residence: And whereas by the last Determination of the House of Commons on the Right of Election for the said City, it appears that the Right of Election in respect of Freedom is in such Freemen of the said City as were resident therein at the Time of their Admissions to their respective Freedoms; be it therefore enacted, That no Person whatever shall be elected or admitted to the Freedom of the said City, or the Freedom thereof granted to him, unless he shall be resident within the County of the said City at the Time of his Admission to his Freedom.

**Additional Justices of the Peace may be appointed.**

XII. And whereas the Number of Justices empowered to act under the Charters of the said City is limited to Four, together with the Mayor and Recorder: And whereas the Population of the said City has greatly increased; and it is therefore expedient to provide for the better Prevention of Crime, and the more effectual Execution of the Laws, by permitting the Appointment of an additional Number of Justices; be it therefore enacted, That it shall be lawful for the Lord Chancellor, Lords Commissioners, or other Keeper or Keepers of the Great Seal of that Part of the United Kingdom of *Great Britain* and *Ireland* called *Ireland* for the Time being, and he or they are hereby empowered, by Commission under the Great Seal, to appoint such Person or Persons, not exceeding Six in Number, as he or they shall think fit, being Inhabitants of the said City or County of the City of *Limerick*, to be Justices of the Peace and Quorum during His Majesty's Pleasure in and throughout the said City and the County of the said City; which Persons so appointed shall and may have the same Powers and Authority to act and officiate to all Intents and Purposes, and to execute the Duties of Justices of the Peace and Quorum within the said City or the County of the said City, by virtue of such Commission or Commissions, as any other Justice of the Peace, by Charter or otherwise, are or shall be authorized, appointed, or empowered to act or officiate within the said City or County of the said City; and so from Time to Time for ever hereafter the said Lord Chancellor, Lords Commissioners, or other Keeper or Keepers of the Great Seal of *Ireland* may continue to appoint Person or Persons, Inhabitants of the said City or County of said City to be Justices of the Peace and Quorum thereof; any thing contained in any Charter or Law to the contrary notwithstanding: Provided always, that the Justices so appointed shall not by reason of such Appointment possess or exercise any Power or Authority within the Corporation of the said City.

**Against the Votes of occasional Freemen.**

XIII. And whereas it is expedient to provide against the Infringement of the Rights of the Freemen of the said Corporation; be it enacted, That from and after the Commencement of this Act no Freeman shall be allowed to act as Freeman unless such Person shall have been duly admitted to his Freedom and taken the Oath as a Freeman Six Calendar Months at the least before he shall so act; and if any Person shall presume

sume to act contrary to the true Intent and Meaning of this Act, he shall for every such Offence forfeit and pay the Sum of One hundred Pounds to him, her, or them who shall inform or sue for the same in manner herein-after mentioned, and every Act done by any such Person before he shall have been so duly sworn and admitted for such Six Calendar Months shall be void and of no Effect: Provided always, that nothing herein contained shall extend or be construed to extend to any Person entitled by Birth, Marriage, or Servitude to his Freedom.

Proviso for Freemen admitted as of Right.

Penalty on antedating Admissions.

XIV. And be it further enacted, That if any Mayor or Sheriff, Town Clerk, or other Officer of the Corporation, or other Person whatsoever, shall wilfully and fraudulently antedate or cause to be antedated any Admission of any Freeman, such Mayor, Sheriff, Town Clerk, Officer, or other Person shall for every such Offence forfeit and pay the Sum of Two hundred Pounds to him, her, or them, that shall inform and sue for the same, to be recovered in Manner herein-after mentioned.

The Guild of Merchants incorporated by King James the First may be revived by Lord Lieutenant or other Chief Governor or Governors.

XV. And whereas by a Charter granted to the City of *Limerick* by His late Majesty King *James* the First, it was amongst other Rights, Franchises, and Liberties granted and conceded to the Mayor, Sheriffs, and Citizens of the said City, that there should be incorporated within the said City one Society, Commonalty, and Body Corporate of themselves in Deed and Name, to be in perpetual Succession to endure in, after, and for ever, and to be one Body Corporate of themselves for ever, by the Name of Mayor, Constable, and Society of Merchants of the Staple of the City of *Limerick*: And whereas the said Society of the Merchants of the Staple has fallen into disuse, and has ceased to exist: And whereas the Restoration of the full Enjoyment of the Rights of the said Citizens of *Limerick* under the said Royal Charter, would tend to the Order and Prosperity of the said City; be it therefore enacted, That it shall be lawful for the Lord Lieutenant General or other Chief Governor or Governors of *Ireland*, in Council, to embody and incorporate such Persons residing within the City or Liberties of *Limerick*, not being less in Number than Thirty or more than Forty, and being among the principal Bankers, Merchants, and Traders of the said City, to be in future the Society or Corporation of Merchants of the Staple of the said City; and thereupon such Society or Corporation shall possess and enjoy all and singular the Rights, Privileges, Franchises, and all other Powers holden and enjoyed by the Society of Merchants of the Staple incorporated under the herein-before recited Charter of His late Majesty King *James* the First.

Oath of Burgesses and Freemen on Admission.

XVI. And be it further enacted, That from and after the Commencement of this Act, the Corporate Oaths to be taken by the Common Councilmen and Freemen of the City of *Limerick*, on their respective Admissions, shall be in the Form set forth in Schedules (D.) and (E.) to this Act annexed, and in no other, save and except such Oath or Oaths as is, are, or may be imposed by virtue of any Act or Acts of Parliament.

Lists of Freemen to be affixed to Church Doors.

XVII. And be it further enacted, That Lists of the Names and Residences of all Persons who shall be elected or admitted to the Freedom

of the said City, or to whom the Freedom thereof shall be granted, shall be made out in Writing, and signed by the Town Clerk, and be posted on the Doors of the Parish Churches of *Saint Mary*, *Saint John*, and *Munchens*, in the said City, and on the Doors of the Exchange, and the Court House in the said City, within Forty-eight Hours after they shall be so elected or admitted, or the Freedom shall have been so granted to them, under a Penalty of Two hundred Pounds, to be recovered from the said Town Clerk, by any Person who shall sue for the same in manner herein-after mentioned.

Where Prayer of Petitions for Freedom are refused, a Statement of Reasons to be granted.

XVIII. And whereas there is and has been, Time out of Mind, an ancient Custom used within the said City, whereby the eldest Son of a Freeman, the Son-in-law of a Freeman, and the Seven Years Apprentice of a Freeman, have a Right to be sworn into the Place of a Freeman of the City of *Limerick*: And whereas Judgments have been obtained in His Majesty's Courts of Law establishing these Rights: And whereas by the last Determination of the House of Commons on the Right of Election for the said City, it is decided that the eldest Sons of Freemen, and Persons who have married the Daughters of Freemen, and Persons who have served Seven Years Apprenticeship to Freemen, are entitled to the Freedom of the said City; now, in order to provide against any Delay in the Admission of Persons so claiming the Freedom of the said City, be it enacted, That at each and every Quarterly Meeting of the Courts of Common Council and D'Oyer Hundred, under and by virtue of this Act to be holden, the Petitions of the several Persons claiming the Freedom of the said City shall be in the first Place taken into Consideration; and where the Prayer of the said Petitions, or any of them is refused, a Statement in Writing of the Reasons whereon such Refusal was grounded, particularly setting forth the Objections to each Part of the Proofs adduced in Support of every such Petition, shall be furnished by the Mayor on Behalf of the said Court of Common Council, or by the Common Speaker on Behalf of the said Court of D'Oyer Hundred, to the Person whose Petition shall have been refused.

Chamberlain to give Security.

XIX. And be it enacted, That from and after the Commencement of this Act, every Person who shall be elected Chamberlain of the said City shall, before he shall be sworn or admitted into the said Office, execute a Bond, conditional for the due Performance of the Duties of his said Office of Chamberlain, with Two sufficient Sureties, to the Mayor for the Time being for the Use of the Corporation, such Officer to be bound himself in the Sum of Three thousand Pounds, and each Surety in the Sum of One thousand five hundred Pounds; and no such Chamberlain or Receiver shall presume to act until he shall have taken and subscribed in the Court of Common Council, and of D'Oyer Hundred, the following Affidavit, which Bond and Affidavit shall be filed and preserved amongst the Records of the said Courts.

Oath.

'I *A. B.* do swear, That I will well and truly serve the Mayor, Sheriff, and Citizens of the City of *Limerick* in the Office of Chamberlain or General Receiver of this City, and that therein I will do Right to all Manner of People both Poor and Rich in these Things that touch my Office; the Receipt of Money due or belonging to the Corporation of

'of this City, I will truly and diligently collect, and safely keep, and have 'always in readiness to the Use, Order, and Behoof of the said Cor- 'poration; and that I will not pay any Sum or Sums of Money belonging 'to the said Corporation but to the Order of the Common Council, 'confirmed by the Court of D'Oyer Hundred, or according to the 'Directions of an Act passed in the Fourth Year of the Reign of 'King *George* the Fourth, intituled [*here insert the Title of this Act*]; 'and that I will not waste or dispense the same, but make true Decla- 'ration and Account thereof when and so often as I shall be there- 'unto lawfully required, without Concealment, according to the Credit 'and Trust to me committed in this Behalf. So help me GOD.'

**Chamberlain to lay Accounts and Vouchers before Common Council and D'Oyer Hundred.**

XX. And be it further enacted, That the said Chamberlain, Fourteen Days at the least before the Commission Day of each and every Assize to be holden in and for the County of the said City, shall lodge with the Town Clerk for the Time being an Account signed by such Chamberlain, containing the Particulars of his Receipts and Payments, and distinguishing the Times of such Receipts, and from whom and upon what Account received, and also the Times of such Payments, and to whom and by what Orders; and the said Chamberlain shall annex an Affidavit to the said Account verifying the Truth of the same, and he shall within the Time aforesaid deliver to the Common Speaker a Copy of the said Account and Affidavit signed by him, and the Town Clerk shall enter in a Book to be kept by him for the Purpose a Copy of the said Account and Affidavit, and such Account shall be examined by the Court of D'Oyer Hundred, in such Manner as to the said Court shall seem meet, whether by a Committee of the said Court or otherwise; and the said Chamberlain shall not be allowed in his said Account any Sums he shall not have actually paid and produced Vouchers for, and which shall not be paid pursuant to the Direction of the Courts of Common Council and of D'Oyer Hundred assembled, or pursuant to the Directions of this Act, and in such Order of Time as shall be appointed for the Purpose; and such Chamberlain shall, upon his being discharged from his said Office, hand over to his Successors all the Books, Papers, and Documents which remain in his Hands; and that the said Chamberlain shall annex to every such Account a Rental of the Lands of the said Corporation, and of the general Income and Expenditure thereof, verified in like Manner by Affidavit as in Schedule (B.) to this Act annexed.

**No Chamberlain to act without taking Oath. Penalty 500*l.* and Disfranchisement.**

XXI. And be it further enacted, That if any Chamberlain shall presume to act without having taken and subscribed the Oath aforesaid, or shall refuse or neglect the Performance of any Part of the Duties in this Act prescribed, such Chamberlain shall forfeit the Sum of Five hundred Pounds, to be recovered from him or his Sureties, by any Two Freemen or Freeholders of the said City, who shall sue for the same; and on and after such Conviction every such Chamberlain shall be *ipso facto* disfranchised, and held incapable of holding any Office whatever in the Corporation of *Limerick*.

**Payment of Salaries.**

XXII. And be it further enacted, That the following Salaries, and no more, shall be paid annually by the Chamberlain of the said City, out of the Revenues of the said Corporation, to the several Officers under mentioned;

mentioned; that is to say, to the Mayor Five hundred Pounds, to the Recorder Two hundred Pounds, to the Sheriffs One hundred and fifty Pounds, and to the Chamberlain the Sum of Five Pounds *per Centum*, on the net Amount which he shall receive for the Use of the said Corporation, together with Salaries for the several other Officers of the said Corporation, not exceeding the average Salary received by them respectively during the Seven Years next preceding the Commencement of this Act.

Salaries may be augmented or reduced on Notice.

XXIII. Provided always, That it shall be lawful for the said Court of Common Council and the Court of D'Oyer Hundred assembled, Six Days Notice at the least being previously given of the holding of such Assembly, to increase or diminish the Salaries of the Officers aforesaid, to such Sums as they shall judge proper, but the same not to take Effect for One whole Year after the Time of holding such Assembly.

No Part of the Residue of Corporate Revenues applicable, save to Public Uses.

XXIV. And be it further enacted, That no Part of the Residue of the Public Revenue of the said City shall be disposed of except to the Public Uses and Charities of the said City, nor unless an Order shall be previously made for such Disposition of the same, by the Mayor and Common Council, and approved of by the Court of D'Oyer Hundred as aforesaid.

In case of Abuse, Application to Court of Equity by Petition.

XXV. And be it enacted, That whenever the Direction or Order of a Court of Equity shall be deemed necessary for the Administration of the Revenues aforesaid, it shall be lawful for any Three or more Persons, being Freemen or Freeholders of the said City or Liberties, to present a Petition to the Lord Chancellor, Lord Keeper, or Lords Commissioners for the Custody of the Great Seal, or Master of the Rolls for the Time being, or to the Court of Exchequer, stating their Complaint, and praying such Relief as the Nature of the Case may require; and it shall be lawful for the Lord Chancellor, Lord Keeper, or Commissioners for the Custody of the Great Seal, and for the Master of the Rolls, and the Court of Exchequer, and they are hereby required to hear such Petition in a summary Way, and upon Affidavit or such other Evidence as shall be produced upon such Hearing, to determine the same, and to make such Order therein, and with respect to the Costs of such Application, as to him or them shall seem just; and such Order shall be final and conclusive, unless the Party or Parties who shall think himself or themselves aggrieved thereby, shall within Two Years from the Time when such Order shall have been passed and entered by the proper Officer, have preferred an Appeal from such Decision to the House of Lords, to whom it is hereby enacted and declared that an Appeal shall lie in any such Case.

Appeal to House of Lords.

Proviso.

XXVI. Provided always, and be it further enacted, That every Petition so to be preferred as aforesaid, shall be signed by the Persons preferring the same in the Presence of and shall be attested by the Solicitor or Attorney concerned for such Petitioners, and every such Petition shall be submitted to and be allowed by His Majesty's Attorney or Solicitor General, and such Allowance shall be certified by him before any such Petition shall be presented.

No Lease to be made except by Order of Common Council, and confirmed by D'Oyer Hundred, &c.

XXVII. And be it further enacted, That no Lease or other Assignment whatsoever, shall be made of any Part of the Corporation Estate, except an Order for making the same shall first be made in the Common Council, and afterwards be approved by the Court of D'Oyer Hundred assembled, of the holding of which Assembly at least Seven Days previous Notice shall be given: Provided also, that no Reversionary Lease or Agreement shall be made of any of the said Corporation Estate.

Tolls let by open Competition, &c.

XXVIII. And be it further enacted, That before any Lease or Agreement be made for any Lands, Tenements, Tolls, Customs, or other Hereditaments belonging to the said Corporation, the same shall be publicly advertised, and all Tenders or Proposals relating thereto be laid before the Common Council, and the Court of D'Oyer Hundred: Provided always, that no Lease or Agreement be made of Tolls or Customs for any longer Term than One Year succeeding the Date of such Lease or Agreement.

Notices under this Act.

XXIX. And be it further enacted, That all Notices required by this Act shall be given in the following Manner; (that is to say), written Copies thereof, signed by the Officer making the same, shall be affixed to the Doors of the Court House, the Exchange, and the several Churches within the said City, and also advertised Twice at the least in the public Papers of the City.

Saving for existing Corporate Oaths.

XXX. And be it further enacted, That where no specific Provision is made in this Act for any new Corporate Oath, that in each and every such Case the Oath of Office hitherto taken by the several Officers of the Corporation of the City of *Limerick* shall continue to be taken.

Penalty for Perjury.

XXXI. And be it further enacted, That any Person taking a false Oath in any Case wherein an Oath is required to be taken by this Act, shall be deemed guilty of wilful and corrupt Perjury, and being thereof duly convicted, shall be liable to such Pains and Penalties as by any Laws now in force any Person convicted of wilful and corrupt Perjury are subject and liable to; and in all Cases where any Oath is required by this Act, the Affirmation of any Person or Persons whose Affirmation would be received in any Civil Case in any Court of Law or Equity instead of the Oath of such Person or Persons, shall be received in lieu and instead of such Oath so required by this Act; and any Person or Persons wilfully and corruptly making any such Affirmation falsely, and being thereof convicted, shall be subject to all the same Pains and Penalties as such Person or Persons would have been subject to in case he or they had been guilty of wilful and corrupt Perjury.

Recovery of Penalties.

XXXII. And be it further enacted, That all Penalties laid or imposed by this Act shall be recovered in lawful Money of *Ireland*, with full Costs of Suit, by Action of Debt, Bill, Plaint, or Information in any of His Majesty's Courts of Record in *Dublin*, and no Essoign, Protection, Wager of Law, or more than One Imparlance shall be allowed.

Limitation of Actions.

XXXIII. Provided always, and it is hereby further enacted, That no Person shall be liable to any Penalty by this Act imposed, unless the Prosecution shall be commenced within Two Years after such Penalty shall be incurred.

Expences of obtaining the Act.

XXXIV. And be it further enacted, That all the Costs and Charges of preparing, drawing, soliciting, and obtaining this Act shall be raised and provided for in Two equal Portions, the one to be raised and levied by Presentment of the Grand Jury of the said City, at the Spring Assizes next ensuing the passing of this Act, and the other Portion to be raised and levied on the Parish of *Saint Michael*'s within the said City, in like manner as the Rates of the said Parish are raised and levied.

Public Act.

XXXV. 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.

Commencement of the Act.

XXXVI. And be it further enacted, That this Act shall commence and take effect from the First Day of *September* next ensuing the passing of this Act.

## SCHEDULES

## SCHEDULES to which this Act refers.

### SCHEDULE (A.)

*Oath of Common Speaker.*

I *A. B.* residing at , in the City of *Limerick*, or Liberties thereof (*as the Case may be*), do swear to be true and faithful to our Sovereign Lord the King, His Heirs and Successors, and well and truly to serve the City of *Limerick*, until I shall be lawfully discharged from the Office of Common Speaker in the said City. I swear to the utmost of my Power to maintain and defend the just Rights and Privileges of the Freemen of the said City, and at the Court of D'Oyer Hundred, and in all Matters and Things relating to my Office of Common Speaker, to refuse or delay to no Man his Right, nor to sanction or consent to any Expenditure of the Public Revenues of the Corporation of the said City, save for the Public Uses of the said City, and that I will in all Things perform and execute the Office of Common Speaker to the best of my Skill and Knowledge; and I do further swear, that I am worth Five hundred Pounds at the least in Real or Personal Estate in Possession, over and above my just Debts.

So help me GOD.

### SCHEDULE (B.)

*Affidavit of Chamberlain, verifying his Half-yearly Accounts.*

I *A. B.* Chamberlain of the City of *Limerick*, having taken my Oath of Office, and having given the Security required by Law, do hereby swear, That the Accounts and Rentals of the Real and Personal Property of the Corporation of the said City hereunto annexed, contain a full, fair, and just Disclosure of all the Receipts, Expenditures, Debts, and Claims due of or to the said Corporation; and I do further swear, that I have not in these Accounts suppressed or withheld any Statement respecting the Real or Personal Property, the Income or Expenditure of the said Corporation; and that I have not paid any Sum or Sums out of the Funds of the said Corporation, without the Order of the Courts of Common Council and D'Oyer Hundred; and that the Vouchers which I am now ready to produce for the Examination of the said Courts, are the true Vouchers for the said Accounts.

So help me GOD.

### SCHEDULE

## SCHEDULE (C.)

*Oath of a Freeman before exercising Franchise.*

I *A. B.* do swear, That I have been admitted and sworn a Freeman of the Corporation of the City of *Limerick*, having been actually and without Fraud resident at in the County of the said City, at the Time of my Admission to the Freedom of the said City, and that I am of the Age of Twenty-one Years.

So help me GOD.

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## SCHEDULE (D.)

*Oath of Common Councilman or Burgess.*

I *A. B.* do swear, That I will well and truly serve our Sovereign Lord the King, His Heirs and Successors, and the Mayor, Sheriffs, and Citizens of the City of *Limerick*, each in the Office of one of the Burgesses thereof, and as such minister equal Justice to the Poor and Rich after the best of my Cunning, Wit, and Power; and that I will well and truly observe, perform, fulfil, and keep all such good Orders and Rules as are or shall be ordered and established by lawful Authority, for the good Government of this City in all Things to me appertaining: And I do further swear, That I will not refuse or deny his Right or Franchise to any Person or Persons justly entitled thereto, whom I shall believe to be justly entitled thereto; neither will I sanction or allow the Expenditure of any Part of the Tolls and Customs of the Corporation for any Purposes other than the Public Uses of the City: And I further swear, That I will not sanction or consent to any Act of the Council contrary to the Laws of the Realm, and the Rights, Privileges and Liberties of the Citizens of *Limerick*, but that I will in all Things belonging to the said Corporation, faithfully, honestly, and impartially behave myself for the most Benefit, Credit, and Worship of this City, and the Inhabitants thereof.

So help me GOD.

## SCHEDULE (E).

*Oath of a Freeman.*

I *A. B.* of in the City of *Limerick* (or in the Liberties thereof), do swear to be true and faithful to our Sovereign Lord the King, His Heirs and Successors, and to the utmost of my Power to aid and assist the Mayor, Sheriffs, and Citizens of the said City, and to them shall be obedient and attendant concerning such Things as they shall lawfully and reasonably require me to do: I will also well and truly observe, perform, fulfil, and keep all such Orders and Rules as have been or shall be made and established by lawful Authority for the good Government of the said City; and in all Matters and Things relating to my Duty as Freeman I will not refuse or delay to any Man his Right, or sanction any Expenditure of the Tolls and Customs of the Corporation save for the public Uses of the said City; and I will not, by colour of my Freedom, directly or indirectly, or by Equivocation or mental Reservation, cover or bear out any Foreigners' or Strangers' Goods or Merchandize; but that I will, according to the best of my Skill and Knowledge, Wit, Cunning, and Power, uphold and maintain all the Liberties, Franchises, and Customs, lawful Orders and Usages of this City and Corporation.

So help me GOD.

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