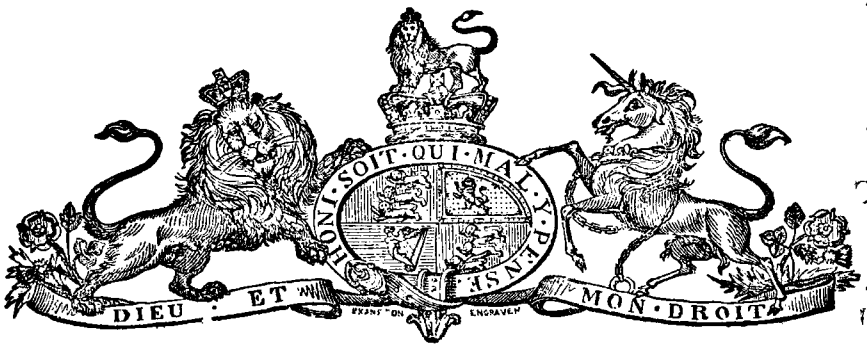


ANNO TERTIO & QUARTO

VICTORIÆ REGINÆ.

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and beneficial Exemptions to Freemen, their Wives and Children.

Schedules (A.), (B.), and (I.), and also every Person who has been admitted or who might hereafter have been admitted a Freeman or Burgess of any such Borough, if this Act had not been passed, otherwise than by Gift or Purchase, or who now is or hereafter may be the Wife or Widow, or Son or Daughter of any Freeman or Burgess or of any Person who shall have been entitled to be admitted a Freeman or Burgess of any such Borough as aforesaid, or who may have espoused or may hereafter espouse the Daughter or Widow of any such Freeman or Burgess or of any such Person as last aforesaid, or who has been or may hereafter be bound an Apprentice to any such Freeman or Burgess or any such Person as last aforesaid, shall have and enjoy and be entitled to acquire and enjoy the same Share and Benefit of the Lands, Tenements, and Hereditaments, and of the Rents and Profits thereof, and of the Common Lands and Public Stock of any such Borough or Body Corporate, and of any Lands, Tenements, and Hereditaments, and any Sum or Sums of Money, Chattels, Securities for Money, or other Personal Estate of which any Person or any Body Corporate may be seised or possessed, in whole or in part, for any charitable Uses or Trusts, as fully and effectually and for such Time and in such Manner as he or she, by any Statute, Charter, Bye Law, or Custom in force at the Time of passing this Act, might or could have had, acquired, or enjoyed the same in case this Act had not been passed: Provided always, that the total Amount to be divided amongst the Persons whose Rights are herein reserved in this Behalf shall not exceed the Surplus which shall remain after Payment of the Interest of all lawful Debts chargeable upon the Real or Personal Estate out of which the Sums so to be divided have arisen, together with the Salaries of Municipal Officers and all other lawful Expences which on the Fifth Day of *June* One thousand eight hundred and thirty-five were defrayed out of or chargeable upon the same: Provided also, that nothing herein-before contained shall be construed to apply to any Claim, Right, or Title of any Burgesses or Freemen, or of any Person, to any Discharge or Exemption from any Tolls or Dues levied wholly or in part by or to the Use or Benefit of any Borough or Body Corporate.

None to be exempted from Tolls but those who were so on 5th June 1835.

III. And be it enacted, That after the passing of this Act no Person shall have or be entitled to claim thenceforward any Discharge or Exemption from any Tolls or Dues lawfully levied, in whole or in part, by or to the Use of any Body Corporate, except as herein-after is excepted: Provided nevertheless, that every Person who on the said Fifth Day of *June* One thousand eight hundred and thirty-five was an Inhabitant, or was admitted or was entitled to be admitted a Freeman or Burgess of any such Borough, or who on the said Fifth Day of *June* was the Wife or Widow, Son or Daughter of any Freeman of any Borough, or who on the said Fifth Day of *June* was bound an Apprentice, shall be entitled to have or acquire and enjoy the same Discharge or Exemption from any Tolls or Dues lawfully levied, in whole or in part, by or to the Use of any Borough or Body Corporate, as fully and for such Time and in such Sort as he or she by any Statute, Charter, Bye Law, or Custom in force on the said Fifth Day of *June* might or would have had,

had, acquired, and enjoyed the same if this Act had not been passed, and no further or otherwise.

Conditions of Admission to be fulfilled as heretofore.

IV. And be it enacted, That nothing in this Act contained shall be construed to entitle any Person to any Share or Benefit of the Rights herein reserved who shall not have first fulfilled every Condition which if this Act had not passed would have been a Condition precedent to his or her being entitled to the Benefit of such Rights, so far as the same is capable of being fulfilled, according to the Provisions of this Act, or to strengthen, confirm, or affect any Claim, Right, or Title of any Burgesses or Freemen of any Borough or Body Corporate, or of any Person, to the Benefit of any such Rights as are herein-before reserved, but the same in every Case may be brought in question, impeached, and set aside in like Manner as if this Act had not been passed; and where, by any Statute, Charter, Bye Law, or Custom in force within any Borough at the Time of passing this Act, any Person whose Rights in this Behalf are herein-before reserved would have been liable, in case this Act had not been passed, to pay any Fine, Fee, or Sum of Money to any Body Corporate, or to any Member, Officer, or Servant of any Body Corporate, in consideration of his Freedom, or of his or her Title to such Rights as are herein reserved, no such Person shall be entitled to have or claim any Share or Benefit in respect of the Rights herein reserved as aforesaid, until he or she shall have paid the full Amount of such Fine, Fee, or Sum of Money in manner following; (that is to say,) if such Rights be within any Borough named in the said Schedule (A.), or in any Borough named in the said Schedule (B.) to which a Charter of Incorporation shall have been granted as herein-after is mentioned, to the Treasurer of such Borough appointed under the Provisions of this Act, on account of the Borough Fund herein-after mentioned; but if such Rights be within any Borough named in the said Schedule (B.) to which no such Charter of Incorporation shall have been granted, then to such Person as the Commissioners or Guardians of the Poor herein-after mentioned, and if within any Borough named in the Schedule (I.) to this Act annexed then as the Guardians of the Poor herein-after mentioned, shall appoint to receive the same, to be applied respectively to the public Benefit of the Inhabitants thereof.

No Freedom by Gift or Purchase.

V. And be it enacted, That after the passing of this Act no Person shall be elected, made, or admitted a Burgess or Freeman of any Borough by Gift or Purchase.

Reservation of the Parliamentary Franchise to Freemen. 2 & 3 W. 4. c. 88.

VI. And whereas by an Act passed in the Session of Parliament holden in the Second and Third Years of the Reign of His late Majesty, intituled *An Act to amend the Representation of the People of* Ireland, it was enacted, that all Freemen, Freeholders, and Persons who by reason of any corporate or other Right were then by Law entitled to vote at the Election of a Member or Members to serve in Parliament for any City, Town, or Borough, and all Persons who by reason of Birth, Marriage, Service, or of any Statute then in force, should be at any Time thereafter admitted to their Freedom in any City, Town, or Borough sending a Member or Members to Parliament,

liament, should, subject to the Conditions and Provisions in that Act contained, have and enjoy such Right of voting as fully and in like Manner as if that Act had not been passed; be it enacted, That all Persons now entitled to vote at the Election of a Member or Members to serve in Parliament for any Borough named in either of the said Schedules (A.) and (B.) shall continue to enjoy such Right as fully as if this Act had not been passed; and that every Person who if this Act had not been passed would have had a Right to be admitted a Freeman or Burgess of any such Borough as aforesaid, or to be placed on the Roll of Freemen or Burgesses of any such Borough as aforesaid, in order to be registered, and to vote in the Election of a Member or Members to serve in Parliament, or might hereafter have been entitled to acquire in respect of Birth, or Marriage, or Servitude, or of any Statute then in force, as a Freeman or Burgess of such Borough, the Right of voting in the Election of a Member or Members to serve in Parliament for such Borough, shall be entitled, if such Borough be one of the Boroughs named in the said Schedule (A.), or one of the Boroughs to which a Charter of Incorporation shall have been granted as herein-after is mentioned, to be admitted a Freeman or Burgess of such Borough and placed on the "Freemen's Roll" of such Borough, and to acquire and enjoy such Right of voting as fully as if this Act had not been passed; and if such Borough be one of the Boroughs named in the said Schedule (B.) to which no such Charter of Incorporation as aforesaid shall have been granted, to acquire and enjoy, without having been admitted a Freeman or Burgess, such Right of voting as fully as if this Act had not been passed, and he had been admitted a Freeman or Burgess, provided he shall be enrolled on the "Freemen's Roll" of such Borough, according to the Provisions herein-after contained.

Lord Lieutenant to appoint a Person to make out a "Freemen's Roll" in certain Places.

VII. And be it enacted, That in every Borough named in either of the said Schedules (B.) and (I.) to which no Charter of Incorporation shall have been granted by virtue of this Act, the Lord Lieutenant of *Ireland* shall appoint, from Time to Time, a fit Person to make out a List, to be called "The Freemen's Roll" of such Borough, and to act in respect thereto as herein-after mentioned.

Town Clerk to make a Freemen's Roll.

VIII. And be it enacted, That the Town Clerk of every Borough shall, on or before the First Day of *October* next after this Act shall come into operation in that Borough, make out a List, to be called "The Freemen's Roll," of all Persons who shall have been admitted as Freemen or Burgesses of such Borough; and that whenever any Person who has, or shall have, or, if this Act had not been passed, would have had a Right to be admitted a Freeman or Burgess, for the Purposes aforesaid, of such Borough, in respect of Birth, Servitude, or Marriage, or any Statute so in force, shall claim to be admitted accordingly, the Mayor in any Borough named in Schedule (A.) to this Act annexed, or in any Borough named in either of the Schedules (B.) and (I.) to this Act annexed, to which a Charter of Incorporation shall have been granted, as herein-after mentioned, and in any Borough named in either of the said Schedules (B.) and (I.) to which no such Charter of Incorporation shall have been

been granted, such fit Person to be so appointed by the Lord Lieutenant of *Ireland* as aforesaid, shall, within Seven Days after the making thereof, examine into such Claim, and upon such Claim in respect of Birth, Servitude, or Marriage, or of any Statute now in force, being established, every such Person shall thereupon be admitted and enrolled by the Town Clerk of such Borough upon the said "Freemen's Roll;" and the Town Clerk shall attend at the Examination into every such Claim, and shall then and there produce the Corporation Books and other Documents relating to the Admission of Freemen, and shall at all reasonable Times, when required, permit the Inspection of such Books and Documents by the Claimant or by any Person or Persons acting on his Behalf, or any registered Parliamentary Elector of such Borough; and the Town Clerk shall keep a true Copy of the said Freemen's Roll, to be perused by any Person, without Payment of any Fee, at all reasonable Times, and shall deliver a Copy thereof or Extract therefrom to any Person requiring the same, on Payment of a reasonable Price for such Copy or Extract, not exceeding the Sum of Three-pence for every Hundred Names, and so in proportion for any lesser Number: Provided always, that the Right of every Person enrolled on the "Freemen's Roll" to be registered for or to vote at the Election of a Member or Members to serve in Parliament may be questioned in like Manner as if this Act had not been made, and shall not be in any Manner confirmed or prejudiced by such Enrolment.

Appeal to the Court of Queen's Bench in Dublin against the Rejection or Admission of a Claim to Freeman's Roll.

IX. And be it enacted, That in case any Person who shall have so claimed as aforesaid shall not be admitted and enrolled upon the said "Freemen's Roll," in pursuance of such Claim, it shall be lawful for such Person to appeal to the Court of Queen's Bench in *Dublin;* and the Right of every Person who shall have been admitted and enrolled upon the said "Freemen's Roll" may be questioned within the Period now limited by Law in *Ireland* for Informations of Quo warranto by a similar Appeal, by any registered Parliamentary Elector for the Borough in which such Freemen's Roll shall be made; and such Court shall have Power, on Motion, to adjudicate upon the Right of such Person to be so admitted and enrolled, and also upon such Motion to award, at the Discretion of the Court, Costs, not exceeding Ten Pounds, to be recoverable by Civil Bill: Provided always, that the Right of any Freeman heretofore admitted shall not be questioned unless it could have been questioned by Quo warranto previously to the passing of this Act.

Costs.

Proviso.

Clerk to attend with the Corporation Documents, including the Freemen's Roll, and to insert or erase the Name of Claimant, &c.

X. And be it enacted, That the Town Clerk of the Borough, after Service at his Office of Seven Days written Notice to him of any such Appeal, shall attend at the Hearing of the Case, and shall produce, in open Court, the said Freemen's Roll, and all other Corporation Documents necessary for the Investigation of the Case; and such Town Clerk shall, upon the Order of the said Court, in open Court, enrol the Name of the Claimant upon such Roll, or erase his Name therefrom, as the Decision in each Case shall require.

XI. And

As to Boroughs in which there is no Town Clerk;

XI. And be it enacted, That in any Borough in which there shall be no Town Clerk, or in which the Town Clerk shall be incapable of acting, all Matters by this Act required to be done by or with regard to the Town Clerk, not herein-before otherwise provided for, shall be done by and with regard to the Person executing Duties in such Borough similar to those of Town Clerk; and if there be no such Person, or if such Person be incapable of acting, then by and with regard to such fit Person as the Mayor of such Borough shall appoint in that Behalf; and if there shall be no Mayor, the Lord Lieutenant shall appoint, by Writing under his Hand, a proper Person to perform such Duties required to be done by and with regard to the Town Clerk under this Act; and in Extra-parochial Places, and in Parishes where there is no Churchwarden, or where the Churchwarden may be absent or incapable of acting, the Lord Lieutenant shall appoint, by Writing under his Hand, a proper Person to perform the Duty of Churchwarden under this Act, and the Acts of such Person shall be as valid as if done by a Churchwarden.

and Places where there is no Churchwarden.

Corporations in Schedule (A.) to be styled the Mayor, Aldermen, and Burgesses.

XII. And whereas it is expedient that the Boroughs named in the Schedule (A.) to this Act annexed should continue to be Towns Corporate: And whereas it may be expedient that some of the Boroughs named in the Schedule (B.) to this Act annexed, which now are Towns Corporate, and also sundry other Towns in *Ireland*, not named in the Schedules to this Act annexed, in some of which the Corporations have been extinct, and others of which never have been Towns Corporate, should receive Charters of Incorporation under this Act: And whereas it is also expedient to make Provision for the Administration of the Corporate Funds of those Boroughs named in the said Schedule (B.) to which Charters of Incorporation under this Act shall not be granted, pursuant to the Provisions herein-after contained; be it enacted, That after the First Election of Councillors under this Act in any Borough named in the said Schedule (A.) the Body or reputed Body Corporate named in the said Schedule in connexion with such Borough shall take and bear the Name of the Mayor, Aldermen, and Burgesses of such Borough, except the Corporation of *Dublin*, which shall bear the Name of the Right Honourable the Lord Mayor, Aldermen, and Burgesses of *Dublin*, and by those Names shall have perpetual Succession, and shall be capable in Law, by the Council herein-after mentioned of such Borough, to do and suffer all Acts which such Bodies Corporate lawfully may do and suffer, and shall be entitled to, invested with, and possessed of all the lawful Franchises, Rights, Trusts, Powers, Authorities, Properties, and Estates now or of late legally vested in or belonging, or which of Right ought to belong, to such Boroughs or Bodies Corporate respectively, solely or jointly with any other Person or Body Corporate, save only those in respect of which other Provisions are herein contained, but subject to such Mortgages, Charges, Debts, and Incumbrances, Rents, Contracts, Covenants, and Conditions as the same respectively now are subject or liable to; and the Mayor of each of the said Boroughs shall be capable in Law to do and suffer all Acts which the Chief Officer of such Borough might or may lawfully do and suffer,

so far as such Powers, Rights, Trusts, and Privileges respectively are not altered or annulled by the Provisions of this Act.

Corporations in Schedule (B.) dissolved.

XIII. And be it enacted, That from and immediately after the passing of this Act the Body or reputed Body Corporate named in the said Schedule (B.) to this Act annexed in connexion with the Borough of *Galway* shall be dissolved, and that on the Twenty-fifth Day of *October* One thousand eight hundred and forty in every Borough named in the Schedules (B.) and (I.) respectively to this Act annexed in which there shall have been then elected any Commissioners under the Act of the Ninth Year of the Reign of King *George* the Fourth herein-after mentioned, and in every Borough named in the Schedule (H.) to this Act annexed where in any Union in which such Borough shall be situate there shall be then Guardians of the Poor, and on the Twenty-fifth Day of *October* in the Year One thousand eight hundred and forty-one in every other Borough named in the Schedules (B.) and (I.) respectively to this Act annexed, the Body or reputed Body Corporate named in each of the said Schedules (B.) and (I.) respectively in conjunction with that Borough shall be dissolved, and this Act shall then come into operation in every such Borough.

The Queen empowered to grant Charters of Incorporation.

XIV. And be it enacted, That if a Petition to grant a Charter of Incorporation under this Act to the Inhabitants of any Borough named in the Schedule (B.) to this Act annexed, or to the Inhabitants of any other Town in *Ireland*, in which the Population, according to the Census or Abstract then last laid before both Houses of Parliament as by Law required, shall exceed the Number of Three thousand, signed by a Majority of such of the Inhabitants thereof as shall be rated to the Relief of the destitute Poor, under the Act for the Relief of the destitute Poor in *Ireland*, shall be presented to Her Majesty; and if the Persons who shall have signed such Petition shall include a Majority also of such of the Inhabitants of such Borough would be qualified (so far as such Qualification can be ascertained from the Assessment of the Poor Rate made under the Act for the more effectual Relief of the destitute Poor in *Ireland*) to have been enrolled on the Burgess Roll of such Town, if the same had been named in the said Schedule (A.), and such Burgess Roll had been made according to the Provisions herein-after contained, then and in every such Case it shall be lawful for Her Majesty, by any such Charter, if by the Advice of Her Privy Council She shall think fit to grant the same, to extend to the Inhabitants of any such Borough or Town, within the District to be set forth in such Charter, the Powers and Provisions in this Act contained; provided that Notice of every such Petition, and of the Time when it shall please Her Majesty to order that the same be taken into consideration by Her Privy Council, shall be published by Royal Proclamation in the *Dublin Gazette* One Calendar Month at least before such Petition shall be so considered: Provided also, that, within Six Weeks after the Commencement of each Session of Parliament, a Return of all the Towns in *Ireland* from which Petitions shall have been presented for Charters of Incorporation, in pursuance of the Provisions herein-before contained, shall be laid by one of

Return of Boroughs which have petitioned for Charters to be laid before Parliament.

of Her Majesty's Principal Secretaries of State before both Houses of Parliament.

Property how to be applied in Boroughs in Schedule (B.) in which the 9 G. 4. c. 82. is now in force.

XV. And be it enacted, That on the Twenty-fifth Day of *October* One thousand eight hundred and forty in every Borough named in the said Schedule (B.) in which any Commissioners shall then have been elected under the Act herein-after next mentioned, and on the Twenty-fifth Day of *October* in the Year One thousand eight hundred and forty-one in every other Borough named in the said Schedule (B.) in which any Commissioners shall then have been elected under the Act passed in the Session of Parliament held in the Ninth Year of the Reign of King *George* the Fourth, intituled *An Act to make Provision for the lighting, cleansing, and watching of Cities, Towns Corporate, and Market Towns in* Ireland, *in certain Cases*, the Real and Personal Estate of the Body Corporate named in the said Schedule (B.) in conjunction with that Borough shall forthwith vest in such Commissioners, and the Rents and Profits thereof, after defraying all Charges to which such Rents or Profits may be liable, shall be applied by the Commissioners in aid of the Rates to be levied by them under the said Act, and the Surplus thereof, if any, shall be applied by them for the public Benefit of the Inhabitants and Improvement of the Borough until such Charter may at any Time afterwards be granted; and upon the Grant of any such Charter, and the Election of a Council under its Provisions, the Powers of such Commissioners as to the said Estate shall cease, and all the said Estate, and any Accumulation thereof, shall forthwith, without any Conveyance thereof, vest in the Body so incorporated: Provided always, that the *Galway* Town Commissioners acting in the Execution of an Act of Parliament made and passed in the Sixth and Seventh Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for regulating and improving the Town of* Galway *in the County of the same Town*, shall, from and immediately after the passing of this Act, have all the Estate and Powers of Commissioners under this Act for that Town, until the Grant of a Charter and the Election of a Council under its Provisions.

6 & 7 W. 4. c. cxvii.

Property how to be applied in those Boroughs in Schedule (G.) in which the 9 G. 4. c. 82. is not now in force.

XVI. And be it enacted, That on the Twenty-fifth Day of *October* One thousand eight hundred and forty one, in any Borough named in the Schedule (G.) to this Act annexed, in which there shall not then have been elected any Commissioners under the said Act of the Ninth Year of King *George* the Fourth, there shall be constituted a Board of Commissioners for the Disposition of such Property, according to the Provisions herein-after contained, to be called "The Municipal Commissioners" of such Borough, until such Charter may at any Time afterwards be granted, or until there shall be elected in such Borough any Commissioners under the said Act of the Ninth Year of King *George* the Fourth, and upon the Grant of any such Charter and the Election of a Council under its Provisions, or upon the Election of any Commissioners under the said Act of the Ninth Year of King *George* the Fourth, such Board of Commissioners shall cease, and all the said Estate and any Accumulation thereof shall forthwith, without any Conveyance thereof,

vest in the Body so incorporated, or in the Commissioners elected under the said Act of the Ninth Year of King *George* the Fourth, where no such Charter shall then have been granted, as the Case may be; and in case such Estate and Accumulation shall so have vested in such Commissioners under the said Act of the Ninth Year of King *George* the Fourth, the same shall be applied by such Commissioners in aid of the Rates to be levied by them under the said Act, and the Surplus thereof, if any, shall be applied by them for the public Benefit of the Inhabitants and Improvement of the Borough until such Charter may at any Time afterwards be granted; and upon the Grant of any such Charter, and the Election of a Council under its Provisions, the Powers of the said Commissioners as to the said Estate shall cease, and all the said Estate and any Accumulation thereof shall forthwith, without any Conveyance thereof, vest in the Body so incorporated.

One Commissioner to be elected for every 500 Inhabitants.

XVII. And be it enacted, That in every such Borough as last aforesaid the Number of Municipal Commissioners who shall be elected to constitute such Board as aforesaid shall be after the Rate of One Commissioner for every Five hundred of the Population of such Borough, according to the Census or Abstract of the Population herein-before mentioned.

Property how to be applied in those Boroughs in Schedule (H.) in which the 9 G. 4. is not now in force.

XVIII. And be it enacted, That on the Twenty-fifth Day of *October* One thousand eight hundred and forty in any Borough named in the Schedule (H.) to this Act annexed in which there shall not then have been elected any Commissioners under the said Act of the Ninth Year of the Reign of King *George* the Fourth, and where there shall be then Guardians of the Poor of a Union in which such Borough shall be situate, and on the Twenty-fifth of *October* in the Year One thousand eight hundred and forty-one in any other Borough named in the Schedule (H.) to this Act annexed in which there shall not then have been elected any Commissioners under the said Act of the Ninth Year of King *George* the Fourth, the Real and Personal Estate of such Body Corporate shall forthwith vest in the Guardians of the Poor of the Union in which such Borough or the largest Part thereof shall be situate, and the Rents and Profits thereof, after defraying all Charges to which such Rents or Profits may be liable, shall be applied by the Guardians, subject to the Control and according to the Orders of the Poor Law Commissioners, in aid of the Rates to be levied by them for the Relief of the destitute Poor in the electoral District or Districts of such Union in which such Borough or any Part thereof shall be situate, until such Charter may at any Time afterwards be granted, or until there shall be elected in such Borough any Commissioners under the said Act of the Ninth Year of King *George* the Fourth; and upon the Grant of any such Charter, and upon the Election of a Council under its Provisions, or upon the Election of any Commissioners under the said Act of the Ninth Year of King *George* the Fourth, all the said Estate and any Accumulation thereof shall forthwith, without any Conveyance thereof, vest in the Body so incorporated, or in the Commissioners elected under the said Act of the Ninth Year of King *George* the Fourth, where no such Charter shall have been granted,

as the Case may be; and in case such Estate and Accumulation shall so have vested in such Commissioners under the said Act of the Ninth Year of King *George* the Fourth, the same shall be applied by such Commissioners in aid of the Rates to be levied by them under the said Act, and the Surplus thereof, if any, shall be applied by them for the public Benefit of the Inhabitants and Improvement of the Borough, until such Charter may at any Time be granted; and upon the Grant of any such Charter, and the Election of a Council under its Provisions, the Powers of the said Commissioners as to the said Estate shall cease, and all the said Estate and any Accumulation thereof shall forthwith, without any Conveyance thereof, vest in the Body so incorporated.

Property how to be applied in Boroughs in Schedule (I.)

XIX. And be it enacted, That on the Twenty-fifth Day of *October* One thousand eight hundred and forty in every Borough named in the Schedule (I.) to this Act annexed in which any Commissioners shall then have been elected under the said Act passed in the Ninth Year of the Reign of King *George* the Fourth, and on the Twenty-fifth Day of *October* One thousand eight hundred and forty-one in every other Borough named in the Schedule (I.) to this Act annexed in which any Commissioners shall then have been elected under the said Act passed in the Session of Parliament held in the Ninth Year of the Reign of King *George* the Fourth, the Real and Personal Estate of the Body Corporate named in the said Schedule (I.) in conjunction with that Borough shall forthwith vest in such Commissioners, and the Rents and Profits thereof, after defraying all Charges to which such Rents or Profits may be liable, shall be applied by the Commissioners in aid of the Rates to be levied by them under the said Act, and the Surplus thereof, if any, shall be applied by them for the public Benefit of the Inhabitants and Improvement of the Borough; and in any Borough named in said Schedule (I.) in which there shall not have been elected on the Day last mentioned any Commissioners under the said last-mentioned Act, the Real and Personal Estate of such Body Corporate shall forthwith vest in the Guardians of the Poor of the Union in which such Borough or the largest Part thereof shall be situate, and the Rents and Profits thereof, after defraying all Charges to which such Rents or Profits may be liable, shall be applied by the Guardians, subject to the Control and according to the Orders of the Poor Law Commissioners, in aid of the Rates to be levied by them for the Relief of the destitute Poor in the electoral District or Districts of such Union in which such Borough or any Part thereof shall be situate, until there shall be elected in such Borough any Commissioners under the said last-mentioned Act; and upon the Election of any Commissioners under the said last-mentioned Act, all the said Estate and any Accumulation thereof shall forthwith, without any Conveyance thereof, vest in the Commissioners elected under the said last-mentioned Act, and shall be applied by such Commissioners in aid of the Rates to be levied by them under the said Act, and the Surplus thereof, if any, shall be applied by them for the public Benefit of the Inhabitants and Improvement of the Borough.

XX. And

Boundaries of Boroughs and Towns.

XX. And be it enacted, That every Borough in the said Schedule (A.) shall be divided into the Number of Wards mentioned in such Schedule in conjunction with the Name of such Borough, and that the Boundaries of the several Boroughs named in the said Schedule (A.), and of the Wards into which the said Boroughs named in the said Schedule (A.) are to be divided, shall for the Purposes of this Act be taken to be according to the Description of such Boundaries set forth in Schedule (C.) to this Act annexed, and all the Houses, Lands, and Hereditaments within the Boundaries therein specified shall hereafter, for the Purposes of this Act, be Parts of the said Boroughs; and in the Construction of the several Descriptions of Boundaries set forth in the said Schedule (C.) the following Rules shall be observed:

Rules for the Construction of the Descriptions contained in the Schedule (C.)

1.—The Words "Northward," "Southward," "Eastward," "Westward," and the like, shall respectively be understood to denote only the general Direction in which any Boundary proceeds from the Point last described, and not that such Boundary shall continue to proceed throughout in the same Direction to the Point next described:

2.—When any Road is mentioned merely by the Name of the Place to which such Road leads, the principal Road thither from the Borough of which the Boundary is in course of Description shall be understood:

3.—Whenever a Line is said to be drawn from, to, through, or in the Direction of any Distance to be measured from or to an Object, such Line shall, in the Absence of any Direction to the contrary, be understood to be drawn from, to, through, or in the Direction of, or such Distance to be measured from or to the Centre of, such Object, as nearly as the Centre thereof can be ascertained:

4.—Every Building through which, or through any Part whereof, any Boundary hereby established shall pass, shall be considered as within such Boundary:

5.—Whenever any Boundary by this Act established is said to pass along any other Boundary, or along any Street, Road, Lane, Path, River, Stream, Canal, Drain, Brook, or Ditch, the Middle (as near as the same can be ascertained) of such other Boundary, or of such Road, Lane, Path, River, Stream, Canal, Drain, Brook, or Ditch, shall, in the Absence of any Direction to the contrary, be understood:

6.—The Middle of any Street, Road, or Lane shall be understood as the Middle of the Carriageway along the same:

7.—When any Boundary by this Act established is said to proceed, or any Distance to be measured, along a Street, Road, Lane, Path, Stream, River, Canal, or Drain from or to any Object, such Boundary shall be understood to proceed, or such Distance to be measured (as the Case may be), from or to that Point in the Middle of such Road, Lane, Path, River, Stream, Canal, or Drain from which the shortest Line would be drawn to the Centre of such Object, as nearly as the Centre thereof can be ascertained:

8.—The Point at which any Fence, Hedge, Wall, Boundary, Street, Road, Lane, Walk, Path, River, Stream, Canal, Drain, Brook, or

or Ditch is said to cut, meet, join, cross, reach, or leave any Boundary, Street, Road, Lane, Path, Wall, Walk, River, Stream, Canal, Drain, Brook, or Ditch shall, in the Absence of any Direction to the contrary, be understood as that Point at which a Line passing along the Middle of the one would be cut by a Line drawn along the Middle of the other, if such Line were prolonged sufficiently far:

9.—When a Line is said to be drawn to a Road, Lane, River, Stream, or Canal, such Line shall, in the Absence of any Direction to the contrary, be considered as prolonged to the Middle of such Road, Lane, River, Stream, or Canal:

10.—By the Words "Sea" and "Sea Coast" shall be understood the Low-water Mark:

11.—If any Deficiency shall be found to exist in the Line of any Boundary described in the said Schedule to this Act annexed, by reason of the Intervention of any Space between any Two immediately consecutive Points, such Deficiency shall be supplied by a straight Line to be drawn from the one to the other of such Two immediately consecutive Points.

Places only included within the Boundaries for the Purposes of this Act.

XXI. And be it enacted, That for the Purposes of this Act all Places locally situate or included within the Boundaries of any Borough or of any Ward thereof, as defined under this Act, shall be deemed and taken to be a Part or Parts of such Borough or of such Ward thereof respectively, and in those Boroughs which are Counties of themselves shall, for the Purposes of this Act, be Part of such County, and of none other: Provided always, that nothing in this Act contained shall alter or affect any City or County of a City, Town or County of a Town, or Borough, or the Boundaries thereof, for any Purpose of Criminal Jurisdiction of the Court of Queen's Bench, or of any Special or other Commission of Oyer and Terminer and Gaol Delivery, or of any Assizes, to be holden in and for such Borough, or for any Purpose of Civil Jurisdiction of any of the Superior Courts of Law, or for any Purpose of Grand Jury Presentment, or for any Purpose of Parliamentary Representation, or for any Purpose relating thereunto; and that where it is or shall be necessary for any Purpose of such Representation to describe any Residence or Premises or Place, in any Oath, Affidavit, or Document, or otherwise, as within a City or County of a City, or Town or County of a Town, such Residence, Premises, or Place may be described as within the Parliamentary Boundaries of the City or Town respectively: Provided nevertheless, that if any Place or Precinct (which for the Purposes and under the Provisions of this Act shall not be Part of such Borough) shall have been liable, before the passing of this Act, to contribute to any Rate made for the Purpose of satisfying any lawful Debt to which the Rate-payers of such Borough or of any County were liable to contribute before the passing of this Act, and in case any Difference shall arise concerning the Proportion of such Debt which ought therefore to be paid and contributed in respect of such Place or Precinct, it shall be lawful for the Chief Justice of Her Majesty's Court of Queen's Bench in *Dublin*, in the Case of the County of *Dublin* and the County of the City of *Dublin*, and in the Case of any other County for the Senior

Justice of Assize for the County of which such Place or Precinct shall thenceforward be taken to be Part on his Circuit, on the Application of the Council of such Borough, or of the Chairman of a public Meeting of the Rate-payers of such Place or Precinct, to appoint, by Writing under his Hand, a Barrister, not having any Interest in the Question, to arbitrate between the Parties, and by his Award, under his Hand and Seal, to assess the Proportion, if any, of such Debt which ought therefore to be paid and contributed in respect of such Place or Precinct, and such Arbitrator shall also assess the Costs of the Arbitration, and shall direct by whom, and in what Proportion, and out of what Fund, the same shall be paid; and such Rate as aforesaid shall continue to be levied by Warrant of the Council of such Borough, and paid by such Place or Precinct, as if this Act had not passed, until such Proportion shall have been fully paid and satisfied to the Treasurer of the Borough, and no longer: Provided also, that every County Gaol, House of Correction, or Lunatic Asylum, or Court of Justice, which at the Time of the passing of this Act is taken to be for any Purpose within any County, shall still for all such Purposes be taken to be within such County, any thing herein contained to the contrary notwithstanding.

Jurisdiction of Courts extended to new Boundaries.

XXII. Provided also, and be it enacted, That the Jurisdiction of the several Courts, as well of Criminal as of Civil Jurisdiction, and also of the Coroners, Sheriffs, Justices of the Peace, and other Officers of Justice acting for such Boroughs respectively, of the Boroughs named in the said Schedule (A.), shall extend to all Places within the Limits and Boundaries of such Boroughs as defined under this Act, and the Jurisdiction of the several Courts of Civil Jurisdiction of those Boroughs shall also extend to all Places within the Limits and Boundaries of such of the said Boroughs as are Counties of Cities and Counties of Towns respectively as they are at present constituted, or are now taken to be, by virtue of any Charter or Usage, and in the Case of *Londonderry* shall also extend to the Liberties thereof.

Misnomer or Misdescription not to abridge Operation of this Act, and Description to relate to 1st March 1836.

XXIII. And be it enacted, That no Misnomer or inaccurate Description contained in this Act, or in the Schedule (C.) hereto annexed, shall in anywise prevent or abridge the Operation of this Act with respect to the Subject of such Description, provided the same shall be designated so as to be commonly understood; and that, for the Purpose of identifying the Descriptions contained in the said Schedule with the Subject of such Descriptions respectively, such Descriptions shall, if such Construction should be necessary, be held to apply to such Subjects as they existed on the First Day of *March* One thousand eight hundred and thirty-six.

Mayor to set up Boundary Marks within Six Months after the first Election under this Act;

XXIV. And whereas it is expedient that the Metes and Bounds of the several Boroughs to which this Act may at any Time apply, and of the several Wards into which the same are to be divided, as described in the Schedule (C.) to this Act annexed, or in any Charter to be granted as herein-after provided, be constantly maintained and generally known; be it enacted, That the Mayor of each of the said Boroughs respectively, within Six Calendar Months after the

the first Election of Mayor in that Borough under this Act, shall cause to be set up, at the Expence of the Body Corporate of which he is Mayor, permanent and conspicuous Boundary Marks, of Iron, Wood, Stone, or other durable Material, in exact Conformity with, or as near as Circumstances will admit, the respective Metes and Bounds of such Boroughs and the several Wards thereof, and in the most public and convenient Places along or near the Line of such Metes and Bounds; and further, within the Period of Six Calendar Months after the Expiration of every successive Period of Three Years thereafter, a Circuit of Perambulation of the Metes and Bounds of each of such Boroughs respectively, and of the several Wards into which the same is divided, shall be made by the Mayor, accompanied by the Town Clerk of such Borough; and the Town Clerk shall, at the Time of making such Perambulation, inquire whether the Name or Names whereby the same Metes and Bounds or any Part thereof are or is described have or has been changed, and by what Name or Description the same are or is there commonly known and distinguished, and if any Change in the Description thereof shall have taken place, shall note the same in a Book to be kept by him for that Purpose, and to be called the "Boundary Book" of such Borough; and the Mayor is hereby required, in the event of any such Boundary Mark or Marks as aforesaid being obliterated or defaced, to cause the same to be renewed, at the Expence of the Body Corporate, within Three Calendar Months next after such Perambulation as aforesaid.

and with the Town Clerk to perambulate the Boundaries once in every Three Years thereafter.

Town Clerk to enter in a Book any Change in the Name or Description of the Boundaries.

Mayor to renew any Boundary Marks effaced.

Mayor or Town Clerk neglecting to forfeit 20*l.*

XXV. And be it enacted, That every Mayor or Town Clerk who shall neglect to perform the Duties herein-before described shall forfeit the Sum of Twenty Pounds, to be recovered by Action in any one of the Superior Courts at *Dublin*, or by Civil Bill in any Court of Record having Jurisdiction within such Borough respectively, by any Person who shall sue for the same, one Half to be paid to the Person who shall sue for the same, and the other Half, after deducting the Expences of so suing, to be ascertained by such Court, to be paid to Her Majesty, Her Heirs and Successors.

Penalty for defacing or injuring, &c. Boundary Marks.

XXVI. And be it enacted, That every Person who shall wilfully or maliciously pull down, deface, obliterate, injure, conceal, or destroy any such Boundary Marks as aforesaid shall for every such Offence forfeit and pay, in addition to the Value of such Boundary Mark or Marks as aforesaid, any Sum not exceeding Forty Shillings, to be recovered, paid, and levied according to the Provisions in this Act contained relative to Offences against this Act punishable upon summary Conviction.

Wards to be denominated by the Names in the Schedules.

XXVII. And be it enacted, That the several Wards into which the several Boroughs in the Schedule (C.) to this Act annexed mentioned are by this Act respectively divided shall henceforth be denominated and distinguished by the Name and Names by which in such Schedule such Wards are specified and described in conjunction with the Names of such Boroughs respectively, and by no other Name or Names.

XXVIII. And

Charters of Incorporation to describe Boundaries and Wards.

XXVIII. And be it enacted, That in every Charter of Incorporation to be granted in pursuance of the Provisions of this Act shall be described the Boundaries of the District to which the same is to extend, which shall be determined, as nearly as may be found convenient, according to the following Rules; (that is to say,) such Boundary shall include only the ancient Limits of the Town, in all Cases in which such Limits include all the Buildings considered to form Part of the Town, and a sufficient Space to allow of the probable Increase thereof, but when the Streets or Buildings extend beyond the ancient Limits of the Town, such Boundaries shall be made to include the whole of such Streets and Buildings; and where there is a Suburb near but not contiguous to such Town, then in determining whether such Suburb shall be included in the said Boundaries there shall be taken into consideration the Extent and Occupation of the Ground which separates such Suburb from the Town, and the Nature and Employment of the Population of such Suburb, and their Connexion with the Town; and when the ancient Boundaries include a Rural District, the Boundaries shall be confined to the Streets and Buildings, with a sufficient Space to allow of the probable Increase thereof, and shall not include such Rural District; and every such Town shall be divided into Wards, whenever the Population thereof, according to the last Census or Abstract of the Population as aforesaid, shall appear to exceed in number Eight thousand; and there shall be as nearly as may be, on an Average, One Ward and Two Aldermen and Six Councillors to a Population of every Four thousand Persons, and in every Case there shall be an even Number of Aldermen, and the Number of Councillors shall be Three Times the Number of Aldermen; and such Charter shall specify the Number of Wards (if any) into which the Town is to be divided, and the Number of Aldermen and Councillors to be elected therein respectively.

When this Act to come into operation in such Boroughs.

XXIX. And be it enacted, That upon the Day to be named in such Charter the Powers and Provisions in this Act contained shall be carried into effect in such Manner as the Lord Lieutenant shall direct, and as nearly as may be in like Manner as if such Town had been named in the Schedule (A.) to this Act annexed.

Qualification of Burgesses and Voters at Elections under this Act.

XXX. And be it enacted, That after this Act shall have come into operation in every Borough named in the said Schedule (A.), and also in any Borough named in the said Schedule (B.), or other Town to which a Charter of Incorporation under this Act shall be granted as aforesaid, every Person qualified as herein-after mentioned shall, if duly enrolled according to the Provisions herein-after contained, be a Burgess of such Borough, and a Member of the Body Corporate of the Mayor, Aldermen, and Burgesses of such Borough; and in any Borough named in the said Schedule (B.), in which a Board of Municipal Commissioners is herein-before directed to be constituted, every Person qualified as herein-after mentioned shall be entitled to vote at the Election of such Commissioners; (that is to say,) every Man of full Age who, on the last Day of *August* in any Year, shall be an inhabitant Householder, and shall for Six Calendar Months previous thereto have been resident

dent as such within such Borough, or within Seven Statute Miles of such Borough, and who shall occupy within such Borough any House, Warehouse, Counting-house, or Shop, which, either separately or jointly with any Land within such Borough occupied therewith by him as Tenant, or occupied therewith by him as Owner, shall be of the yearly Value of not less than Ten Pounds, to be ascertained and determined in Manner following and not otherwise, (that is to say,) such Value shall be a Sum composed of the net annual Value at which the Premises so occupied by such Man shall be rated (as they are hereby required to be) to the Relief of the Poor under the said Act for the more effectual Relief of the destitute Poor in *Ireland*, and of the Amount of the Sums at which the Landlord's Repairs and the Landlord's Insurance shall be estimated and stated in any Rate to be made in pursuance of the said Act: Provided always, that no such Occupier shall be admitted to be enrolled as a Burgess, or to vote at any Election of Municipal Commissioners under this Act, unless he shall have been rated in respect of such Premises to the Relief of the Poor, and shall have occupied such Premises within the said Borough, or other Premises of the like Nature within the said Borough, and rated as aforesaid, for the Space of Twelve Calendar Months at the least next preceding such last Day of *August*, nor unless such Occupier shall, on or before the last Day of *August* in such Year, have paid or discharged all Rates for the Relief of the Poor, and all Grand Jury and Municipal Cesses, and all Rates and Taxes, which shall have become payable by him in respect of such Premises during his Occupation thereof, except such as shall have become payable within Three Calendar Months next before such last Day of *August*: Provided always, that the Premises in respect of the Occupation of which any Person shall be entitled to be so enrolled or to vote in any Year shall not be required to be the same Premises, or in the same Parish or Union, but may be different Premises, occupied in immediate Succession by such Person in the same Parish or Union, or in different Parishes or Unions.

Public Notices to be given of Taxes payable in advance.

XXXI. Provided always, and be it enacted, That where in any Borough any Cess, Rate, or Tax is or shall be payable in advance, the Commissioners, Trustees, or other Persons by whom the same shall be imposed, or by whom any Rate, Assessment, or Order shall be made for imposing or levying the same, shall cause public Notice thereof to be given by posting such Notice for Three successive Days on some convenient Place at or near every Court House and Town Hall within such Borough, and by causing the same to be published in Three successive Impressions or Editions of some public Newspaper published at least once in every Week in such Borough, or in the City or Town nearest to such Borough in which a Newspaper shall be published; and such Cess, Rate, or Tax shall not, for the Purposes aforesaid of this Act, be deemed to have become payable until after the Completion of the Publication of such Notice, and not before: Provided always, that nothing herein contained shall make any such Cess, Rate, or Tax payable before the Time at which the same, if this Act had not been passed, would be payable by Law, or shall diminish or affect the Liability of any

Person to the Payment of any such Cess, Rate, or Tax for any Purposes other than the Purposes aforesaid of this Act.

Exceptions as to Aliens and Paupers.

XXXII. And be it enacted, That no Person being an Alien shall be so enrolled or vote; and that no Person shall be enrolled or vote who, within Twelve Calendar Months next before the said last Day of *August*, shall have received Relief by Order of any Board of Guardians or of any paid Officer to be appointed by virtue of the said Act for the Relief of the Poor, or any Pension or charitable Allowance from any Fund entrusted to the charitable Trustees of such Borough herein-after mentioned, other than Medical or Surgical Assistance; but no Person shall be disqualified from being enrolled as a Burgess, or voting, by reason that any Child of such Person shall have been admitted and taught within any public or endowed School.

Occupiers may claim to be rated.

XXXIII. And be it enacted, That in every Borough it shall be lawful for any Person occupying any House, Warehouse, Counting-house, or Shop to claim to be rated to the Relief of the Poor in respect of such Premises respectively, whether the Landlord shall or shall not be liable to be rated to the Relief of the Poor in respect thereof; and upon such Occupier so claiming, and actually paying or tendering to the Collector thereof, or to the Person or Persons entitled to receive the same, the full Amount of the last made Rate then payable in respect of such Premises, the Guardians or other Persons charged with making any Rate for the Relief of the destitute Poor which shall or ought to include such Premises are hereby required to put the Name of such Occupier upon the Rate for the Time being; and in case any such Guardians or other Persons shall neglect or refuse so to do, such Occupier shall nevertheless, for the Purposes of this Act, be deemed to have been rated to the Relief of the Poor in respect of such Premises from the Period at which the Rate shall have been made in respect of which he shall have so claimed to be rated as aforesaid: Provided always, that where by virtue of any Act of Parliament the Landlord shall be liable to the Payment of the Rate for the Relief of the Poor in respect of any Premises occupied by his Tenant, nothing herein contained shall be deemed to vary or discharge the Liability of such Landlord, but in case the Tenant who shall have been rated for such Premises in consequence of any such Claim as aforesaid shall make default in the Payment of the Poor's Rate payable in respect thereof, such Landlord shall be and remain liable for the Payment thereof in the same Manner as if he alone had been rated in respect of the Premises so occupied by his Tenant.

In Cases where Persons occupy Premises jointly, each Person to be entitled to be enrolled as a Burgess,

XXXIV. And be it enacted, That where any Premises as aforesaid in any such Borough shall be jointly occupied by more Persons than One, as Owners or Tenants, each of such joint Occupiers shall, subject to the Conditions herein-before contained as to Persons occupying Premises in any Borough, be entitled to be enrolled as a Burgess for such Borough, or to vote as aforesaid, in respect of the Premises so jointly occupied, provided that the Value of such Premises, to be ascertained and determined as aforesaid, shall be of

an Amount which, when divided by the Number of such Occupiers, shall give for each Occupier a Sum not less than the Sum which would entitle such Person to be enrolled or to vote as aforesaid if he occupied separately, but not otherwise.

How Distances are to be reckoned.

XXXV. And be it enacted, That in every Case provided in this Act the Distance of Seven Miles shall be computed by the nearest public Road or Way by Land or Water.

In Cases of Titles by Descent, &c. how the Occupation is to be reckoned.

XXXVI. And be it enacted, That where any House, Warehouse, Counting-house, or Shop in any such Borough shall come to any Person by Descent, Marriage, Marriage Settlement, Devise, Bequest, or Promotion to any Benefice or Office, such Person shall be entitled to reckon the Rating and Occupancy thereof, by the Person from or by whom such House, Warehouse, Counting-house, or Shop shall have so come to him, as his own Rating and Occupancy, conjointly with the Time during which he shall have since occupied and been rated for the same, and shall be entitled to be enrolled a Burgess, or to vote as aforesaid, in respect of such successive Rating and Occupancy, provided he shall be otherwise qualified as herein provided; and it shall not be necessary, in support of the Title of such Person to be so enrolled or to vote as aforesaid, to prove that he was an inhabitant Householder within the said Borough, or within Seven Miles of the said Borough, or that he was an Occupant, or rated within the same, before the Title to such House or other Property as aforesaid shall have devolved upon him; and the Rating in the Name of the Person previously occupying shall be considered a sufficient Rating of the Person so entitled, until a new Rate shall be made subsequent to such Devolution of Title as aforesaid; provided always, that the other Person in respect of whose previous Occupancy and Rating he shall be so partially entitled shall have been enrolled a Burgess, or to vote as aforesaid, at the Time of such Devolution of Title as aforesaid.

No Burgess to be elected who is not qualified under this Act.

XXXVII. And be it enacted, That after the passing of this Act no Person shall be elected or enrolled a Burgess of any Borough for the Purpose of enjoying the Rights conferred for the first Time by this Act in respect of any Right or Title other than by Residence, Occupancy, Rating, and Payment of Cesses, Rates, and Taxes respectively within such Borough, according to the Meaning and Provisions of this Act.

Office for receiving Taxes to be kept open for One Month before 31st August in each Year.

XXXVIII. And be it enacted, That after this Act shall come into operation in any Borough, the Guardians, Commissioners, Trustees, or other Persons who shall be entitled to receive or to cause to be collected any Cess, Rate, or Tax the Payment whereof is required by this Act for the Purpose of entitling any Occupier to be enrolled as a Burgess or to vote in any Borough as aforesaid, or the Collector of such Cess, Rate, or Tax shall, One Calendar Month at least before the Thirty-first Day of *August* in each Year, open or cause to be opened, in some convenient Place within such Borough, an Office for receiving Payment thereat of such Cess, Rate, or Tax, and shall cause such Office to be kept open for that Purpose

pose on every Day (*Sunday* excepted) between the Hours of Ten of the Clock in the Forenoon and Four of the Clock in the Afternoon, and shall cause a Collector or other Officer to attend at such Office to receive such Cess, Rate, or Tax; and in case no such Office shall be so kept open, or in case such Collector or other Officer shall not attend thereat for the Purpose aforesaid, it shall be lawful for any Occupier liable to any such Cess, Rate, or Tax to pay or tender the same to the Treasurer of such Borough, or, if there be no such Treasurer, to the Mayor; and such Payment or Tender shall be deemed a sufficient Payment of such Rate, Cess, or Tax for the Purpose only of entitling the Occupier so liable, and who shall have made such Payment or Tender, to be enrolled as a Burgess or to vote as aforesaid; and the Amount so paid shall with all convenient Speed be paid over by such Treasurer or Mayor to the Person entitled to collect or receive such Cess, Rate, or Tax; and the Amount so paid shall thereupon be credited to the Occupier so liable, and who shall have so paid the same: Provided always, that in case such Treasurer or Mayor shall not so pay over the Amount so paid to him, and such Occupier shall by reason of such Default of such Treasurer or Mayor be compelled to pay the same or any Part thereof to the Person entitled to collect or receive such Cess, Rate, or Tax, such Occupier shall be entitled to recover from such Treasurer or Mayor the Amount which he shall have so paid, together with a Sum of One Pound as a Penalty for such Default, and to sue for and recover the same, with Costs, by Civil Bill, before the Recorder of such Borough, or before the Assistant Barrister having Jurisdiction within such Borough.

Churchwardens of each Parish to make out Lists in the First Year of Persons qualified as Burgesses in each Borough.

XXXIX. And be it enacted, That on or before the Fifth Day of *September* in the first Year in which this Act shall come into operation in any Borough divided into Wards, according to the Provisions and Directions herein contained, the Churchwardens of every Parish wholly or in part within any Ward of such Borough shall make out from the Assessment to be made of Hereditaments within such Parish and Borough under the said Act for the Relief of the destitute Poor, alphabetical Lists, according to the Form Number 1. in the Schedule (D.) to this Act annexed, of all Persons, with their respective Residences, who shall be entitled to be enrolled in the Burgess Roll, according to the Provisions of this Act, in respect of Property within such Parish and Ward, and shall sign such Lists, and deliver the same on the said Fifth Day of *September* to the Town Clerk, and shall keep a true Copy of such Lists, to be perused by any Person, without Payment of any Fee, at all reasonable Hours between the said Fifth and the Fifteenth Days of *September* aforesaid.

Town Clerks to make out Lists in Boroughs in following Years.

XL. And be it enacted, That on or before the Fifth Day of *September* in every Year, except the first, in which this Act shall come into operation in any Borough, the Town Clerk of such Borough shall make out in like Manner alphabetical Lists, according to the said Form Number 1. in the Schedule (D.) to this Act annexed, of all Persons who shall be entitled to be enrolled in the Burgess Roll of that Year within each Ward of such Borough, and shall sign such Lists, and shall on that Day deliver a true Copy of such Lists, signed by

by himself, to the Mayor of such Borough, and shall himself keep such original Lists, to be perused by any Person, without Payment of any Fee, at all reasonable Hours between the Fifth and the Fifteenth Days of *September* in every Year.

Collectors to make Lists of Persons subject to Payment of Poor Rate, &c. according to Schedule (D.) No. 6. in this Act.

XLI. And be it enacted, That the several and respective Collectors of the Poor Rates, and of all Grand Jury and Municipal Cesses, Rates, and Taxes, payable within any Borough in which this Act shall come into operation, shall, on or before the Third Day of *September* in every Year, make out or cause to be made out, according to the Form numbered 6. in the said Schedule (D.) to this Act annexed, an alphabetical List of all Persons who shall be subject to the Payment of such Poor Rate, Cesses, Rates, or Taxes within the Limits of such Borough, and within the Collection of the Person by whom or by whose Direction the same shall be made out; and every such Collector shall sign the List so to be made out for his Collection, and shall cause a true Copy of such List to be prepared, and shall keep the same, to be perused by any Person, without Payment of any Fee, at all reasonable Hours during the Ten Days next after the same Third Day of *September*; and every such Collector shall on the same Third Day of *September* deliver the List so signed by him as aforesaid to the Town Clerk of such Borough; and such Town Clerk shall forthwith cause to be printed true Copies of every such List, and shall deliver One or more of such respective printed Copies to any Person applying for the same, on Payment of a reasonable Price for each Copy, not exceeding the Sum of One Shilling for each Copy.

Town Clerk to print the Lists.

XLII. And be it enacted, That the Town Clerk shall forthwith cause Copies to be printed of all Lists so delivered to him by the Churchwardens in the first Year, and of all Lists made out by himself or under his Direction in every succeeding Year, and shall deliver a Copy of all such Lists to any Person requiring the same, on Payment of a Sum of One Shilling for each Copy, and shall cause a Copy of all such Lists to be fixed on or near the outer Door of the Town Hall, or in some public and conspicuous Situation within the Borough, on every Day during the Eight Days next preceding the Fifteenth Day of *September* in every Year.

Persons omitted from the Lists to give Notice to the Town Clerk.

XLIII. And be it enacted, That every Person whose Name shall have been omitted in any such List, and who shall claim to have his Name inserted on the Burgess Roll, shall, on or before the Fifteenth Day of *September* in every Year, give Notice thereof to the Town Clerk in Writing, according to the Form Number 2. in the said Schedule (D.), or to the like Effect; and every Person whose Name shall have been inserted in any such List for any Borough may object to any other Person as not being entitled to have his Name retained in the Burgess Roll for the same Borough; and every Person so objecting shall, on or before the Fifteenth Day of *September* in every Year, give to the Town Clerk of such Borough, and also to the Person objected to, or leave at the Premises in respect of which his Name shall have been inserted in such List, Notice thereof in Writing, according to the Form Number 3. in the said Schedule (D.), or to the like

Notices as to Persons not entitled to be retained in the Lists.

like Effect; and every Town Clerk shall include the Names of all Persons so claiming in a List according to the Form Number 4. in the said Schedule (D.), and the Names of all Persons so objected to in a List according to the Form Number 5. in the said Schedule (D.), and shall cause Copies of such Lists to be fixed on or near the outer Door of the Town Hall, or in some public and conspicuous Situation within such Borough, during the Eight Days next preceding the First Day of *October* in every Year; and the Town Clerk shall likewise keep a Copy of the Names of all the Persons so claiming as aforesaid, and also a Copy of the Names of all Persons so objected to as aforesaid, to be perused by any Person, without Payment of any Fee, at all reasonable Hours during the Eight Days, *Sunday* excepted, next preceding the First Day of *October* in every Year, and shall deliver a Copy of each of such Lists to any Person requiring the same, on Payment of a Sum not exceeding One Shilling for each Copy.

Lists of Claimants, and of Persons objected to, to be published, &c.

XLIV. And be it enacted, That it shall be lawful for the Lord Lieutenant of *Ireland* to appoint by Warrant under his Hand so many Barristers, of not less than Five Years standing at the Bar, as he shall think fit, to revise the List of Burgesses, and to hold any such Elections as are herein directed in any Borough in the first Year in which this Act shall come into operation in that Borough; and the Barrister so appointed shall for that Purpose be in the Place and Stead of the Mayor and Assessors herein-after mentioned of such City, Town, or Borough, and shall revise the List of Burgesses, and have for that Purpose all such Powers as the Mayor and Assessors will possess in the succeeding Years.

Lord Lieutenant may appoint Revising Barristers for the First Year.

XLV. And be it enacted, That in the first Year in which this Act shall come into operation in any such Borough the Barrister appointed as aforesaid, and in every succeeding Year the Mayor and the Two Assessors herein-after mentioned of the Borough, shall hold an open Court within such Borough for the Purpose of revising the said Lists, at some Time between the First Day of *October* inclusive and the Fifteenth Day of *October* inclusive in every Year, having first given Three clear Days Notice of the holding of such Court, to be fixed on or near the Door of the Town Hall, or in some public and conspicuous Situation within the Borough; and the Town Clerk of every such Borough shall at the opening of the Court produce the said Lists before him or them, and a Copy of the Lists of the Persons claiming and of the Persons objected to, so made out as aforesaid; and the several Churchwardens for such first Year of every Parish wholly or in part within every such Borough shall attend the Court to be holden in such first Year, and such Town Clerk and Churchwardens respectively shall answer upon Oath all such Questions as the Court may put to them or any of them touching any Matter necessary for revising the said Lists; and the Mayor or Barrister, as the Case may be, shall insert in such Lists the Name of every Person who shall be proved to the Satisfaction of the Court to be entitled to be enrolled in the Burgess Roll according to the Provisions of this Act, and shall retain on the said Lists the Names of all Persons to whom no Objection shall have been

The Barrister in the First Year and the Mayor and Two Assessors afterwards to revise the Lists, and upon due Proof to insert and expunge Names.

been duly made and sustained; and where the Name of any Person inserted in any one of the said Lists shall have been duly objected to, and the Person objecting shall appear, by himself or by some one on his Behalf, in support of such Objection, the Court shall require Proof of the Qualification of the Person so objected to; and in case the Qualification of such Person shall not be proved to the Satisfaction of the Court, the Mayor or Barrister, as the Case may be, shall expunge the Name of every such Person from the said Lists, and he shall also expunge from the said Lists the Name of every Person who shall be proved to be dead, and shall correct any Mistake or supply any Omission which shall be proved to have been made in any of the said Lists in respect to the Name or Place of Abode or local Description of the Property of any Person who shall be included in any such List: Provided always, that no Person's Name shall be inserted by the Mayor or Barrister in any such List, or shall be expunged therefrom, except in the Case of Death, unless Notice shall have been given as is herein-before required in each of the said Cases: Provided also, that the Fact of the Name of any Person having been on the Burgess Roll of the preceding Year shall be *primâ facie* Evidence of his Title to be enrolled for the current Year.

Power to rectify Mistakes in the Lists.

Mayor or Barrister, on revising the Lists to have Power of adjourning, of requiring the Production of Rate Books, and of administering Oaths, &c.; and shall settle and sign the Lists in open Court.

XLVI. And be it enacted, That every Mayor or Barrister holding any Court under this Act for the Revision of the said Lists shall have Power to adjourn the same from Time to Time, so that no such adjourned Court shall be held after the Fifteenth Day of *October* in any Year; and shall have Power to require any High Constable, Churchwarden, or other Person authorized to applot, collect, or levy any Rate for the Relief of the Poor, Cess, Rate, or Tax within the Borough, or within any Parish wholly or in part within the Borough, or other Person or Persons having the Custody of any Book of Applotment or Rate of Valuation, to produce the same, and allow the same to be inspected, at any Court to be held for the Revision of the Burgess Roll, and shall have Power to administer an Oath to the Town Clerk and Churchwardens, and to all Persons claiming to be inserted in or making Objection to the Omission or Insertion of any Name in the said Lists, and to all Persons objected to in any of such Lists, and to all Persons claiming to have any Mistake in any such Lists corrected, and to all Witnesses who may be tendered or examined on either Side; and if any Person taking any Oath or making any Affirmation under this Act shall wilfully swear or affirm falsely, such Person shall be deemed guilty of Perjury, and shall be punished accordingly; and the Mayor and Assessors or Barrister shall, upon Hearing in open Court, determine upon the Validity of such Claims and Objections; and the Mayor or Barrister shall, in open Court, write his Initials against the Names respectively struck out or inserted, and against any Part of the said Lists in which any Mistake shall have been corrected, and shall sign his Name to every Page of the several Lists so settled.

Borough List to be kept by the Town Clerk, and copied into

XLVII. And be it enacted, That the Lists, so revised and signed as last aforesaid, shall be delivered by the Mayor or Barrister to the Town Clerk of such Borough, who shall keep the same, and shall cause the said Lists to be fairly and truly copied into one general List

List in a Book to be by him provided for that Purpose, arranged alphabetically, in each Ward, with every Name therein numbered, beginning the Numbers from the first Name in the first Ward, and continuing them in a regular Series to the last Name in the last Ward, and shall cause such Book to be completed on or before the Twenty-second Day of *October* in every Year, and shall deliver such Book, together with the Lists, at the Expiration of his Office, to the Person succeeding him in such Office; and every such Book shall be the Burgess Roll of the Burgesses of such Borough entitled to vote, after the passing of this Act, in the Choice of the Aldermen and Councillors, Assessors and Auditors of such Borough, as herein-after mentioned, at any Election which may take place in such Borough between the Twenty-fifth Day of *October* inclusive in the Year wherein such Burgess Roll shall have been made and the Twenty-fifth Day of *October* in the succeeding Year, or until a new Burgess Roll shall have been made.

a Book, with the Names numbered.

Such Book to be the Register of Voters from which Election shall be made.

XLVIII. And be it enacted, That no Stamp Duty shall be payable in respect of the Admission, Registry, or Enrolment of any Burgess or Freeman according to the Provisions of this Act.

No Stamp Duty payable on Enrolment.

XLIX. And be it enacted, That it shall be lawful for any Person whose Claim shall have been rejected or Name expunged at the Revision of the Burgess Roll of any of the said Boroughs to apply, before the End of the Term then next following, to the Court of Queen's Bench in *Ireland*, for a Mandamus to the Mayor for the Time being of that Borough to insert his Name upon the Burgess Roll for such Ward as shall be named in the Application, and thereupon for the Court to inquire into the Title of the Applicant to be so enrolled; and if the Court shall award such Mandamus the Mayor shall be bound to insert the Name at the End of the Burgess Roll, with the Addition of the Ward for which such Name is so ordered to be inserted, and shall add thereunto the Words "By Order of the Court of Queen's Bench," and shall subscribe his Name to such Words; and the Town Clerk shall be bound to produce the said Burgess Roll to the Mayor for that Purpose; and thereupon the Person whose Name shall be so added to the Burgess Roll shall be deemed a Burgess, and entitled to vote and act as a Burgess in all respects as if his Name had been put upon the Burgess Roll in that Ward by the Barrister or Mayor and Assessors; and upon every such Application the Court shall have Power to make such Order with respect to the Costs as to the Court shall seem fit.

Applications may be made to the Court of Queen's Bench in Ireland for a Mandamus to put a Burgess on the Roll.

L. And be it enacted, That the Right of every Person who shall have been admitted and enrolled upon the Burgess Roll to be so admitted and enrolled may be questioned by any Burgess by Appeal, in like Manner, and subject to the like Provisions as to Costs, and as to the Attendance of the Town Clerk, and Alteration of the Roll, as are herein-before contained with respect to the Appeal against the Admission of any Person upon the Freemen's Roll.

Admission upon Burgess Roll to be subject to like Appeal as upon Freemen's Roll.

LI. And

Applications for Quo warranto to be made within the Term next but one after Election.

LI. And be it enacted, That after the passing of this Act every Application to the Court of Queen's Bench in *Ireland* for the Purpose of calling upon any Person to show by what Warrant he claims to exercise the Office of Mayor, Alderman, or Councillor in any Borough shall be made before the End of the Term following next but One after the Election of the Person against whom such Application shall be directed, or after the Time when such Person shall have become disqualified, and not at a subsequent Time.

Corporations not to become extinct by reason of Election not being held on appointed Days.

LII. And be it enacted, That after the passing of this Act, in case no Election shall be made of any Mayor, or any of the Aldermen, Councillors, or other Corporate Officers in any Borough, upon the Day or within the Time appointed by this Act for such Election, or such Election being made shall afterwards become void, whether such Omission or Avoidance shall occur through the Default of the Officer or Officers who ought to preside at such Election, or by any other Means or Accident whatsoever, the Corporation shall not thereby be deemed to be dissolved or disabled from electing such Mayor, Alderman, or Councillor, or other Corporate Officer, for the future; but in case where no such Election shall be made as aforesaid the Election for any such Mayor, Alderman, Councillor, or other Corporate Officer may be had, held, or proceeded with upon the Day next after the Day on which such Election ought to have been made, unless such Day shall happen to be a *Sunday*, and then upon the *Monday* following; and every Act necessary to be done in order to and for the completing such Election shall and may be then done, and the same shall be as effectual and valid for all Purposes as if the Election had been made on the proper Day appointed for that Purpose.

Provisions of Act of Irish Parliament 19 G. 2. extended to Elections under this Act.

LIII. And be it enacted, That after the passing of this Act all the Powers, Authorities, and Jurisdictions by an Act passed in the Parliament of *Ireland* in the Nineteenth Year of the Reign of King *George* the Second, intituled *An Act for the better Regulation of Corporations*, given to Her Majesty's Court of Queen's Bench in *Irelaud* in Cases where no Election shall be made of the Mayor, Bailiff or Bailiffs, or other Chief Officer or Officers of Cities, Boroughs, or Towns Corporate, upon the Day or within the Time appointed by Charter or Usage for that Purpose, and that no Election is made pursuant to the Directions in that Act and herein-before prescribed, or that such Election being made shall afterwards become void, as in that Act mentioned, shall be and the same are hereby extended to all Cases in which no Election shall be made of any Mayor, Alderman, Councillor, or other Corporate Officer, or other Person, to any Corporate Office, on the Day or within the Time appointed for any such Election under the Provisions of this Act; and the said Court of Queen's Bench is hereby empowered in all such Cases to make such Orders, and to do all other Acts, Matters, and Things in respect thereof, as fully and effectually as the said Court is now by Law authorized in any other Cases of making Orders for the Election of any Officers of Corporations; and the Election to be held under any such

such Order shall be held, and the Proceedings thereupon conducted, within the Borough, in the same Manner and under the like Regulations and Provisions as are in the said Act of His Majesty King *George* the Second enacted and provided.

Penalty for wilfully and corruptly expunging or not inserting any Name.

LIV. And be it enacted, That if any such Mayor or Assessor shall wilfully and corruptly disallow the Claim of any Person who shall be duly entitled, or wilfully and corruptly allow the Claim of any Person who shall not be duly entitled, to be enrolled on the Burgess Roll, or if any such Mayor shall wilfully and corruptly expunge the Name of any Person duly entitled, or wilfully and corruptly insert or retain in such List the Name of any Person who shall not be duly entitled, to be enrolled on such Burgess Roll, every Mayor or Assessor so offending shall be liable to be sued by way of Civil Bill, in an Action of Debt, for the penal Sum of Fifty Pounds for every Name so wilfully and corruptly allowed, disallowed, expunged, inserted, or retained, at the Suit of any Burgess of the said Borough who shall sue for the same in the Court of the Assistant Barrister, Chairman, or Recorder having Jurisdiction, by way of Civil Bill, within such Borough; and the Defendant in such Action respectively, being convicted, shall pay such penal Sum so awarded, with full Costs of Suit, to the Party who may sue for the same; and if any Mayor, Town Clerk, or Churchwarden shall wilfully neglect to make out such Lists, or wilfully omit the Name of any Person which ought to be inserted thereon, or wilfully insert in or retain on such Lists the Name of any Person which ought not to be inserted thereon, or wilfully neglect or refuse to perform the Duties or any Part thereof by this Act imposed upon him or them respectively, he shall be deemed guilty of a Misdemeanor, and may be indicted and punished accordingly.

Mayor, Town Clerk, or Churchwarden neglecting Duty, guilty of a Misdemeanor.

Copies of Burgess Roll to be made for Sale.

LV. And be it enacted, That the Town Clerk of every Borough named in the said Schedule (A.) shall cause to be written or printed Copies of the Burgess Roll in every Year, and shall deliver such Copies to all Persons applying for the same, on Payment of a reasonable Price for each Copy, not exceeding the Sum of Three-pence for every Hundred Names, and so in proportion for any lesser Number; and the Monies arising from the Sale thereof, and of the Churchwardens and Town Clerks Lists, and of the Lists of Claims and Objections as aforesaid, shall be paid over to the Treasurer of such Borough, and shall be applied by him in aid of the Borough Fund herein-after mentioned.

Expences of Lists how to be defrayed.

LVI. And be it enacted, That the Council of every Borough named in the said Schedule (A.) shall take an Account of the reasonable Expences incurred in carrying into effect the several Provisions of this Act, so far as relates to the said Lists, and shall order the Treasurer of such Borough to pay the same out of the Borough Fund of the said Borough.

Mayor, Aldermen, and Councillors to be chosen

LVII. And be it enacted, That in every Borough named in the said Schedule (A.), and in every Borough named in the said Schedule (B.), or other Town to which a Charter of Incorporation shall be

in every Borough.

granted as aforesaid, there shall be elected, at the Time and in manner herein-after mentioned, One fit Person, who shall be and be called "The Mayor" of such Borough; and in the different Wards of every such Borough there shall be elected, at the Time and in the Manner herein-after mentioned, a certain Number of fit Persons, who shall be and be called "The Aldermen" of such Borough, and a certain Number of other fit Persons, who shall be and be called "The Councillors" of such Borough; and in every Borough named in the said Schedule (A.) the Number of Persons to be so elected Aldermen and Councillors of such Borough shall be the Number of Persons in that Behalf mentioned in conjunction with the Name of such Borough in the Schedule (A.) to this Act annexed; and such Mayor, Aldermen, and Councillors for the Time being, or so many of them as shall at any Time be elected and have accepted the Offices, shall be and be called "The Council" of such Borough; and in every such Borough to which no Charter of Incorporation shall be granted as aforesaid, and in which Municipal Commissioners of such Borough shall be constituted under this Act, there shall be elected, at the Time and in manner herein-after mentioned, One fit Person, who shall be and be called "The Chairman of the Municipal Commissioners" of such Borough.

Who not qualified to be chosen Mayor, Alderman, or Councillor, or Commissioner.

LVIII. And be it enacted, That no Person being in Holy Orders, or being the regular Minister of any Dissenting Congregation, shall be qualified to be elected or to be a Councillor or an Alderman or a Municipal Commissioner of any Borough; nor shall any Person be qualified to be elected or to be a Councillor or an Alderman of any Borough named in said Schedule (A.) to this Act annexed who shall not be on the Burgess List of such Borough, nor unless he shall be seised or possessed of Real or Personal Estate, or of both, of the clear Value of One thousand Pounds above what will satisfy his Debts, or shall occupy, and shall for Twelve Calendar Months next previous have occupied, a House rated for the Relief of the Poor at the net annual Value of Twenty-five Pounds or upwards, situate within the Borough; nor shall any Person be qualified to be elected or to be a Councillor or an Alderman of any Borough named in the said Schedule (B.), or other Town to which a Charter shall have been granted as herein-before is mentioned, who shall not be on the Burgess List of the Borough for which he is elected, nor to be elected or to be such Councillor or Alderman or a Municipal Commissioner of any Borough, unless he shall be seised or possessed of Real or Personal Estate, or of both, of the clear Value of Five hundred Pounds above what will satisfy his Debts, or shall occupy, and shall for Twelve Calendar Months next previous have occupied, a House situate within the Borough, and rated as aforesaid at the net annual Value of such Sum, not more than Twenty Pounds and not less than Fifteen Pounds, as to Her Majesty, with the Advice of Her Privy Council, shall seem fit, to be specified in such Charter; nor shall any Person be qualified to be elected or to be a Councillor or an Alderman or a Municipal Commissioner of any such Borough during such Time as he shall hold any Office or Place of Profit, other than that of Mayor, in the Gift or Disposal of the Council, Commissioners, or charitable Trustees of such Borough, or while he is an uncertificated Bankrupt, or during such Time as he shall have, directly or indirectly,

by

by himself or his Partner, any Share or Interest in any Contract or Employment with, by, or on behalf of such Council, Commissioners, or charitable Trustees; provided that no Person shall be disqualified from being a Councillor or Alderman or Commissioner of any Borough as aforesaid by reason of his being a Proprietor or Shareholder of or in any Company which shall contract with the Council or Commissioners of such Borough for lighting or supplying with Water any Part of the said Borough, or insuring against Fire any Property therein.

Burgesses to vote for the Councillors of the Ward in which their Property is situate.

LIX. And be it enacted, That every Burgess of any Borough divided or to be divided into Wards according to the Provisions and Directions herein contained shall be entitled to vote in the Election of the Aldermen and Councillors to be chosen within that Ward in which some Part of the Property of such Burgess in respect of which he is enrolled on the Burgess Roll for the Time being of such Borough shall appear to be situated, and not otherwise, and no other Person shall be entitled to vote in the Election; and in case it shall happen that any Burgess shall be entitled to be enrolled in respect of Property in Two or more Wards, then he shall, if otherwise duly qualified according to the Provisions of this Act, be enrolled and vote in such One, but not more than One, of the said Wards as he shall select, by Writing under his Hand delivered to the Town Clerk, or left at his Office, on or before the Fifth Day of *September* in any Year, or, in default of his Selection, as the Mayor or Barrister, when revising the said Lists of Burgesses, shall determine.

Directing the Election of Aldermen and Councillors.

LX. And be it enacted, That on the Twenty-fifth Day of *October* in the first Year in which this Act shall come into operation in any such Borough as last aforesaid the Burgesses in every Ward of every such Borough shall elect, from among the Persons qualified to be Councillors of such Borough, the Number of Persons mentioned in the Schedule (A.) to this Act annexed, or in such Charter as aforesaid, as the Case may be, in conjunction with such Ward, as the Number of Aldermen and Councillors of the said Borough to be elected in such Ward; and One Fourth Part of the Persons so elected, being those who shall have the greatest Number of Votes, shall be the Aldermen of the said Ward, and the remaining Three Fourths shall be the Councillors of such Ward; and in case an equal Number of Votes shall be given for any Two or more Persons, any of whom but for such Equality would be Aldermen, or where there shall be no Contest, the Majority of the whole Council shall determine which of such Persons having an equal Number of Votes shall be Alderman or Aldermen.

One Third Part of the Council to go out of Office annually.

LXI. And be it enacted, That upon the Twenty-fifth Day of *October* in every Year following that in which this Act shall come into operation in any Borough One Third Part of the Number appointed as aforesaid to be the whole Number of the Councillors of every Ward of such Borough shall go out of Office, and the Burgesses then enrolled in the Burgess Roll for such Ward shall elect the Number of Councillors needed to supply the Vacancies thereupon existing in the Number of Councillors; and those who shall so first go out of Office shall be the Councillors who were elected under

under the Provisions of this Act by the smallest Numbers of Votes at the First Election, and in the next Year those who shall go out of Office shall be the Councillors who were elected under the Provisions of this Act by the next smallest Numbers of Votes at the First Election, the Majority of the whole Council always determining, when the Votes for any such Persons shall have been equal, or when there shall have been no Contest, who shall be the Persons so to go out of Office; and thereafter those who shall so go out of Office shall always be the Councillors who have been for the longest Time in Office without Re-election: Provided always, that any Councillor so going out of Office shall be capable of being forthwith re-elected, if then qualified as herein provided.

One Half the Number of the Aldermen to go out of Office every Three Years.

LXII. And be it enacted, That on the Twenty-fifth Day of *October* in every Third Year after the Year in which this Act shall come into operation in any Borough, except in *Dublin*, *Kilkenny*, and *Clonmell*, One of the Aldermen of every Ward shall go out of Office, and the Burgesses then enrolled in the Burgess Roll for that Ward shall elect an Alderman to supply the Vacancy; and in the City of *Dublin* the Burgesses of each of the Nine Southern Wards and Six Northern Wards alternately shall separately elect in each Third subsequent Year the Alderman of that Ward, and in each of the Boroughs of *Kilkenny* and *Clonmell* the Burgesses of each Ward alternately shall separately elect in each Third subsequent Year the Aldermen of that Ward; and the Council of each of the Three last-mentioned Boroughs shall determine in which Ward or Wards the Alderman or Aldermen shall be first re-elected, and the Alderman or Aldermen first elected in the Ward or Wards so determined upon by the Council shall go out of Office at the End of Three Years after their Election; and the Alderman of every Ward of every other Borough who shall so first go out of Office shall be the Alderman who was elected in that Ward by the smallest Number of Votes at the First Election, the Majority of the Council determining, when the Votes for any such Person or Persons shall have been equal, or in case there shall have been no Contest, who shall be the Alderman or Aldermen first to go out of Office; and thereafter those who shall go out of Office shall always be those who have been Aldermen for the longest Time without Re-election: Provided always, that any Alderman on going out of Office may be forthwith re-elected, if then qualified.

When Day of Election falls on a Sunday.

LXIII. And be it enacted, That whenever any Day appointed by this Act as a Day of Election or for doing any Act in any Year shall happen on a *Sunday*, in every such Case the Election shall be holden and the Act done on the following *Monday*.

Elections how to be held.

LXIV. And be it enacted, That the first Election of Aldermen and of Councillors within any Ward according to the Provisions of this Act shall be holden before the Barrister to be appointed by the Lord Lieutenant to revise the Lists of Burgesses as aforesaid, or the Person whom the said Barrister shall appoint for that Purpose in such Ward respectively, and such Barrister or other Person shall for that Purpose be in the Place and Stead of the Alderman and Assessors,

and shall have all such Powers as the Alderman and Assessors will possess in the subsequent Elections; and every subsequent Election of Aldermen or of Councillors within any Ward according to the Provisions of this Act shall be holden before an Alderman and the Assessors for the Time being of such Ward, except as herein is excepted, the senior Alderman presiding when there is more than One; and the voting at every such Election shall commence at Nine of the Clock in the Forenoon, and shall finally close at Four of the Clock in the Afternoon of the same Day, and shall be conducted in manner following; (that is to say,) every Burgess entitled to vote in the Election may vote for any Number of Persons, not exceeding the Number of Aldermen or Councillors then to be chosen, by delivering to the Mayor or Barrister, or Alderman or Person appointed as aforesaid, (as the Case may be,) a Voting Paper containing the Christian Names and Surnames of the Persons for whom he votes, with their respective Places of Abode and Descriptions, such Paper being previously signed with the Name of the Burgess voting, and with the Name of the Street, Lane, or other Place in which the Property in respect of which he is enrolled is situated. Mode of voting.

LXV. And be it enacted, That at every Election under this Act in any Borough the Mayor or Barrister, or Alderman or other Person, before whom the Election shall be held, if it shall appear to him expedient for taking the Poll at such Election, may cause Booths to be erected, or Rooms to be hired and used as such Booths, for different Parts of such Borough, and such Booths or Rooms may be situated either in one Place or in several Places, and shall be so divided and allotted into Compartments as to him shall seem most convenient; and the Mayor or Alderman, or Barrister or other Person, shall appoint a Clerk to take the Poll at each Compartment, and shall cause to be affixed on the most conspicuous Part of each of the said Booths the Names of the Parts of the Borough for which such Booth is respectively allotted; and no Person shall be admitted to vote at any such Election except at the Booth allotted for the Part wherein the House, Warehouse, Counting-house, or Shop occupied by him, as described in the Burgess Roll, may be; but in case no Booth shall happen to be provided for any particular Part as aforesaid, the Votes of the Persons voting in respect of Property situate in any Part so omitted may be taken at any of the said Booths; and public Notice of the Situation, Division, and Allotments of the different Booths shall be given, Two Days before the Commencement of the Poll, by the Mayor or Alderman, or Barrister or other Person; and in case the Booths shall be situated in different Places, the Mayor or Alderman, or Barrister or other Person, may appoint a Deputy to preside at each Place: Provided that no Election shall be holden under this Act in any Borough in any Church, Chapel, or other Place of Public Worship. Polling Booths to be provided.

LXVI. And be it enacted, That no Inquiry shall be permitted at any Election as to the Right of any Person to vote as a Burgess in any Borough, except only as follows; (that is to say,) that the Mayor or other presiding Officer shall, if required by any Two Burgesses entitled to vote in the same Borough, put to any Voter, at the Time of No Inquiry of the Voter, except as to his Identity, and whether he has voted before at the

same Election.

of his delivering in his Voting Paper, and not afterwards, the following Questions, or any of them, and no other:

Forms of Questions as to these Points.

1. Are you the Person whose Name is signed as *A. B.* to the Voting Paper now delivered in by you?
2. Are you the Person whose Name appears as *A. B.* on the Burgess Roll now in force for this Borough, being registered therein for Property described to be situated in ? [*Here specify the Street, &c. as described in the Burgess Roll.*]
3. Have you already voted at the present Election, in this or any other Ward?

And no Person required to answer any of the said Questions shall be permitted or qualified to vote until he shall have answered the same; and if any Person shall wilfully make a false Answer to any of the Questions aforesaid he shall be deemed guilty of a Misdemeanor, and may be indicted and punished accordingly.

Poll may be closed if an Hour has elapsed without a Vote being tendered.

LXVII. And be it enacted, That at any Election under the Provisions of this Act it shall be lawful for the presiding Officer to close the Poll at any Time before Four of the Clock, if One Hour shall have elapsed during which no Vote shall have been tendered for any Candidate; provided that no Person or Persons have within the last Hour been prevented from coming to the Poll by any Riot, Violence, or other unlawful Means, of which Notice shall have been given to the Returning Officer.

Result of Election how to be declared.

LXVIII. And be it enacted, That the Mayor and Assessors, or the Alderman and Assessors, or the Barrister or other Person appointed as aforesaid, (as the Case may be,) shall examine the Voting Papers so delivered as aforesaid, for the Purpose of ascertaining which of the several Persons voted for are duly elected; and so many of such Persons, being equal to the Number of Persons then to be chosen, as shall have the greatest Number of Votes, shall be deemed to be elected; and in case of an Equality in the Number of Votes for any Two or more Persons, the Mayor and Assessors, or Alderman and Assessors, or any Two of them, or, at the First Election, the Barrister, or other Person appointed by the Barrister as aforesaid, shall name, from amongst those Persons for whom the Number of Votes shall be equal, so many as shall be necessary to complete the requisite Number of Persons to be chosen Aldermen or Councillors, as the Case may be; and the Mayor shall cause the Voting Papers to be kept in the Office of the Town Clerk during Six Calendar Months at the least after every such Election; and the Town Clerk shall permit any Burgess, or any Two Burgesses together, to inspect the Voting Papers of any Year, on Payment of One Shilling for every Search; and the Mayor shall publish a List of the Names of the Persons so elected, together with the Number of Votes given in favour of each Person so elected, not later than Two of the Clock in the Afternoon of the Day next but One following the Day of such Election.

Manner of proceeding if any Person is elected

LXIX. And be it enacted, That if at any Election of Aldermen, Councillors, or Assessors for any Borough to be divided into Wards according to the Provisions and Directions herein contained any

Person shall be elected an Alderman, Councillor, or Assessor in more than One of the Wards of such Borough, he shall within Three Days after Notice thereof choose, or in default the Mayor shall declare, for which one of the said Wards such Alderman, Councillor, or Assessor shall serve, and such Person shall thereupon be held to be elected in that Ward only which he shall so choose, or which the Mayor shall so declare.

a Councillor in more than One Ward.

LXX. And be it enacted, That on the Third Day of *November* in the Year in which this Act shall come into operation in every Borough, and in every succeeding Year, the Burgesses of the whole Borough shall, at an Election to be holden before the Mayor, elect from the Persons qualified to be Councillors, by a Majority of Votes, Two Burgesses, who shall be and be called "Auditors" of such Borough, and Two Burgesses, who shall be and be called "Assessors" of such Borough; and besides the Two Assessors chosen as aforesaid by the Burgesses for the whole Borough to hold the Court with the Mayor for revising the Burgess Lists, the Burgesses of every Ward shall, on the Third Day of *November* next after the Election of Councillors in such Ward, and in every subsequent Year, elect from the Persons qualified to be Councillors Two Assessors for such Ward, in the Form and Manner herein-before provided for the Election of Councillors; and every such Auditor and Assessor shall continue in Office until the Tenth Day of *November* in the Year following his Election; and the Election of such Auditors and Assessors respectively shall be in Form and Manner herein-before provided for the Election of Councillors: Provided nevertheless, that in every such Election of Auditors or Assessors of the Borough, or Assessors of the Ward, no Burgess shall vote for more than One Person to be an Auditor or Assessor: Provided also, that no Burgess shall be eligible to be or be elected such Auditor or Assessor as aforesaid who shall be of the Council, or the Town Clerk or Treasurer of such Borough; and no Auditor shall be eligible to be elected Alderman or Councillor, or appointed to be Town Clerk or Treasurer of the Borough, during the Time of his being such Auditor; and no Assessor shall be eligible to be elected Alderman or Councillor during the Existence of the Burgess Roll formed from the Lists with respect to which he shall have acted as such Assessor, or appointed to be Town Clerk or Treasurer during the Time of his being such Assessor.

Election of Auditors and Assessors.

LXXI. And be it enacted, That if the Mayor of any Borough shall, at the Time when it shall be necessary to execute the Powers and Duties herein provided with respect to the Revision of the Lists of Burgesses, or with respect to Elections, be dead, absent, or otherwise incapable of acting, or if there shall be then no Mayor, the Council of such Borough shall forthwith elect One of the Aldermen to execute all such Powers and Duties in his Place, whose Acts shall be as valid as any Act of the Person instead of whom he shall have been so elected.

If the Mayor absent or incapable of acting at Elections, &c. Council to appoint an Alderman to execute the Duties.

LXXII. And be it enacted, That in case of the Illness or Incapacity to act of any Alderman at any Election, the Mayor shall be empowered to appoint another Alderman to act in the Room of such Alderman during such Illness or Incapacity.

In case of Illness, &c. of Aldermen.

LXXIII. And

Assessor may appoint a Deputy.

LXXIII. And be it enacted, That every Assessor shall be empowered and he is hereby directed, as soon as conveniently may be after his Election, and from Time to Time as the Occasion may arise or to him may seem fit, to appoint under his Hand a Deputy to act for him, in case of his Illness or Incapacity to act, at any Election or any Revision of the Burgess Lists; and every such Appointment shall be signified by him in Writing under his Hand to the Council, and shall be recorded on the Minutes of their Proceedings.

Where the Borough is not divided into Wards, the Elections for the whole Borough to be similar to Elections in Wards.

LXXIV. And be it enacted, That in every Borough named in the said Schedule (B.), and in every other Town in *Ireland* to which a Charter of Incorporation under this Act shall be granted as aforesaid, and which shall not thereby be divided into Wards, the Aldermen and Councillors to be assigned to such Borough shall be elected by the Burgesses of the whole Borough, in like Manner, and at the like Times, and before the like Persons, and with the like Powers, and with the like Penalties, and subject to the like Regulations, as the Aldermen and Councillors of any Ward are directed by the Provisions herein-before contained to be elected in that Ward, at the first or any other Election under this Act, except that every such Election herein-before directed to be holden before an Alderman and Two Assessors of the Ward shall be holden before the Mayor and Two Assessors of the Borough; and the Two Assessors chosen to hold the Court with the Mayor for revising the Burgess Lists shall also perform all the same Duties, and shall have the same Powers, within the Borough, as are to be performed and exercised in a Borough divided into Wards by the Two Assessors chosen for each Ward; and the Votings and other Proceedings in all other respects at such Elections within such Borough shall be conducted in the same Manner as is herein-before directed with regard to similar Elections in Wards; and in every Borough named in the said Schedule (B.) to which no Charter of Incorporation under this Act shall be granted as aforesaid, the Municipal Commissioners of such Borough shall be elected in like Manner, and at the like Times, and before the like Persons, and with the like Powers, and with the like Penalties, and subject to the like Regulations, as the Councillors in such Boroughs to which Charters of Incorporation under this Act shall or might be granted, and which shall not thereby be divided into Wards, except as to Assessors of the Borough, and except that upon the Twenty-fifth Day of *October* in every Third Year only following that in which this Act shall come into operation in such Borough the whole Number of Municipal Commissioners of such Borough then elected as aforesaid shall go out of Office, and the Persons then entitled to vote at such Elections shall elect the Number of Municipal Commissioners then required to constitute such Board as aforesaid, according to the Provisions herein-before contained; and all the Provisions herein contained relative to any Councillor of any Borough shall, except as aforesaid, apply to any Municipal Commissioner of any Borough; and all the Provisions relative to any Burgess of any Borough at such Elections shall apply to any Person who is or was entitled to vote at the Election of the Municipal Commissioners of any Borough; and all the Provisions relative to the Burgess Roll of any Borough

Borough shall apply to the Rate for the Relief of the Poor of the Union in which any such Person is rated for any Property in such Borough.

Existing Mayors and Councils of Boroughs in Schedule (A.) to go out of Office on Election of Councils under this Act.

LXXV. And be it enacted, That after the Declaration of the First Election of the Councillors under the Provisions of this Act in any Borough named in the said Schedule (A.), the Mayor, Aldermen, and Common Councilmen, and all other Members of the Common Council or governing Body of the Body Corporate, if any, named in conjunction with such Borough in the said Schedule (A.), by whatever Name or Style they may be known or called, then in Office, or elected to any Office, shall go out of Office, and their whole Powers and Duties shall cease: Provided nevertheless, that any of the said Persons shall be eligible to be elected and appointed under the Provisions of this Act: Provided also, that such Persons as by virtue of any Charter are Justices of the Peace in any Borough named in the said Schedule (A.) at the Time when this Act shall come into operation shall continue to have and exercise all the Powers which at the Time when this Act shall come into operation they have as Justices of the Peace, until the First Day of *December* next after the first Election of Councillors under this Act in that Borough, and no longer.

Exception as to those who act as Justices.

Certain Elections not to be had.

LXXVI. And be it enacted, That in every such Borough in which, by Statute, Charter, Bye Law, or Custom, any Election is appointed to be holden between the Day on which this Act shall come into operation in that Borough and the Twenty-fifth Day of *October* then next following, both inclusive, no such Election shall be holden, but every Person holding Office in any such Borough on the Day on which this Act shall come into operation in that Borough shall hold such Office, and have all the Powers, and be subject to all the Duties, and be entitled to the same or a Proportion of the same Salary and Fees of such Office for the Time for which he shall act, as if he had been elected to such Office between the Day on which this Act shall come into operation in that Borough and the Twenty-fifth Day of *October* then next following, until the Time provided by this Act for him to go out of Office.

After the Commencement of the Act, existing Mayors, &c., and Officers of Boroughs in Schedule (B.), to continue until new Election or Dissolution.

LXXVII. And be it enacted, That after the passing of this Act no Election shall be holden for any Officer of the Body Corporate named in the said Schedule (B.) in conjunction with such Borough, except for the Purpose of supplying a Vacancy occasioned by Death, Removal, or Resignation; and in every Case in which an Election of any such Officer is appointed by any Statute, Charter, Bye Law, or Custom to be holden between the Day of the passing of this Act and the Day on which such Body Corporate shall by virtue of this Act be dissolved, the Person holding or elected to such Office on the Day of the passing of this Act shall hold such Office, and have all the Powers, and be subject to all the Duties belonging thereto, in the same Manner as if he had been elected to such Office at any Time after the passing of this Act: Provided always, that no Person so elected for the Purpose of supplying such Vacancy shall be entitled to any Compensation under the Provisions of this Act.

 LXXVIII. And

The Power of Mayors, &c. to cease on Dissolution of the Corporation.

LXXVIII. And be it enacted, That the Powers and Duties of the Mayor, Aldermen, and Common Councilmen, and all other Members, by whatever Name or Style they may be called, of every Body Corporate named in the said Schedules (B.) and (I.) respectively, shall cease on the Day on which such Body Corporate shall be dissolved by virtue of the Provisions herein-before contained.

Powers of Justices to cease on Dissolution, except in Galway and Carrickfergus, where they are to continue in Office until a separate Commission is granted to each Town.

LXXIX. And be it enacted, That the Powers and Duties of all Persons who by virtue of any Charter shall be Justices of the Peace in any of the said Boroughs named in the said Schedule (B.) shall cease on the Day on which such Body Corporate shall be dissolved by virtue of the Provisions herein-before contained: Provided always, that when the Body Corporate of the Boroughs of *Galway* and *Carrickfergus* respectively shall be dissolved, the Powers and Duties of all Persons who by virtue of any Charter shall on the Day preceding such Dissolution be Justices of the Peace in either of such Boroughs, notwithstanding they may have ceased to hold the Office by virtue of which they shall be such Justices, shall continue until a separate Commission of the Peace shall have been granted to the Borough in which they shall be such Justices, and no longer.

The Powers of salaried Magistrates under Acts of Parliament continued until determined by the Lord Lieutenant.

LXXX. And be it enacted, That the Powers and Duties of all Persons who, on the Day preceding the Dissolution of any Body Corporate by virtue of this Act, shall be Justices of the Peace with Salaries or Fees, by virtue of any Act or Acts of Parliament now in force, in the Boroughs named in the said Schedule (B.) to this Act annexed in connexion with such Body Corporate, whether such Persons shall be Justices in their respective Corporate Capacities, or shall have been elected or appointed by any such Body Corporate, or any Member or Members thereof in his or their Corporate Capacity, and where such Persons shall have been such Justices in their respective Corporate Capacities, notwithstanding that they shall have ceased to hold the Offices by virtue of which they shall be such Justices, shall continue, and the same Police Office, and Officers and Servants and Establishments for the Performance of such Powers and Duties, and all Laws and Provisions relating thereto, shall be continued and remain in force, in the same Manner as if this Act had not been passed, until such Time as the Lord Lieutenant shall, by Notice to be published in the *Dublin Gazette*, declare that the same shall determine; and at the Time to be mentioned in any such Notice the Powers and Duties of the Person or Persons therein named as Justice or Justices in such Town shall cease.

Occasional Vacancies of Councillors to be filled up by fresh Elections.

LXXXI. And be it enacted, That if any extraordinary Vacancy shall be occasioned in the Office of Councillor, Municipal Commissioner, Auditor, or Assessor for any Borough, the Burgesses or Persons entitled to vote shall, on a Day to be fixed by the Mayor of such Borough, or by the Alderman, appointed as aforesaid, of the Ward in which the Vacancy has happened, accordingly as the Election is to be by the Burgesses or Voters of the whole Borough or of any particular Ward (such Day not to be later than Ten Days after such Vacancy), elect from the Persons qualified to be Councillors or Commissioners another Person qualified to supply such Vacancy; and such Election

shall be held, and the voting and other Proceedings, in case of a Contest, shall be conducted in the same Manner and subject to the same Provisions as are herein-before enacted with respect to the Election of Councillors as aforesaid; and every Person so elected shall hold such Office until the Time at which the Person in room of whom he was chosen would regularly have gone out of Office, and he shall then go out of Office, but shall be capable of immediate Re-election, if then qualified as herein provided.

Occasional Vacancies in the Office of Alderman to be supplied.

LXXXII. And be it enacted, That if any extraordinary Vacancy shall be occasioned in the Office of Alderman by reason of any Person who shall have been elected to such Office not accepting the same, or by reason of his dying, or ceasing to hold the said Office, the Burgesses of the Ward in which the Vacancy may have occurred shall, on a Day to be fixed by the Mayor of such Borough, or by the Alderman, appointed as aforesaid, of the Ward in which the Vacancy has happened, or, if there shall be no Alderman appointed as aforesaid, by such Alderman or Councillor as shall have been appointed for that Purpose by the Council (such Day not to be later than Ten Days after such Vacancy), elect out of the Councillors, or Persons qualified to be Councillors of the Borough, another fit Person to be an Alderman of the Ward, instead of the Person so declining, dying, or ceasing to hold Office.

Election of Mayor by Council.

LXXXIII. And be it enacted, That on the First Day of *November* in every Year the Council of the Borough shall elect out of the Aldermen or Councillors of such Borough a fit Person to be the Mayor of such Borough, who shall continue in his Office for One whole Year, and until his Successor shall have accepted the Office of Mayor, and shall have made and subscribed the Declaration required in that Behalf; and in case of an Equality of Votes in any Election of Mayor, the Alderman who shall have been elected by the greatest Number of Votes shall have a second or casting Vote; and in case a Vacancy shall be occasioned in the Office of Mayor of the Borough during such Year, by reason of any Person who shall have been elected to such Office not accepting the same, or by reason of his dying, or ceasing to hold the said Office, the Council of the Borough shall, within Ten Days after such Vacancy, elect out of the Aldermen or Councillors of the said Borough another fit Person to be the Mayor thereof for the Remainder of the then current Year; and in like Manner, and at the like Times, and subject to the like Regulations, the Board of Municipal Commissioners of any Borough shall elect out of the Commissioners of such Borough a fit Person to be the Chairman of such Commissioners.

The Mayor to be a Justice of the Peace for the Borough and Returning Officer at Elections of Members to serve in Parliament.

LXXXIV. And be it enacted, That the Mayor for the Time being of every Borough shall be a Justice of the Peace of and for such Borough, and such Mayor shall during his Mayoralty have Precedence in all Places within the Borough, and in Boroughs which return a Member or Members to serve in Parliament, other than Cities and Towns which are Counties of themselves, the Mayor, or in any such Borough in which there shall be no Mayor, the Sheriff of the County in which the Whole or the greater Part of such Borough shall be situate, shall be

be the Returning Officer at all Elections for such Members; and in case the Mayor shall, at the Time when it shall be necessary to execute the Powers and Duties herein provided with respect to any Elections, be dead or absent, or otherwise incapable of acting, the Council of such Borough shall forthwith elect One of the Aldermen to be the Returning Officer for such Borough, in the Place of the Mayor being so dead, absent, or otherwise incapable.

Mayor, Aldermen, Councillors, &c. not to act until they have made a Declaration of Acceptance of Office.

LXXXV. And be it enacted, That no Person elected a Mayor, Alderman, Councillor, Municipal Commissioner, Auditor, or Assessor for any Borough, or Alderman, Councillor, or Assessor for any Ward of any Borough, under the Provisions of this Act, shall be capable of acting as such, except in administering the Declaration herein contained, until he shall have made and subscribed before any Two or more of such Aldermen, Councillors, or Commissioners (who are hereby respectively authorized and required to administer the same) a Declaration in the Words or to the Effect following; (that is to say,)

'I *A.B.*, having been elected Mayor [*or* Alderman, Councillor, Municipal Commissioner, Auditor, *or* Assessor] for the Borough of [*or* for the Ward of in the Borough of], do hereby declare, That I take the said Office upon myself, and will duly and faithfully fulfil the Duties thereof according to the best of my Judgment and Ability.'

And in the Case of the Party being required to be qualified by Estate,

'And I do hereby declare, That I am seised or possessed of Real or Personal Estate [*or both, as the Case may be*] to the Amount of One thousand Pounds or Five hundred Pounds [*as the Case may require*] over and above what will satisfy my Debts.'

Or when a Qualification by reason of the Occupancy of a House is allowed,

'That I now occupy, and have for Twelve Calendar Months last past occupied, a House rated for the Relief of the Poor at the net annual Value of not less than Twenty-five Pounds, [*or* Pounds, *as the Case may require*] situate within the Borough.'

And that every Alderman who shall have made and subscribed the foregoing Declaration in respect of Estate shall, once in every Period of Three Years, if required in Writing so to do by any Two Members of the Council, make and subscribe a Declaration that he is qualified to the same Amount in Real or Personal Estate, or both, as the Case may then be, as the Amount mentioned in the Declaration originally made or subscribed by him; and every Mayor, Alderman, Councillor, Municipal Commissioner, Auditor, or Assessor who shall in any such Declaration wilfully make a false Statement shall be deemed guilty of a Misdemeanor, and may be indicted and punished accordingly: Provided always, that nothing in this Act contained shall be construed to dispense with the Obligation of any Person to make and subscribe the Oath provided and enjoined by an Act made in the Tenth Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for the Relief of His Majesty's Roman Catholic Subjects.*

10 G. 4. c. 7.

LXXXVI. And

LXXXVI. And be it enacted, That every Person duly qualified who shall be elected to the Office of Alderman, Councillor, Auditor, or Assessor, and every Councillor or Alderman who shall be elected to the Office of Mayor for any Borough, shall accept the Office to which he shall have been so elected, or shall in lieu thereof pay to the Mayor, Aldermen, and Burgesses of such Borough such Fine, not exceeding Fifty Pounds in case of Aldermen, Councillors, Assessors, or Auditors, and such Fine not exceeding One hundred Pounds in case of Mayor, as the Council of such Borough, by a Bye Law to be made as herein-after provided, shall declare in that Behalf; and such Fine, if not duly paid, shall be levied by the Warrant of any Justice having Jurisdiction within such Borough, who is hereby required, on Application of the Council, to issue the same, by Distress and Sale of the Goods and Chattels of the Person so refusing to accept such Office, with the reasonable Charges of such Distress, and shall also be recoverable by way of Civil Bill in any Action of Debt, at the Suit of the Mayor, Aldermen, and Burgesses of such Borough, in the Court of the Assistant Barrister, Chairman, or Recorder having Jurisdiction by way of Civil Bill within such Borough; and every such Person so elected shall accept such Office, by making and subscribing the Declaration herein-before mentioned within Five Days after Notice of his Election, otherwise such Person shall be liable to pay the said Fine as for his Non-acceptance of such Office; and every Municipal Commissioner shall in like Manner accept his Office, and in case of Non-acceptance any such Office shall thereupon be deemed to be vacant, and shall be filled up by a fresh Election to be made in the Manner herein-before mentioned: Provided always, that no Person disabled by Lunacy or Imbecility of Mind, or by Deafness, Blindness, or other permanent Infirmity of Body, shall be liable to such Fine as aforesaid: Provided also, that every Person so elected to any such Office, who shall be above the Age of Sixty-five Years, or who shall have already served such Office respectively, or paid the Fine for not accepting such Office respectively, within Five Years from the Day on which he shall be so re-elected, shall be exempted from accepting or serving the same Office, if he shall claim such Exemption within Five Days after Notice of his Election; and that nothing herein contained shall extend to compel the Acceptance of any Office or Duty whatever in any Borough by any Military, Naval, or Marine Officer in Her Majesty's Service on Full Pay, or any Officer of Excise or Customs, or any Person employed in any of Her Majesty's Dockyards, Victualling Establishments, Arsenals, or Barracks, or any Person serving in the Office of High or Sub-Sheriff of a County at large, or being a Member of either House of Parliament: Provided further, that no Person enabled by Law to make an Affirmation or Declaration instead of taking an Oath shall be liable to any Fine for Non-acceptance of Office in any Borough.

Every Person elected to the Office of Alderman, Councillor, &c. and every Councillor or Alderman elected to the Office of Mayor, shall accept the Office, or pay a Fine to the Borough Fund.

LXXXVII. And be it enacted, That every Person elected into any Corporate Office in any of the said Boroughs may at any Time resign such Office on Payment of the Fine which he would have been liable to pay for Non-acceptance of the same Office, or if he shall become entitled to claim Exemption from Payment of any such Fine,

Provision for resigning Office.

or from accepting or serving such Office, under any Provision herein before contained.

Any Mayor, Alderman, or Councillor, &c., if declared bankrupt or insolvent, or absenting himself from the Borough, shall lose his Office.

LXXXVIII. And be it enacted, That if any Person holding the Office of Mayor, Alderman, Councillor, or Municipal Commissioner for any Borough shall be declared bankrupt, or shall apply to take the Benefit of any Act for the Relief of Insolvent Debtors, or shall compound by Deed with his Creditors, or being Mayor be absent for more than Two Calendar Months, or being an Alderman, Councillor, or Municipal Commissioner for more than Six Months, at one and the same Time (unless in case of Illness), from the Borough of which he shall be Mayor, Alderman, Councillor, or Commissioner, then and in every such Case such Person shall thereupon immediately become disqualified and shall cease to hold the Office of such Mayor, Alderman, Councillor, or Commissioner as aforesaid, and in case of such Absence shall be liable to the same Fine, to be recovered in the same Manner, as if he had refused to accept the said Office; and the Council or Board of Commissioners thereupon shall forthwith declare the said Office to be void, and shall signify the same by Notice in Writing under the Hands of Three or more of them, countersigned by the Town Clerk, to be affixed in some public Place within the Borough, and the said Office shall thereupon become void; but every Person so becoming disqualified and ceasing to hold such Office on account of his being declared a Bankrupt, or of his applying to take the Benefit of any Act for the Relief of Insolvent Debtors, or having compounded with his Creditors as aforesaid, shall, on obtaining his Certificate, or on Payment of his Debts in full, be capable, if otherwise qualified, of being re-elected to such Office; and every Person becoming disqualified to hold such Office on account of Absence as aforesaid shall on his Return to such Borough be capable of being re-elected to such Office, provided he shall then be otherwise qualified.

Penalty on Person not qualified, &c. acting as Mayor, Alderman, or Councillor, &c.

LXXXIX. And be it enacted, That if any Person shall act as Mayor, Alderman, or Councillor, or Municipal Commissioner, or Auditor or Assessor, for any Borough, or for any Ward in any Borough, without having made the Declaration herein-before required in that Behalf, or without being duly qualified at the Time of making such Declaration, or after he shall have ceased to be qualified according to the Provisions of this Act, or after he shall have become disqualified to hold any such Office, he shall for every such Offence forfeit the Sum of Fifty Pounds, such Sum to be recovered, with full Costs of Suit, by any Person who will sue for the same within Three Calendar Months after the Commission of such Offence, by Action of Debt or on the Case in any of Her Majesty's Superior Courts of Record; and every Person so sued by reason of not being so qualified in respect of Estate shall prove that he was at the Time of so acting qualified as aforesaid, or otherwise shall pay the said Penalty, without any further Evidence being given on the Part of the Plaintiff than that such Person has acted as the Mayor, or as Alderman, Councillor, Municipal Commissioner, Auditor, or Assessor, (as the Case may be,) of such Borough or Ward (as the Case may be): Provided always,

always, that it shall be lawful for any Defendant by Judge's Order, or by the Order of the Court, to be obtained within Fourteen Days after he shall have been served with Process in any such Action, to require the Plaintiff to give Security for Costs; and in such Case all further Proceedings in the said Cause shall be stayed until the Plaintiff shall give Security to the Satisfaction of the proper Officer of the Court for the Costs of such Action in case a Verdict shall pass for the Defendant, or the Plaintiff shall become Nonsuit or discontinue such Action, or if upon Demurrer or otherwise Judgment shall be given against the Plaintiff; and the Defendant shall in either of such Cases recover his full Costs as between Attorney and Client: Provided also, that no such Action shall be brought except by a Burgess of such Borough, or by a Person qualified to vote for Commissioners for such Borough, nor unless the Burgess or such Person bringing the same shall, within Fourteen Days after the Commission of the Offence, have served a Notice in Writing personally upon the Party committing such Offence of his Intention to bring such Action; and in case the Plaintiff in any such Action shall obtain a Verdict the Money to be recovered shall, after Payment of the Costs and Expences attending the Recovery thereof, be paid and apportioned as follows; (that is to say,) one Moiety thereof to the Person so suing, and the other Moiety thereof to the Treasurer to be appointed by virtue of this Act, to be by him applied in aid of the Borough or Town Fund: Provided also, that all Acts and Proceedings of any Person in possession of the Office of Mayor, Alderman, Councillor, Commissioner, Auditor, or Assessor, and acting as a Mayor, Alderman, Councillor, Commissioner, Auditor, or Assessor, shall, notwithstanding such Disqualification or Want of Qualification, or any other Defect or Want of Title, be as valid and effectual as if such Person had been duly qualified or entitled; and no Person enrolled on the Burgess Roll for the Time being of any Borough, and who shall act as Mayor, Alderman, Councillor, Auditor, or Assessor in that Borough, shall be liable to any Penalty for so acting, on the Ground that he was not entitled to be on the Burgess List of such Borough.

Acts and Proceedings of such Persons valid notwithstanding his Disqualification.

XC. And be it enacted, That if any Person who shall have or claim to have any Right to vote in any Election of Mayor, or of an Alderman, Councillor, Municipal Commissioner, Auditor, or Assessor of any Borough or Ward, shall after the passing of this Act ask or take any Money or other Reward by way of Gift, Loan, or other Device, or agree or contract for any Money, Gift, Office, Employment, or other Reward whatsoever, to give or forbear to give his Vote in any such Election, or if any Person, by himself or any Person employed by him, shall, by any Gift or Reward, or by any Promise, Agreement, or Security for any Gift or Reward, corrupt or procure, or offer to corrupt or procure, any Person to give or forbear to give his Vote in any such Election, such Person so offending in any of the Cases aforesaid shall for every such Offence forfeit the Sum of Fifty Pounds, to be recovered, together with full Costs of Suit, by any one who shall sue for the same, by Action of Debt, Bill, Plaint, or Information, in any of Her Majesty's Courts of Record at *Dublin*; and any Person offending in any of the Cases aforesaid, being lawfully convicted thereof, shall for ever be disabled to

Penalty on Persons convicted of Bribery.

to vote in any Election in such Borough, or in any Municipal or Parliamentary Election whatever in any Part of the United Kingdom, and also shall for ever be disabled to hold, exercise, or enjoy any Office or Franchise to which he then shall or at any Time afterwards may be entitled as a Burgess or Voter of such or any other Borough, as if such Person was naturally dead: Provided nevertheless, that if any Person offending in any of the Cases aforesaid shall, within the Space of Twelve Calendar Months next after such Election as aforesaid, discover any other Person or Persons offending in any of the Cases aforesaid, so that such Person or Persons so discovered be thereon convicted, such Person so discovering, and not having been before that Time convicted of any such Offence, shall be indemnified and discharged from all Penalties and Disabilities which he shall then have incurred by any such Offence.

Persons offending herein discovering others so offending, discharged from Penalties.

XCI. Provided always, and it is hereby enacted, That no Person shall be made liable to any Incapacity, Disability, Forfeiture, or Penalty by this Act imposed in any of the Cases aforesaid, unless Prosecution be commenced within One Year after such Incapacity, Disability, Forfeiture, or Penalty shall be incurred; any thing herein contained to the contrary notwithstanding.

No Person liable to Penalty, &c. unless Prosecution commenced within a Year.

XCII. And be it enacted, That all Acts whatsoever authorized or required by virtue of this Act to be done by the Council or Board of Municipal Commissioners of any Borough, and all Questions of Adjournment or others that may come before such Council or Commissioners, may be done and decided by the Majority of the Members or Board who shall be present at any Meeting held in pursuance of this Act, the whole Number present at such Meeting not being less than One Third Part of the Number of the whole Council or Board; and at all such Meetings the Mayor or Chairman, if present, shall preside; and the Mayor or Chairman, or, in case of his Absence, such Alderman or Councillor or Commissioner as the Members then assembled shall choose to be the Chairman of that Meeting, shall have a second or casting Vote in all Cases of Equality of Votes; and Minutes of the Proceedings of all such Meetings shall be drawn up, and fairly entered into a Book to be kept for that Purpose, and shall be signed by the Mayor, Alderman, or Councillor or Commissioner presiding at such Meeting; and the said Minutes shall be open to the Inspection of any Burgess or Voter at all reasonable Times, on Payment of a Fee of One Shilling, and any Burgess or Voter shall be at liberty at all seasonable Times to make any Copy or take any Extract from such Book: Provided always, that previous to any Meeting of the Council or Board held by virtue of this Act a Notice of the Time and Place of such intended Meeting shall be given Three clear Days at least before such Meeting, by fixing the said Notice on or near the Door of the Town Hall of the Borough; and such Notice shall be signed by the Mayor or Chairman, who shall have Power to call a Meeting of the Council or Board as often as he shall think proper; and in case the Mayor or Chairman shall refuse to call any such Meeting after a Requisition for that Purpose signed by Five Members of the Council or Board at the least shall have been presented to him, it shall be lawful for the said Five Members

Questions to be decided by a Majority of Councillors present, the Number present not being less than One Third of the whole Number.

Minutes of Proceedings to be kept.

Notice of Meetings.

Meetings by Requisition.

to call a Meeting of the Council or Board, by giving such Notice as is herein-before required in that Behalf, such Notice to be signed by the said Members instead of the Mayor or Chairman, and stating therein the Business proposed to be transacted at such Meeting; and in every Case a Summons to attend the Council or Board, specifying the Business proposed to be transacted at such Meeting, signed by the Town Clerk, shall be left at the usual Place of Abode of every Member of the Council or Board, or at the Premises in respect of which he is enrolled a Burgess or is qualified to vote as aforesaid, Three clear Days at the least before such Meeting; and no Business shall be transacted at such Meeting other than is specified in the Notice: Provided always, that there shall be in every Borough Four Quarterly Meetings in every Year, at which the Council or Board shall meet for the Transaction of general Business, and no Notice shall need to be given of the Business to be transacted on such Quarterly Days; and the said Quarterly Meetings shall be holden at Noon on the First Day of *November*, and at such Hour on such other Three Days before the Twenty-fifth Day of *October* then next following as the Council or Board at the Quarterly Meeting in *November* shall decide; and the first Business transacted at the Quarterly Meeting in *November* shall be the Election of Mayor or Chairman.

Quarterly Meetings.

XCIII. And be it enacted, That the Council or Board of Commissioners acting in the Execution of this Act in any Borough in the Year in which this Act shall come into operation shall appoint, to be removeable at their Pleasure, a fit Person, not being a Member of the Council or Board, to be the Town Clerk of such Borough, and in every Year one other fit Person, not being a Member of the Council or Board, to be the Treasurer of the Borough, and the Council of any Borough may also appoint such other Officers as have been usually appointed in such Borough, or as they shall think necessary for enabling them to carry into execution the various Powers and Duties vested in them by virtue of this Act, and may from Time to Time discontinue the Appointment of such Officers as shall appear to them not necessary; and such Council or Board shall take such Security for the due Execution of his Office by any such Town Clerk, Treasurer, or other Officer, as the said Council or Board shall think proper; and shall order to be paid to the Mayor, and to the Town Clerk and Treasurer, and to every such Officer to be employed as aforesaid, such Salary or Allowance as the said Council or Board shall think reasonable; and in case of a Vacancy in any such Office as aforesaid, by Death, Resignation, Removal, or otherwise, the Council or Board of such Borough may appoint another fit Person in the Place of the Person so making such Vacancy; provided that the Town Clerk and Treasurer shall not be the same Person.

Power to appoint Town Clerk, Treasurer, and other Officers, and to take Security for due Discharge of their official Duties.

XCIV. Provided always, and be it enacted, That no Appointment of any Officer, other than such as shall usually have been appointed in such Borough, shall be made until a Statement in Writing shall have been submitted by the Council to the Lord Lieutenant, describing the Nature and proposed Tenure of the Office about to be created, and the Reasons for creating it, and also the Salary proposed to be paid to the Officer when appointed, nor until the Consent of the

Restricting the Creation of Officers in Boroughs.

Lord Lieutenant to the making of such Appointment shall, subsequently to the Receipt of such Statement, have been signified by Warrant under his Hand, which Warrant shall be entered upon the Minute Book of the Council.

Officers to account, &c. according to the Orders of the Council or Board.

XCV. And be it enacted, That every Treasurer, Town Clerk, or other Officer appointed by the Council or Board as aforesaid shall, at such Times during the Continuance of his Office, or within Three Calendar Months after the Expiration of his Office, and in such Manner as the said Council or Board shall direct, deliver to the Council or Board, or to such Person as they shall authorize for that Purpose, a true Account in Writing of all Matters committed to his Charge by virtue of this Act, or under Colour of his Office, and also of all Monies which shall have been by him received by virtue or for the Purposes of this Act, or under Colour of his Office, and how much thereof shall have been paid and disbursed, and for what Purposes, together with proper Vouchers for such Payments, and also a List of the Names of all such Persons as shall not have paid the Monies due from them for the Purposes of this Act, and of the Amount due from each of them; and every such Officer shall pay all such Monies as shall remain due from him to the Treasurer for the Time being, or to such Person as the said Council or Board shall authorize to receive the same; and if any such Officer shall refuse or wilfully neglect to deliver such Account, or the Vouchers relating to such Account, or such List as aforesaid, or to make Payment as aforesaid, or shall refuse or wilfully neglect to deliver to the said Council or Board, or to such Person as they shall authorize, within Three Days after being thereunto required by Notice in Writing under the Hands of any Three or more of the said Council or Commissioners, to be given to or left at the last Place of Abode of such Officer, all Books, Papers, and Writings in his Custody or Power relating to the Execution of this Act, or to give Satisfaction to the said Council or Board, or to such other Person as aforesaid, respecting the same, then and in every such Case, upon Complaint made on behalf of the said Council or Board, by such Person as they shall authorize for that Purpose, of any such Refusal or wilful Neglect as aforesaid, to any Justice of the Peace for the County or other Jurisdiction wherein such Officer so refusing or neglecting shall be or reside, such Justice is hereby authorized and required to issue a Warrant under his Hand and Seal for bringing such Officer before any Two Justices of the Peace for such County or Jurisdiction; and upon the said Officer appearing, or not being found, it shall be lawful for such Justices to hear and determine the Matter in a summary Way; and if it shall appear to such Justices that any Monies remain due from such Officer, such Justices may and they are hereby authorized and required, upon Nonpayment thereof, by Warrant under their Hands and Seals, to cause such Monies to be levied by Distress and Sale of the Goods of such Officer; and if sufficient Goods shall not be found to satisfy the said Monies, and the Charges of the Distress, or if it shall appear to such Justices that such Officer has refused or wilfully neglected to deliver such Account, or the Vouchers relating thereto, or such List as aforesaid, or that any Books, Papers, or Writings relating to the Execution of this

Summary Remedy against Officers not accounting, &c.

this Act remain in the Hands or in the Custody or Power of such Officer, and that he has refused or wilfully neglected to deliver the same, or to give Satisfaction respecting the same as aforesaid, then and in every such Case such Justices shall and they are hereby required to commit such Offender to the Common Gaol or House of Correction for the County or Jurisdiction where such Offender shall be or reside, there to remain without Bail until he shall have paid such Monies as aforesaid, or shall have compounded with the said Council or Board for such Monies, and shall have paid such Composition in such Manner as they shall appoint (which Composition the said Council or Board are hereby empowered to make and receive), or until he shall have delivered a true Account as aforesaid, together with such Vouchers and List as aforesaid, or until he shall have delivered up such Books, Papers, and Writings, or have given Satisfaction in respect thereof to the said Council or Board, or to such other Person as aforesaid, as the Case may be: Provided always, that no Person so committed shall be detained in Prison for Want of sufficient Distress only, for a longer Space of Time than Three Calendar Months: Provided also, that nothing in this Act contained shall prevent or abridge any Remedy by Action against any such Officer so offending as aforesaid, or against any Surety for any such Officer; but such Officer shall not be sued by Action and also proceeded against in a summary Manner by virtue of this Act for the same Cause.

Remedy by Action.

XCVI. And be it enacted, That such of the Powers and Duties of any Mayor, Bailiff, Provost, or Portreeve of any Borough named in the said Schedules (B.) and (I.) to this Act annexed, or either of them, as are exercised and performed in other Places by Sheriffs, and as are not otherwise provided for by this Act, shall, when the Body Corporate named in connexion with such Borough in the said Schedules shall be dissolved by virtue of this Act, cease on the Day on which such Body Corporate shall be dissolved.

Duties of Sheriffs performed by other Officers to cease on Dissolution of certain Corporations.

XCVII. And be it enacted, That the Powers and Duties of Coroners of any Boroughs named in the said Schedule (B.) to this Act annexed shall, when the Body Corporate named in connexion with such Borough in the said Schedule shall be dissolved by virtue of this Act, cease on the Day on which such Corporation shall be dissolved, save as to the Persons now authorized to act as Coroners therein, who shall continue to act and to be paid as Coroners as if this Act had not been passed, liable to be removed by the Court of Chancery in *Ireland* in the same Manner as any Coroner in *Ireland* may now be removed by that Court.

Coroners of Boroughs in Schedule (B.) to be discontinued on Dissolution of those Corporations.

XCVIII. And be it enacted, That when and so often as there shall be any Vacancy in the Office of Coroner of the said Borough of *Galway* it shall be lawful for the Freeholders of the Town and County of the Town of *Galway*, whose Names shall be upon the Register of Voters for that Town and County for the Time being, to elect some fit and proper Person to be such Coroner; and at every such Election the Sheriff, or some Person deputed by him for that Purpose, shall be the presiding Officer.

Freeholders of Galway to fill up Vacancies in the Office of Coroner.

XCIX. And

Clerks of Markets or Weighmaster appointed by Corporations to continue in their Offices as if this Act had not been passed.

XCIX. And be it enacted, That every Person who shall have been elected or appointed by any Body Corporate named in any of the Schedules to this Act annexed, or by any Member or Members thereof in his or their Corporate Capacity, to be a Clerk of a Market, or a Weighmaster of all Goods, Wares, and Merchandizes, or a Weighmaster of Butter, or Taster of Butter, or Assay Master, and shall not be entitled to such Office as a Member of such Body Corporate in his Corporate Capacity, shall continue to hold such Offices, and to execute all the Duties heretofore belonging thereto, as if this Act had not passed: Provided always, that if such Office shall be filled up upon any Resignation or Removal made after the passing of this Act, in such Case the Person appointed to such Office may be removed at the Pleasure of the Lord Lieutenant, and any Person so removed shall not be entitled to Compensation under the Provisions of this Act.

Officers to continue until removed.

C. And be it enacted, That the Council elected under this Act in any Borough named in the said Schedule (A.) shall have Power to remove from his Office every Town Clerk, Bailiff, Treasurer, or Chamberlain, and every other ministerial or executive Officer of such Borough and Body Corporate, except the Sheriff, who shall be in Office at the Time of the First Election of Councillors under this Act; and every such Town Clerk, Bailiff, Treasurer, or Chamberlain, and every other ministerial or executive Officer in such Borough, shall continue to act in the same Capacity as heretofore, and to execute all the Duties heretofore belonging to his Office, and be entitled to have the same Salaries, Fees, and Emoluments as he would have had if this Act had not been passed, until he shall be removed from his Office, and no longer, unless he shall be re-appointed according to the Provisions of this Act; and any Commissioners acting in execution of any of the Powers of this Act shall have Power to re-appoint to Office any Town Clerk or Treasurer of any Borough who shall have been deprived of Office by virtue or in pursuance of this Act; and every Officer who shall be in Possession or Receipt of any Monies, Goods, valuable Securities, Books, or Papers belonging to or concerning the Borough or the Body Corporate whose Officer he is, shall deliver up and account for the same to the Council of such Body Corporate, or any Commissioners acting for such Borough under this Act; and in case they or any of them shall refuse or wilfully neglect to deliver such Accounts, Vouchers, and Lists, or to make such Payments, or to deliver such Books, Papers, and Writings, or to give Satisfaction respecting the same, as is herein-before provided in the Case of Officers appointed by any Council or Board, they and every of them may in like Manner be proceeded against, and shall be subject and liable to the several Provisions herein-before contained in Cases of Officers appointed by any Council or Board; and all the Charters, Deeds, Muniments, and Records of every Borough, or relating to the Property thereof, shall be kept in such Place as the Council or Commissioners acting in execution of this Act from Time to Time shall direct, and the Town Clerk for the Time being shall have the Charge and Custody of and be responsible for the same; and every Person who shall be a Town Clerk, Bailiff, Treasurer, or Chamberlain, or other ministerial or executive Officer of any Body Corporate named in the said Schedule (B.)

to

to this Act annexed which shall be dissolved by virtue of this Act, and who shall be in such Office at the Time of such Dissolution, shall continue to execute all the Duties heretofore belonging to his Office, so far as the same are not inconsistent with the Provisions of this Act, in the same Manner as he would have done if this Act had not been passed, until he shall be removed from his Office by any Commissioners appointed or acting, or to be appointed or to act, in such Borough by virtue of this Act, or where there shall be no such Commissioners by the Lord Lieutenant: Provided always, that nothing herein contained shall extend to authorize the Removal from his Office of the Pilot of the Town of *Galway*, unless for some Cause for which he might be removed if this Act had not been passed, and that for any such Cause he shall be removeable by the Harbour Commissioners; and that on any Vacancy which shall occur in that Office the Harbour Commissioners, until Parliament shall otherwise provide, shall appoint a fit Person to fill such Vacancy, or shall make such Order or Regulation, whether for abolishing the said Office, or otherwise in relation to the said Office, as shall appear to the Lord Lieutenant advantageous to the Trade and Navigation of the Port and Town of *Galway*.

Reservation of certain Pensions and Allowances.

CI. And be it enacted, That all Pensions and Allowances granted on or before the Fifth Day of *June* One thousand eight hundred and thirty-five, by the Corporate Body named in the said Schedule (A.) in conjunction with any Borough to any retired Officer or Servant, or to any Officer by permanent Infirmity rendered incapable of performing the Duties of his Office, or to the Widow or Child of any Officer or Servant, and all Stipends and Allowances which during Seven Years next before the said Fifth Day of *June* have been usually paid and granted to the Minister or late Minister of any Church or Chapel, or to the Master or Usher of any School, or to the Governor or Master of any Hospital within such Borough, and all charitable Allowances which have been usually paid as aforesaid to the Inmates of any Almshouses by such Corporate Body, shall be secured, as soon as conveniently may be after the passing of this Act, to every Person entitled or accustomed to have and receive the same, by Bond or Obligation under the Common Seal of the Borough out of whose Funds the same shall be payable, in a sufficient Penalty conditioned for the Payment to such Person, his Executors and Administrators, of such Pension, Stipend, or Allowance, with all Arrears thereof, if any, accrued due before the Date of such Bond; and such Bond or Obligation shall be prepared and executed at the Expence of the Borough Fund: Provided always, that in case, since the Fifth Day of *June* One thousand eight hundred and thirty-five, any such Pension or Allowance has been granted in any such Borough in conformity with established Usage, the Town Council shall be at liberty, if under the Circumstances it shall appear just so to do, to ratify, confirm, and continue such Pension or Allowance, and in such Case the same shall be paid and secured in like Manner as if the same had been granted before the said last-mentioned Day.

CII. And

Power to Council to appoint Committees.

CII. And be it enacted, That it shall be lawful for the Council of any Borough to appoint out of their own Body from Time to Time such and so many Committees, either of a general or special Nature, and consisting of such Number of Persons as they may think fit, for any Purposes which in the Discretion of such Council would be better regulated and managed by means of such Committees: Provided always, that the Acts of every such Committee shall be submitted to the Council for their Approval.

Property of the Corporations dissolved by virtue of this Act vested in the Commissioners under 9 G. 4. c. 82. &c.

CIII. And be it enacted, That on the Day on which any Body Corporate named in conjunction with any Borough in Schedules (B.) and (I.), or either of them respectively, to this Act annexed, shall be dissolved by virtue of this Act, all the Manors, Advowsons, Messuages, Town Halls, public and other Buildings, Lands, Rents, Hereditaments, Leasehold Estates, Goods, Chattels, Money, Debts, Stocks, Funds, Securities, Personal Estate and Effects, and all other Property whatsoever and wheresoever, and of what Nature or Kind soever, of or to which any such Body Corporate, or any One or more of the Members of such Body Corporate in his or their Corporate Capacity, is or are or shall be seised or possessed or entitled for any Estate or Interest whatsoever (except Property held in Trust for any charitable Uses or Trusts in respect of which other Provisions are herein contained), and all the Estate, Right, Title, and Interest of such Bodies Corporate, Member or Members, shall be and the same are hereby vested in the Body so incorporated in that Borough where a Charter shall have been granted under this Act, or in the Commissioners elected under the said Act of the Ninth Year of King *George* the Fourth, or in the Commissioners acting or to be elected in such Borough respectively in pursuance of this Act, or in the Guardians of the Poor of the Union in which that Borough is situate, as the Case may require, subject to such Mortgages, Charges, Debts, and Incumbrances, Rents, Contracts, Covenants, and Conditions, as the same respectively shall then be subject or liable to.

Dissolution of Body Corporate not to affect the Title to Corporate Property.

CIV. Provided always, and be it enacted, That the Dissolution of any Corporate Body under this Act shall not affect the Title to or Continuance of any Estate or Property of such Corporate Body, but such Estate and Property shall vest in and be held by such Commissioners or such Body to be so incorporated as aforesaid respectively, as fully and amply as the same might or would have been vested in or held by such Corporate Body if such Corporate Body had not been so dissolved.

Debts and Contracts of Corporations may be enforced by the Commissioners.

CV. And be it enacted, That every Person and Body Corporate who, on the Day preceding the Day on which any Body Corporate named in conjunction with any Borough in Schedules (B.) and (I.), or either of them respectively, to this Act annexed, shall be dissolved by virtue of this Act, shall owe any Sum of Money to such Body Corporate, shall pay the same, together with all Interest (if any) due or to accrue due for the same, to the Body so incorporated, or to the Commissioners acting or to be elected in such Borough in pursuance of this Act, or to such Guardians of the Poor, as the Case may from

Time to Time require, or their Treasurer; and all Rents and Sums of Money which on the same Day shall be due and payable, or then accruing due and payable, to such Body Corporate, shall become and be due and payable to the said Body so incorporated, Commissioners, or Guardians of the Poor, and shall and may be collected and recovered by the like Ways and Means, and with the same Penalties in respect thereof, and in like Manner, as the Body Corporate to whom the same respectively shall be due or payable might have collected and recovered the same respectively if this Act had not been passed; and all Conveyances, Contracts, Agreements, Bonds, Covenants, and Securities made or entered into before the Day on which such Body Corporate shall be dissolved, to, with, or in favour of such Body Corporate, shall be (so far as the same or any of them would be good, valid, and effectual if this Act had not been passed, but not otherwise,) good, valid, and effectual in favour of the said Body so incorporated, Commissioners, or Guardians of the Poor, as the Case may be, and may be enforced in the same Manner, to all Intents and Purposes, as such Body Corporate might have enforced the same if this Act had not been made.

Property vested in the Commissioners, &c. to be subject to Claims of Creditors, &c. of the Corporations.

CVI. And be it enacted, That every Person and Body Corporate who, on the Day preceding the Day on which any Body Corporate named in conjunction with any Borough in Schedules (B.) and (I.), or either of them respectively, to this Act annexed, shall be dissolved by virtue of this Act, shall claim to be entitled, or would thereafter if this Act had not been passed have become entitled, to any Sum of Money owing from or payable by such Body Corporate, or shall claim any Part of the Property of such Body Corporate in respect of any Mortgage, Charge, Conveyance, Contract, Agreement, Bond, Covenant, or Security which shall have been made or entered into with or in favour of him or them by such Body Corporate before the same Day, shall and may recover or enforce the same as against the Property of such Body Corporate respectively by this Act vested in the said Body so incorporated, Commissioners, or Guardians of the Poor, by the same Actions, Suits, Remedies, or Proceedings against the said Body so incorporated, Commissioners, or Guardians of the Poor, and in the same Manner, as he or they respectively might have recovered or enforced the same against such Body Corporate respectively if this Act had not been made; but the Costs of the said Body so incorporated, Commissioners, or Guardians of the Poor, in any such Actions, Suits, Remedies, or other Proceedings, shall be raised and paid out of the Property of such Body Corporate respectively hereby vested in them, in preference to any Sum of Money, Costs, Damages, or Expences, Claim or Demand, in favour of any such Person or Body Corporate claiming as aforesaid: Provided always, that no Action or Suit, or Right of Action or Suit, Right of Entry, Possibility, Claim, or Demand, present or future, vested or not vested, by or against, of or for, any such Body Corporate, Commissioners, or Guardians of the Poor, nor any Proceeding to which such Body Corporate, Commissioners, or Guardians of the Poor shall be Parties or Privies, shall abate, be discontinued, or affected by any Dissolution, Transfer of Right or Estate, or other Matter or Thing happening by reason of any of the Provisions of this Act, but that in

in every such Action, Suit, or Proceeding an Entry or Suggestion as of Record shall be made of the Event so happening under this Act, from Time to Time, and thereupon such Action, Suit, or Proceeding shall be carried on by or against such Commissioners, Guardians of the Poor, or Body so incorporated, as fully as if no such Dissolution, Transfer of Right or Estate, Matter or Thing, had happened.

Commissioners, &c. empowered to bring and defend Actions, and compromise and settle Accounts.

CVII. And be it enacted, That it shall be lawful for any Commissioners, Guardians of the Poor, or Body so incorporated in any Borough, to commence and prosecute any Actions, Suits, or Proceedings for collecting and recovering the Property of the Body Corporate named in the said Schedules (B.) and (I.), or either of them respectively, to this Act annexed, in conjunction with such Borough respectively, and to discontinue or compromise any such Action Suit, or Proceeding, and to allow any Time which they may think proper for Payment of any Money due and owing to them in respect thereof, and also to pay any Debt or Sum of Money claimed to be due from any such Body Corporate, and to be payable out of such Property, upon any Evidence which they may think proper to admit, and to defend or compromise any Action, Suit, or other Proceeding which may be brought against them by virtue of this Act, and to adjust and settle any Account or Accounts depending between such Body Corporate and any Person or any other Body Corporate, and to submit to Arbitration any Difference between such Body Corporate, or the said Commissioners, Guardians of the Poor, or Body so incorporated, and any other Person, relating to the Property of such Body Corporate, and abide by and perform the Award of any Arbitrator respecting the same, and to do, perform, and execute all such Deeds and Things as they the said Commissioners, Guardians of the Poor, or Body so incorporated respectively shall think expedient for ascertaining and collecting in the most advantageous Manner the Property vested in them by virtue of this Act, and settling all Claims and Demands relating thereto: Provided always, that the Guardians of the Poor shall not commence, prosecute, or defend any such Action, Suit, or Proceeding without the Sanction of the Poor Law Commissioners.

Commissioners to keep an Account of the Property of the Corporation, which shall be called the Town Fund of the Town.

CVIII. And be it enacted, That the said Commissioners of every Borough shall cause an Account to be kept of the Property belonging to the Body Corporate named in the said Schedule (B.) to this Act annexed in conjunction with such Borough, and vested in such Commissioners by virtue of this Act, and of all Rents, Profits, Revenue, Income, and Sums of Money to be received in respect thereof or produced therefrom, and of the Application and Appropriation thereof; and the Property comprised in every such Account (which shall include the Purchase Monies of the Advowsons hereinafter directed to be sold) shall be called the Town Fund of the Borough for which such Commissioners respectively shall have been chosen; and all Sums of Money received by the Treasurer of such Commissioners in respect of the Property comprised in every such Account shall, when the same shall not be directed by the said Commissioners to be immediately applied to any other Purpose, be paid into the Bank of *Ireland* in the Name of the Treasurer of such Commissioners

missioners to an Account to be called the Account of the Town Fund of the Borough of which the same shall form Part.

Commissioners, &c. to pay Debts due from Corporations.

CIX. And be it enacted, That the said Commissioners of every Borough, or the Guardians, as the Case shall be, shall with all convenient Speed pay or make due Provision for Payment out of the Town Fund of such Borough, or out of the Corporate Property or Funds vested in the Guardians under this Act, of the Outgoings, Rates, and Charges payable in respect of the Property therein comprised, and of all Charges and Incumbrances payable thereout, and of all Debts, Annuities, Pensions, Allowances, and Sums of Money payable by the Body Corporate to whom the Property comprised in such Town Fund shall have belonged.

Commissioners, &c. may insure Buildings and manage Revenues.

CX. And be it enacted, That it shall be lawful for the said Commissioners of every Borough, or, with the Consent of the Poor Law Commissioners, for the Guardians, as the Case shall be, from Time to Time to cause any Repairs to be made to any Buildings or Premises which they may think expedient, and to insure any Buildings from Loss or Damage by Fire, and pay the Expences of such Repairs and Insurances out of the said Town Fund, and also to cause to be invested in their Names, or in the Name of their Treasurer, any Monies forming Part of any such Town Fund, in any Stocks, Funds, or Securities, and alter and vary such Stocks, Funds, and Securities, as they shall think proper, and in all other respects manage the Property comprised in every or any such Town Fund, and invest or dispose of the same and all Revenues thereof in such Manner as they shall think most advantageous.

Commissioners, &c. may appropriate public Buildings to public Purposes for the Benefit of the Towns.

CXI. And be it enacted, That it shall be lawful for the said Commissioners of any Borough, or the Guardians, as the Case shall be, to appropriate and settle any Town Hall, Police Office, or other public Building in any Town forming Part of the Town Fund of such Borough respectively, for the Purposes of a Court for the holding of Quarter Sessions, or a Court of Record for Civil Actions, or a Court of Conscience, or Police Station, or other public Use for the Benefit of the Inhabitants of such Borough.

Charitable Trustees.

CXII. And whereas it is expedient that the Administration of any Real or Personal Estate of which any Body Corporate now stands seised or possessed, in Trust as to the whole or in part for certain charitable Trusts, be kept distinct from that of the Public Stock and Borough Fund; be it enacted, That in every Borough in which the Body Corporate, solely, or together with any One or more of the Members of such Body Corporate in his or their Corporate Capacity, or with any Person or Persons elected from among or out of the Members or any of the Members of such Body Corporate, or any Person or Persons elected solely by such Body Corporate, or solely by any particular Number, Class, or Description of Members of such Body Corporate, now stands seised or possessed, for any Estate or Interest whatsoever, of any Hereditaments, or any Sums of Money, Chattels, Securities for Money, or any other Personal Estate whatsoever, in whole or in part, in Trust or for the Benefit of any charitable

Uses or Trusts whatsoever, or is or are empowered to direct the Application of the Rents, Profits, or Produce of any Hereditaments, or any Sum or Sums of Money, Chattels, Securities for Money, or other Personal Estate whatsoever, for any charitable Purpose, all the Estate, Right, Interest, and Title, and all the Powers of such Trustee or Trustees, shall, on the Day on which this Act shall come into operation in any such Borough, be vested in the Persons who shall on the same Day have been the Mayor, Aldermen, and Common Council, or other governing Officers of such Body Corporate, alone, or together with the Person or Persons who shall have been seised or possessed of or entitled to exercise the same together with such Body Corporate, (as the Case may be,) and shall continue vested in such Persons until the First Day of *October* in the Year One thousand eight hundred and forty-one, or until Parliament shall otherwise order; and if any Vacancy shall be occasioned among such charitable Trustees for any Borough before any other Provision shall be made by Parliament, it shall be lawful for the Lord Chancellor of *Ireland* then for the Time being, upon Petition, in a summary Way to appoint a fit Person to be Trustee to supply such Vacancy; and all the Estate, Right, Interest, and Title, at Law and in Equity, of and in such Trust Estates, Hereditaments, and Premises shall forthwith, without any Conveyance or Assignment thereof, pass to and be vested in the Trustee so appointed, jointly with the other Trustee or Trustees; and if Parliament shall not otherwise direct on or before the said First Day of *October*, the Lord Chancellor then shall make such Orders as he shall see fit for the Appointment of a Trustee or Trustees, and the Administration of such Trust Estate, subject to such charitable Uses or Trusts as aforesaid; and thereupon the Trustee or Trustees so appointed shall come in the Room of the Persons heretofore named or continued as Trustees, and all the Estate, Right, Interest, and Title, at Law and in Equity, of and in such Trust Estates, Hereditaments, and Premises shall forthwith, without any Conveyance or Assignment thereof, pass to and be vested in the Trustees so appointed by the Lord Chancellor: Provided always, that where any Hereditaments, or any Sums of Money, Debts, or Securities for Money, or any other Personal Estate, held upon any charitable Uses or Trusts as aforesaid, or any Part thereof, shall be exclusively applicable to or towards the Establishment, Maintenance, or Support of Religious Education or Religious Worship according to the Principles of the Protestant Church of the United Kingdom of *Great Britain* and *Ireland*, or for the Benefit of any Person or Persons of any other Religious Class or Denomination of Her Majesty's Subjects, no Person except a Member of the said United Church, or, as the Case may be, who shall not profess the Principles of such other Religious Class or Denomination for the promoting of whose Education or Worship or for whose Benefit any such Property as aforesaid may be applicable, shall be appointed by the Lord Chancellor to be a Trustee of such Hereditaments or Personal Estate, or any Part thereof; and if any Person who shall be appointed such Trustee shall at any Time thereafter become a Convert to or profess the Religious Principles of any Class or Denomination different from the Religious Principles of the Class or Denomination for the promoting of whose Education or Worship or for whose Benefit any such Property as aforesaid may

be applicable, he shall thereupon be removed from being such Trustee by the Lord Chancellor, for whom it shall be lawful, upon Petition, in a summary Way, to appoint a fit Person to be a Trustee to supply such Vacancy; and all his Estate, Right, Title, and Interest, Power and Authority, in, to, over, and upon such Real and Personal Estate shall thereupon vest, in like Manner as if he had died, in the Trustee so appointed jointly with the other Trustee or Trustees: Provided always, that no Use or Trust for cleansing, lighting, paving, or supplying with Water any City, Town, or Borough shall be deemed a charitable Use or Trust within the Meaning of this Enactment: Provided also, that nothing herein contained shall extend or be construed to extend to the President and Assistants of the Charitable Society of *Belfast*, or to the Hospital and Free School of King *Charles* the Second, *Dublin*, commonly called the *Blue Coat* Hospital, or to any Real or Personal Estate belonging thereto.

Standing Governors of the Blue Coat Hospital, Dublin, at the Time of this Act coming into operation, to be constituted a Body Politic, in place of the Lord Mayor, Sheriffs, &c.

CXIII. And whereas by Letters Patent of King *Charles* the Second, bearing Date the Fifth Day of *December* in the Twenty-third Year of His Reign, the Lord Mayor, Sheriffs, Commons, and Citizens of the City of *Dublin*, and their Successors, are constituted a Body Politic and Corporate, by the Name of "The Governors of the Hospital and Free School of King *Charles* the Second, *Dublin*:" And whereas the Government, Management, and Direction of the said Hospital and Free School are now exercised by Sixty-one standing Governors (whereof Four are the Treasurer for the Time being and Three other Governors of the Schools founded by *Erasmus Smith* Esquire, appointed by the Governors of the said last-mentioned Schools, in pursuance of an Act of the Parliament of *Ireland*, made in the Tenth Year of the Reign of King *George* the First): Be it enacted, That from and immediately after this Act shall come into operation in the said City of *Dublin* the Persons who at that Time shall be the Governors of the said Hospital, and the Survivors of them, and their Successors, to be appointed in manner herein-after mentioned, shall be and they are hereby constituted a Body Politic and Corporate, by the aforesaid Name of "The Governors of the Hospital and Free School of King *Charles* the Second, *Dublin*," in the Place and Stead of the said Lord Mayor, Sheriffs, Commons, and Citizens of the said City of *Dublin*, who shall no longer be such Body Politic and Corporate, in like Manner, to all Intents and Purposes, as if the said Sixty-one Persons, and the Survivors of them, and their Successors, had been the Persons appointed by virtue of the said Letters Patent, instead of the said Lord Mayor, Sheriffs, Commons, and Citizens, and all and singular the Hereditaments, Sums of Money, Chattels, Securities for Money, and other Personal Estate of the said Body Corporate, constituted by the said Letters Patent, and all the Estate, Right, Interest, and Title, and all the Rights, Powers, Privileges, and Immunities of such Body Corporate, and all Rights of Action and Suit vested in such Body Corporate, shall be and are hereby vested in the Body Corporate hereby constituted in the Place and Stead thereof; and the Body Corporate hereby constituted shall be subject to the same Liabilities, and governed according to the same Regulations, as the Body Corporate appointed by the

the said Letters Patent shall be subject to and governed by: Provided always, that the Treasurer for the Time being, and Three other Governors of the Schools founded by the said *Erasmus Smith*, such as the Governors of the said Schools shall from Time to Time choose and appoint, shall and they are hereby declared to be standing Governors of the said Hospital, in like Manner as by the said Act of the Tenth Year of the Reign of King *George* the First they were made Governors of the said Hospital: Provided also, that the Governors of the said Hospital hereby constituted shall never consist of less than Fifty, and that when and so often as any of the Governors hereby appointed, or to be appointed as herein-after is mentioned, (other than the said Treasurer and Three other Governors of the said Schools founded by the said *Erasmus Smith*,) shall depart this Life, then it shall be lawful for the Lord Archbishop of *Armagh*, the Lord Chancellor of *Ireland*, the Lord Archbishop of *Dublin*, and the Lord Bishop of *Meath*, for the Time being, or the major Part of them, and they are hereby empowered, by Writing under their Hands and Seals to appoint One or more Person or Persons in the Place or Places and as a Successor or Successors of the deceased Governor or Governors, or any of them, so as to make up, with the surviving Governors, the Number at the least of Fifty Governors, including the said Treasurer and Three other Governors of the said Schools founded by the said *Erasmus Smith*; and every Person so appointed a Governor shall be a Governor jointly with the surviving Governors for the Time being, and shall have the same Powers and Authorities as if he had been appointed a Governor by this Act.

Four Governors of the Blue Coat Hospital to be appointed Governors of Erasmus Smith's Schools in place of the Lord Mayor, Recorder, &c.

CXIV. And be it enacted, That from and immediately after this Act shall come into operation in the said City of *Dublin* so much of the said Act of Parliament passed in the Tenth Year of the Reign of King *George* the First as provides that the Lord Mayor and Recorder of the City of *Dublin*, then and for the Time being, and Two of the Aldermen of the said City, such as the Governors of the Schools founded by *Erasmus Smith* Esquire should from Time to Time select and appoint, should for ever thereafter be standing Governors of the said Schools, shall be and the same is hereby repealed; and that Four of the Governors for the Time being of the said Hospital and Free School of King *Charles* the Second, *Dublin*, such as the Governors of the said Schools founded by *Erasmus Smith* shall from Time to Time select and appoint, shall for ever thereafter be standing Governors of the said Schools founded by the said *Erasmus Smith*.

Corporation to execute Trusts.

CXV. And be it enacted, That from and after the Time when this Act shall come into operation in any Borough the Body Corporate of such Borough shall be Trustees for executing by the Council of such Borough the Powers and Provisions of all Acts of Parliament made before the passing of this Act (other than Acts made for securing charitable Uses and Trusts, or Acts relating to profitable Trusts for Shareholders or Proprietors with respect to which Provision is herein-after made), and of all Trusts (other than charitable Uses and Trusts) of which the Body Corporate, or any Member or Members of the

the said Body Corporate in their Corporate Capacity, was or were sole Trustees before the Time of the First Election of Councillors in such Borough under this Act.

Trusts producing Money to be executed by Trustees appointed by the Lord Chancellor.

CXVI. And be it enacted, That in every Case in which any Body Corporate named in any Schedule to this Act annexed, or any Person or Persons elected by any such Body Corporate, is or are Trustee or Trustees authorized to exercise any Powers or Provisions of any Acts of Parliament for any Purpose producing Profits which, or Part of which, is or are to be divided between Shareholders or Proprietors for their own Benefit, then the Powers and Provisions of all such Acts shall, from and after the Time when this Act shall come into operation, until Parliament shall otherwise provide, be executed by such Trustees as the Lord Chancellor of *Ireland* shall, by Order to be from Time to Time made upon Petition in a summary Way, appoint and select, regard being had in such Appointment to the Rights of the several Parties interested; and thereupon all the Estate, Right, Interest, and Title, at Law and in Equity, of the existing Trustees, shall forthwith, without any Conveyance or Assignment thereof, pass to and become vested in the Trustees so appointed; provided also, that it shall be lawful for the Corporate Body of any such Borough, by their Council or any Committee appointed by the Council, to purchase, with the Consent of the respective Shareholders, for the Benefit of the Inhabitants of such Borough, any of the said Shares not now held by the Body Corporate of such Borough, and to pay for the same out of the Borough Fund; and if at any Time it shall happen that the Body Corporate of such Borough shall become possessed of the whole of the Shares of such Concern or Undertaking, all the Powers, Rights, and Estates and Interests hereby vested in such Trustees shall revert to the Body Corporate of such Borough, to be exercised by their Council or any Committee appointed by the Council, for the Benefit of the Inhabitants of the said Borough; and thereafter no further Appointment of Trustees shall be made under the Provisions herein-before contained.

As to Election of a limited Number of Councillors to be joint Trustees for certain Purposes.

CXVII. And be it enacted, That from and after the Time when this Act shall come into operation in any Borough in which any Member of the Body Corporate, or any Person elected from among or out of the Members of such Body Corporate, or any Person elected by such Body Corporate, or a particular or limited Number, Class, or Description of Members of the Body Corporate, shall be, when this Act shall so come into operation, Trustee, solely, or jointly with any other Trustee, for the Execution of any Act of Parliament, or of any Trust other than any Act or Trust for which any other Provision is herein-before made, or by any Statute, Charter, Bye Law, or Custom, shall be, when this Act shall so come into operation, lawfully appointed to or authorized to exercise any Powers, Duties, or Functions whatsoever not otherwise herein provided for, and the Continuance of which is not inconsistent with the Provisions of this Act, such Acts, Trusts, Powers, Duties, and Functions shall, after this Act shall have come into operation, be executed by the Person who shall hereafter correspond in Office with the Person by whom the same ought to be executed before this Act

shall come into operation; and in case there shall be no such Person, then the Council of the Body Corporate shall, by Writing under the Seal of the Body Corporate, appoint the Person who in their Judgment shall most nearly correspond with such Person, to execute such Acts, Trusts, Powers, Duties, and Functions; and every Person so appointed is hereby authorized and empowered to execute the same as fully as the Person by whom the same ought to be executed before this Act shall come into operation, until the Appointment of another Person in his Room, as herein-after provided: Provided always, that all Powers and Trusts not otherwise herein provided for, which by any Act of Parliament or otherwise are vested in or exercised by any Body Corporate named in the said Schedule (B.) which shall be dissolved by virtue of this Act, or any Member or Members thereof in his or their Corporate Capacity, or any limited Number, Class, or Description thereof, or any Person or Persons elected from among or out of the Members of such Body Corporate or any of them, or any Person or Persons elected by such Body Corporate or any Member or Members thereof, shall, upon the Day on which such Body Corporate respectively shall be dissolved, and thenceforth until the Grant of a Charter of Incorporation as herein-before directed, and the Election of a Council thereunder, or until Parliament shall otherwise provide, be exercised in manner herein-after mentioned; (that is to say,) such of the said Powers as relate to the Appointment of Justices of the Peace or Magistrates, or to the Appointment of other Officers for the Administration of Justice, or in anywise relating thereto, or to the Appointment of Constables or other Persons for Purposes relating to Police, shall be exercised by the Lord Lieutenant as if he had been named in such Act of Parliament respectively, instead of such Body Corporate, or Member or Members, Person or Persons; and all other of the said Powers, not otherwise herein provided for, shall be exercised alone, or together with such other Persons (if any) as would have been entitled to join in exercising the same if this Act had not been passed, by the said Commissioners: Provided also, that in every Case in which any Body Corporate named in the said Schedule (B.) to this Act annexed which shall be dissolved by virtue of this Act, or any One or more of the Members of such Body Corporate in his or their Corporate Capacity, or any limited Number, Class, or Description of the Members thereof, or any Person or Persons elected from among or out of the Members of such Body Corporate, or any Person or Persons elected by any such Body Corporate or any Member or Members thereof, is any other Body Corporate, or Part of, or is or are a Member or Members of, any other Body Corporate for any charitable or public or other Purpose, such other Body Corporate shall continue in force as if this Act had not been passed; and on the Day of the Dissolution of such Body Corporate respectively, and thenceforth until the Grant of a Charter of Incorporation as herein-before directed, and the Election of a Council thereunder, or until Parliament shall otherwise provide, where any Body Corporate named in the said Schedule (B.) to this Act annexed is such other Body Corporate or Part thereof, then, instead of such Body Corporate, the said Commissioners, where there shall be such Commissioners, shall be Members of such Body Corporate: Provided always, that nothing herein contained shall

Saving Provisions of Local Acts in Towns in Schedule (B.)

Other Corporations of which any Body Corporate named in the Schedule, or any of its Members, form Part, to be continued.

extend to transfer to the *Galway* Town Commissioners the Powers vested in the Commissioners of the Harbour of that Town.

Election of future Trustees.

CXVIII. And be it enacted, That in every Case in which any such Person as aforesaid is, in pursuance of any such Statute, Charter, Bye Law, Custom, Deed, Will, or otherwise, elected or appointed for a definite Term of Years or other shorter Term, then, on the Day or Time named in such Act, Charter, Bye Law, Deed, or Will as last aforesaid for a new Election, Nomination, or Appointment of Trustees, or on which such new Election, Nomination, or Appointment has usually been made, and if he shall have been so elected or appointed for Life or for an indefinite Period, or if there shall be no such Day named or usually observed, then upon the First Day of *January* in every Year, some other Person, or the same, if re-eligible, shall be elected as nearly as may be in the like Manner as the Person ceasing to be Trustee, or ceasing to exercise such Powers, Duties, and Functions, and in whose Room he shall be appointed; and in every Case of extraordinary Vacancy among such Trustees or Persons another Person shall be elected to supply such Vacancy, in like Manner as nearly as may be as such extraordinary Vacancy would have been supplied before this Act shall have so come into operation as aforesaid; or where such Vacancy cannot be supplied in such or the like Manner, the Council shall forthwith appoint a Person in the Room of the Person by whom such Vacancy has been made; and every Person appointed to supply an extraordinary Vacancy shall hold his Trust or Office for such Time as the Person by whom such Vacancy has been made would regularly have held it.

Present Trustees of certain Acts continued for a definite Time.

CXIX. And be it enacted, That, notwithstanding any thing in this Act contained, every Member of any Body Corporate, or of any particular Number, Class, or Description of Members of such Body Corporate, or any Person elected from among or out of the Members of such Body Corporate or any of them, or any Person elected by any particular Number, Class, or Description of Members of such Body Corporate, who at the Time of the passing of this Act shall be for a definite Number of Years or other shorter Time a Trustee of such Acts or Trusts as last aforesaid, shall continue to be such Trustee until the Time when he would have ceased to be such Trustee if this Act had not been passed, and if a Trustee for an indefinite Time, or for Life, or for so long as he shall be a Member, or of a particular Class or Description of such Body Corporate, then until the First Day of *January* in the Year following that in which this Act shall come into operation in that Borough, and no longer; and every Member of the Council appointed under the Provisions of this Act to be a Trustee of such Acts or Trusts as last aforesaid shall continue to be such Trustee until the Time herein provided for the new Appointment of a Member of the Council to be Trustee in his Room, notwithstanding that he may have ceased to be a Member of the Council; and in case any particular Officer of any of the said Bodies Corporate shall have been appointed by any Act, Charter, Bye Law, Deed, Will, or Custom as aforesaid, to perform during a definite Number of Years or other shorter Time any specific Trusts, Powers, Duties, or Functions whatsoever, the Person who at the Time of the passing of this Act shall be

be the Person designated and qualified to perform the same shall continue to perform the same until the Time when he would have ceased to perform the same if this Act had not passed; and if appointed for an indefinite Time, or for Life, or for so long as he shall be a Member, or of a particular Class or Description of such Body Corporate, then until the last-named First Day of *January*, and no longer.

Powers vested in certain Trustees may be transferred to Councillors.

CXX. And whereas it may be expedient that the Powers now vested in the Trustees appointed under sundry Acts of Parliament for paving, or lighting or cleansing, or supplying with Water, or improving certain Boroughs, or certain Parts thereof, save and except as hereinafter mentioned, should be transferred to and vested in the Councils or Commissioners of such Boroughs respectively; be it enacted, That the Trustees appointed by virtue of any such Act as last aforesaid, wherein the Trustees, or the Persons whose Trustees they may be, are not beneficially interested, or the greater Part of such Trustees for the Time being, may, if it shall seem to them expedient, at a Meeting to be called for that Purpose, transfer in Writing all the Powers vested in them as such Trustees by any such Act or Acts as aforesaid to the said Body Corporate of such Borough, or to the Commissioners acting under this Act for such Borough (as the Case may be); and the said Body Corporate or Commissioners of such Borough shall thenceforth be Trustees for executing by the Council of such Borough, or by the Board of Commissioners, (as the Case may be,) the several Powers and Provisions of any such Act or Acts of Parliament; and the Members of the Council, or the Commissioners, (as the Case may be,) shall have the same Powers, and be subject to the same Duties, as if their Names had been originally inserted in such Act or Acts (or as if they had been elected under the Provisions of any such Act or Acts) as such Trustees respectively: Provided always, that nothing herein contained shall extend to enable the Commissioners for paving, cleansing, and lighting the Streets of *Dublin*, or the Commissioners for making wide and convenient Streets in the City of *Dublin*, or the Corporation for improving the Port and Harbour of *Dublin*, so to transfer the Powers vested in them respectively.

Provision for additional Constabulary Force.

CXXI. And whereas by an Act passed in the Sixth Year of the Reign of His said late Majesty, intituled *An Act to consolidate the Laws relating to the Constabulary Force in* Ireland, it is among other things enacted, that it shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* to appoint from Time to Time, at his Will and Pleasure, in and for each Barony, Half of Barony, or other Division of Barony, in each County at large, One Chief Constable, Two Head Constables, and any Number of Constables and Sub-Constables not exceeding Sixteen: And whereas the Force thereby provided is less than may in some Cases be required in Baronies which comprise large Towns: And whereas it is reasonable that the Expence of the additional Force required in such Towns should be borne by such Towns, and not by the Counties at large in which they are situated; be it therefore enacted, That if any Council of any Borough named in the Schedule (A.) to this Act annexed

annexed shall think it necessary that an additional Constabulary Force should be stationed in such Borough, above the Proportion of the said Force therein stationed under the Provisions of the said last-recited Act, it shall be lawful for the Council of such Borough to present a Memorial to the Lord Lieutenant, setting forth the additional Constabulary Force which is required for the said Borough; and thereupon it shall be lawful for the Lord Lieutenant to add to the Constabulary Force of the County or Counties wherein such Borough shall be situated any such Number of Constables, Sub-Constables, and Officers of the said Force, not exceeding the Number required by the said Council in their Memorial, as he shall think fit; and the Amount of the Constabulary Force stationed in the said Borough shall be increased accordingly, and such additional Force shall form Part of the general Constabulary Force, and be subject in all respects to the same Rules and Discipline as the Residue of the said Force.

Payment of the additional Constabulary Force.

CXXII. And be it enacted, That the Expence of the said additional Force shall be advanced and defrayed in like Manner as the Expences of the Force appointed by the last-recited Act are to be advanced and defrayed; provided, however, that no Part of the Expence of such increased Force shall be borne by the County or Counties at large in which such Borough shall be situated, but the said Borough for whose Service the said Increase shall be made shall bear such Proportion of such Expences as the Counties at large under the said last-recited Act are bound to contribute towards the Expences of the Constabulary Force appointed for this Service; and such Expences shall be paid out of the Borough Fund, and shall be paid by the Treasurer of the Borough to the Person authorized to receive the Monies which the County at large in which such Borough shall be situated is liable to pay towards the Expences of the said Force; and when any such Borough shall be situated in more than One County, then the Treasurer shall pay the said Sums to such of the Persons authorized to receive such Payments from any of the said Counties as the Inspector General of the Constabulary Force shall direct: Provided always, that it shall be lawful for the Lord Lieutenant, at any Time he shall think fit, to reduce, either in the whole or part, the said additional Force; and it shall be also lawful for the Council of the said Borough in which such additional Force shall have been stationed to present from Time to Time a Memorial to the Lord Lieutenant, stating that they are desirous that the said Force should be reduced in the whole or in part, and thereupon the Lord Lieutenant shall, within Twelve Calendar Months from the Presentation of the said Memorial, make the required Reduction in the said Force.

Council may order Parts of Borough not within Local Act as to lighting, to be included in such Act.

CXXIII. And whereas Parts of certain Boroughs are within the Provisions of One or more Local Act or Acts for regulating the lighting thereof, and certain other Parts of the same Boroughs are not within the Provision of any Local Act for regulating the lighting thereof, and for Want of such lighting great Facilities may be afforded for the Commission of Crimes and for the Escape of the Offenders; for Remedy thereof be it enacted, That it shall be lawful for

for the Council of any Borough in any Part of which there is a Local Act for the lighting thereof to make an Order that any Part of such Borough, not being within the Provisions of any Local Act for the lighting thereof, shall, from and after a certain Day to be named in such Order, be taken to be within the Provisions of such Local Act or Acts for lighting any Part of such Borough, as the Council shall specify in such Order; and after such Day the Part named in such Order shall be within the Provisions of the Act or Acts so specified, so far as relates to lighting, or to any Rates authorized to be levied for the Purpose of lighting, as fully as if such Part had been originally named in such Act or Acts, any thing in such Act or Acts to the contrary notwithstanding: Provided always, that every Part named in such Order shall be lighted in the like Manner as those Parts which before the making of such Order were within the Provisions of such Local Act; and that the Rate to be raised for the Purpose of defraying the Expences of lighting any Part so named in such Order shall not exceed the average Expence in the Pound of the lighting of the other Parts of such Borough.

Amount of Rate for lighting.

Council may assume the Powers of Commissioners under 9 G. 4. c. 82. for lighting Streets of any Borough.

CXXIV. And be it enacted, That the Council of any Borough named in the said Schedule (A.) shall have and exercise, on the First Day of *January* next after this Act shall come into operation in such Borough, the Powers given to the Commissioners under the said Act made in the Ninth Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act to make Provision for the lighting, cleansing, and watching of Cities, Towns Corporate, or Market Towns in* Ireland, *in certain Cases*, so far as relates to the lighting of such Borough, or of any such Part thereof as shall not, by virtue of the Provisions herein-before contained, be placed within the Provisions of any Local Act for lighting the same, and the Powers and Duties vested in such Commissioners (if any) in regard to lighting shall thereupon cease and determine; but the Council shall and they are hereby authorized and required to levy Rates for the Purpose of lighting such Part of the Borough, not according to the Powers contained in the said Act of the Ninth Year of the Reign of His Majesty King *George* the Fourth, but according to the Provisions herein-after contained for levying and raising a Borough Rate: Provided always, that the Appeal given by the said Act to any Person who may think himself aggrieved by any Rate laid for the Purpose of lighting shall not be to the Council, but in like Manner as Appeals against the Borough Rate herein-after mentioned.

Council to have Power to make Bye Laws.

CXXV. And be it enacted, That it shall be lawful for the Council of any Borough to make such Bye Laws as to them shall seem meet for the good Rule and Government of the Borough, and for Prevention and Suppression of all Nuisances as are not already punishable under any Act already in force throughout such Borough, and to appoint by such Bye Laws such Fines as they shall deem necessary for the Prevention and Suppression of such Offences; provided that no Fine so to be appointed shall exceed the Sum of Five Pounds, and that no such Bye Law shall be made unless at least Two Thirds of the whole Number of the Council shall be present: Provided also, that no such Bye Law shall be of any Force until the Expiration of

Forty Days after the same or a Copy thereof shall have been sent, sealed with the Seal of the said Borough, to the Lord Lieutenant, and shall have been affixed on the outer Door of the Town Hall, or in some other public Place within such Borough; and if at any Time within the said Period of Forty Days the Lord Lieutenant, with the Advice of the Privy Council of *Ireland*, shall disallow the same Bye Law, or any Part thereof, such Bye Law, or the Part thereof disallowed, shall not come into operation: Provided also, that it shall be lawful for the Lord Lieutenant, at any Time within the said Period of Forty Days, to enlarge the Time within which such Bye Laws, if disallowed, shall not come into force, and no such Bye Law shall in that Case come into force until after the Expiration of such enlarged Time: Provided further, that no Bye Law to be made by the Council of the Boroughs of *Coleraine* and *Londonderry* respectively shall be sent to the Lord Lieutenant until the same shall have been approved of by the Honourable Society of the Governor and Assistants of *London* of the New Plantation in *Ulster* within the Realm of *Ireland*.

Bye Laws to be printed.

CXXVI. And be it enacted, That the Town Clerk of every Borough shall, under the Directions of the Council thereof, cause all the Bye Laws and Regulations in force in such Borough from Time to Time to be printed in a uniform and convenient Form, and shall keep Copies thereof publicly affixed in the Office of such Town Clerk, and in every public Office and Court of such Borough of or belonging to or connected with the Corporation thereof, for the free and open Inspection of all Persons, without any Fee, at all reasonable Hours, and shall deliver a Copy of such Bye Laws and Regulations to any Person requiring the same, on Payment of such reasonable Price for the same as the Council shall from Time to Time direct; and if any Person shall wilfully and maliciously pull down, destroy, or deface any Copy of such Bye Laws and Regulations which shall be so affixed as aforesaid, such Person shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings.

Breaches of Bye Laws.

CXXVII. And be it enacted, That all the Provisions herein-after contained relative to Offences against this Act punishable upon summary Conviction shall be taken to apply to all Offences committed in breach of any Bye Law or Regulation made by virtue of this Act.

All Corporate Property and all Fines to be received on account of the Borough Fund.

CXXVIII. And be it enacted, That after the Election of the Treasurer in any Borough the Rents, Issues, and Profits of all Hereditaments, Estates, and Tenements, and the Interest, Dividends, and annual Proceeds of all Monies, Dues, Chattels, and valuable Securities, except those vested or continued in other Trustees as aforesaid, belonging or payable to the Body Corporate or reputed or late Body Corporate of that Borough, or to any Member or Officer thereof in his Corporate Capacity, and every Fine or Penalty for any Offence against this Act (the Application of which has not been herein provided for), shall be paid to the Treasurer of or acting for that Borough under this Act; and all the Monies which he shall receive

receive as such Treasurer shall be carried by him to the Account of a Fund to be called "The Borough Fund," or "The Town Fund," as the Case may be.

Treasurer to pay no Money but by Order of Council, &c.

CXXIX. And be it enacted, That the Treasurer of any Borough shall pay no Money on account of the Mayor, Aldermen, and Burgesses of such Borough, or on account of the Commissioners acting for such Borough, under the Provisions of this Act, save only in such Case as is provided by this Act, or upon the Order in Writing of the Council or Commissioners, signed by Three or more Members, and countersigned by the Town Clerk of such Borough, or for the Payment of the Salaries granted to any Recorder or Police Magistrate as herein-after provided, or by Order of the Court of Sessions of the Peace for the Borough, in such Case as is provided by this Act, or in such Case as a Court of Sessions of the Peace for any County may make an Order for the Payment of Money on the Treasurer of such County; and that any Burgess or Person qualified to vote at the Election of such Commissioners shall be at liberty at all seasonable Times to make a Copy of any such Order, or take an Extract therefrom.

Orders for Payment of Money may be removed into the Court of Queen's Bench in Ireland by Certiorari.

CXXX. And whereas it is expedient to give all Persons interested in the Borough Fund of any Borough a more direct and easy Remedy for any Misapplication of such Fund; be it therefore enacted, That any Order of the Council or Commissioners of any Borough for the Payment of any Sum of Money from or out of the Borough Fund of any such Borough may be removed into the Court of Queen's Bench in *Ireland* by Writ of Certiorari, to be moved for according to the usual Practice of the said Court with respect to Writs of Certiorari, and that such Order may be disallowed or confirmed upon Motion and Hearing, with Costs, according to the Judgment and Discretion of the said Court.

Salaries of Recorder, Town Clerk, Treasurer, and other Officers, and Election Expences, to be paid out of the Borough Fund.

CXXXI. And be it enacted, That the Borough Fund, subject to the Payment of any lawful Debt due from such Body Corporate to any Person which shall have been contracted before the passing of this Act, and unredeemed, or of so much thereof as the Council of such Borough from Time to Time shall be required or shall deem it expedient to redeem, and to the Payment from Time to Time of the Interest of so much thereof as shall remain unredeemed, and saving all Rights, Interests, Claims, or Demands of all Persons or Bodies Corporate in or upon the Real or Personal Estate of any Body Corporate, by virtue of any Proceedings, either at Law or in Equity, which have been already instituted, or which may be hereafter instituted, or by virtue of any Mortgage or otherwise, shall be applied towards the following Purposes; (that is to say,) the Payment of the Salary of the Mayor, and of the Recorder and of the Police Magistrate herein-after mentioned, when there is a Recorder or Police Magistrate, and of the respective Salaries of the Town Clerk and Treasurer, and of every other Officer whom the Council shall appoint, and also toward the Payment of the Expences incurred from Time to Time in preparing and printing Burgess Rolls and Notices, and in other Matters attending such Elections as are herein mentioned,

tioned, and towards the Expence of providing and maintaining the Corporate Buildings, and towards the Payment of all other Expences which shall be necessarily incurred in carrying into effect the Provisions of this Act; and in case the Borough Fund shall be more than sufficient for the Purposes aforesaid the Surplus thereof shall be applied towards the paving, cleansing, and lighting the Streets of the Borough by or under the Direction of the Council, or in Cases where the Powers given to any Trustees appointed by any Act or Acts of Parliament for paving, cleansing, and lighting the Streets, or any of such Purposes, shall not have been transferred to the Council by or under the Direction of such Trustees, and for the public Benefit of the Inhabitants and Improvement of the Borough.

Tolls or Dues payable before the passing of this Act not to be altered or reduced until Payment of the Debt chargeable thereon.

CXXXII. Provided always, and be it enacted, That it shall not be lawful for the Council to be elected under the Provisions of this Act in any Borough in which the Body Corporate named in conjunction with the said Borough in the said Schedule (A.) before the Time of the passing of this Act shall have contracted any lawful Debt, lawfully chargeable on any Tolls or Dues belonging or payable to the said Body Corporate, or to any Member or Officer thereof in his Corporate Capacity, or towards the Satisfaction whereof such Tolls or Dues, or any Part thereof, were lawfully applicable before the passing of this Act, to alter or reduce the Amount to be levied and payable of such Tolls or Dues, or to grant for any Consideration any Remission of or Exemption from such Tolls or Dues, or any Part thereof, unless with the Consent in Writing under the Hands of a Majority in Number and Amount of the Creditors to whom such Debt is due, until after such Debt, and all Arrears of Interest due thereon, shall have been fully paid and satisfied: Provided also, that the said Commissioners of any Borough shall be and they are hereby empowered to abolish any Tolls forming Part of the Town Fund of such Borough, after full Payment or Satisfaction of all Debts and Charges upon the said Tolls, or to which they may be liable, which it may be thought desirable to abolish, and also to purchase any Tolls which it may be thought desirable to purchase, in order that the same may be abolished, and after the Conveyance thereof to them to abolish the same; and the said Commissioners shall cause Notice to be given of the Abolition of all such Tolls as shall be abolished as aforesaid, by Advertisement in the *Dublin Gazette*, and also in One or more Newspaper or Newspapers usually circulated in the Town in which such Tolls respectively shall be payable: Provided always, that nothing in this Act contained shall be construed to affect any Tolls or Dues, not being Part of the Town Fund, paid before the passing of this Act to any Member or Officer of any Body Corporate in his Corporate Capacity, by Permission of the true and real Owner thereof.

Commissioners may abolish Tolls.

Council authorized to raise Funds, if necssary, for Payment of Expences incurred in

CXXXIII. And be it enacted, That in case, after Payment of all Debts due from such Body Corporate, and contracted before the passing of this Act, and after Satisfaction of all lawful Claims upon the Real and Personal Estate of such Body Corporate, the Borough Fund shall not be sufficient for the Purposes aforesaid, or in case there shall be no

carrying this Act into execution.

no Borough Fund, the Council of the Borough is hereby authorized and required from Time to Time to estimate, as correctly as may be, what Amount, in addition to such Fund, or when there shall be no such Fund, will be sufficient for the Payment of the Expences to be incurred in carrying into effect the Provisions of this Act; and in order to raise the Amount so estimated, and also for the Purpose of defraying the Expences of putting this Act into execution which may have been incurred before the making of any Borough Rate, the said Council is hereby authorized and required from Time to Time to order a Borough Rate to be made within their Borough, and for that Purpose the Council of such Borough shall have within their Borough all the Powers and Authorities which any Commissioners in any Borough in *Ireland* have within the Limits of their Commission by virtue of the said last-recited Act of the Ninth Year of the Reign of His Majesty King *George* the Fourth, and shall observe and preserve the Provisions thereof as if the same were herein recited, or as near thereto as the Nature of the Case will admit, except that every such Rate shall be and is hereby authorized to be assessed and levied and raised from and off the Owners, Occupiers, or Tenants of all Hereditaments rateable for the Relief of the destitute Poor in *Ireland*, in an equal and uniform Manner, according to the yearly Value at which the same shall be estimated for the Purpose of a Rate for the Relief of the destitute Poor within such Borough, and whether the same shall or shall not be under the yearly Value of Five Pounds: Provided always, that such Persons only shall be liable to pay the Borough Rate in respect of Hereditaments under the Value of Five Pounds who shall be rated in respect thereof to a Rate for the Relief of the destitute Poor within such Borough, and subject to the Provisions contained in the said Act for the Relief of the destitute Poor in *Ireland* with reference to Property of which the net annual Value shall not amount to Five Pounds; and all such Sums levied in pursuance of such Borough Rate shall be paid over to the Account of the Borough Fund.

Appeal to the Recorder or Assistant Barrister of the County.

CXXXIV. And be it enacted, That if any Person shall think that any Estimate or Valuation made for levying any Rate for the Purposes of this Act is erroneous, either as being an excessive Estimate of Property belonging to him, or an insufficient Estimate of Property belonging to another, it shall be lawful for such Person, at any Time after the Expiration of Twenty Days next after the making and publishing of such Rate, to appeal against such Estimate, and he shall in that Case before the Expiration of such Twenty Days deliver to the Town Clerk of such Borough a Notice signed by him, specifying for which of the said Objections to such Estimate he complains; and such Appeal shall be heard and determined, in every Borough in which there shall be a Recorder under this Act, by the Recorder of the Borough at the Sitting of his Court held next after the Expiration of such Twenty Days, and when there shall be no such Recorder it shall be heard and determined by the Assistant Barrister of the County having Jurisdiction to hear and determine Suits by Civil Bill for the District in which the Property estimated shall be situated, at the Sessions held for such District next after the Expiration of such Twenty Days; and such Recorder or Barrister shall have Power to

award to or against the Person appealing such Costs, not exceeding Ten Shillings, as he shall think fit, and to issue a Decree against the Party appealing for any Costs awarded against him, which shall have the Force of a Decree in a Suit by Civil Bill, and, in case he shall award Costs to be paid to him, to make an Order on the Treasurer of such Borough to pay the Sum out of the Borough Rate, which Order the said Treasurer shall obey; and the Determination of such Recorder or Barrister shall be conclusive; provided, however, that no such Recorder or Barrister shall entertain such Appeal without Proof that such Notice as aforesaid was given; and provided also, that he shall not have Power to inquire into any Objection to such Estimate, save the one specified in such Notice; and that if such Appeal shall not be prosecuted effectually by the Person appealing, the Estimate shall be taken to be conclusive, notwithstanding such Notice.

Act not to render Corporate Property liable for Debts not chargeable thereon, nor to authorize the Levy of new Rates for Payment of Debts.

CXXXV. And be it enacted, That nothing in this Act contained shall be construed to render liable to the Payment of any Debt contracted before this Act shall come into operation in any Borough, by any Body Corporate, any Part of the Real or Personal Estate of the said Body Corporate which before this Act shall have so come into operation was not liable thereto either at Law or in Equity, or to authorize the Levy of any Rate within any Part of any Borough for the Purpose of paying any Debt contracted before the passing of this Act, which before the passing of this Act could not lawfully be levied therein towards the Payment of the same.

Accounts of Receipts and Disbursements to be kept, audited, and published.

CXXXVI. And be it enacted, That the Treasurer of every Borough shall, in Books to be kept for that Purpose, enter true Accounts of all Sums of Money by him received and paid on account of the Purposes of this Act, and of the several Matters for which such Sums shall have been paid; and the Books containing such Accounts shall at all reasonable Times be open to the Inspection of the Mayor or any of the Aldermen or Councillors or Commissioners of such Borough; and it shall be lawful for the Mayor, or for any Alderman or Councillor or Commissioner, at all seasonable Times, to make any Copy of or take any Extract from any such Book; and all the Accounts, with all Vouchers and Papers relating thereto, shall, in the Months of *March* and *September* in every Year, be submitted by the Treasurer of the Borough to the Auditors herein-before provided to be elected, and to such Member of the Council or Board of Commissioners as the Mayor or Chairman shall name as a Third Auditor, on the First Day of *March* in every Year, or, in case of extraordinary Vacancy, within Ten Days next after such Vacancy, for the Purpose of being examined and audited from the First Day of *September* in the Year preceding to the First Day of *March*, and from the First Day of *March* to the First Day of *September*, in the Year in which the said Auditors were elected and named; and if the said Accounts shall be found to be correct the Auditors shall sign the same; and after such Accounts shall have been so respectively examined and audited in the Month of *September* in every Year, each Treasurer shall make out in Writing, and shall cause to be printed, a full Abstract of his Accounts for the Year, and a Copy thereof shall be

be open to the Inspection of all the Rate-payers of such Borough, and Copies thereof shall be delivered to all Rate-payers of such Borough applying for the same, on Payment of One Shilling for each Copy.

Councils to transmit yearly Accounts of Income and Expenditure to Lord Lieutenant, and an Abstract thereof to be laid before Parliament, and published.

CXXXVII. And be it enacted, That the Council of every such Borough in which this Act shall be in operation, and the Commissioners or Guardians of the Poor of every Town in which any Commissioners or Guardians of the Poor shall act by virtue of the Provisions herein contained, shall, before the First Day of *February* in each Year, transmit to the Lord Lieutenant a Statement of all Monies received and expended on account of such Corporation or Commissioners or Guardians of the Poor (as the Case may be) under this Act, or in anywise relating to the Borough Fund or Town Fund of such Borough within the Year preceding, which Statement shall be prepared in such Form and Manner as the Lord Lieutenant shall direct, and such Accounts shall refer and be made up to the Audit next before the First of *January* of the Year in which such Account is hereby required to be so transmitted; and an Abstract of such Statements and Accounts, under general Heads, shall be laid before both Houses of Parliament during their Sitting, in the same Year in which they are hereby required to be transmitted as aforesaid; and a Copy thereof shall be deposited with the Town Clerk, or with such Person resident in such Town as such Commissioners or Guardians shall appoint to execute the Duties of Town Clerk therein, and shall be open to the Inspection of all the Inhabitants of such Borough or Town, and Copies thereof shall be delivered to all Inhabitants of such Borough or Town applying for the same, on Payment of One Shilling for each Copy.

Provision for auditing Accounts of the Cork Wide Street Commissioners.

3 G. 4. c. lxxxv.

CXXXVIII. And whereas by an Act passed in the Third Year of His late Majesty King *George* the Fourth, intituled *An Act for amending the several Acts in force for making wide and convenient Streets, Ways, and Passages in the City of* Cork, *and the Suburbs thereof, and for paving, cleansing, lighting, and otherwise improving the said City, and for regulating the Court of Conscience established therein*, it was enacted, that on the Day of the annual Appointment of the Auditors of the Accounts of the Mayor, Sheriffs, and Commonalty of the City of *Cork* in the Court of D'Oyer Hundred of the said City, Auditors should be also then chosen to examine and audit the Accounts to be kept by the said Commissioners and their Successors, and to examine into the Application and Expenditure of the Money to be received by them, and that such Accounts, when audited, together with the Report of the Auditors, should be annually laid before the said Court of D'Oyer Hundred, and a general Abstract of such Accounts should be printed, and should also be published in some One or more Newspaper or Newspapers circulated in the said City; be it therefore enacted, That the Auditors to be appointed by virtue of this Act in the Borough of *Cork* shall have and exercise all such Powers of examining and auditing the Accounts kept by the Commissioners and their Successors appointed or acting under the said Act as, if this Act had not been passed, might be exercised by Auditors chosen as directed by the said recited

recited Act; and such Accounts, when audited, together with the Report of the Auditors, shall annually be laid before the Town Council of the said Borough; and a general Abstract of such Accounts shall be printed, and shall also be published in some One or more Newspapers circulated in the said Borough.

Remedy for Misapplication of Property.

CXXXIX. And whereas many of the said Municipal Corporations in *Ireland* have been and now are seised and possessed of or entitled to divers Lands, Tenements, and Hereditaments, and the same have been granted to them, and ought to be vested in them, for the public Benefit of the said Boroughs respectively; and it is expedient to make further Provision than now by Law exists for preventing or remedying the Waste and Misapplication of such Property, and of all other Property which may hereafter be so granted to or acquired by Municipal Corporations, or any Commissioners or Guardians of the Poor acting under the Provisions of this Act, for Municipal Purposes; be it enacted, That in case of Waste or Misapplication of any such Property, or of any Breach of Trust in respect thereof, or wherever the Direction, Decree, or Order of a Court of Equity shall be deemed necessary for the due Administration and Application of any such Property, it shall be lawful for Her Majesty's Attorney General for *Ireland*, or for any Two or more Burgesses of such Borough, or Persons qualified to vote at any Election of any Commissioners or Guardians acting under this Act in such Borough, to present a Petition to the Court of Chancery, or to the Court of Exchequer in *Ireland*, stating such Complaint, and praying such Relief as the Nature of the Case may require; and it shall be lawful for the Lord Chancellor or the Master of the Rolls for the Time being, and for the Court of Exchequer, and they are hereby required, to hear such Petition in a summary Way, and to direct all such Persons as they shall consider necessary to answer the same, and, if necessary, to issue a Commission for the Examination of Witnesses, and on their Depositions, or upon Affidavits or such other Evidence as shall be produced upon such Hearing, to determine the same, and to give such Relief, and make such Order therein, and with respect to the Costs of such Application, and to enforce the same, by Injunction or otherwise, 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 declared and enacted that an Appeal shall lie from such Order: Provided always, that neither the Petitions, nor any Proceedings upon the same or relative thereto, nor the Copies of any such Petitions or Proceedings, shall be subject or liable to the Payment of any Stamp Duty, Charge for Chancery or other Court Fund, or other public Charge whatever, save only the actual Expence of making a Copy when any Copy shall be required from any of such Courts.

Proceedings not liable to Stamp Duty.

Power of Sale and Leasing restrained.

CXL. And be it enacted, That it shall not be lawful for any Body Corporate of any Borough named in the said Schedule (A.), or any Commissioners or Guardians of the Poor or Body so incorporated

in any Borough named in the said Schedules (B.) and (I.), or either of them respectively, at any Time after the passing of this Act, to sell, mortgage, or alienate the Lands, Tenements, and Hereditaments of the said Body Corporate, or any Part thereof, except in pursuance of some Covenant or Contract or Agreement *bonâ fide* made or entered into on or before the Twentieth Day of *August* in the Year One thousand eight hundred and thirty-six by or on behalf of the Body Corporate of any Borough, or of some Resolution duly entered in the Corporation Books of such Body Corporate on or before the said Twentieth Day of *August*, or to demise or lease, except in pursuance of some Covenant, Contract, or Agreement *bonâ fide* made or entered into on or before the said Twentieth Day of *August* by or on behalf of such Body Corporate, or in pursuance of some Resolution duly entered in the Corporation Books of such Body Corporate on or before the said Twentieth Day of *August* except in the Cases herein-after mentioned, any Lands, Tenements, or Hereditaments of such Body Corporate, or any Part thereof, or to enter into any new Contract or Agreement, except in the Cases herein-after mentioned, for demising or leasing the said Lands, Tenements, and Hereditaments, or any Part thereof, for any Term exceeding Thirty-one Years from the Time when such Lease shall be made, or if made in pursuance of a previous Agreement, then from the Time when such Agreement shall have been entered into; and in every Lease which the said Council, Commissioners, or Guardians are not hereby restrained from making there shall be reserved and made payable, except in the Cases herein-after mentioned, during the whole of the Term thereby granted, such clear yearly Rent as to the Council, Commissioners, or Guardians shall appear reasonable, without taking any Fine for the same: Provided always, that in all Cases in which any Body Corporate shall on the Twentieth Day of *August* in the Year One thousand eight hundred and thirty-six have been bound or engaged by any Covenant or Agreement, express or implied, or have been enjoined by any Deed, Will, or other Document, or have been sanctioned or warranted by ancient Usage, or by Custom or Practice, to make any Renewal of any Lease for Years, or for Life or Lives, or for Years determinable with any Life or Lives, at any fixed or determinate or known or accustomed Period, or after the Lapse of any Number of Years, or on the dropping of any Life or Lives, at a Fine certain, or under any special or specific Terms or Conditions, and also in all Cases in which any Body Corporate shall theretofore have ordinarily made Renewal of any Lease for Years, or for Life or Lives, or for Years determinable with any Life or Lives, at any fixed or determinate or known or accustomed Period, or after the Lapse of any Number of Years, or upon the dropping of any Life or Lives, upon the Payment of an arbitrary Fine, it shall be lawful for the Council, Commissioners, or Guardians of such Borough to renew such Lease for such Term or Number of Years, either absolutely or determinable with any Life or Lives, or for such Life or Lives, and at such Rent, and upon the Payment of such Fine or Premium, either certain or arbitrary, and with or without any Covenant for the future Renewal thereof, as such Body Corporate could or might have done in case this Act had not been passed; provided also, that any such Demise or Lease to be made by the Guardians of the Poor otherwise

Provision in certain Cases of leasing.

wise than in pursuance of such Covenant, Contract, or Agreement as aforesaid, shall be made with the Consent of the Poor Law Commissioners.

Commissioners of Treasury may authorize other Dispositions.

CXLI. And be it enacted, That in every Case in which such Council, Commissioners, or Guardians shall deem it expedient to sell and alienate, or to demise and lease for a longer Term than Thirty-one Years, or upon different Terms and Conditions than those herein-before mentioned, any of the said Lands, Tenements, or Hereditaments, it shall be lawful for such Council, Commissioners, or Guardians to represent the Circumstances of the Case to the Commissioners of Her Majesty's Treasury; and it shall be lawful for such Council, Commissioners, or Guardians, with the Approbation of the said Commissioners or any Three of them, to sell, alienate, and demise any of the Lands, Tenements, and Hereditaments of the said Body Corporate, in such Manner and on such Terms and Conditions as shall have been approved by the said Commissioners: Provided always, that Notice of the Intention of the Council, Commissioners, or Guardians to make such Application as aforesaid shall be fixed on the outer Door of the Town Hall, or in some public or conspicuous Place within the Borough, One Calendar Month at least before such Application; and a Copy of the Memorial intended to be sent to the said Commissioners shall be kept in the Town Clerk's Office during such Calendar Month, and shall be freely open to the Inspection of every Burgess, or Person entitled to vote at the Election of such Commissioners, or Rate-payer of the Borough, at all reasonable Hours during the same.

Leases of certain Buildings, and of Ground for building on, or for making Gardens, &c. may be made for Seventy-five Years.

CXLII. Provided nevertheless, and be it enacted, That in any of the Instances herein-after mentioned it shall be lawful for the Council, Commissioners, or Guardians from Time to Time to demise and lease, or to enter into any Contract or Agreement for demising and leasing, either at a reserved Rent or Fine, or both, as the Council, Commissioners, or Guardians shall think fit, any of the said Lands, Tenements, or Hereditaments to any Person, Body Politic, Corporate, or Collegiate, for any Term not exceeding Seventy-five Years from the Time of making such Lease or Agreement, (that is to say,) of Tenements, or Hereditaments the greater Part of the yearly Value of which shall at the Time of making the Lease or Agreement consist of any Building or Buildings, or of Land or Ground proper for the Erection of any Houses or other Buildings thereupon, with or without Gardens, Yards, Curtilages, or other Appurtenances to be used therewith; and where the Lessee or intended Lessee shall covenant or agree to erect a Building or Buildings thereon of greater yearly Value than such Land or Ground, or Land or Ground proper for Gardens, Yards, Curtilages, or other Appurtenances to be used with any other House or other Building erected or to be erected on any Ground belonging either to such Body Corporate or to any other Proprietor, or proper for any other Purpose calculated to afford Convenience or Accommodation to the Occupiers of any such House or Building: Provided always, that such Demise, Lease, Contract, or Agreement shall, if made or entered into by the Guardians of the Poor, be so made or entered into with the Consent of the Poor Law Commissioners.

CXLIII. And

Purchases, Sales, and Demises of Corporate Property since said 20th August may be called in question by the Council;

CXLIII. And be it enacted, That it shall be lawful for the Council, or any Commissioners or Guardians of the Poor, first to be elected or to act in any Borough under the Provisions of this Act, to call in question all Purchases, Sales, Leases, and Demises not made in pursuance of some such *bonâ fide* Covenant, Contract, Agreement, or Resolution made and entered into as aforesaid before the said Twentieth Day of *August*, and all Contracts for the Purchase, Sale, Lease, or Demise of any Lands, Tenements, and Hereditaments, and all Divisions and Appropriations of the Monies, Goods, and valuable Securities, or any Part of the Real or Personal Estate, of which, on or before the said Twentieth Day of *August*, the Body Corporate of which they are the Council, Commissioners, or Guardians, whether in their own Right, or as Trustees for charitable or other Purposes, was seised or possessed, which shall have been made or contracted between the said Twentieth Day of *August* and the Day of the Declaration of their Election; and for that Purpose, if it shall appear to the said Council, Commissioners, or Guardians that there is Ground for believing that any such Purchase, Sale, Lease, or Demise, or such Contract, or such Division or Appropriation of the Premises, was collusively made for no Consideration, or for an inadequate Consideration, it shall be lawful for the Council, Commissioners, or Guardians of such Borough, at any Time within Twelve Calendar Months next after such First Election or acting under this Act in such Borough, upon Notice of their Intention being first given in the *Dublin Gazette*, and also affixed on the outer Door of the Town Hall, or in some public Place within the Borough, to cause the Value of the Lands, Tenements, Hereditaments, and Premises in question to be inquired of and found by a Jury of Twelve indifferent Men of the County in which, or adjoining to which, in the Case of all Counties of Cities and Towns Corporate, such Lands, Tenements, Hereditaments, or Premises do lie: Provided always, that any such Proceedings, if taken by the Guardians, shall be so taken with the Consent of the Poor Law Commissioners.

and if appearing to have been collusively made, to be submitted to a Jury.

Proceedings before the Jury.

CXLIV. And be it enacted, That the Council, Commissioners, or Guardians shall be empowered to summon and call before such Jury all Persons having the Custody and Possession of any Deed or Agreement concerning the said Lands, Tenements, Hereditaments, and Premises made or entered into since the said Twentieth Day of *August*, and to cause all such Deeds and Agreements to be produced before the said Jury, and examined by them, and to examine upon Oath every Person who shall be thought necessary to be examined (which Oath the Mayor is hereby empowered to administer); and the Council, Commissioners, or Guardians shall, by ordering a View or otherwise, use all lawful Means for the Information as well of themselves as of the said Jury in the Premises; and the Jury shall find the Value of the said Lands, Tenements, Hereditaments, and Premises, and the Consideration which shall have been given, and also that which ought of Right to have been given, for the Purchase, Sale, Lease, Demise, or Appropriation thereof, according to the Terms of such Purchase, Sale, Lease, Demise, Contract, or Appropriation, and taking into account all the Circumstances under which the same shall have taken place; and if the Jury by their Oaths shall find that no Consideration, or a

Consideration less than that which they shall have so found to be the Value which ought therefor to have been given, shall have been collusively given or contracted to be given by the Terms of any such Purchase, Sale, Lease, Demise, Contract, or Appropriation, the Party to such Purchase, Sale, Lease, Demise, Contract, or Appropriation shall have his Option either to reconvey and restore the Lands, Tenements, Hereditaments, and Premises in question, and to abandon the Contract to which he shall have been Party, upon Receipt in each Case of the Consideration, if any, which he shall have given for the same, or to give in each Case such additional Consideration, so that the whole Consideration given shall be that which ought of Right to have been given, so found by the Jury as aforesaid; and in every such Case as last aforesaid the additional Consideration given or to be given shall be indorsed on the original Deed or Conveyance, and unless he shall so do within One Calendar Month next after the Finding of the Jury, every such Purchase, Sale, Lease, Demise, Contract, and Conveyance shall be absolutely void and of none Effect as against the said Body Corporate, Commissioners, or Guardians, and their Successors; and in every Case in which any such Contract shall have been abandoned as aforesaid, or in which any such Purchase, Sale, Lease, Demise, Contract, or Conveyance shall become void and of none Effect, under the Provisions of this Act, the Party who would otherwise have had the Benefit of the same shall be remitted to his former Estate, Title, and Interest (if any) in the Premises as if no such Contract, Purchase, Sale, Lease, or Demise had been made or entered into; and for summoning and returning such Juries, and for imposing Fines on the Sheriff, his Deputy, Bailiff, or Agent, and on the Persons summoned and returned on the said Jury, and on any Person required to give Evidence, who shall in this Behalf contravene the Provisions of this Act, the Council, Commissioners, or Guardians of every such Borough shall have all the Powers which the Superior Courts of Record in *Dublin* have; and all the Costs of the said Jury, and of all Witnesses tendered by the said Council, Commissioners, or Guardians to be examined before the said Jury, shall in every Case be borne by the Council, Commissioners, or Guardians, and paid out of the Borough Fund.

Lord Lieutenant may direct special Cases not to be questioned.

CXLV. Provided nevertheless, and be it enacted, That it shall be lawful for the Lord Lieutenant of *Ireland* for the Time being, if he shall think fit, by the Advice of the Privy Council, upon Petition to him or them setting forth the special Circumstances under which any Purchase, Sale, Lease, Demise, Contract, or Appropriation of any of the said Lands, Tenements, Hereditaments, and Premises shall have been made since the said Twentieth Day of *August*, to order that the same shall not be called in question under the Provisions of this Act, and in such Case as last aforesaid the same shall not be called in question or set aside or affected under the Provisions of this Act; and in every Case in which such Petition shall have been presented it shall be lawful for the Lord Lieutenant for the Time being, if he shall think fit, to enlarge the Time within which (in case he shall not think fit to make such Order as aforesaid) the Council, Commissioners, or Guardians may have Power as aforesaid to call in question any Purchase, Sale, Lease, Demise, Contract, or Appropriation referred to in such Petition.

CXLVI. And

This Act not to give Validity to any Disposition of Lands.

CXLVI. And be it enacted, That nothing herein contained shall be construed to give or shall give any Effect or Validity to any Sale, Demise, or other Disposition of or any Agreement relating to any Lands, Tenements, Hereditaments, or other Property which at any Time belonged to any Corporate Body, but that the Validity of such Agreement, Sale, Demise, or other Disposition shall be liable to be questioned in any Court of Law or Equity by the Council, Commissioners, or Guardians of the Borough, or any Burgess, Voter, Rate-payer, or Freeman or other Person, as fully as if this Act had not been passed.

Sale of Advowsons, &c.

CXLVII. And be it enacted, That in every Case in which a Body Corporate, or any particular Class, Number, or Description of Members, or the governing Body of any Body Corporate, now is or are, in their Corporate Capacity, and not as charitable Trustees, according to the Meaning and Provisions of this Act, seised or possessed of any Manors, Lands, Tenements, or Hereditaments whereunto any Advowson or Right of Nomination or Presentation to any Benefice or Ecclesiastical Preferment is appendant or appurtenant, or of any Advowson in gross, or hath or have any Right or Title to nominate or present to any Benefice or Ecclesiastical Preferment, every such Advowson, and every such Right of Nomination and Presentation, shall be sold at such Time and in such Manner as the Ecclesiastical Commissioners for *Ireland* may direct, so that the best Price may be obtained for the same; and it shall be lawful for the Council, Commissioners, or Guardians of such Body Corporate, and they are hereby authorized and required, with the Consent of the said Commissioners, or any Three or more of them, in Writing under their Hands, to convey and assure, under the Common Seal of such Body Corporate, Commissioners, or Guardians, such Advowson, or such Right of Nomination or Presentation as aforesaid, to the Purchaser or Purchasers thereof respectively, his or their Heirs, Executors, Administrators, and Assigns, or to such Uses as he or they shall direct; and the Proceeds of every such Sale shall be paid to the Treasurer of the Borough, or of the Guardians respectively, whose Receipt shall be a sufficient and effectual Discharge to the Purchaser or Purchasers to whom the same shall be given for the Amount of his or their Purchase Money; and it shall be lawful for the Council, Commissioners, or Guardians of such Borough to direct that such Purchase Money, or any Part thereof, shall be applied towards the Liquidation of any Debt contracted before the passing of this Act by the Body Corporate now seised of or entitled to the Property so sold, and if it shall not be so applied it shall be invested in Government Securities for the Use of the Body Corporate, Commissioners, or Guardians, as in case of other Property under this Act, and the annual Interest payable thereon shall be carried to the Account of the Borough Fund: Provided always, that in case of any Vacancy arising before any such Sale shall have taken place and been completed, such Vacancy shall be supplied by the Presentation or Nomination of the Bishop or Ordinary of the Diocese in which such Benefice or Ecclesiastical Preferment is situated.

CXLVIII. And

Certain Provisions of 1 & 2 Vict. c. 31. extended to Ireland.

CXLVIII. And be it enacted, That the several Provisions contained in an Act passed in the last Session of Parliament, intituled *An Act for facilitating the Sale of Church Patronage belonging to Municipal Corporations in certain Cases*, shall, so far as the same are applicable, be extended to every Right of Nomination similarly circumstanced which shall at the Time of passing this Act be vested in any Municipal Corporation in *Ireland*, or in any Member of such Corporation in virtue of his Office as such; and every such Right of Nomination shall become a Benefice Presentative, and the Curate or Minister presented thereto shall be a Body Politic and Corporate.

Provision respecting the Warden and Vicars Choral of Galway.

CXLIX. Provided always, and be it enacted, That the Body Corporate called "The Warden and Vicars Choral of the Royal College or Collegiate Church of *Galway*" shall continue in force unless and until the same shall be dissolved by the said Ecclesiastical Commissioners in manner herein-after mentioned; and the Vicars Choral of the said College or Collegiate Church shall respectively continue to be such Vicars Choral during their respective Lives, or until they respectively shall resign or be removed from such Benefices respectively, or the said College shall be dissolved in manner herein-after mentioned; and that any Resignation made by the said present Warden and Vicars Choral, or any of them, of their respective Benefices, to the Bishop of *Tuam* for the Time being, shall be valid and effectual; and the said Ecclesiastical Commissioners shall and they are hereby authorized and empowered, if they shall think proper, by any Instrument in Writing under their Corporate Seal, with the Consent of the Lord Lieutenant and of Her Majesty's Privy Council in *Ireland* in Council assembled (Six at least consenting), and with the Consent of the Bishop of *Tuam*, to declare that the said College and Collegiate Church of *Galway* shall be dissolved upon the Death, Resignation, or Removal of the said present Warden; and that the Rectories and Vicarages which now belong to the said College or Collegiate Church of *Galway* shall thereupon be divided into such separate and distinct Benefices or Parishes as they shall think proper; and that all Rent-charges in lieu of Tithes, or Portions or Parcels of such Rent-charges, Churches, Churchyards, and Burial Places, and other the Revenues, Profits, and Emoluments now belonging to the said College or Collegiate Church of *Galway*, shall be divided among and united to the said distinct Parishes or Benefices respectively as they shall direct; and that such Persons as shall be Vicars Choral of the said College or Collegiate Church at the Time of such Dissolution shall become the Incumbents of such of the said distinct Parishes and Benefices respectively as the said Ecclesiastical Commissioners shall thereby direct; and if such Dissolution shall be made as aforesaid the said College or Collegiate Church shall be dissolved upon the Death, Resignation, or Removal of the said present Warden, and the said Vicarages and Rectories shall thereupon become distinct Benefices and Parishes accordingly, and each of the Persons who at the Time of such Dissolution shall be a Vicar Choral of the said College or Collegiate Church shall thereupon by virtue of this Act, and without any Presentation, Induction, Institution, or other Ceremony, become Rector or Vicar of the distinct Benefice or Parish of which such Vicar Choral shall be directed as aforesaid to become the Rector or Vicar; and

and the Advowson, Right of Presentation, and Nomination to the said Offices of Warden and Vicars Choral of the said College or Collegiate Church of *Galway*, or in case the same shall be dissolved as aforesaid the Advowson or Right of Nomination or Presentation to each of the distinct Benefices or Parishes into which the Rectories and Vicarages aforesaid shall be divided shall be sold by the said Ecclesiastical Commissioners, and the Purchase Money shall be applied in like Manner as in the Case of any other Advowson is hereby directed to be sold, and they are hereby empowered to make a valid Grant and Conveyance thereof to any Purchaser or Purchasers accordingly; and the Purchase Money shall be paid to the Commissioners for the Time being acting under the Act of Parliament made and passed in the Sixth and Seventh Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for regulating and improving the Town of* Galway *in the County of the same Town*, to be by them applied in the first place in or towards the Payment of the Compensations, Pensions, Stipends, and Allowances to become payable to Officers of or other Persons connected with the Borough of *Galway* in the Cases hereinafter provided for; and in the next place in or towards the Payment of Debts due from the Body Corporate of that Borough; and if any Residue shall then remain of such Purchase Money it shall be applied by the said Commissioners in aid of the Funds or Rates vested in or which shall or may become payable to the said last-mentioned Commissioners; and in case of the Dissolution of the said College or Collegiate Church all the Ecclesiastical Jurisdiction and Powers belonging thereto, or to the Warden thereof, shall be and are hereby vested in the Bishop of *Tuam* for the Time being.

6 & 7 W. 4. c. cxvii.

In the Cities herein mentioned Sheriffs to be appointed by the Lord Lieutenant.

CL. And be it enacted, That in each of the Counties of the Cities of *Cork*, *Dublin*, *Kilkenny*, *Limerick*, and *Waterford*, and in the Counties of the Towns of *Carrickfergus*, *Drogheda*, and *Galway*, before the Twenty-ninth Day of *September*, in the Year following the Year in which this Act shall come into operation in each of the said Cities and Towns respectively, and in every succeeding Year, a Sheriff shall be appointed by the Lord Lieutenant in the same Manner to all Intents and Purposes as the Sheriff of any County at large in *Ireland* is now by Law nominated and appointed.

Continuance in Office of existing Sheriffs.

Sheriffs elect.

CLI. And be it enacted, That every Person who at the Time when this Act shall come into operation in any of the said Cities or Towns shall hold the Office or execute the Duties of Sheriff in the said Counties of Cities and Towns respectively, shall hold and execute the same until the first Appointment of a Sheriff therein under the Provisions of this Act, and no longer: Provided always, that if when this Act shall come into operation in any of the said Counties of Cities or Towns there shall be a Sheriff or Sheriffs elect, he or they shall come into Office at the same Period as if this Act had not been passed, and shall hold his or their Office until the Appointment of a Sheriff in that City or Town under this Act.

Sheriffs of the City and County of

CLII. And be it enacted, That after the passing of this Act a Sheriff of the County named the City and County of *Londonderry*

shall be nominated and appointed by the Lord Lieutenant of *Ireland*, in the same Manner to all Intents and Purposes as the Sheriff of any other County at large in *Ireland* is now nominated and appointed; and until the Sheriff first to be nominated and appointed for the said City and County of *Londonderry*, under the Provisions of this Act, shall enter upon his Office, the Persons who at present fill the Office of Sheriffs of the said City and County of *Londonderry*, or the Survivor of them, shall be and remain the Sheriffs or Sheriff of the City and County of *Londonderry*, and shall fulfil and execute the Duties of the said Office.

Londonderry to be nominated by the Lord Lieutenant.

CLIII. And be it enacted, That the Council of every Borough in which a separate Court of Quarter Sessions of the Peace shall be holden, as is herein-after provided, shall, within Ten Days next after the Grant of the said Court shall have been signified to the Council of such Borough, appoint a fit Person, not being an Alderman or Councillor, to be Coroner of such Borough so long as he shall well behave himself in his Office of Coroner, and shall fill up every Vacancy in the Office of Coroner of the Borough occurring by Death, Resignation, or Removal, within Ten Days next after such Vacancy, and none thereafter shall take any Inquisition which belongs to the Office of Coroner within such Borough, save only the Coroner so from Time to Time to be appointed; and in such of the said Boroughs as are not Counties of Cities or Counties of Towns, every such Coroner, for every Inquisition which he shall duly take within such Borough, shall be entitled to have the Sum of Twenty Shillings, to be paid by the Treasurer out of the Borough Fund of such Borough, by Order of the Court of Quarter Sessions for such Borough: Provided always, that no Person shall be elected as Coroner as aforesaid who shall not be seised or possessed of such an Estate in some Part of *Ireland* as would qualify him to serve as a Coroner for a County according to the Acts now in force in *Ireland* in relation to the Office of Coroner; and every such Person shall, before he acts as such Coroner, take and subscribe all Oaths now required to be taken by a Coroner in *Ireland*, and shall be liable to be removed by the Court of Chancery in *Ireland* in the same Manner as any Coroner in *Ireland* may now be removed by that Court: Provided always, that in every such Borough as is a County of a City or County of a Town every Coroner now authorized to act therein shall be reappointed by the Council without regard to the Estate of which he may be seised or possessed: Provided also, that every Coroner of every such Borough as is a County of a City or County of a Town shall be paid and remunerated in such Manner and out of such Funds as the Coroner or Coroners of each such County of a City or County of a Town is or are now paid or remunerated respectively, and not otherwise.

In certain Boroughs Council to appoint a Coroner.

CLIV. And be it enacted, That on or before the Tenth Day of *January* in every Year after the passing of this Act every Coroner appointed in any Borough shall make and transmit to the Lord Lieutenant of *Ireland* a Return in Writing, according to such Form as the said Lord Lieutenant from Time to Time shall direct, of all the Cases in which he may have been called upon to hold an Inquest touching

Coroners to make Returns to Lord Lieutenant.

touching the Cause of Death of any Person during the Year ending on the Thirty-first Day of *December* immediately preceding, and a Copy of the Finding of the Jury on every such Inquest.

County Coroners to act in other Boroughs.

CLV. And be it enacted, That in every Borough in and for which no separate Court of Sessions of the Peace shall be holden no Person, after the First Day of *December* next after the First Election of Councillors under this Act in that Borough, shall take any Inquisition which belongs to the Office of Coroner within such Borough, save only the Coroner for the County at large in which such Borough is situated; and in every Borough in which a Coroner shall not be elected and acting under this Act the Coroner for the County in which such Borough is situated, and in case of a County of a City or Town the Coroner of the adjoining County, or any of them, shall take any Inquisition which could be taken by a Coroner elected under this Act, and have all the Powers and Authorities of such Coroner; and such Coroners of Counties at large, and the Coroners of each County of a City and County of a Town, shall be entitled to be paid for the Inquisitions which they shall duly take as aforesaid in manner now provided for by Law, and not otherwise.

Coroners of Boroughs in certain Cases may appoint Deputies.

CLVI. And be it enacted, That in case of Illness or unavoidable Absence the Coroner for the Time being of any Borough, Town, or City in *Ireland* shall be empowered, and he is hereby required, by Writing under his Hand and Seal, to appoint a fit Person, being an Attorney of One of Her Majesty's Courts in *Dublin*, and not being an Alderman or Councillor of such Borough, Town, or City, to act for him as Deputy Coroner during the Illness or unavoidable Absence of such Coroner, but no longer or otherwise: Provided always, that the Mayor or Two Justices of such Borough, Town, or City shall on each Occasion certify under their Hands and Seals the Necessity for the Appointment of such Deputy Coroner, and such Certificate shall state the Cause of Absence of the Coroner, and shall be openly read to every Inquest Jury summoned by such Deputy Coroner, and the Particulars of every Inquest holden before any Deputy Coroner shall be included in the Return to be made by the Coroner to the Lord Lieutenant as herein provided.

Commission of Justices of Peace to be issued for certain Boroughs.

CLVII. And be it enacted, That it shall be lawful for Her Majesty from Time to Time to assign to so many Persons as She shall think proper Her Majesty's Commission to act as Justices of the Peace in and for each Borough named in the said Schedule (A.) to which Her Majesty may be pleased to grant a Commission of the Peace, and also in and for the Towns of *Galway* and *Carrickfergus* respectively: Provided nevertheless, that every Person so to be assigned shall reside within the Borough for which he shall be so assigned, or within Seven Miles of such Borough or of some Part thereof, during such Time as he shall act as a Justice of the Peace in and for such Borough.

Council may make Bye Laws, on which the

CLVIII. And be it enacted, That if the Council of any Borough named in the said Schedule (A.) shall think it requisite that a salaried Police Magistrate or Magistrates be appointed within such

Borough,

Borough, such Council is hereby empowered to make a Bye Law fixing the Amount of the Salary which he or they are to receive in that Behalf; and such Bye Law so made by any Council as aforesaid shall be transmitted to the Lord Lieutenant of *Ireland*, and the Lord Lieutenant thereupon shall be authorized to appoint so many fit Persons as are specified in the said Bye Law (being Barristers at Law of not less than Six Years standing) to be, during Her Majesty's Pleasure, Police Magistrate or Magistrates and a Justice or Justices of the Peace for such Borough, and to direct that such Sum shall be paid quarterly out of the Borough Fund of such Borough as will be sufficient to pay such yearly Salary to each of the Justices so assigned as last aforesaid, not exceeding in the whole the Salary mentioned in the Prayer of such Petition, clear of all Fees or Deductions, as to the Lord Lieutenant shall seem fit; and the Treasurer of such Borough shall thereupon pay to each Justice so assigned as last aforesaid, out of the Borough Fund of such Borough, the Salary so directed to be paid, by Four equal quarterly Payments, and in the same Proportion, up to the Time of the Death of such Justice, or his ceasing to act under such Assignment as aforesaid: Provided that in every Case of Vacancy of the Office of Police Magistrate in any Borough aforesaid no new Appointment of Police Magistrate in such Borough shall be made until the Council shall again make Application to the Lord Lieutenant in that Behalf, as in the Case of the first Appointment of a Police Magistrate in such Borough.

Crown may appoint salaried Justices.

CLIX. And be it enacted, That the Council of every Borough to which a separate Commission of the Peace shall be granted under the Provisions of this Act shall be authorized and required to provide and furnish One or more fit and suitable Office or Offices, to be called "The Police Office" or Offices of the Borough, for the Purpose of transacting the Business of the Justices of the Borough, and to pay from Time to Time, out of the Borough Fund, such Sums as may be necessary for providing, upholding, and furnishing, and for the necessary Expences of such Police Office or Offices; and the Council of every such Borough shall, in case the Borough Fund shall not be sufficient, or in case there shall be no Borough Fund, have the Power of including in and paying out of the Borough Rate of such Borough such Sum as shall be required for providing, upholding, and furnishing, and for the necessary Expences of such Police Office or Offices; and no Room in any House licensed as a Victualling House or Alehouse shall be used for the Purpose of any such Police Office.

Council to provide a Police Office.

CLX. And be it enacted, That every Person assigned to keep the Peace within any Borough under the Provisions of this Act, or any of them, shall, during the Continuance of such Assignment, execute the Duties of a Justice of the Peace in and for the Borough for which he shall have been so assigned, although such Person may not be a Burgess of the Borough in and for which he shall have been assigned to act as a Justice of the Peace, and although he may not have such Qualification by Estate as is required by Law in the Case of other Persons being Justices of the Peace for a County, so nevertheless that such Person be not disqualified by Law to act as a Justice

Justices assigned to Boroughs need not to be qualified by Estate.

Justice of the Peace for any other Cause or upon any other Account than in respect of Estate.

How far Summonses and Warrants may be enforced.

CLXI. And be it enacted, That every Summons for the Appearance of any Person, or Warrant to compel such Appearance, or Warrant for the Apprehension of any Person charged with any Offence, or Search Warrant, issued by any Justice of the Peace acting in and for any Borough in any Matter within his Jurisdiction, may be respectively served and executed within any County in which the said Borough shall be situated, or within any Distance not exceeding Seven Miles from such Borough, and within such Limits as aforesaid, shall have the same Force and Effect as if the same had been originally issued or subsequently indorsed by a Justice of the Peace having Jurisdiction in the Place where the same shall be served or executed, any Law, Statute, Charter, or Usage to the contrary notwithstanding; and every such Summons and Warrant shall and may be lawfully served or executed within such Limits as aforesaid by the Constable to whom the same shall be directed, or by any Constable or other Peace Officer of the County, Borough, Parish, or Place in which the Person named in such Summons or Warrant may be.

Justices to appoint a Clerk, who shall not be the Town Clerk or of the Council, nor be concerned in the Prosecution of Offenders committed by the Borough Justices.

CLXII. And be it enacted, That it shall be lawful for the Justices of every Borough in which a separate Commission of the Peace is continued or shall be granted under this Act, at their first or any other Meeting, and they are hereby respectively required, to appoint a fit Person to be the Clerk to the Justices of such Borough, to be removable at their Pleasure, and so as often as there shall be a Vacancy in the said Office of Clerk to the Justices by Death, Resignation, Removal, or otherwise: Provided that it shall not be lawful for the said Justices to appoint or continue as such Clerk to the Justices any Alderman or Councillor of such Borough, or Clerk of the Peace of such Borough, or the Partner of such Clerk of the Peace, or any Clerk or Person in the Employ of such Clerk of the Peace: Provided also, that it shall not be lawful for the said Clerk to the Justices, by himself or his Partner, to be directly or indirectly interested or employed in the Prosecution of any Offender committed for Trial by the Justices of whom he shall be such Clerk as aforesaid, or any of them, at any Court of Gaol Delivery or General or Quarter Sessions; and any Person being an Alderman or Councillor, or Clerk of the Peace of any Borough, or the Partner or Clerk or in the Employ of such Clerk of the Peace, who shall act as Clerk to the Justices of such Borough, or shall otherwise offend in the Premises, shall for every such Offence forfeit and pay the Sum of One hundred Pounds, one Moiety thereof to the Treasurer of such Borough, to be paid over to the Credit and Account of the Borough Fund of such Borough, and the other Moiety thereof, with full Costs of Suit, to any Person who will sue for the same in any of Her Majesty's Courts of Record in *Dublin*.

Recorder to be appointed by Her Majesty in cer-

CLXIII. And be it enacted, That the Council of every Borough, except the City of *Dublin*, which shall be desirous that a separate Court of Quarter Sessions of the Peace, or a Court of Record for the Trial

Trial of Civil Actions, shall be or continue to be holden in and for such Borough, shall signify the same by Petition to the Lord Lieutenant and Privy Council in *Ireland*, setting forth the Grounds of the Application, and the Salary which they are willing to pay to the Recorder in that Behalf; and it shall be lawful for Her Majesty, if She shall be pleased, thereupon to grant that a separate Court of Quarter Sessions of the Peace, or a Court of Record for the Trial of Civil Actions, shall thenceforward be holden in and for such Borough; and the Lord Lieutenant may appoint for such Borough, or for any Two or more of such Boroughs conjointly, a fit Person, being a practising Barrister at Law of not less than Six Years standing, who shall be and be called the Recorder of such Borough or Boroughs, and shall hold such Office during his good Behaviour; and the Lord Lieutenant, upon any Vacancy in any such Office, may appoint another fit Person, being a practising Barrister at Law of not less than Six Years standing, to be the Recorder in the Place of the Person so making such Vacancy; and it shall be lawful for the said Lord Lieutenant to direct that an annual Salary, not exceeding the Sum stated in the Petition of the Council, shall be paid to such Recorder by the Treasurer of such Borough out of the Borough Fund, except that no Salary or Emolument (other than Fees) shall be paid to the Recorder of the said Town of *Carrickfergus*, and that Her Majesty may grant that a Court of Quarter Sessions of the Peace, and a Court of Record for the Trial of Civil Actions, or either of them, shall be or continue to be holden in and for that Town, and also in and for the said Town of *Galway*, without any Petition for that Purpose having been made to the Lord Lieutenant and Privy Council in *Ireland*: Provided always, that in every such Borough in and for which a separate Court of Sessions of the Peace, or a Court of Record for the Trial of Civil Actions, is now holden, and of which the present Recorder or Deputy Recorder is a Barrister of Six Years standing, such Recorder or Deputy Recorder, being qualified as aforesaid, and acting in the Performance of the Duties of the said Office, shall be continued or appointed a Recorder under the Provisions of this Act, and shall be paid out of the Borough Fund the Salary now payable to the Recorder by the Corporate Body, or such increased Salary as shall have been signified and directed as aforesaid: Provided also, that the Expences of the Prosecution, Maintenance, and Punishment of Offenders committed from the Borough for Trial at the Sessions of the Peace for such Borough shall be defrayed in such Manner as such Expences are now defrayed with respect to Offenders committed for Trial at the Sessions of the Peace now having Jurisdiction within such Borough respectively, and out of such Funds as are now by Law applicable to defray the same.

tain Boroughs.

CLXIV. And be it enacted, That the Recorder of the City of *Dublin*, and his Successors in that Office, shall have all such Powers and Authority as are now vested in the Sessions Court of the City of *Dublin*, or in the Recorder or Lord Mayor of the said City, either solely, or jointly with any other Member or Members of the Corporation of the Lord Mayor, Sheriffs, Commons, and Citizens of the City of *Dublin*; and if the Recorder of *Dublin* for the Time being shall

Recorder of the City of Dublin.

vacate his said Office the Lord Lieutenant shall appoint a fit Person, being a practising Barrister at Law of not less than Six Years standing, to be Recorder in lieu of the Recorder so vacating the said Office; and the Recorder so from Time to Time appointed shall have the like Powers and Authorities as are hereby given or continued to the said Recorder of *Dublin*; and the Recorder of *Dublin* for the Time being shall be entitled to such Salary as any Recorder of *Dublin* would be entitled to if this Act had not been passed, and out of the same Funds, subject however to the Powers and Provisions of any Act or Acts now in force in relation to the Salary or Emoluments of such Recorder, and shall hold Office during good Behaviour; and every such Recorder shall hold a Court of Sessions of the Peace in and for the City of *Dublin* as herein-before, and in Schedule (C.) to this Act annexed, defined, at such Times and within such Intervals as the Court of Sessions of the Peace is or ought to be holden in the said City, or at such other and more frequent Times as the said Recorder in his Discretion may think fit, and shall sit as sole Judge in such Court.

Existing Courts of Record in Boroughs in Schedule (B.) to be continued until determined by the Lord Lieutenant.

CLXV. And whereas in several of the Boroughs named in the said Schedule (B.) there are Courts of Record for the Trial of Civil Actions, and such Courts, when well regulated, have been found useful to the Inhabitants of the said Towns; be it enacted, That from and after the passing of this Act all the Powers, Authorities, Usages, and Jurisdiction of any existing Court of Record in every Town named in the said Schedule (B.) to this Act annexed, in which the Body Corporate named in conjunction with the said Borough in the said Schedule shall be dissolved by virtue of this Act, whether the same shall have been established by Usage, Statute, or otherwise, shall continue in the same Manner as if this Act had not been passed, until the Lord Lieutenant shall think proper to determine the same; and at any Time it shall be lawful for the Lord Lieutenant, by an Order under his Hand, to declare that any such Court shall be discontinued at a Time to be mentioned in such Order, and to be not less than Two Calendar Months after the Date of such Order; and every such Order shall be advertised in the *Dublin Gazette*; and at the Time appointed for that Purpose in such Order such Court of Record, and all Powers, Authorities, and Jurisdictions thereof, shall wholly cease and determine, save only as to the Execution of any Decrees or Orders of the said Court theretofore lawfully made; and the present Judge and other Officers of the said Court shall, during the Continuance thereof, remain in their respective Offices, notwithstanding he, they, or any of them may have ceased to hold any Office by virtue of which he or they shall be such Judge or Officer or Officers; and upon any future Vacancy in the Office of Judge of any such Court the Lord Lieutenant shall appoint a fit Person, being a Barrister of not less than Six Years standing, to be Judge of such Court during the Continuance thereof and his good Behaviour; and upon any Vacancy in any other Office belonging to such Court the Judge of the Court shall appoint a fit Person to supply such Vacancy.

Recorder to be a Justice

CLXVI. And be it enacted, That the Recorder for the Time being of any Borough, as well of *Dublin* as of any other Borough,

shall

shall be a Justice of the Peace of and for such Borough, although he may not have such Qualification by Estate as is required by Law in the Case of any other Person being a Justice of the Peace for a County; and such Recorder shall have Precedence in all Places within the Borough of which he may be the Recorder next after the Mayor thereof: Provided always, that no Person being such Recorder as aforesaid shall be eligible to serve in Parliament for such Borough, nor shall he be an Alderman, Councillor, or Police Magistrate of such Borough; but nothing in this Act contained shall be construed to disqualify any such Recorder from being eligible to sit in Parliament otherwise than is herein provided: Provided also, that in case of Sickness or unavoidable Absence the Recorder of any Borough shall be empowered, under his Hand and Seal, with the Consent of the Lord Chancellor, Keeper or Commissioners of the Great Seal in *Ireland*, for the Time being, to appoint a Deputy Recorder, being a practising Barrister of Six Years standing, to act for him at the Sessions of the Peace then next ensuing, and in such Court of Record, for any Time not exceeding Three Calendar Months, and no longer or otherwise.

of the Peace for the Borough.

CLXVII. Provided nevertheless, and be it enacted, That no Recorder or Person assigned as aforesaid to keep the Peace within any such Borough shall be capable of acting as Recorder or Justice of the Peace within such Borough until he shall have taken the Oaths provided to be taken by Justices of the Peace, except any Oath as to Qualification by Estate, and until he shall have made, before the Mayor or before any Two or more of the Aldermen or Councillors of such Borough, or if there shall not be any Mayor, Alderman, or Councillor, before any Justice of the Peace for the County in which such Borough shall be situate, or any adjoining County, (who is and are hereby authorized and required to administer the same,) a Declaration in the following Form; (that is to say,)

Justices to make Declaration before acting.

'I *A.B.* do hereby declare, That I will faithfully and impartially execute the Office of Recorder [*or* Justice of the Peace] for the Borough of , according to the best of my Judgment and Ability.'

CLXVIII. And be it enacted, That the Recorder of every Borough continued or appointed under this Act shall hold, once in every Quarter of a Year, or by Adjournment or otherwise, at such other and more frequent Times as the said Recorder in his Discretion may think fit, or as the Lord Lieutenant shall from Time to Time think fit to direct, a Court of Quarter Sessions of the Peace in and for such Borough, of which Court the Recorder of such Borough shall sit as the sole Judge; and such Court of Quarter Sessions of the Peace shall be a Court of Record, and shall have Cognizance of all Crimes, Offences, and Matters whatsoever cognizable by any Court of Quarter Sessions of the Peace for Counties in *Ireland*; and the said Recorder shall have Power to do all Things necessary for exercising such Jurisdiction, notwithstanding his being such sole Judge, as fully as any such last-mentioned Court: Provided nevertheless, that no Recorder by virtue of his Office shall have Power to exercise any of

Sessions of the Peace to be held for the Borough, of which the Recorder is to be the sole Judge.

of the Powers herein specially vested in the Council of such Borough.

In what Case no Grant to be made of a separate Court of Quarter Sessions in certain Boroughs.

CLXIX. Provided always, and be it enacted, That in every Case in which any Court of Quarter Sessions of the Peace for a County shall be holden in any Borough named in either of the said Schedules (B.) and (I.), or within Seven Miles thereof, at the Time of the Incorporation of such Borough, in pursuance of such Petition as aforesaid, no Grant of a separate Court of Quarter Sessions for such Borough shall be made, notwithstanding any Petition for such Grant, so long as such Court of Quarter Sessions for the County shall continue to be so holden as aforesaid.

Mayor, in the Absence of the Recorder and Deputy Recorder, may open and adjourn the Court.

CLXX. And be it enacted, That, in the Absence of the Recorder and Deputy Recorder, the Mayor shall be authorized and required, at the proper Times appointed for the holding of such Court of Sessions of the Peace in and for such Borough, to open the said Court, and to adjourn over the holding of the same, and to respite all Recognizances conditioned for appearing at the same, until such further Day as such Mayor then and there, and so from Time to Time, shall cause to be proclaimed: Provided nevertheless, that nothing in this Act contained shall authorize or require any such Mayor to sit as a Judge of the said Court for the Trial of Offenders, or to do any other Act in the Character of a Judge of such Court, save only in opening and adjourning the said Court, and respiting the said Recognizances in manner aforesaid: Provided also, that in the Town of *Carrickfergus*, until the Grant of a Charter of Incorporation, and the Election of a Council under the Provisions of this Act, and that in the Absence of the Recorder and Deputy Recorder, the Clerk of the Peace, or other Person discharging the Duties of that Office, and the Registrar of the Court of Record, instead of the Mayor, shall and they are hereby respectively authorized to open and adjourn over the said respective Courts, and to respite Recognizances conditioned for appearing at the same.

Capital Jurisdictions, and all other Criminal Jurisdictions in Boroughs, other than are specified in this Act, abolished.

CLXXI. And be it enacted, That after the First Day of *January* in the Year following that in which this Act shall come into operation in any Borough, all Powers and Jurisdictions to try Treasons, Capital Felonies, and all other Criminal Jurisdictions whatsoever, granted or confirmed by any Law, Statute, Letters Patent, Grant, or Charter whatsoever to any Mayor, Bailiff, Alderman, Recorder, or other Corporate or Chartered Officer, or Corporate or Chartered Justice of the Peace whomsoever, in that Borough, except the Recorder of *Dublin*, and all Right of any Body Corporate in that Borough, or any of the Members thereof, by virtue of any Law, Statute, Letters Patent, Grant, or Charter whatsoever, to elect or nominate any Justices to keep the Peace in or for any Borough, or by any Members of any such Corporate Body to act as such Justices of the Peace in or for any Borough, other than is herein declared, shall cease: Provided nevertheless, that nothing in this Act contained shall be construed to restrain or prevent the holding of any Court of Gaol Delivery or General or Quarter Sessions of the Peace in and for any Borough for which such Court may now be holden, until the said First Day of *January*,

Proviso.

January, but every such Court may be holden in like Manner and with the same Powers until the said First Day of *January* as if this Act had not been passed.

Offenders committed to Borough Sessions whose Jurisdiction is taken away, to be tried in the adjoining County.

CLXXII. And be it enacted, That after the last-named First Day of *January* every Person who shall then stand committed to take his Trial at any Court of Gaol Delivery, General or Quarter Sessions of the Peace for any Borough, charged with any Offence which the Recorder of such Borough after the said First Day of *January* will not have the Jurisdiction to try, may be lawfully removed and committed to the Gaol or House of Correction of the County in which or adjoining to which such Borough is situated, there to remain and take his Trial at the next Court of Quarter Sessions for such County, if the Offence is cognizable by a Court of Quarter Sessions, and if not, then before the Judges of Oyer and Terminer and Gaol Delivery at their next Circuit; and all Persons bound by Recognizance to prosecute and give Evidence against such Offenders shall be bound to appear to prosecute and give their Evidence at the Court at which such Offenders shall be tried as aforesaid; and all such Recognizances, and all Depositions relating to such Charges, shall be transmitted to the proper Officer of the Court where such Offenders shall be tried; and the Sheriff, Under Sheriff, Gaolers, and other Officers of the County in which such Offenders shall be so tried are hereby authorized and required in every such Case to receive every Prisoner so committed to their Custody, and him safely to keep until delivered by due Course of Law; and the Judges of Assize and others named in Her Majesty's Commissions of Oyer and Terminer and Gaol Delivery, or the Justices for the County, as the Case may be, in which such Offenders shall be tried, are hereby authorized and required to hear and determine all such Cases, and to order the Payment of the usual and fit Expences of the Prosecutors and Witnesses, and all other Costs and Expences which in like Case may be directed to be paid by Order of the Court.

County Justices to have Jurisdiction in all Boroughs which have not a separate Court of Sessions of the Peace.

CLXXIII. And be it enacted, That after the last-named First Day of *January* the Justices assigned or hereafter to be assigned to keep the Peace in and for the County in which any Borough is situated, to which Her Majesty shall not have granted that a separate Court of Sessions of the Peace shall be holden in and for the same, shall exercise the Jurisdiction of Justices of the Peace in and for such Borough as fully as by Law they and each of them can or ought to do in and for the said County; and no Part of any Borough in and for which a separate Court of Quarter Sessions of the Peace shall be holden shall be within the Jurisdiction of the Justices of any County from which such Borough before the passing of this Act was exempt, any Law, Statute, Letters Patent, Charter, Grant, or Custom to the contrary notwithstanding: Provided also, that it shall be lawful for every Justice of the Peace of any such Borough as last aforesaid (not being a Stipendiary or Police Magistrate) to attend from Time to Time with the Justices of the Peace in and for any such County as last aforesaid, and, with the Cess-payers associated with them, to hold Special or Presentment Sessions for the Purposes, in the Places, and at the Times appointed, according to the Provisions of the Act

passed in the Session of Parliament held in the Sixth and Seventh Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to consolidate and amend the Laws relating to the Presentment of Public Money by Grand Juries in* Ireland, or any Act for the Amendment thereof, and to do all Acts in respect of such Special or Presentment Sessions as fully as any Justices of the Peace in and for the said County by Law can or ought to do, so as that such Special or Presentment Sessions are held within such Borough, or within Seven Miles of such Borough, or some Part thereof.

6 & 7 W. 4. c. 116.

Chartered Admiralty Jurisdictions abolished.

CLXXIV. And be it enacted, That from and after the passing of this Act so much of all Laws, Statutes, and Usages, and so much of all Royal and other Charters, Grants, and Letters Patent heretofore granted to any Borough, or any Body Corporate in any Borough, whereby such Borough, or any Place within the Precincts or Liberties of the same, or such Body Corporate, or the Freemen or Inhabitants of the same, claims or claim to be exempted and released from the Jurisdiction and Office of the Lord High Admiral of *England*, or of the High Court of the Admiralty of *England* or *Ireland*, or whereby any such Body Corporate, or any Mayor, Bailiff, Recorder, Steward, or other Chartered or Corporate Officer of any Borough, has or claims any thing belonging to the Office of Admiral, whether or not to be exercised by virtue of any Commission to them or any of them to be directed, shall be and the same is hereby repealed.

Jurisdiction of Court of Record.

CLXXV. And be it enacted, That in every Borough to which Her Majesty shall have granted, or in which there shall continue to be, a separate Court of Sessions of the Peace, or a Court of Record for the Trial of Civil Actions as aforesaid, there shall be holden or continue to be holden a Court of Record for the Trial of Civil Actions; and the Recorder of such Borough shall be the sole Judge of such Court, and, in all Cases where by Charter or Custom there is or ought to be holden such a Court of Record, shall have Jurisdiction to hold and continue such Court at such Times and Places, and with such Rules and Practice, and with the same Powers and Jurisdiction as belonged to the said Court at the Time of the passing of this Act; and in every Case in which such Court had not, before the passing of this Act, Authority to try, in manner herein-after provided for, such Actions as are herein-after mentioned, such Recorder shall have Authority to try, in a summary Way as herein-after provided, Actions of Assumpsit, Covenant, and Debt, whether the Debt be by Specialty or on Simple Contract, and all Actions of Trespass or Trover for taking Goods and Chattels, provided the Sum or Damages sought to be recovered shall not exceed Twenty Pounds, and either the Cause of Action shall have accrued within such Borough, or the Defendant or One of the Defendants shall be resident therein, and also all Actions of Ejectment between Landlord and Tenant wherein the annual Rent of the Premises of which Possession is sought to be recovered shall not exceed Twenty Pounds; and also to try, according to the Course of the Common Law, Actions of Assumpsit, Covenant, and Debt, whether the Debt be by Specialty or on

on Simple Contract, and all Actions of Trespass or Trover for taking Goods and Chattels, provided the Sum or Damages sought to be recovered shall not exceed Fifty Pounds, and the Cause of Action shall have accrued within such Borough; and such Actions shall not be removed or removable to any of Her Majesty's Superior Courts, by Writ of Certiorari or any other Process, save Writ of Error after Judgment, where the Proceeding is according to the Course of the Common Law: Provided also, that every such Judge respectively from Time to Time may make Rules for regulating the Practice and Pleading of such Court over which he presides, but so that no such Rules shall be of Force until they shall have been allowed and confirmed by the Judges of Her Majesty's Court of Queen's Bench in *Dublin*, or any Three of them: Provided also, that nothing in this Act shall abridge, alter, or affect the Jurisdiction of any Assistant Barrister, or Chairman, or the Recorder of the City of *Dublin*, in any Proceeding by Civil Bill under any Act or Acts of Parliament now in force in *Ireland*.

Appointment of Clerk of the Crown or Clerk of the Peace.

CLXXVI. And be it enacted, That in every Borough, being a County of a City or County of a Town, wherein the Office of Clerk of the Crown or Clerk of the Peace is now by Law in the Appointment of the Corporation of such Borough, or any Member or Officer thereof, or the Court of Quarter Sessions or Justices of such Borough, or held by any Officer of any such Corporation in right of his Office, and in every Borough, not being a County of a City or County of a Town, to which a separate Commission of the Peace shall be granted, it shall and may be lawful for the Lord Lieutenant to grant from Time to Time to any Person the Offices of Clerk of the Peace and Clerk of the Crown of such Borough, or either of them; and the Clerk of the Peace of the County of *Londonderry* and the Coroners of the said County shall, whenever after the passing of this Act such Offices respectively shall become vacant, be appointed and elected in the same Manner as the Clerk of the Peace and Coroner of any other County at large in *Ireland*: Provided always, that nothing herein contained shall prejudice or affect any Right which any Person may have to any such Office, by reason of any such Appointment heretofore legally made.

Appointment of Officers of Court of Record, &c.

CLXXVII. And be it enacted, That in any Borough wherein there shall be a Court of Record for the Trial of Civil Actions the Recorder shall appoint such Officers and Servants as are necessary for carrying on the Business and executing the Process of such Court; and that no Registrar or other Officer of such Court shall, by himself or his Partner, practise as an Attorney in such Court.

Existing Suits not to abate by reason of the Change of Jurisdiction.

CLXXVIII. And be it enacted, That no Suit commenced in any Court of Record in any Borough before the passing of this Act shall abate by reason of any Change that shall have been worked in the Constitution of such Court by the Provisions of this Act, but that the same may be heard and determined as if it had been commenced before such Judge according to the Provisions herein-before contained in that Behalf.

CLXXIX. And

Who to be Jurors.

CLXXIX. And be it enacted, That from and after the Time when this Act shall come into operation in any Borough, including the City of *Dublin*, every Person being a Burgess of any Borough wherein there shall be a separate Court of Sessions of the Peace, or a Court of Record for the Trial of Civil Actions, (who would be qualified to serve on a Jury according to the Provisions of an Act passed in the Session of Parliament holden in the Third and Fourth Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for consolidating and amending the Laws relative to Jurors and Juries in* Ireland shall be qualified and liable to serve on Grand Juries at Sessions in such Borough, and also upon Juries for the Trial of all Issues joined in any Court of Sessions of the Peace and in any Court of Record for the Trial of Civil Actions triable within the Borough of which such Person shall be a Burgess; and the Clerk of the Peace of every such Borough shall give public Notice of the Time and Place of holding every such Sessions of the Peace Ten Days at least before the holding thereof, and in Boroughs being Counties of Cities or Counties of Towns the Sheriff thereof, and in other Boroughs the Clerk of the Peace thereof, shall, Seven Days at the least before the holding thereof, cause to be summoned a sufficient Number of Persons, being qualified and liable as aforesaid, to serve as Grand Jurors at such Sessions; and in Boroughs being Counties as aforesaid the Sheriff, and in other Boroughs the Clerk of the Peace and Registrar of the Court of Record respectively, shall also cause to be summoned not less than Thirty-six nor more than Sixty Persons, so liable and qualified as aforesaid, to serve as Jurors at every such Sessions, and at the holding of every such Court of Record for the Trial of Causes; and such Summons shall be made by showing to the Person to be summoned, or in case he shall be absent from the usual Place of his Abode by leaving with some Person therein inhabiting, a Note in Writing under the Hand of such Sheriff, Clerk of the Peace, or Registrar respectively, containing the Substance of such Summons; and such Sheriff or Clerk of the Peace respectively shall make out a List of the Names of such Persons so summoned as Grand Jurors; and such Sheriff, Clerk of the Peace, or Registrar respectively shall also make out a Panel of such Persons so summoned other than Grand Jurors; and such List and Panel shall respectively contain therein the Christian Names and Surnames, Places of Abode, and Descriptions of the several Persons therein named; and if any Person, having been duly summoned to attend on any Jury, shall not attend in pursuance of such Summons, or, being thrice called, shall not answer to his Name, or after his Appearance wilfully withdraw himself from the Presence of the Court, the Court shall impose such Fine upon every Person so making default (unless some reasonable Excuse shall be proved to the Satisfaction of the Court) as the Court shall think meet; and if any Person on whom such Fine shall be imposed shall refuse to pay the same to the Person who shall be authorized by the Court to receive the same, it shall be lawful for the Court, then or at its next Sitting, by Order of the Court, signed by the Clerk of the Peace or Registrar respectively, to cause to be levied, by Distress and Sale of the Goods of the Person on whom such Fine shall have been imposed, every such Fine, and the reasonable Charges of such Distress and Sale; and every Fine so received shall

3 & 4 W. 4. c. 91.

Fine for Non-attendance.

be paid to the Treasurer of the Borough, to be by him carried to the Account of the Borough Fund herein-before mentioned: Provided nevertheless, that no Person shall be summoned and compelled to serve as a Juror at such Sessions or Court of Record oftener than once in any One Year, unless every Person qualified and liable to serve shall have been summoned once during that Year.

Justices, &c. exempt from serving on Juries, except the Grand Jury.

CLXXX. And be it enacted, That after the Time when this Act shall come into operation in any Borough every Member of the Council for the Time being of the Borough, and Justice assigned to keep the Peace therein, and every Officer of Police therein, and the Treasurer and Town Clerk for the Time being of every such Borough, shall be exempt and disqualified from serving on any Jury summoned within such Borough respectively, save and except the Juries summoned for an Assize or Gaol Delivery.

Proceedings by Attachments in Court of Record.

CLXXXI. And be it enacted, That in all Cases of Debt or liquidated Damages in which the Plaintiff shall be desirous of proceeding in the Court of Record of any Borough by way of Attachment of Goods, the Plaintiff or One of the Plaintiffs, or some Person able to depose to the Facts of his own Knowledge, shall first make Affidavit before the Recorder or the Mayor (who is hereby empowered to take such or any other Affidavits in the said Court) of the Cause of Action, and that the same has accrued within such Borough, or else, where the Debt or Damages do not exceed Twenty Pounds, that the Defendant or One of the Defendants is resident therein, (describing such Defendant by his Name, Addition, and Residence particularly,) and that the Deponent is apprehensive that such Debt or Damages is or are in danger of being lost to the Plaintiff, unless aided by Process of the said Court to attach the Goods of the Defendant; and thereupon it shall be lawful for such Recorder or Mayor to issue an Attachment directed to the proper Officer of the Court to be appointed in that Behalf as aforesaid, requiring him, according to the Form Number 1. in Schedule (E.) to this Act annexed, to attach the Goods of the Defendant within the Borough; and thereupon such Officer is hereby authorized and required to seize such Goods, and to detain the same until the Defendant shall have given Special Bail to pay such Sums of Money as may be adjudged to the Plaintiff in that Suit, which Bail may be taken either by the Recorder or by the Mayor of such Borough: Provided always, that in any Borough in which by Usage or Charter the Goods, Monies, or Credits of the Defendant may, by Process of Foreign Attachment, be attached in the Hands of a Third Person, such Process by Foreign Attachment may, until Parliament shall otherwise provide, be proceeded upon in the Court of Record of such Borough under this Act, with such Rules of Practice, and with the same Powers and Jurisdictions, as belonged to the said Court at the Time of the passing of this Act: Provided always, that no such Foreign Attachment shall be issued unless a Common Attachment against the Goods of the Defendant shall first have issued, and unless thereupon a further Affidavit shall be made as aforesaid, describing the Goods, Monies, or Credits sought to be attached in

Process by Foreign Attachment.

the Hands of such Third Person, and stating that the same belong to the Defendant; and such Third Person, in case he claims a Property in such Goods, shall be permitted to give Bail for the same manner aforesaid.

Where the Proceedings shall be by Civil Bill.

CLXXXII. And be it enacted, That upon the Appearance of the Defendant upon any such Common Attachment, and upon the Appearance of the Garnishee upon any such Foreign Attachment, the Plaintiff, in all Cases where the Debt or Damages do not exceed Twenty Pounds, shall proceed by way of Civil Bill thereupon, and not according to the Course of the Common Law, by filing such Civil Bill in the said Court, and giving Notice in Writing of such Filing, together with a Copy of such Civil Bill, to the Party or his Attorney in the Proceeding.

Form of Proceeding.

CLXXXIII. And be it enacted, That in all such Cases, and in all other Cases wherein the Debt or Damages do not exceed Twenty Pounds, and the Plaintiff shall elect to proceed by serviceable Process only in such Court of Record, and in all Cases of Ejectment triable in such Court of Record, and also in all Cases in which the Recorder of any Borough has now by Law any Jurisdiction of proceeding in any Case by way of Civil Bill, the Proceeding shall be, as nearly as Circumstances will admit, in the Forms, and according to the Course, and with such Right of Appeal to a Judge of Assize or at Nisi Prius of the County or City in which, for such Purpose, such Borough or any Part thereof shall be situate, as is by Law provided in Cases of Civil Bills determinable before any Assistant Barrister, Chairman, or Recorder, as the Case may be; and in Cases where the Plaintiff shall proceed in such Court according to the Course of the Common Law, and shall recover in Debt or Damages an Amount not exceeding Twenty Pounds, such Plaintiff shall not recover any Costs of Suit, unless the Judge before whom any such Case shall be tried shall certify upon Record under his Hand that the Case was a proper Case to be tried according to the Course of the Common Law.

Attornies in Court of Record.

CLXXXIV. And be it enacted, That any Attorney of any of the Superior Courts of Record in *Dublin* shall be admissible to practise in the Court of Record of any such Borough, without Payment of any Fee or Stamp Duty upon such his Admission, and may continue to practise therein so long as he continues an Attorney of some of the Superior Courts of Record aforesaid, and is in all other respects duly qualified to act and practise as such Attorney.

Court of Conscience.

CLXXXV. And whereas in several of the Boroughs in *Ireland* there have been Courts for the Recovery of Small Debts in a summary Way, commonly called Courts of Conscience, and such Courts, when well regulated, have been found useful to the poorer Inhabitants of the said Boroughs, and it is expedient to make new and further Provisions for the Establishment and Regulation of such Courts in certain Cases; be it enacted, That from and after the passing of this Act all the Powers, Authorities, and Jurisdictions of any existing

Court for the Recovery of Small Debts, commonly called the Court of Conscience, in every Borough, whether the same shall have been established by Usage, Statute, or otherwise, shall continue in the same Manner as if this Act had not been passed, until the Lord Lieutenant shall think proper to determine the same; and at any Time it shall be lawful for the Lord Lieutenant, by an Order under his Hand, to declare that any such Court shall be discontinued at a Time to be mentioned in such Order, and to be not less than Two Calendar Months after the Date of such Order; and every such Order shall be advertised in the *Dublin Gazette;* and, at the Time appointed for that Purpose in such Order, such Court of Conscience, and all Powers, Authorities, and Jurisdictions thereof, shall wholly cease and determine, save only as to the Execution of any Decrees or Orders of the said Court theretofore lawfully made.

Lord Lieutenant, with Consent of Privy Council, may appoint a Court of Conscience under the Regulations of the Act in any Borough where no one now exists.

CLXXXVI. And be it enacted, That in case the Lord Lieutenant, with the Advice and Consent of Her Majesty's Privy Council in *Ireland*, shall at any Time think it expedient that any Court of Conscience now existing shall be continued under such Regulations as are herein contained, or that a Court of Conscience shall be established under such Regulations in any Borough where no such Court now exists, provided that there shall then be a Court of Record in such Borough, then the Lord Lieutenant shall, upon the Application of the Council or Commissioners acting under this Act for such Borough, direct that there shall be such a Court, either before the Mayor of the said Borough, or the Deputy of such Mayor duly appointed by him by Writing under his Hand, with the Consent of the Council of such Borough, signified by a Resolution of such Council duly convened for that Purpose, or before such Barrister as herein-after mentioned, a Court for the Recovery of Small Debts, to be called the Court of Conscience of such Borough, and that the Mayor of the said Borough, or his Deputy for the Time being duly appointed, or such Barrister, shall be the President or Judge of such Court; and the Lord Lieutenant shall, upon the Application of the Council, (if he shall think proper,) appoint a fit Person, being a Barrister at Law of not less than Six Years standing, who shall be and be called the Judge of the Court of Conscience for such Borough, and shall hold such Office during good Behaviour; and in the event of any Vacancy in such Office, the Lord Lieutenant shall appoint thereto another Person qualified as aforesaid; and from and after the Appointment of such President or Judge in such Borough, a Court shall be holden for the Recovery of Small Debts, to be called the Court of Conscience of such Borough; and the President or Judge of such Court shall have full Power and Authority to hear and determine, in a summary Way, Causes in all Small Debts between Party and Party, not exceeding in Amount the Sum of Forty Shillings, where the Cause of Action shall have accrued within the said Borough, or the Defendant shall reside within the same.

Regulating the Office of President of the Court of Conscience in

CLXXXVII. And whereas the Office of President of the Court of Conscience in the City of *Dublin* is now by Law vested in, and the Duties thereof are performed by, the Alderman who shall have served

in the Office of Lord Mayor for the next preceding Year, and for the Term of One Year next after he shall have served in that Office; be it enacted, That from and after the passing of this Act all the Powers, Authorities, Usages, and Jurisdictions of the Alderman who now is President of the said Court of Conscience, and of the Alderman now in Office as Lord Mayor of the City of *Dublin*, who having served in the Office of Lord Mayor in the present Year would, but for the foregoing Provisions of this Act, be the President of the said Court in the next succeeding Year, shall continue in the same Manner as if this Act had not been passed; and the said Two Aldermen, as Presidents successively of the said Court, shall and may, each during his Year of Office as such President, call to his Assistance any Person who shall have been at the Time of the passing of this Act an Alderman, Sheriff, or Sheriff's Peer of the said City, as hath been heretofore usually done and practised, and shall respectively be entitled to the Fees and Emoluments which, if this Act had not been passed, they would respectively be entitled to acquire or to enjoy in respect of the said Court of Conscience; and in all Cases in which an Appeal from any Decision or Order of the said Court of Conscience is now by Law given to the Party aggrieved by such Decision or Order, to the Chief or any Judge of any of Her Majesty's Supreme Courts of Law in *Ireland* sitting at Nisi Prius, such Party shall be entitled to such Appeal in the Manner now by Law allowed, as fully as if this Act had not been passed: Provided always, that in case of the Death, Resignation, or Removal from such Office of either of said Aldermen during his Term of Office, the Person to be appointed under this Act Judge or President of the Court of Conscience of the City of *Dublin* shall act as such Judge or President, instead of the Alderman so dying, resigning, or being removed, for and during the Residue then unexpired of the Term of Office of the Alderman so dying, resigning, or being removed, with the like Powers, Authorities, Usages, Jurisdictions, and in like Manner, to all Intents and Purposes, as such Alderman, but for such Event, might have continued to act.

Further regulating the Office of President of the Court of Conscience.

CLXXXVIII. And be it enacted, That all the Powers, Authorities, and Jurisdictions of the Alderman elected in the present Year to fill the said Office of Lord Mayor of the City of *Dublin*, and who would but for the foregoing Provisions be President of the said Court of Conscience in the Year succeeding his Year of Office, shall continue in the same Manner as if this Act had not been passed; and such Alderman shall for the Year which shall next follow the Expiration of One Year from the Day of his entering upon the Office of Lord Mayor be President of such Court, with the Benefit of the like Assistance from an Alderman, Sheriff, or Sheriff's Peer; and from the Decisions or Orders of such Court there shall be the same Right of Appeal as is lastly herein-before provided for.

Proceedings in Courts of Conscience.

CLXXXIX. And be it enacted, That the said Court shall be held at such Times, and in such Place within the said Borough, as the Council or Commissioners acting for the said Borough shall direct; and the Proceedings in the said Court shall be by Summons in the Form Number 2. specified in Schedule (E.) to this Act annexed, stating the

the Names of the Parties, Plaintiff and Defendant, the Nature and Amount of the Debt, and the Time and Place when and where the Defendant is required to appear and answer the said Claim; and such Summons shall be served on the said Defendant personally, or, in case of Difficulty in effecting personal Service arising from the Acts or Contrivance of the said Defendant, by serving the same in such Manner as the President of the said Court shall direct, and in such Case a Copy of the Order for such Substitution of Service shall be served along with and in the same Manner as the Summons; and in all Cases the Summons shall be served in manner afore mentioned One clear Day at the least previously to the Hearing of the Cause; and in case the said Defendant shall appear, or if the Plaintiff shall prove by Affidavit (which, and all other Affidavits in the said Court, the said President is hereby empowered to take) the due Service of the said Summons, or Summons and Order as aforesaid, the President of the said Court shall proceed to hear the said Cause, and the Statement of the said Party or Parties, or their Attorney or Attornies, and all competent Witnesses and other legal Evidence produced by them or either of them, and shall determine the same: Provided always, that it shall be lawful for either Party to require the other to be examined upon Oath touching the said Claim, but that neither of the said Parties shall be admitted by his own Evidence, on Oath or otherwise, to support his own Case.

Order of Court of Conscience.

CXC. And be it enacted, That upon such Evidence as shall be adduced, and the Admissions of the said Parties, if required to be examined as aforesaid, the said President shall decide upon the Case, and shall make an Order either for the Payment of the Sum claimed by the Plaintiff or any Part thereof, together with his Costs of Suit, according to a Table of Costs to be settled for the said Courts in manner herein-after provided, or for dismissing the said Summons, and in such Case to order the Plaintiff to pay to the Defendant his reasonable Costs according to the said Table, or may adjourn the Cause to some other Day, as Justice may require; and every such Order shall specify a Time within which such Payment of Debt and Costs, or of Costs, as the Case may be, shall be made, either by Instalments or otherwise; and every Order dismissing such Summons shall be expressed therein to be either "on the Merits" or "without Prejudice to any other Proceeding for the said Demand;" and in case the Party against whom such Order for the Payment of the said Debt and Costs, or of such Costs, shall be made, shall not pay the Amount thereof pursuant to the Terms of the said Order, it shall be lawful for the President of the said Court, upon Affidavit made of the Service of a Copy of such Order on such Party personally, or at his Dwelling House, Office, or Shop, or last known Place of Residence within the said Borough, and of the Nonpayment of any Sum of Money mentioned in such Order pursuant to the Terms thereof, to issue his Warrant under his Hand to levy the Amount thereof by Distress and Sale of the Goods of the said Party.

Rehearings and Appeals upon Cases in Courts of Conscience.

CXCI. And be it enacted, That no Rehearing of any Cause shall be had in the said Court, except only in Cases where the same shall have been dismissed "without Prejudice to any other Proceeding,"

"ceeding," as aforesaid; and that if any Party shall think himself aggrieved by any such Order of the said Court, either for Payment of the said Debt and Costs, or for dismissing his Cause on the Merits as aforesaid, it shall be lawful for such Party to appeal therefrom to the Recorder of the said Borough; provided, that in case of such Appeal the Party so appealing shall give Notice of such Appeal to the President of the said Court, and also to the opposite Party in the said Cause; and the said Appeals may be forthwith proceeded upon before such Recorder at the Court of the said Recorder, if then holden, or at the next or any subsequent Court of such Recorder, to be held within Six Calendar Months from the Time of the Service of such Order upon the Party so appealing; and such Recorder shall have full Power and Authority to proceed to hear such Cause, and to rescind and vary or reverse or affirm the said Order, either for the Payment of the said Debt and Costs, together with reasonable Costs of such Appeal, pursuant to the said Table of Costs, or for the Payment of such Costs only as aforesaid, as Justice shall require, and in case of Nonpayment of the Sum or Sums of Money mentioned in such Order, on like Affidavit of the due Service thereof in manner aforesaid, to issue his Warrant under his Hand to levy the Amount thereof by Distress and Sale of the Goods of the said Party in the same Manner as the said President of the said Court of Conscience is hereby authorized: Provided always, that such Notice of Appeal shall not operate to stay Execution of any Order or Warrant of the said President of the said Court of Conscience, unless the Party appealing therefrom shall enter into a Bond to the Mayor of the said Borough, by himself and Two sufficient Sureties, jointly and severally bound in double the Amount of the Sums mentioned in such Order, that such Party so appealing shall prosecute such Appeal with Effect, and in case such Order shall be affirmed, in the whole or in part, on such Appeal, to pay the Sum mentioned in such Order of Affirmation, either for Debt and Costs, or for Costs: Provided always, that such Bond shall not be liable to any Stamp Duty.

Books of Proceedings to be provided and kept.

CXCII. And be it enacted, That the President of the said Court of Conscience, or the Town Clerk under his Order, shall make or cause to be made fair and regular Entries in Books to be provided by the Town Clerk, under the Direction of the Council, for that Purpose, of all Judgments, Orders, Directions, Regulations, Acts, and Proceedings of the said President in or relating to the Execution of the several Powers and Authorities vested in him as Judge in such Court as aforesaid, and shall sign the same; and such Entries, when so signed, shall be allowed in Evidence in Proof of the Proceedings of such Court in all Courts whatsoever; and if any Person within the Jurisdiction of the said Court, after having been duly served with a Summons to be issued by the Clerk thereof, and paid or tendered his reasonable Expences to attend and give Evidence at a Time and Place in such Summons mentioned, on behalf of any Plaintiff or Defendant, shall refuse or neglect to appear pursuant to such Summons, due Proof being made of the Service of such Summons, and no sufficient Cause for his Non-appearance being shown to the Satisfaction of the Court upon Affidavit, or if the Person so served with such Summons shall appear and refuse to give Evidence touching the Matter in question,

tion, then and in every such Case it shall be lawful for such President, if satisfied upon Affidavit that such Person not appearing was duly served with such Summons, and was a material Witness for the Party on whose Behalf he was so summoned, or that such Person appearing and refusing to give Evidence as aforesaid was a competent and material Witness for the Party on whose Behalf he was called, to impose any Fine not exceeding Fifty Shillings on every such Person; and in case such Fine shall not be paid forthwith, such Fine may be levied by Distress and Sale of the Goods of the Offender, by Warrant under the Hand of such President, rendering the Overplus (if any), after deducting such Fine, and the Costs and Charges of such Distress, to the Owner of the Goods; and such Fine, when levied, shall be paid over to the Party on whose Behalf such Person shall have been summoned or called upon to give Evidence; and in case any Person shall be guilty of a Contempt of the said Court, it shall be lawful for such President to direct that such Offender be taken into Custody, and any Officer of the Court, with or without the Assistance of any other Person, may take such Offender into Custody accordingly; and the said President shall then examine into such Contempt, and then, upon his own View, or upon Oath of One or more other Persons, impose a Fine not exceeding Fifty Shillings for each Offence on each Offender; and if such Fine shall not be forthwith paid such President may commit the Offender to any lawful Prison within such Borough for any Time not exceeding Twenty Days, or such Fine may be levied by Distress and Sale of the Goods of the Offender in manner aforesaid, and paid to the Treasurer of such Borough to the Credit of the Borough Fund, and such Offender may be detained in Custody until the rising of the Court on the Day of his Offence, and for One Hour after.

Appointment of Officers of Courts of Conscience.

CXCIII. And be it enacted, That it shall be lawful for the Judge of the Court of Conscience of any Borough named in the said Schedules to appoint and remove at his Pleasure a Clerk and other necessary Officers of such Court.

Fees payable to the Clerk of the Peace, and the Registrar and Officers of the Court of Record.

CXCIV. And be it enacted, That the Council of every Borough shall and they are hereby required, within Six Calendar Months next after their Election, to make and settle a Table of the Fees which shall be taken by the Clerk of the Peace in those Boroughs in which a separate Court of Session of the Peace shall be holden, and in those Boroughs in which there shall be a Court of Record and a Court of Conscience, a Table of the Fees to be taken by the Registrar and Officers of such Courts; and such Tables of Fees shall be submitted to the Chief Justice and other Justices of Her Majesty's Court of Queen's Bench in *Ireland;* and when such Tables of Fees shall be confirmed and allowed by such Chief Justice or other Justices, or any Three of them, either as such Table shall have been submitted to them, or with such Alterations, Additions, or Abatements as they shall think proper, the Fees therein mentioned may thenceforth be lawfully taken by the Person therein named to be entitled thereunto; and it shall be lawful for the Council of such Borough, from Time to Time as Occasion may require, to make new Tables of Fees to be taken instead of the Fees contained in the Tables which

which shall have been made as aforesaid, which new Tables shall be confirmed and allowed in the Manner herein-before mentioned, otherwise the same shall be of no Validity; and that, until Tables of the Fees so to be taken in any such Borough shall have been made and confirmed as aforesaid, it shall be lawful for such Clerk of the Peace at the Sessions for any such Borough to take the Fees authorized by the Table for the Time being to be taken by the Clerk of the Peace at the Sessions for the County within or adjoining to which such Borough is situated, and for the Registrar and Officers of such Court of Record or Court of Conscience to take the Fees usually taken by them before the passing of this Act.

Clerks to Justices to be entitled to Fees chargeable under Act 7 & 8 G. 4. c. 67.

CXCV. And be it enacted, That in those Boroughs to which a Commission of the Peace shall have been granted, the Clerk to the Justices shall be entitled to such Fees (and no other) as are chargeable by and under an Act passed in the Session of Parliament holden in the Seventh and Eighth Years of the Reign of His Majesty King *George* the Fourth, intituled *An Act for the better Administration of Justice at the holding of Petty Sessions by Justices of the Peace in* Ireland subject to such Orders of the Justices as in that Act provided.

Table of Fees to be hung up.

CXCVI. And be it enacted, That the Town Clerk of every Borough shall cause a true Copy of the Tables of Fees in force for the Time being to be hung up in a conspicuous Part of the Room in which the Business of his Office is transacted, and also in the Room wherein the Justices of the Peace of such Borough shall sit for transacting their Business, and also in the Room wherein the Court of Sessions of the Peace for the Borough shall be held, and also in the Court of Record and Court of Conscience of the said Borough respectively.

Application of Penalties.

CXCVII. And be it enacted, That when by any Act any Penalties or Forfeitures are or shall hereafter be made recoverable in a summary Manner before any Justice or Justices of the Peace, and by such Act respectively the same are or shall be limited and made payable to Her Majesty, or to any Body Corporate, or to any Person whomsoever, save and except the Informer who shall sue for the same, or any Party aggrieved, in every such Case the same, if recovered and adjudged before any Justice of any Borough in which a separate Court of Sessions of the Peace shall be holden as aforesaid, shall, notwithstanding any thing in such Act respectively contained, be recovered for and adjudged to be paid to the Treasurer of such Borough for the Time being, to the Credit and on account of the Borough Fund of such Borough, or where there shall be no Borough Fund, be paid to or for the Use of the Parish or Union where such Offence shall have been committed, to be applied in aid of the Poor Rate of such Parish or Union; and no such Penalty or Forfeiture, or Share of such Penalty or Forfeiture, shall in any Case be recovered by or adjudged to be paid to any other Person than the said Treasurer, unless such Person be the Informer or the Party aggrieved: Provided always, that nothing herein contained shall extend to any Penalties or Forfeitures recovered under any Act relating to the Customs, or to Trade or Navigation, and sued for by the Direction of

the Commissioners of Her Majesty's Customs, which shall be paid to such Person as the said Commissioners shall direct to receive the same.

Limitation of Time for Prosecution of Offences punishable on summary Conviction under this Act; and Summons of Offenders.

CXCVIII. And for the more effectual Prosecution of Offences punishable upon summary Conviction by virtue of this Act, be it enacted, That the Prosecution for every such Offence shall be commenced within Twelve Calendar Months after the committing of the Offence, and not otherwise; and that where any Person shall be charged, on the Oath of a credible Witness, with any such Offence, before a Justice of the Peace, the Justice may summon the Party charged to appear before any Two Justices of the Peace acting in and for the Borough in which such Offence shall have been committed, at a Time and Place to be named in such Summons; and if such Party shall not appear accordingly, the Justices of the Peace then and there present (upon Proof of the due Service of the Summons, by delivering a Copy thereof to the Party, or by delivering such Copy at the Party's usual Place of Abode to some Inmate thereat, and explaining the Purport thereof to such Inmate,) may either proceed to hear and determine the Case in the Absence of the Party, or may issue their Warrant for apprehending and bringing such Party before them as they shall think proper.

Power to summon Witnesses.

Penalty for Disobedience of Summons, &c.

CXCIX. And be it enacted, That it shall be lawful for any Justice of the Peace acting in and for any Borough to issue his Summons requiring any Person to appear before any such Justices of the Peace for the Purpose of giving Evidence touching any Offence against this Act; and if any Person so summoned shall neglect or refuse to appear at the Time and Place appointed by such Summons, and no reasonable Excuse for his Absence shall be proved before the Justices of the Peace then and there present, or if any Person appearing in obedience to such Summons shall refuse to be examined on Oath touching any such Offence by the Justices then and there present, every Person so offending shall, on Conviction thereof before the said Justices, or any other Justices of the Peace, forfeit and pay such Sum of Money, not exceeding Five Pounds, as to the convicting Justices shall seem meet; and no Person, although liable to the Rate contributing to the Borough Fund of any Borough, shall be deemed an incompetent Witness in proof of any Offence against this Act by reason of any Penalty or Forfeiture for such Offence being applicable to the Use of such Borough Fund; and no Justice of the Peace shall be disabled from acting in the Execution of this Act by reason of his being liable to the Rate contributing to the Borough Fund of any Borough.

No Witness or Justice to be incompetent on the Ground of Rateability.

Payment of Penalties, and Mode of levying the same.

CC. And be it enacted, That the Justices of the Peace by whom any Person shall be summarily convicted and adjudged to pay any Sum of Money for any Offence against this Act may adjudge that such Person shall pay the same either immediately or within such Period as the said Justices shall think fit; and in case such Sum of Money shall not be paid at the Time so appointed, the same shall be levied by Distress and Sale of the Goods and Chattels of the Offender, with the reasonable Charges of such Distress; and it shall be lawful

for such Justices to order the Offender to be detained in safe Custody until Return can conveniently be made to the Warrant of Distress, unless the said Offender shall give sufficient Security, to the Satisfaction of such Justices, for his or her Appearance before them on such Day as shall be appointed for the Return of such Warrant of Distress, such Day not being more than Eight Days from the Day of taking the Security, and which Security the said Justices are hereby empowered to take by way of Recognizance or otherwise; and if upon the Return of such Warrant it shall appear that no sufficient Distress can be had thereupon, or in case it shall appear to the Satisfaction of such Justices, either by the Confession of the Offender or otherwise, that the Offender hath not sufficient Goods and Chattels whereon such Sum of Money and Costs may be levied were a Warrant of Distress issued, such Justices shall not be required to issue such Warrant of Distress, and thereupon it shall be lawful for any such Justices, and they are hereby authorized and required, to cause such Offender to be imprisoned, with or without hard Labour, in the Common Gaol or House of Correction, as to the convicting Justices shall seem meet, for any Term not exceeding One Calendar Month where the Sum to be paid shall not exceed Five Pounds, and for any Term not exceeding Two Calendar Months in any other Case, the Imprisonment to cease, in each of the Cases aforesaid, upon Payment of the Sum due.

Form of Conviction.

CCI. And be it enacted, That the Justices of the Peace before whom any Person shall be summarily convicted of any Offence against this Act may cause the Conviction to be drawn up in the following Form of Words, or in any other Words to the like Effect, as the Case may require; (that is to say,)

'
' to wit. } BE it remembered, That on the Day of
' in the Year of our Lord in the Borough
' of in the County of *A. O.* is convicted before
' us, *J.P.* and *J.J.P.*, Two of Her Majesty's Justices of the Peace for
' the said County [*or* Borough, *or otherwise as the Case may be*],
' for that the said *A. O.* did [*here specify the Offence, and the Time*
' *and Place when and where the same was committed, as the Case may*
' *be*]; and we do adjudge that the said *A. O.* shall for the said Offence
' forfeit the Sum of and shall pay the same immediately
' [*or* shall pay the same on or before the Day of]
' to the Treasurer for the said Borough, to be by him
' applied according to the Directions of the Statute in that Case made
' and provided. Given under our Hands the Day and Year first above
' mentioned.'

Appeal against Convictions under this Act.

CCII. And be it enacted, That any Person who shall think himself aggrieved by any summary Conviction in pursuance of this Act may appeal to the next Court of General or Quarter Sessions of the Peace to be holden, not less than Twelve Days after such Conviction, for the County or Division of the County, or for the Borough wherein the Cause of Complaint shall have arisen, provided that such Person shall give to the Complainant a Notice in Writing of such Appeal, and of the Cause and Matter thereof, within Three Days after

after such Conviction, and Seven clear Days at the least before such Sessions, and shall also either remain in Custody until the Sessions, or within such Three Days enter into a Recognizance, with a sufficient Surety, before a Justice of the Peace, conditioned personally to appear at the said Sessions, and to try such Appeal, and to abide the Judgment of the Court thereupon, and to pay such Costs as shall be by the Court awarded; and upon such Notice being given, and such Recognizance entered into, the Justice before whom the same shall be entered into shall liberate such Person, if in Custody; and the Court at such Sessions shall hear and determine the Matter of the Appeal, and shall make such Order therein, with or without Costs to either Party, as to the Court shall seem meet, and in case of the Dismissal of the Appeal or the Affirmance of the Conviction shall order and adjudge the Offender to be dealt with and punished according to the Conviction, and to pay such Costs as shall be awarded, and shall, if necessary, issue Process for enforcing such Judgment.

Conviction not to be quashed for Want of Form.

CCIII. And be it enacted, That no Conviction, Order, Warrant, or other Matter made or purporting to be made by virtue of this Act shall be quashed for Want of Form, and no Warrant of Commitment shall be held void by reason of any Defect therein, provided that it be therein alleged that it is founded on a Conviction, and there be a good and valid Conviction to sustain the same; and where any Distress shall be made for levying any Money by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party making the same be deemed a Trespasser, on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or other Proceedings relating thereto, nor shall the Party distraining be deemed a Trespasser *ab initio* on account of any Irregularity afterwards committed by him, but the Person aggrieved by such Irregularity may recover full Satisfaction for the special Damage, if any, in an Action upon the Case.

Limitation of Actions, &c.

Notice of Action.

General Issue.

Tender of Amends, &c.

CCIV. And, for the Protection of Persons acting in the Execution of this Act, be it enacted, That all Actions and Prosecutions to be commenced against any Person for any thing done in pursuance of this Act shall be commenced within Twelve Calendar Months after the Fact committed, and not otherwise; and Notice in Writing of such Action, and of the Cause thereof, shall be given to the Defendant One Calendar Month at least before the Commencement of the Action; and in any such Action the Defendant may plead the General Issue, and give this Act and the special Matter in Evidence, at any Trial to be had thereupon; and no Plaintiff shall recover in any such Action if Tender of sufficient Amends shall have been made before such Action brought, or if a sufficient Sum of Money shall have been paid into Court after such Action, by or on behalf of the Defendant; and if a Verdict shall pass for the Defendant, or the Plaintiff shall become Nonsuit, or discontinue any such Action after Issue joined, or if upon Demurrer or otherwise Judgment shall be given against the Plaintiff, the Defendant shall recover his full Costs as between Attorney and Client, and have the like Remedy for the same as any Defendant hath by Law in other Cases.

CCV. And

Saving the Rights of the Governor and Assistants of London of the New Plantation in Ulster, and of Lords of Manors.

CCV. And be it enacted, That nothing in this Act contained shall extend to prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, or Authorities vested in or enjoyed by, or Duties or Liabilities imposed upon, the Society of the Governor and Assistants of *London* of the New Plantation in *Ulster* within the Realm of *Ireland*, under or by virtue of any Charter or Charters heretofore granted to them by the Crown, or of any Statute or Statutes in anywise relating thereto, or any Rights, Privileges, Powers, or Authorities vested in or enjoyed by, or any Liabilities imposed on any Lord of any Manor, or any Person or Persons other than the Member or Members of a Body Corporate in his or their Corporate Capacity, or a Person or Persons elected or appointed by any such Body Corporate, or some Member or Members thereof.

Officers to receive Compensation on Removal.

CCVI. And whereas an Act was passed in the last Session of Parliament, intituled *An Act to restrain the Alienation of Corporate Property in certain Towns in* Ireland, whereby it is provided that no Person who should have been appointed to any Office or Place of Profit in or by any of the said Bodies Corporate since the Sixteenth Day of *February* in the Year One thousand eight hundred and thirty-six should be entitled, by reason of such Appointment, to have any Compensation for the Loss of such Office or Place of Profit, or of the Fees and Emoluments thereof, in case Provision should be thereafter made by Parliament for removing him or authorizing his Removal from such Office or Place of Profit, or for amending or abolishing the same: Be it enacted, That every Officer of any Borough or Body Corporate, except those appointed since the Sixteenth Day of *February* One thousand eight hundred and thirty-six, who shall hold any Office of Profit at the Time when this Act shall come into operation in such Borough, whose Office shall be abolished, or cease or become unnecessary, by reason of this Act, or who shall be removed from his Office under the Provisions of this Act, or deprived of Fees or Emoluments to which he would have been entitled if this Act had not been passed, and who shall not be re-appointed under this Act, shall be entitled to have an adequate Compensation, by way either of a Sum in gross or of Annuity, at the Option of and to be assessed by the Council, Commissioners, or Guardians acting under this Act for that Borough, and paid out of the Borough Fund, or Town Fund or Corporate Property or Funds vested in the Guardians under this Act, as the Case may be, for the Salary, Fees, and Emoluments of the Office which he shall so cease to hold, regard being had to the Manner of his Appointment to the said Office, and his Term or Interest therein, and all other Circumstances of the Case; and every Person entitled to such Compensation as aforesaid shall deliver to the Town Clerk, or in case such Person shall himself be Town Clerk then to the Treasurer of the Borough, a Statement under the Hand of such Person, setting forth the Amount received by him or his Predecessors in every Year during the Period of Five Years next before the passing of this Act, on account of the Salary, Fees, Emoluments, Profits, and Perquisites in respect whereof he shall claim such Compensation, distinguishing the Office, Place, Situation, Employment, or Appointment in

in respect whereof the same shall have been received, and containing a Declaration that the same is a true Statement according to the best of the Knowledge, Information, and Belief of such Person, and also setting forth the Sum claimed by him as such Compensation; and the Town Clerk or Treasurer, as the Case shall be, shall lay such Statement before the Council, Commissioners, or Guardians acting under this Act for that Borough, who shall take the same into consideration, and determine thereon; and immediately upon such Determination being made the Person preferring such Claim, if he shall not himself be the Town Clerk, shall be informed thereof by Notice in Writing under the Hand of the Town Clerk; and in case such Claim shall be admitted in part and disallowed in part, such Notice shall specify the Particulars in which the same shall have been admitted and disallowed respectively; and in case the Person preferring such Claim shall think himself aggrieved by the Determination of the Council, Commissioners, or Guardians acting under this Act for that Borough thereon, or in case One Third of the Members of the Council, Commissioners, or Guardians acting under this Act for that Borough shall subscribe a Protest against the Amount of Compensation allowed by such Determination as excessive, it shall be lawful for the Person preferring such Claim, or any Member of the Council, Commissioner, or Guardian, as the Case may be, who shall subscribe such Protest, to appeal to the Lords Commissioners of Her Majesty's Treasury, who shall thereupon make such Order as to them shall seem just; and such Order, signed by Three or more of such Lords Commissioners, shall be binding on all Parties: Provided always, that if the Council, Commissioners, or Guardians so acting for such Borough shall not determine on such Claim within Six Calendar Months after the aforesaid Statement shall be delivered to the Town Clerk or Treasurer, as the Case shall be, such Claim shall be considered as admitted: Provided also, that it shall not be lawful for any Member of the Council, Commissioner, or Guardian to subscribe such Protest as aforesaid except within such Period of Six Calendar Months: Provided also, that the Person preferring such Claim, if any Member of the Council, Commissioner, or Guardian shall so require, upon receiving Notice in Writing signed by the Town Clerk, unless such Person shall himself be Town Clerk, in which Case no such Notice shall be requisite, shall from Time to Time attend at any Meeting or adjourned Meeting of the Council, Commissioners, or Guardians for the Investigation of such Claim, and then and there, upon his Oath or solemn Affirmation, to be taken or made before the Mayor or Chairman (who is hereby authorized to administer the same), shall answer all such Questions as shall be asked by any Member of the Council, Commissioner, or Guardian, touching the Matters set forth in the Statement subscribed by such Person as aforesaid, and produce all Books, Papers, and Writings in his Possession, Custody, or Power relating thereto: Provided also, that every such Officer who shall be continued in or re-appointed to such Office under the Provisions of this Act, and who shall be subsequently removed from such Office for any Cause other than such Misconduct as would warrant Removal from any Office held during good Behaviour, shall be entitled to Compensation in like Manner as if he had been forthwith removed under the Provisions of

this Act, and had not been continued in or re-appointed to such Office: Provided also, that the Provisions herein-before contained with respect to such Notice, Protest, and Appeals as aforesaid, and with respect to the said Lords Commissioners making such Order as aforesaid, and with respect to the Person claiming Compensation delivering such Statement, and attending such Meeting or Meetings, and submitting to such Examination on Oath, and answering such Questions, and producing such Books, Papers, and Writings as aforesaid, and with respect to the Powers of Investigation of the Town Council, and all other Matters in respect of such Claim, shall apply to any Claim or Compensation of any of the Persons herein-after mentioned or specially provided for.

Special Provision for Compensation of certain Persons in the City of Dublin.

CCVII. And whereas it may be expedient to make, with certain Limitations, special Provisions by way of Compensation for the Persons herein-after mentioned, which shall not be applicable to others; be it enacted, That the Town Council of the Borough of *Dublin* shall award, by way of Compensation, to *Robert Dickenson*, a Sum not exceeding the Amount of One Fourth Part of the Moiety of the Profits of any such Office of such Borough as he may have held jointly with any other Person on the Third Day of *February* One thousand eight hundred and forty, in respect of which Office he would be entitled to Compensation under the Provisions herein-before contained if he had been appointed thereto previous to the Sixteenth Day of *February* in the Year One thousand eight hundred and thirty-six: Provided nevertheless, that such Compensation so to be awarded to the said *Robert Dickenson* shall not exceed the annual Sum of Three hundred Pounds, or such gross Sum as it might be just to award in respect of such annual Sum: Provided also, that in case the Town Council of the said Borough shall appoint or employ the said *Robert Dickenson*, solely or jointly with any other Person, to be Town Clerk of the said Borough, or the Law Agent of the Corporate Body of the said Borough, or of the said Town Council, the said *Robert Dickenson* shall thereupon perform the Duties incident to such Appointment or Employment, and such Emoluments as he may derive by reason of such Appointment or Employment shall be taken and applied, as far as the same shall extend, in or towards the Discharge of such Sum as shall be so awarded to him as aforesaid: Provided also, that in case he shall be so appointed or employed, and shall be afterwards removed from such Appointment or Employment for such Misconduct as would warrant Removal from any Office held during good Behaviour (but not otherwise), he shall forfeit such Compensation so to be awarded as aforesaid; but in case he shall be so removed for any other Cause, he shall be entitled to such Compensation so to be awarded as if he had been an Officer forthwith removed under the Provisions of this Act, and had not been continued in or re-appointed to such Office.

Assistant Auctioneers to remain in Office notwithstanding Removal

CCVIII. And whereas under an Act passed in the Parliament of *Ireland* in the Twenty-eighth Year of the Reign of King *George* the Third, in relation to the Business of Pawnbrokers in *Dublin*, the Sword-bearer and the Marshal of the City of *Dublin*, and their Assistants, have enjoyed certain Privileges of acting in

certain

certain Districts of the said City as Auctioneers for the Sale of the forfeited Pledges of Pawnbrokers: And whereas the said Sword-bearer and Marshal have from Time to Time appointed Assistant Auctioneers for the Purposes aforesaid, who have received and retained a Part of the lawful Emoluments derived under the said Act from Auctions and Sales of the said Pledges; be it enacted, That in case each or either of them the said Sword-bearer and Marshal shall be removed from being such Sword-bearer and Marshal, or Sword-bearer or Marshal respectively, and shall not be re-appointed, and shall be entitled to Compensation under this Act, then and in such Case such Assistant shall, on exhibiting and authenticating to the Town Council the Original, and delivering to the Town Council a true Copy of his Deputation or Appointment as such Assistant, be, until Parliament shall otherwise provide, continued in his Employment as Auctioneer or Assistant, subject to all the Conditions, Agreements, and Obligations on his Part contained in or arising from such Deputation or Appointment, and subject to the Payment of such Sums as any such Assistant was liable to pay under such Deputation or Appointment as aforesaid as was in force on the Third Day of *February* One thousand eight hundred and forty, such Sums to be paid to the Sword-bearer or Marshal respectively for the Time being, or otherwise as the Town Council shall order; and such Assistant shall be liable to be dismissed by such Sword-bearer or Marshal respectively, or by such Town Council, for the Violation of any Stipulation or Agreement, or the Non-fulfilment of any Obligation, by the Violation or Non-fulfilment of which, according to such Deputation or Appointment, the same would or might have been revoked or have become void: Provided always, that it shall be lawful for the Town Council, if they shall think fit, to remove such Assistant from his said Employment, without such Violation or Non-fulfilment as aforesaid; but that in case of such Removal he shall be entitled to Compensation in respect of his Share of the net Emoluments of his said Employment as if he were an Officer of the Borough or Body Corporate entitled to Compensation under this Act: Provided always, that the total Amount of Compensation which may be allowed or awarded on account of any Claim or Claims of the said Sword-bearer and Marshal, and any such Assistant, in respect of such Privileges as aforesaid, shall not in any Event exceed in the whole the Amount of the net Emoluments received by them respectively under the said last-mentioned Act of the said Parliament of *Ireland*: Provided also, that all the Provisions herein contained in relation to, or so far as they may concern or affect, any such Assistant, or any such Sword-bearer or Marshal, shall be subject to such Provisions as shall be made by any Act of Parliament which may be passed in relation to Pawnbrokers; and that no Sword-bearer or Marshal, or Assistant, or other Person hereafter appointed, or who shall hereafter act in relation to the Auctions or Sales of any forfeited Pledges of Pawnbrokers, shall be entitled to any Compensation for any Loss of any Employment, Office, or Emoluments by reason of any Act which may be passed in relation to Pawnbrokers, or of any Regulations or Proceedings to be had or made thereunder.

of Sword-bearer or Marshal.

CCIX. And

Provision respecting junior Aldermen in Dublin.

CCIX. And be it enacted, That it shall be lawful for the Town Council of the Borough of *Dublin* to grant, by way of Compensation, to each of the present Four junior Aldermen of the City of *Dublin* such Sum (not exceeding One Fourth of the Amount of the average Profits received as Judge or President of the Court of Conscience in *Dublin* by each Person who for the Five Years ending the Twenty-ninth Day of *September* in the Year One thousand eight hundred and thirty-eight served the Office of Lord Mayor of the said City or by his Deputy) as to such Town Council, or to the Lords Commissioners of the Treasury on Appeal, shall seem just; and each such junior Alderman shall furnish and verify on Oath to such Town Council a Statement of such Profits in lieu of the Statement herein-before required to be made of the Amount received by the Person claiming Compensation, or his Predecessors: Provided always, that in case any of such junior Aldermen shall, since the Month of *August* One thousand eight hundred and thirty-nine, have received, or shall have acquired any Title to, any Sum or pecuniary Benefit which ought justly to be taken into account in considering his Claim to Compensation under this Act, such Sum or Benefit shall be treated either as extinguishing such Claim, or as applicable to diminish the Amount which might otherwise be awarded to him as aforesaid.

Compensation to be secured by Bond or Certificate under Common Seal.

CCX. And be it enacted, That in the Case of any Borough named in the said Schedule (A.) or in the said Schedule (B.) in which there shall be a Body Corporate under the Provisions of this Act, the Amount of the Sum or Annuity payable to any Person as such Compensation as aforesaid, if not forthwith paid, shall be secured to such Person by Bond under the Common Seal of the Borough out of whose Funds the same shall be payable, in a sufficient Penalty, conditioned for the Payment to such Person, his Executors or Administrators or Assigns, of the Amount of such Sum, with Interest, and all Arrears thereof (if any) accrued due before the Date of such Bond; and when any Person shall be entitled to any Annuity, Pension, Allowance, Stipend, or Sum of Money payable out of the Borough Fund of any Borough, the said Council of such Borough shall give such Bond, securing to such Person, his Executors and Administrators, such Annuity, Pension, Allowance, Stipend, or Sum of Money, with all Arrears thereof, if any, accrued due before the Date of such Bond; and in the Case of any Borough named in the said Schedule (B.) to which no such Charter of Incorporation shall have been granted as aforesaid, the Amount of the Sum or Annuity payable to any Person as such Compensation as aforesaid, if not forthwith paid, shall be secured to such Person by Certificate in Writing under the Seal of the Commissioners or Guardians acting for the Borough out of the Town Fund of which the same shall be payable, stating that the Town Fund of the Town in which such Person shall be or have been in Office is liable to the Payment to such Person, his Executors, Administrators, or Assigns, of the Amount of such Sum, with Interest and all Arrears (if any) accrued due before the Date of such Certificate respectively; and when any Person shall be entitled to any Annuity, Pension, Allowance, Stipend, or Sum of Money payable out of the Town Fund of any Borough which shall be sufficient

cient for Payment thereof, the said Commissioners or Guardians acting for such Borough shall give a Certificate under their Common Seal to such Person that such Town Fund is liable to the Payment to such Person, his Executors and Administrators, of such Annuity, Pension, Allowance, Stipend, or Sum of Money, with all Arrears thereof (if any) accrued due before the Date of such Certificate; and every such Bond and Certificate shall be prepared and executed at the Expence of such Borough Fund or Town Fund respectively, and delivered to the Person entitled to such Compensation as soon as conveniently may be after the Amount thereof shall have been determined as aforesaid by the said Council, Commissioners, or Guardians, as the Case may be, or shall have been determined, in the event of such Appeal as aforesaid, by Order of the said Lords Commissioners of the Treasury.

When the Act shall come into operation.

CCXI. And be it enacted, That within Ten Days after the passing of this Act the Poor Law Commissioners shall certify under their Hands and Seals to the Lord Lieutenant the Name of each of those Boroughs named in the said Schedule (A.) in which any Rate for the Relief of the destitute Poor in *Ireland* shall have been then made, and as soon as any Rate for the Relief of the destitute Poor in *Ireland* shall have been made in any other of the Boroughs named in the said Schedule (A.) shall certify under their Hands and Seal to the Lord Lieutenant that such Rate shall have then been made, and such Commissioners shall state in every such Certificate the Day on which such Rate shall have been made; and upon the Poor Law Commissioners so certifying as to any of the Boroughs named in said Schedule (A.) the Lord Lieutenant shall cause such Certificate to be published in the *Dublin Gazette*, with a Declaration that upon the Day happening next after the Expiration of Twelve Calendar Months from the Day so to be stated in such Certificate this Act shall be in force in such Borough or Boroughs respectively named in the Certificate; and upon such Day this Act shall come into operation, commence, and be in force in the Borough or Boroughs named in such Certificate.

Periods connected with first Registration and Election may be deferred by Orders in Council.

CCXII. And whereas it may happen that the several Provisions of this Act cannot be carried into effect within the several Periods hereinbefore specified and limited in that Behalf; be it therefore enacted, That it shall be lawful for the Lord Lieutenant of *Ireland*, if he shall think fit, by the Advice of Her Majesty's Privy Council there, to order any convenient Day after this Act shall come into operation in any Borough for doing the several Matters required or authorized by this Act to happen or to be done on the Fifth Day of *September* in the first Year in which this Act shall come into operation in that Borough, instead of the said Fifth Day of *September*, and in such Case all Matters mentioned in such Order shall be done in the said Year on such Day as shall be mentioned in that Behalf in such Order, as if the Day mentioned in such Order had in every Instance been mentioned in this Act, instead of the said Fifth Day of *September*, and not otherwise; and all Things required or authorized by this Act to happen or to be done on any other Day, or within any Time

from or before or after any Day named in this Act, shall be done in the said First Year on such other Days and within such other Times as shall have, in point of Time, whether prior or subsequent, the same Relation to the Day so ordered by the Lord Lieutenant, instead of the Fifth Day of *September*, as the Days and Time mentioned in this Act have to the said Fifth Day of *September*, but if any such Day fall on a *Sunday*, then on the following Day; and no Person shall be entitled to be enrolled in the Burgess Roll of any Borough in the First Year in which this Act shall come into operation in that Borough unless he would have been entitled on the Fifth Day next before the Day so ordered by the Lord Lieutenant to have his Name included in some Churchwarden's List, if such List had been made out on the said Fifth Day next before the Day so ordered.

Accounts to be referred to Commissioners of Public Accounts.

CCXIII. And be it enacted, That the Accounts of the Receipt and Expenditure of every Corporation, or of such Commissioners as aforesaid, or of the Governors of the Hospital and Free School of King *Charles* the Second, *Dublin*, shall, from and after the passing of this Act, be referred by the Secretary of State to the Commissioners appointed or to be appointed for auditing Public Accounts under an Act passed in the Twenty-fifth Year of the Reign of His Majesty King *George* the Third, intituled *An Act for the better examining and auditing the Public Accounts of this Kingdom*, also under an Act passed in the Forty-sixth Year of the Reign of His said late Majesty King *George* the Third, intituled *An Act for making more effectual Provision for the more speedy and regular Examination and Audit of the Public Accounts of this Kingdom*, and also under an Act passed in the First and Second Years of the Reign of His late Majesty King *George* the Fourth, intituled *An Act to alter and abolish certain Forms of Proceedings in the Exchequer and Audit Office relative to Public Accountants, and for making further Provisions for the Purpose of facilitating and expediting the passing of Public Accounts in* Great Britain, *and to render perpetual and amend an Act passed in the Fifty-fourth Year of His late Majesty, for the effectual Examination of the Accounts of certain Colonial Revenues;* and all the Powers and Provisions now in force of the same Acts shall extend and be applicable to the Examination, Audit, and Discharge of the Accounts of the said Boroughs by the said Commissioners, as far as their Powers and Provisions are applicable thereto.

25 G. 3. c. 52.

46 G. 3. c. 141.

1 & 2 G. 4. c. 121.

Treasury empowered to make new Arrangements and Regulations for auditing Public Accounts.

CCXIV. And be it enacted, That it shall be lawful for the Commissioners of Her Majesty's Treasury for the Time being, or any Three or more of them, from Time to Time, by Warrant under their Hands, to direct such new Arrangements in the Office of the said Commissioners for auditing Public Accounts, and to assign to the Commissioners, individually or collectively, the Exercise of such Duties, and to make such Orders and Regulations in respect to the Conduct of the Business of the Office, as the said Commissioners of Her Majesty's Treasury shall deem expedient, and best calculated to ensure the most prompt and speedy Examination

and

and efficient Audit of the Accounts of the Receipt and Expenditure of the said Boroughs.

Interpretation Clause.

CCXV. And be it enacted, That in the Construction of this Act the Word "Borough" shall be construed to mean City, Borough, or Town Corporate named in One of the Schedules to this Act annexed, and where the Name of such Borough has belonged to a County of a City or County of a Town shall be construed to include in its Meaning County of a City or County of a Town; and unless there be something in the Subject or Context repugnant to such Construction the Words "Body Corporate" shall be construed to mean the Body Corporate of a Borough named in One of the Schedules to this Act annexed, and also to include all Guilds and Fraternities of, within, or connected with the Body Corporate of any such Borough; and the Word "Burgess" shall be construed to mean Citizen, in the Case of a City; and the Word "County" shall be construed to mean County or Riding; and the Word "Trustees" shall be construed to mean Trustees, Commissioners, or Directors, or the Persons charged with the Execution of a Trust or public Duty, by whatever Name they are designated; and the Word "Parish" shall be construed to extend to any Extra-parochial Precinct or Place as well as a Parish; and the Word "Land" shall be construed to include any Land, whether the same shall or shall not have any Building thereon; and the Words "Lord Lieutenant" shall be construed to mean the Lord Lieutenant, Lords Justices, or other Chief Governor or Governors of *Ireland*; and the Words "Lord Chancellor" shall be construed to mean the Lord Chancellor, or Lord Keeper or Lords Commissioners for the Custody of the Great Seal; and that in all Things herein provided to be done, until the First Election of Councillors in any Borough under this Act shall have been declared, the Word "Mayor" shall be construed to mean the Chief Officer of a Borough, by whatever Name he is now called, or when there may be no such Chief Officer the Returning Officer at Elections of Members to serve in Parliament for such Borough, or when there may be neither any such Chief Officer or Returning Officer then such Person as the Lord Lieutenant for the Time being shall by Writing under his Hand appoint to perform the Duty of Mayor under the Provisions herein contained; and in describing any Person or Thing any Word importing the Singular Number shall be construed to mean also several Persons or Things respectively, unless there be something in the Subject or Context repugnant to such Construction; and that no Misnomer or inaccurate Description of any Person, Body Corporate, or Place named in any Schedule to this Act annexed, or in any Roll, List, Ward List, Notice, or Voting Paper required by this Act, shall hinder the full Operation of this Act with respect to such Person or Place, provided that such Person or Place shall be so named as to be commonly understood; and in all Cases where an Oath or Affidavit is required under this Act the Affirmation or Declaration of a Quaker, Moravian, or Separatist shall be accepted in lieu of such Oath or Affidavit.

CCXVI. Pro-

Act not to extend to the Property of Fraternities.

CCXVI. Provided always, and be it enacted, That nothing in this Act contained shall extend to or comprise any Property, not derived from the Crown or from Parliament, belonging to or in possession of any Fraternity or Guild within or connected with any of the said Bodies Corporate, but that it shall be lawful for the Members of such Fraternity or Guild to dispose of and appropriate such Property (but subject to any charitable Trust, lawful Debt or Engagement, if any, previously affecting the same, or contracted or undertaken in respect thereof,) towards such public Object or charitable Purpose as shall be agreed upon and determined by the Members of such Fraternity or Guild, or a Majority of such Members present at any Meeting or Meetings to be held at any Time after the passing of this Act, and to be specially convened for the Purpose of determining as to the future Disposition of such Property.

Act may be altered this Session.

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

SCHE-

SCHEDULES to which this Act refers.

SCHEDULE (A.)

Borough.	Wards.	Aldermen.	Councillors.	Style of Corporate Body.
BELFAST - -	5	10	30	The Sovereign, Free Burgesses, and Commonalty of the Borough of Belfast.
CLONMEL - -	2	6	18	The Mayor, Free Burgesses, and Commonalty of the Town of Clonmel.
CORK - -	8	16	48	The Mayor, Sheriffs, and Commonalty of the City of Cork.
DROGHEDA - -	3	6	18	The Mayor, Sheriffs, Burgesses, and Commonalty of the County of the Town of Drogheda.
DUBLIN - -	15	15	45	The Right Honourable the Lord Mayor, Sheriffs, Commons, and Citizens of the City of Dublin.
KILKENNY - -	2	6	18	The Mayor and Citizens of the City of Kilkenny. The Portreeve, Burgesses, and Commons of the Borough or Town of Irishtown.
LIMERICK - -	5	10	30	The Mayor, Sheriffs, and Citizens of the City of Limerick.
LONDONDERRY -	3	6	18	The Mayor, Commonalty, and Citizens of Londonderry.
SLIGO - -	3	6	18	The Provost, Free Burgesses, and Commonalty of the Borough of Sligo.
WATERFORD -	5	10	30	The Mayor, Sheriffs, and Citizens of the County of the City of Waterford in the Kingdom of Ireland.

SCHEDULE (B.)

Borough.	Style of Corporate Body.
ARDEE - -	The Portreeve, Burgesses, and Commons of the Corporation of Atherdee.
ARMAGH - -	The Sovereign, Free Burgesses, and Commonalty of the Borough of Armagh.
ATHLONE - -	The Sovereign, Bailiffs, Burgesses, and Freemen of the Town of Athlone.
ATHY - -	The Sovereign, Bailiffs, Free Burgesses, and Commonalty of the Borough of Athy.
BANDON - -	The Provost, Free Burgesses, and Commonalty of the Borough of Bandon Bridge.

Borough.	Style of Corporate Body.
Boyle - -	The Borough Master, Free Burgesses, and Commonalty of the Borough of Boyle.
Callan - -	The Sovereign, Burgesses, and Freemen of Callan.
Carlow - -	The Sovereign, Free Burgesses, and Commonalty of the Borough of Catherlagh.
Carrickfergus -	The Mayor, Sheriff, Burgesses, and Commonalty of the Town of Carrickfergus.
Cashel - -	The Mayor, Aldermen, Bailiffs, Citizens, and Commons of the City of Cashel.
Charleville -	The Sovereign, Bailiffs, and Burgesses of the Borough of Charleville.
Cloghnakilty -	The Sovereign, Free Burgesses, and Commonalty of the Borough of Cloghnakilty.
Coleraine -	The Mayor, Aldermen, and Burgesses of the Town of Coleraine.
Dingle - -	The Sovereign, Burgesses, and Commonalty of the Town of Dingle-i-couch.
Dundalk -	The Bailiff, Burgesses, and Commonalty of the Borough of Dundalk.
Dungannon -	The Provost, Free Burgesses, and Commons of the Borough of Dungannon.
Ennis - -	The Provost, Free Burgesses, and Commonalty of the Town of Ennis.
Enniscorthy -	The Portreeve, Free Burgesses, and Commonalty of the Borough of Enniscorthy.
Enniskillen -	The Portreeve, Free Burgesses, and Commonalty of the Borough of Enniskillen.
Fethard -	The Sovereign, Chief Burgesses, Portreeve, and Freemen of the Town of Fethard.
Galway - -	The Mayor, Sheriffs, Free Burgesses, and Commonalty of the Town and County of the Town of Galway.
Gorey - -	The Sovereign, Burgesses, and Free Commons of the Borough and Town of Newborough.
Kells - -	The Sovereign, Provost, Burgesses, and Commonalty of the Borough of Kells.
Kinsale - -	The Sovereign, Burgesses, and Commonalty of the Town of Kinsale.
Longford -	The Sovereign, Bailiffs, and Burgesses of the Borough of Longford.
Maryborough -	The Burgomaster, Bailiffs, Burgesses, and Commonalty of Maryborough.
Monaghan -	The Provost, Free Burgesses, and Commonalty of the Borough of Monaghan.
Naas - -	The Sovereign, Provost, Burgesses, and Commonalty of Naas.
Navan - -	The Portreeve, Burgesses, and Freemen of the Town or Borough of Navan.
New Ross - -	The Sovereign and Burgesses of New Ross.
Portarlington -	The Sovereign, Bailiffs, and Burgesses of the Borough and Town of Portarlington.
Strabane - -	The Provost, Free Burgesses, and Commonalty of the Town of Strabane.
Tralee - -	The Provost, Free Burgesses, and Commonalty of the Borough of Tralee.
Trim - -	The Portreeve, Burgesses, and Freemen of Trim.
Tuam - -	The Sovereign, Free Burgesses, and Commonalty of the Borough of Tuam.
Wexford - -	The Mayor, Bailiffs, Free Burgesses, and Commonalty of the Town or Borough of Wexford.
Wicklow - -	The Portreeve, Free Burgesses, and Commonalty of the Town of Wicklow.
Youghal - -	The Mayor, Bailiffs, Burgesses, and Commonalty of the Town of Youghal.

SCHEDULE (C.)

1.—BELFAST.

GENERAL BOUNDARY.

BELFAST - - From the Point at which the River Blackstaff meets the Watercourse which flows along the Street called Donegal Pass, along the said Watercourse, to the Point at which Donegal Pass crosses the Aqueduct which supplies the Town; thence, Southward, along the Aqueduct to the Point at which the same joins the Stream by which it is fed; thence, Westward, along the said Stream to the Point at which the same meets Blackstaff Lane; thence along the South Side of Blackstaff Lane to the Centre of the Brick Building of the Reservoir or Fountain; thence in a straight Line to a circular Building at a Springhead or Well called Tea Lane Fountain; thence in a straight Line to another circular bricked Fountain or Well in the Grounds near the Flax Mill belonging to Messrs. Murphy and Company; thence in a straight Line to the South-eastern Angle of the Boundary of the Townland of Edenderry; thence, Northward, along the said Townland Boundary to the Point at which the same meets a Stream; thence, Westward, along the said Stream to the Point at which the same meets the Western Wall of Mr. Francis M'Cracken's Rope-walk; thence, Northward, along the Wall of the said Rope-walk to the Point at which the same meets the Shank Hill Road; thence in a straight Line to the Southernmost Point at which the Boundary of the new Burying Ground meets the Antrim Road; thence, Northward, along the Antrim Road to the Point at which the same meets the Road leading from the Antrim Road to the old Road from Belfast to Carrickfergus; thence along the said Road leading to the old Road to Carrickfergus to the Point at which the same meets the old Road from Belfast to Carrickfergus; thence, Northward, along the old Road from Belfast to Carrickfergus to the Point at which the same meets the Mill Water; thence, Eastward, along the Mill Water to the Point at which the same meets the Shore of Belfast Lough; thence in a straight Line across Belfast Lough to the North-eastern Point of the Boundary of the Townland of Ballymacarrett; thence, Southward, along the Boundary of the Townland of Ballymacarrett to the Southernmost Point at which the same meets the River Lagan; thence, Southward, along the River Lagan to the Point at which the same meets the River Blackstaff; thence along the River Blackstaff to the Point first described.

To be divided into Five Wards, according to the following Boundaries; and in every such Ward there shall be Two Aldermen and Six Councillors.

No. 1.—*Dock Ward.*

From the South-eastern Angle of Donegal Quay, Westward, along Donegal Quay, to the Point at which the same meets Waring Street; thence along Waring Street to the Point at which the same meets Mary Street; thence, Northward, along Mary Street

Street to the Point at which the same meets Gordon Street; thence, Westward, along Gordon Street to the Point at which the same meets Grattan Street; thence along Grattan Street to the Point at which the same meets Green Street; thence along Green Street to the Point at which the same meets Academy Street; thence, Northward, along Academy Street to the Point at which the same meets Great Patrick Street; thence, Westward, along Great Patrick Street to the Point at which the same meets Frederick Street; thence along Frederick Street to the Point at which the same meets North Queen Street; thence, Southward, along North Queen Street to the Southern Angle of the Boundary Wall of the Belfast Poorhouse; thence, Westward, along the new Antrim Road to the Point at which the same meets the Boundary of the Borough; thence, Northward, and along the Boundary of the Borough, to a Point in the Channel Three hundred Feet from the West Shore of Belfast Lough; thence in a straight Line to the Point first described.

No. 2.—*St. Anne's Ward.*

BELFAST — *continued.*

From the Point at which Waring Street meets Mary Street, Northward, along Mary Street to the Point at which the same meets Gordon Street; thence, Westward, along Gordon Street to the Point at which the same meets Grattan Street; thence along Grattan Street to the Point at which the same meets Academy Street; thence, Northward, along Academy Street to the Point at which the same meets Great Patrick Street; thence, Westward, along Great Patrick Street to the Point at which the same meets Frederick Street; thence along Frederick Street to the Point at which the same meets North Queen Street; thence, Southward, along North Queen Street to the Southern Angle of the Boundary Wall of the Belfast Poorhouse; thence, Westward, along the new Antrim Road to the Point at which the same meets the Boundary of the Borough; thence, Westward, along the Boundary of the Borough to the Point at which the same meets the Old Lodge Road; thence, Eastward, along the Old Lodge Road to the Point at which the same meets North Street; thence, Eastward, along North Street to the Point at which the same meets Waring Street; thence along Waring Street to the Point first described.

No. 3.—*Smithfield Ward.*

From the Point at which North Street meets Rosemary Street, along Rosemary Street, to the Point at which the same meets Hercules Place; thence, Southward, along Hercules Place, passing in front of the Northern Bank, to the Northern End of Donegal Place; thence along Donegal Place to the Point at which the same meets Donegal Square North; thence, Westward, along Donegal Square North to the Point at which the same meets Wellington Place; thence along Wellington Place to the Point at which the same meets College Square East; thence, Northward, along College Square East to the Point at which the same meets College Square North; thence, Westward, along College Square North to the Point at which the same meets Durham Street; thence, Northward, along Durham Street to the Point at which the same meets Pound Street; thence along Pound Street to the Point at which the same meets the Boundary of the Borough; thence, Northward, along the Boundary of the Borough to the Point at which the same meets

meets the Old Lodge Road; thence, Eastward, along the Old Lodge Road to the Point at which the same meets North Street; thence, Eastward, along North Street to the Point first described.

No. 4.—*St. George's Ward.*

From the South-eastern Angle of Donegal Quay, Westward, along Merchant's Quay, to the Point at which the same meets Waring Street; thence along Waring Street to the Point at which the same meets Rosemary Street; thence along Rosemary Street to the Point at which the same meets Hercules Place; thence, Southward, along Hercules Place, and passing in front of the Northern Bank, to the Northern End of Donegal Place; thence along Donegal Place to the Point at which the same meets Donegal Square North; thence, Eastward, along Donegal Square North to the Point at which the same meets Chichester Street; thence along Chichester Street to the Point at which the same meets the River Lagan; thence, Southward, along the River Lagan to the new Bridge over the River Lagan; thence, Eastward, along the new Road from Belfast to Bangor to the Point at which the same meets the old Road from Belfast to Bangor; thence, Eastward, along the Bangor Road to the Point at which the same crosses the Boundary of the Borough; thence, Northward, along the Boundary of the Borough to the Point in the Channel, Three hundred Feet from the West Shore of Belfast Lough; thence in a straight Line to the Point first described.

BELFAST—*continued.*

No. 5.—*Cromac Ward.*

From the Point at which the Boundary of the Borough crosses Pound Street, Southward, along Pound Street, to the Point at which the same meets Durham Street; thence along Durham Street to the Point at which the same meets College Square North; thence along College Square North to the Point at which the same meets College Square East; thence along College Square East to the Point at which the same meets Wellington Place; thence along Wellington Place to the Point at which the same meets Donegal Square North; thence along Donegal Square North to the Point at which the same meets Chichester Street; thence along Chichester Street to the Point at which the same meets the River Lagan; thence, Southward, along the River Lagan to the new Bridge over the River Lagan; thence, Eastward, along the new Road from Belfast to Bangor to the Point at which the same meets the old Road from Belfast to Bangor; thence, Eastward, along the Bangor Road to the Point at which the same crosses the Boundary of the Borough; thence, Southward, along the Boundary of the Borough to the Point first described.

No. 2.—CLONMEL.

GENERAL BOUNDARY,

BEING THE PARLIAMENTARY BOUNDARY.

CLONMEL - From the Point at which the Western Inclosure Wall of the House of Industry meets the River Suir, along the said Western Wall, to the Point at which the same meets Marl Street; thence along Saint Stephen's

CLONMEL — *continued.*

phen's Lane to the Point at which the same meets the Old Cahir Road; thence, Eastward, along the Old Cahir Road to the Point at which the same is met by a Lane running Northward; thence, Northward, along the said Lane to the Point at which the same is met by the first Bank on the Right; thence, Eastward, along the said Bank to the Point at which the same is met by a Lane coming from the North and turning to the East; thence, Eastward, along the last-mentioned Lane to the Point at which the same meets Heywood Street; thence along a Bank which runs Eastward from a House a little to the South of the Point last described to the Point at which the said Bank meets a small Bye Lane leading to the Cashel Road; thence, Southward, along the said Cashel Road to the Point at which the same is met by the Southern Boundary Wall of the Park or Pleasure Grounds of Mr. David Malcolmson; thence along the said Boundary Wall to the Point where the said Wall meets Upper Johnson Street; thence, Eastward, along Backbone Lane to the Extremity thereof; thence to a Point in the new Road to Fethard, which Point is Sixty-four Yards to the North of the Spot at which the said Road is crossed by Bonlie Lane; thence, Southward, for Sixty-four Yards to the said Spot where the Fethard Road is crossed by Bonlie Lane; thence, Eastward, along Bonlie Lane for about Six hundred and forty-four Yards to a Point at which the same is met by a Bank on the Right opposite a small House; thence, Southward, along the said Bank for the Distance of about Two hundred and nine Yards to the Point where it is met by another Bank running Eastward; thence, Eastward, along the last-mentioned Bank for about Fifty Yards to a Point where the same makes an Angle in turning to the South; thence, Southward, for about Fifty Yards along a Bank which leads to a Bye Road to Powerstown until the said Bank reaches the said Bye Road; thence, Eastward, along the said Bye Road for the Distance of about Two hundred and seventeen Yards to the Spot where it is met by the first Bank on the Right; thence in a straight Line to the most Northern Point of a Bank on the Southern Side of the Dublin Road, which Point is distant about Four hundred and sixty-four Yards from a Stone in Barrack Street which marks the South-eastern Corner of the Ordnance Land; thence along the last-mentioned Bank to the Point at which the same meets the River Suir; thence along the Southernmost Channel of the River Suir as far as Moore's Island; thence along the Channel of the same to the North of Moore's Island to the Point first described.

To be divided into Two Wards, according to the following Boundaries; and in every such Ward there shall be Three Aldermen and Nine Councillors.

No. 1.—*East Ward.*

All that Portion of the Borough situated East of the following Line; viz.—From the Point where the Fethard Road intersects the Municipal Boundary, Southward, along Upper Johnson Street to the Point of meeting Main Street; thence, Westward, along Main Street to the Point of meeting Bridge Street, along the Flour Mills, and over the Goat's Bridge, to the Point where that Road intersects the Municipal Boundary.

No. 2.—*West Ward.*

All that Portion of the Borough situated Westward of the Line described in East Ward.

No. 3.—CORK.

GENERAL BOUNDARY.

CORK - -

From the Point where Silver Stream Lane meets the Dublin Road, Northward, along the said Lane, to the Upper Glanmire Road; thence in a straight Line and North Direction to the Spring and Stream that flows into the Glen River; thence follow the Stream to the River; thence, West, along the River Glen to the Eastern Wall of Callaghan's Distillery; thence, Northward, along the said Wall to Spring Lane; thence, East, along Spring Lane to Ballyvo Road; thence in a straight Line and Westerly Direction to the Junction of the Mallow and old Dublin Roads; thence in a straight Line and Westerly Direction to the Junction of Fairfield Lane and Brocklesbury Street; thence in a straight Line and Southerly Direction to the West End of Water Lane; thence to a Point in Fair Lane Five hundred Yards to the North of the Junction of the said Lane with Corbett's Lane; thence to a Point on the Granagher Road Four hundred Yards from its Junction with Blarney Road; thence in a straight Line to a Junction of the Lane (near Skilla Lane) leading to the City Gaol with the Blarney Road; thence along the Lane leading to the City Gaol to the South-west Corner of the surrounding Wall of the said Gaol; thence in a straight Line to a Point on the Sunday Well Road Three hundred Yards to the East of Wellington Bridge; thence in a straight Line to a Point on the Mardyke Walk Seven hundred Yards to the East of the Lane leading from Wellington Bridge to the said Mardyke Walk; thence in a straight Line to the Road leading to the County Gaol; thence along the said Road to the North-east Corner of the surrounding Wall of the said County Gaol; thence along the said North-east Wall to the Northern Macroom and Bandon Road; thence in a straight Line to a Point on the Bandon Road One hundred and twenty Yards West of the Junction of the said Road with the Southern Macroom and Bandon Road; thence in a straight Line to a Point on the Kinsale Road Three hundred and seventy Yards from the Junction of Lough Lane with the Bandon Road, and measured along the Middle of Lough Lane and the Kinsale Road; thence in a straight Line to the Junction of Poula Duff Road with Gallows Green; thence in a straight Line and South-east Direction to the Point where the New Burying Ground Lane meets Friar's Walk; thence along the New Burying Ground Lane to the Curragh Road; thence in a North-east Direction along the Curragh Road to Evergreen Road; thence in a straight Line and North-east Direction to a Point on the Passage Road where a Lane leads from the said Road to the Junction of the Black Rock Road with Boreen Managh Lane; thence along the said Lane to the Point of Junction of the said Black Rock Road and Boreen Managh Lane; thence, East, along the said Black Rock Road to Lucy Ville Lane; thence in a straight Line to the nearest Point of the surrounding Wall of the City Gas Works; thence along the Eastern Wall of the said Gas Works to the nearest Point of the River; thence, Eastward, along the High-water Mark to the Point nearest the Old Castle; thence across the River to the first-named Point.

To be divided into Eight Wards, according to the following Boundaries; and in every such Ward there shall be Two Aldermen and Six Councillors.

CORK — *continued.*

No. 1.—*Lee Ward.*

From the Point where Fair Lane meets the Borough Boundary proceed, Southward, along Fair Lane, Baily's Lane, Rogerson Lane, Bishop's Lane, Manning's Lane, to Dominick Street; Eastward, along Dominick Street to Widderly Lane, along Widderly Lane to the River Lee; Westward, along the River Lee to the Borough Boundary; Northward, along the Borough Boundary to the Point first described.

No. 2.—*St. Patrick's Ward.*

From the Point where Fair Lane meets the Borough Boundary proceed, Southward, along Fair Lane, Baily's Lane, Rogerson Lane, Bishop's Lane, Manning's Lane, to Dominick Street; Eastward, along Dominick Street to Widderly Lane, along Widderly Lane to the River Lee, thence along the River Lee to St. Patrick's Bridge; Northward, up Bridge Street, St. Patrick's Hill, Audley Place; Eastward, along the old Road to Youghal to the Point at which it is intersected by the new Road to Ballyhooly; thence along the new Road to Ballyhooly to the Boundary of the Borough; Westward, along the Boundary of the Borough to the first-named Point.

No. 3.—*Glanmire Ward.*

From St. Patrick's Bridge, North, up Bridge Street, St. Patrick's Hill, Audley Place; East, along the old Road to Youghal to the Point at which it is intersected by the new Road to Ballyhooly; thence along the new Road to Ballyhooly to the Borough Boundary; East, along the Borough Boundary to the River Lee; thence, West, along the River Lee to the Point first described.

No. 4.—*Corn Market Ward.*

From Parliament Bridge, East, along the South Channel of the River Lee to the Borough Boundary; thence, South, along the Borough Boundary to Friar's Walk; North, along Friar's Walk to Cat Lane; West, along Cat Lane, Bluecoat Street, Abbey Street, Travers Street, Drunam Street; East, along Sullivan's Quay to the Point first described.

No. 5.—*St. Fin Barr's Ward.*

From the Point where Friar's Walk meets the Borough Boundary, North, along Friar's Walk to Cat Lane; West, along Cat Lane to Bluecoat Street, along Bluecoat Street, across Abbey Street, along Travers Street, Drunam Street, Sullivan's Quay, to Parliament Bridge; West, along the Southern Branch of the River Lee to South Bridge; Northward, up South Main Street to Great George Street; East, along Great George Street to Wandesford Street, along Wandesford Street to Clarke's Bridge; West, along the South Branch of the River Lee to the Borough Boundary; South, along the Borough Boundary to the Point first described.

No. 6.—*Mansion House Ward.*

From North Bridge proceed, South, along North Main Street to Great George Street, to Wandesford Street, along Wandesford Street to Clarke's Bridge; thence, West, along the South Branch of

CORK — *continued.*

of the River Lee to the Borough Boundary; North, along the Borough Boundary to the North Branch of the River Lee; East, along the North Branch of the River Lee to the Point first described.

No. 7.—*Exchange Ward.*

From North Bridge proceed, South, along North Main Street, along South Main Street, to South Bridge; East, along the South Channel of the River Lee to the Point opposite Queen Street, thence to Queen Street, along Queen Street to South Mall; West, along South Mall to Marlboro' Street, along Marlboro' Street, across St. Patrick's Street, to Academy Street, along Academy Street, Halfmoon Street, to the North Channel; West, along the North Channel to the Point first described.

No. 8.—*Custom House Ward.*

From the Point on the South Channel of the River Lee opposite Queen Street, proceed direct to Queen Street; North, along Queen Street to South Mall; West, along South Mall to Marlboro' Street, along Marlboro' Street, across St. Patrick's Street, to Academy Street, along Academy Street, Halfmoon Street, to the North Channel; East, along the North Channel and round the Island; and West, along the South Channel to the Point first described.

4.—DROGHEDA.

GENERAL BOUNDARY.

DROGHEDA

From the Point called Liberty Bridge, near Greenhills, on the Left Bank of the River Boyne, East of the Town, where a small Stream enters the River in an Easterly Direction, up Cord Lane to the South-east Corner of the Burial Ground; thence, Northerly, along the East Boundary Wall of the Burial Ground up the Lane to Scarlet Lane; thence to the North-west Corner of the Gaol Wall; thence in a straight Line to the North-east Corner of Harman's Garden Wall; thence, Southerly, round the Garden Wall to the South-west Corner; thence in a straight Line to the Cross Roads at the Top of Windmill Lane; thence to the North Road to the Point where the Parliamentary Boundary crosses it; thence in a straight Line, along the Parliamentary Boundary, to the South-west Corner of Laburnam Nursery, being about Three hundred Yards; thence in a straight Line to the Junction of Mill Lane and Collon Road; thence in a straight Line to Low-water Mark, Left Bank of the River; thence, diagonally across the River, down Stream to a Sluice where a small Stream enters the River and the Parliamentary Boundary crosses; thence to the South End of Mr. Ball's House, Ball's Grove; thence to the Junction of a Lane coming from the South with the Road to Navan and the Black Lion near a Stone Quarry, and about Two hundred and fifty Yards South of the River; thence in a straight Line to Levan's Bridge; thence, keeping the Course of the Brook, Westerly, to Cooley Bridge; thence in a straight Line to the South-east Angle of the Boundary Wall of St. Mary's Churchyard, being Part of the old Town Walls; thence in a straight Line to the Dublin Road at the Point of Junction with a Lane running North from Cromwell's

Cromwell's Mount; thence in a straight Line to the East End of Mr. Weir's new House on the Road to Morningtown; and thence across the River to the Point first described.

To be divided into Three Wards, according to the following Boundaries; and in every such Ward there shall be Two Aldermen and Six Councillors.

No. 1.—*West Gate Ward.*

Commencing at the Borough Boundary on the North Road, and thence in a South-easterly Direction down the Centre of the North Road to its Intersection with Fair Street; thence, Easterly, down Fair Street to its Intersection with Scholes Lane; thence, Southerly, down Scholes Lane to its Intersection with West Street; thence, Easterly, down West Street to its Intersection with Shop Street; thence, Southerly, down Shop Street, over the Bridge, up the Bull Ring, to its Intersection with Barrack Lane; thence, South-westerly, up Barrack Lane, past the Barracks, to its Intersection with Duleek Street; thence up Duleek Street to the Borough Boundary at Cooley Bridge; thence, Westerly, round the Borough Boundary, across the River, along the Boundary, to the Point first named. The whole of the Area within this Line to form West Gate Ward.

No. 2.—*Fair Gate Ward.*

DROGHEDA—*continued.*

Commencing at the Borough Boundary on the North Road as before, and coming in a South-easterly Direction down the Centre of the North Road to its Intersection with Fair Street; thence, Easterly, down Fair Street to its Intersection with Scholes Lane; thence, Southerly, down Scholes Lane to its Intersection with West Street; thence, Easterly, down West Street to its Intersection with Peter Street; thence, Northerly, up Peter Street to where it meets the Ends of William Street and Fair Street; thence, Easterly, down William Street to its Intersection with Palace Street; thence, Northerly, up Palace Street to its Intersection with Scarlet Lane; thence, Easterly, down Scarlet Lane to the Borough Boundary; thence, Westerly, round the Borough Boundary to the Point first named on the North Road. The whole of the Area within this Line to form Fair Gate Ward.

No. 3.—*St. Lawrence Gate Ward.*

Commencing at the West End of Saint Lawrence Street, where that Street, Peter Street, West Street, and Shop Street all meet; thence, Northerly, up Peter Street till it meets the Ends of Fair Street and William Street; thence, Easterly, down William Street to its Intersection with Palace Street; thence, Northerly, up Palace Street to its Intersection with Scarlet Lane; thence, Easterly, down Scarlet Lane to the Borough Boundary; thence, Southerly, along the Borough Boundary, crossing the River, and continuing along the Boundary, to Cooley Bridge; thence, Northerly, down Duleek Street, along the Eastern Boundary of West Gate Ward, to the Intersection of Shop Street, Lawrence Street, and Peter Street, being the Point first named. The whole of the Area within this Line to form Saint Lawrence Gate Ward.

5.—DUBLIN.

GENERAL BOUNDARY.

DUBLIN - - From the Point of Intersection of Park Gate Street with a Road running Northerly along the Phœnix Park Wall, along the said Phœnix Park Wall until it meets the Circular Road, and Easterly, along the Circular Road to the West End of the Roman Catholic Chapel of Saint Peter; thence, Northerly, in a straight Line to the West End of Mr. Hay's Mill about Three hundred and Sixty Yards to the Westward of Westmoreland Bridge across the Royal Canal; thence in a direct Line across the Royal Canal to its Northern Bank; thence, South-east, along the Northern Bank of the Royal Canal to Jones's Bridge; thence, Northward, along the Road forming the Continuation of Russell Street and Jones's Bridge to its Junction with the Clonliffe Road; thence, South-eastward, along said Clonliffe Road and Ballybough Bridge to the Centre of said Ballybough Bridge; thence, Easterly, along the Centre of the River Tolka to the Centre of Annesley Bridge; thence, South-east, in the Direction of a Point distant perpendicularly Northward Three hundred Yards from the South-east Corner of the Wall extending from Annesley Bridge to the East Wall, to the Point where such Line is intersected by the Prolongation of a Line drawn between Two Points, the one distant Three hundred Yards perpendicularly Eastward from the North-east Corner of the East Wall, the other distant perpendicularly Three hundred Yards Eastward from the South-east Corner of Mr. Halpin's Patent Slip in the Ballast Office Yard; thence, Southward, along the last-mentioned Line and in Continuation thereof until that Line reaches the Mid Channel of the River Liffey; thence, Westward, along the Mid Channel of the River Liffey until the Line thus drawn is intersected by a Line drawn from the Centre of Ringsend Bridge to a Point on the North Wall Two hundred and forty Yards (measured along the said Wall) from its Eastern Termination; thence, Southerly, along the last-mentioned Line to the Centre of Ringsend Bridge; thence, Westward, along the Road to Dublin (being a Continuation of Great Brunswick Street) until it intersects Barrow Street; thence, Southward, along Barrow Street to its Point of Intersection with Grand Canal Street; thence, Westward, along Grand Canal Street to Macquay Bridge; thence, in a Westerly Direction, along the Southern Bank of the Grand Canal to its Point of Intersection with the Branch leading to the City Basin near Griffith Bridge; thence, Northward, in a straight Line to the Turnpike Gate, No. 3., at the South-west Angle of the Circular Road; thence, Northward, along the said Road, through Island Bridge, and over Sarah Bridge across the Liffey, to its Point of Intersection with Conyngham Road; thence, Eastward, along Conyngham Road and Park Gate Street to the Point first described.

To be divided into Fifteen Wards, according to the following Boundaries; and in every such Ward there shall be One Alderman and Three Councillors.

No. I.—*College Ward.*

From the Centre of Carlisle Bridge, Southward, along Carlisle Bridge, Westmoreland Street, the East Side of College Green and Grafton Street, to the Point of Intersection of said Grafton Street with Nassau Street; thence, South-east, along Nassau Street

DUBLIN—*continued.*

Street and Leinster Street to the Point of Intersection of said Leinster Street with Park Street; thence, Eastward, along Park Street and Harcourt Place, to the Point of Intersection of said Harcourt Place with Cumberland Street; thence, Northward, along Cumberland Street to its Point of Intersection with Great Brunswick Street; thence, East, along Great Brunswick Street, the Dublin Road, and Ringsend Bridge, to the Borough Boundary; thence, Northward, along the Borough Boundary to the Middle Channel of the River Liffey; thence, West, through the Middle Channel of the River Liffey to the Point first described.

No. 2.—*Merrion Ward.*

From the Point of Intersection of Nassau Street with Dawson Street South, along Dawson Street to the Point of Intersection of said Dawson Street with Saint Stephen's Green North; thence, South-east, along Saint Stephen's Green North and Merrion Row to the Point of Intersection of said Merrion Row with Upper Merrion Street; thence, Northward, along Upper Merrion Street to its Point of Intersection with Merrion Square South; thence, South-east, along Merrion Square South, Upper Mount Street, and Huband Bridge, to the East End of said Huband Bridge; thence, North-east, along the Eastern Bank of the Grand Canal to Macquay Bridge; thence, South-east, along Grand Canal Street to its Point of Intersection with Barrow Street; thence, Northward, along Barrow Street to its Point of Intersection with Great Brunswick Street; thence, Westward, along Great Brunswick Street to its Point of Intersection with Cumberland Street; thence, Southward, along Cumberland Street to its Point of Intersection with Harcourt Place; thence, Westward, along Harcourt Place and Park Street to the Point of Intersection of said Park Street with Leicester Street; thence, North-west, along Leicester Street and Nassau Street to the Point first described.

No. 3.—*St. Stephen's Ward.*

From the Point of Intersection of Mercer Street with King Street South, Southward, along Mercer Street and French Street to the Point of Intersection of said French Street with Cuff Street; thence, Eastward, along Cuff Street to its Point of Intersection with Harcourt Street; thence, Southward, along Harcourt Street to its Point of Intersection with the Circular Road; thence, South-east, along the Circular Road and Eustace Bridge to the South End of said Eustace Bridge; thence, North-east, along the Southern Bank of the Grand Canal to the East End of Huband Bridge; thence, North-west, along Huband Bridge, Upper Mount Street, and Merrion Square South, to the Point of Intersection of said Merrion Square South with Upper Merrion Street; thence, South-west, along Upper Merrion Street to its Point of Intersection with Merrion Row; thence, North-west, along Merrion Row, Stephen's Green North, and King Street South, to the Point first described.

No. 4.—*St. Andrew's Ward.*

From the Centre of Carlisle Bridge, Southward, along Carlisle Bridge, Westmoreland Street, the East Side of College Green, and Grafton Street, to the Point of Intersection of said Grafton Street

Street with Nassau Street; thence, Eastward, along Nassau Street to its Point of Intersection with Dawson Street; thence, Southward, along Dawson Street to its Point of Intersection with Stephen's Green North; thence, North-west, along Stephen's Green North and King Street South to the Point of Intersection of said King Street South with Johnston's Place; thence, North-west, along Johnston's Place and Lower Stephen Street to the Point of Intersection of said Lower Stephen Street with Drury Lane; thence, Northward, along Drury Lane to its Point of Intersection with Fade Street; thence, Westward, along Fade Street to its Point of Intersection with Great George's Street South; thence, Northward, along Great George's Street South to its Point of Intersection with Dame Street; thence, Westward, along Dame Street to its Point of Intersection with Parliament Street; thence, Northward, along Parliament Street and Essex Bridge to the Centre of Essex Bridge; thence, Eastward, through the Middle Channel of the River Liffey to the Point first described.

No. 5.—*Castle Ward.*

DUBLIN—*continued.*

From a Point in the Centre of the River Liffey One hundred and sixty Yards Westward from Essex Bridge, Southward, to the Point of Intersection of Fishamble Street with Essex Quay; thence, Southward, along Fishamble Street, Werburgh Street, and Bride Street, to the Point of Intersection of said Bride Street with Bishop Street; thence, Eastward, along Bishop Street to its Point of Intersection with Redmond Hill; thence, Southward, along Redmond Hill to its Point of Intersection with Cuff Street; thence, Eastward, along Cuff Street to its Point of Intersection with French Street; thence, Northward, along French Street and Mercer Street to the Point of Intersection of said Mercer Street with King Street South; thence, North-west, along Johnston's Place and Lower Stephen Street to its Point of Intersection with Drury Lane; thence, Northward, along Drury Lane to its Point of Intersection with Fade Street; thence, Westward, along Fade Street to its Point of Intersection with Great George's Street South; thence, North, along Great George's Street South to its Point of Intersection with Dame Street; thence, Westward, along Dame Street to its Point of Intersection with Parliament Street; thence, Northward, along Parliament Street and Essex Bridge to the Centre of Essex Bridge; thence, Westward, through the Middle Channel of the River Liffey to the Point first described.

No. 6.—*St. Patrick's Ward.*

From a Point in the Centre of the River Liffey One hundred and sixty Yards Westward from Essex Bridge, South, to the Point of Intersection of Fishamble Street with Essex Quay; thence, Southward, along Fishamble Street, Werburgh Street, and Bride Street, to the Point of Intersection of said Bride Street with Bishop Street; thence, Eastward, along Bishop Street to its Point of Intersection with Redmond Hill; thence, Southward, along Redmond Hill to its Point of Intersection with Cuff Street; thence, Eastward, along Cuff Street to its Point of Intersection with Harcourt Street; thence, Southward, along Harcourt Street to its Point of Intersection with the Circular Road; thence, South-east, along the Circular Road and Eustace Bridge to the South End of said Eustace Bridge; thence, Westward,

DUBLIN — *continued.*

along the Southern Bank of the Grand Canal to Clanbrassil Bridge; thence, Northward, along Clanbrassil Bridge, Clanbrassil Street, New Street, Patrick Street, and Nicholas Street, to the Point of Intersection of said Nicholas Street with Back Lane; thence, North-west, along Back Lane to its Point of Intersection with High Street; thence, Eastward, along High Street to its Point of Intersection with School-house Lane; thence, Northward, along School-house Lane and Skipper's Alley to the Point of Intersection of said Skipper's Alley with Merchant's Quay; thence, Northward, in a straight Line to a Point in the Centre of the River Liffey Ninety Yards West of Richmond Bridge; thence, Eastward, through the Middle Channel of the River Liffey to the Point first described.

No. 7.—*St. Audeon's Ward.*

From a Point in the Centre of the River Liffey One hundred and fifty-five Yards Westward from Whitworth Bridge, Southward, to the Point of Intersection of Meeting House Yard with Usher's Quay; thence, Southward, along Meeting House Yard and New Row to the Point of Intersection of said New Row with Thomas Street; thence, Westward, along Thomas Street to its Point of Intersection with Meath Row; thence, Southward, along Meath Row, Meath Street, Brabazon Street, and Brabazon Row, to the Point of Intersection of said Brabazon Row with New Market; thence, Westward, along New Market and Chamber Street to the Point of Intersection of said Chamber Street with Weaver's Square; thence, Southward, along Weaver's Square to its Point of Intersection with Brown Street; thence, Westward, along Brown Street to its Point of Intersection with Love Lane; thence, Southward, along Love Lane and Parnell Bridge to the South End of said Parnell Bridge; thence, Eastward, along the Southern Bank of the Grand Canal to Clanbrassil Bridge; thence, Northward, along Clanbrassil Bridge, Clanbrassil Street, New Street, Patrick Street, and Nicholas Street to the Point of Intersection of said Nicholas Street with Back Lane; thence, North-west, along Back Lane to its Point of Intersection with High Street; thence, Eastward, along High Street to its Point of Intersection with School-house Lane; thence, Northward, along School-house Lane and Skipper's Alley to the Point of Intersection of said Skipper's Alley with Merchant's Quay; thence, Northward, in a straight Line to a Point in the Centre of the River Liffey Ninety Yards Westward from Richmond Bridge; thence, Westward, through the Middle Channel of the River Liffey to the Point first described.

No. 8.—*St. Catherine's Ward.*

From the Point in the Centre of the River Liffey One hundred and fifty-five Yards Westward from Whitworth Bridge, Southward, to the Point of Intersection of Meeting House Yard with Usher's Quay; thence, Southward, along Meeting House Yard and New Row to the Point of Intersection of said New Row with Thomas Street; thence, Westward, along Thomas Street to its Point of Intersection with Meath Row; thence, Southward, along Meath Row, Meath Street, Brabazon Street, and Brabazon Row, to the Point of Intersection of said Brabazon Row with New Market; thence, Westward, along New Market and Chamber Street to the Point of Intersection of said Chamber Street with Weaver's Square; thence, Southward, along Weaver's Square

DUBLIN — *continued.*

Square to its Point of Intersection with Brown Street; thence, Westward, along Brown Street to its Point of Intersection with Love Lane; thence, Southward, along Love Lane and Parnell Bridge to the South End of Parnell Bridge; thence, North-west, along the Southern Bank of the Grand Canal to its Point of Intersection with the Branch leading to the City Basin near Griffith Bridge; thence, East, along the Middle Channel of said Branch of the Grand Canal to a Point opposite Forbes Lane; thence, Eastward, along Forbes Lane to its Point of Intersection with Marrowbone Lane; thence, North-east, along Marrowbone Lane, Thomas Court, Bridgefoot Street, and Queen's Bridge, to the Centre of Queen's Bridge; thence, Eastward, through the Middle Channel of the River Liffey to the Point first described.

No. 9.—*St. James's Ward.*

From the Centre of Sarah Bridge, Southward, along Sarah Bridge, through Island Bridge, and along the Circular Road, to the Turnpike Gate, No. 3, on the South-west Corner of the Circular Road; thence, Southward, in a straight Line to the Point of Intersection of the Grand Canal with the Branch leading to the City Basin near Griffith Bridge; thence, East, along the Middle Channel of said Branch of the Grand Canal to a Point opposite Forbes Lane; thence, East, along Forbes Lane to its Point of Intersection with Marrowbone Lane; thence, North-east, along Marrowbone Lane to its Point of Intersection with Thomas Court; thence, Northward, along Thomas Court, Bridgefoot Street, and Queen's Bridge, to the Centre of Queen's Bridge; thence, Westward, through the Centre of the River Liffey to the Point first described.

No. 10.—*St. Paul's Ward.*

From the Centre of Sarah Bridge, in a Northerly Direction, along the Borough Boundary to its Intersection with the Bradogue Water to the North-west Angle of the Richmond Penitentiary; thence, Southward, along the West Front of the Richmond Penitentiary to the South-west Angle of the said Penitentiary; thence, Southward, along Grange Gorman Lane and George's Lane to the Point of Intersection of said George's Lane with King Street North; thence, Eastward, along King Street North to its Point of Intersection with Smithfield; thence, Southward, along Smithfield and Arran Street East, across Arran Quay, to a Point in the Centre of the River Liffey; thence, Westward, along the Middle of the Channel of the River Liffey to the Point first described.

No. 11.—*Four Courts Ward.*

From the Point of Intersection of the West Branch of the Royal Canal leading from the Royal Canal Harbour with the Borough Boundary, Northward, along the Borough Boundary to its Point of Intersection with the Bradogue Water on the Circular Road; thence, Southward, along the Bradogue Water to North-west Angle of the Richmond Penitentiary; thence, South, along the West Front of the Richmond Penitentiary to the South-west Angle of the said Penitentiary; thence, South, along Grange Gorman Lane and George's Lane to the Point of Intersection

section of said George's Lane with King Street North; thence, Eastward, along King Street North to its Point of Intersection with Smithfield; thence, Southward, along Smithfield and Arran Street East, across Arran Quay, to a Point in the Centre of the River Liffey; thence, Eastward, along the Middle Channel of the River Liffey to a Point opposite Chancery Place; thence, Northward, along Chancery Place, Mountrath Street, Greek Street, and Beresford Street, to its Point of Intersection with King Street North; thence, Eastward, along King Street North to its Point of Intersection with Coleraine Street; thence, Northward, along Coleraine Street and Constitution Hill to a Point in the Centre of the Foster Aqueduct; and thence, Northward, along the said Branch of the Royal Canal to the Point first described.

No. 12.—*Linen Hall Ward.*

DUBLIN—*continued.*

From that Point in the Centre of the River Liffey which is opposite to Swift's Row, Northward, across Ormond Quay to the Centre of the South End of Swift's Row; thence, Northward, along Swift's Row and Jervis Street to its Point of Intersection with Great Britain Street; thence, Eastward, along Great Britain Street to its Point of Intersection with Granby Row; thence, Northward, along Granby Row, Rutland Square West, and Granby Row, to its Point of Intersection with Upper Dorset Street; thence, North-east, along Upper Dorset Street to its Point of Intersection with Blessington Street; thence, along Blessington Street, and in a straight Line across the Royal Canal Reservoir, to a Point in the Centre of the West Branch of the Royal Canal; thence, Southward, along the same to the Centre of Foster Aqueduct; thence, Southward, along Constitution Hill and Coleraine Street to its Point of Intersection with North King Street; thence, Westward, along North King Street to its Point of Intersection with Beresford Street; thence, Southward, along Beresford Street, Greek Street, Mountrath Street, and Chancery Place, across the Quay, to a Point in the Centre of the River Liffey; thence, Eastward, along the Middle Channel of the River Liffey to the Point first described.

No. 13.—*St. George's Ward.*

From the Point of Intersection of the West Branch of the Royal Canal leading from the Royal Canal Harbour with the Borough Boundary, South-east, along the Borough Boundary to Ballybough Bridge; thence, South-west, along Spring Garden Parade, Foster Street, Edward Terrace, Clarke Bridge, Summer Hill Parade, Summer Hill, and Great Britain Street, to the Point of Intersection of said Great Britain Street with Granby Row; thence, Northward, along Granby Row, Rutland Square West, and Granby Row, to its Point of Intersection with Upper Dorset Street; thence, North-east, along Upper Dorset Street to its Point of Intersection with Blessington Street; thence along Blessington Street and in a straight Line across the Royal Canal Reservoir to a Point in the Centre of the said West Branch of the Royal Canal; and thence, North-east, along the same to the Point first described.

DUBLIN—*continued.*

No. 14.—*Post Office Ward.*

From that Point in the Centre of the River Liffey which is opposite Swift's Row, Northward, across Ormond Quay to the Centre of the South End of Swift's Row; thence, Northward, along Swift's Row and Jervis Street until it intersects Great Britain Street; thence, Eastward, along Great Britain Street until it is intersected by Marlborough Street; thence, Southward, along Marlborough Street, across Eden Quay, to the Centre of the River Liffey; thence, Westward, along the Centre of the River to the Point first described.

No. 15.—*Custom House Ward.*

From that Point in the Centre of the River Liffey which is opposite Marlborough Street; thence, Northward, across Eden Quay, to the Centre of the South End of Marlborough Street; thence, Northward, along Marlborough Street until it intersects Great Britain Street; thence, Eastward, along Great Britain Street, Summer Hill, and Summer Hill Parade; thence, Northward, until it intersects the Borough Boundary at Ballybough Bridge; thence along the said Boundary until it joins the River Liffey, and in the same Direction to the Centre of the said River; thence, Westward, to the Point first described.

7.—KILKENNY.

GENERAL BOUNDARY.

KILKENNY

From the Point South-west of the City where the Brega River crosses the Road to Clonmel, following the Course of the River, Northerly, to the Point where the River makes a sudden Turn to the Eastward, and where the Mill Stream, from a ruined Factory West of the River, meets the River Brega; thence in a straight Line to the Point on the Bonnetstown Road where a By-road leading to Lousy Bush leaves the Bonnetstown Road; thence in a straight Line to the Point at the South End of Farmhouse on the Western Road to Freshford belonging to Mr. Purcell, and occupied by Michael M'Donell; thence in a straight Line across the main Road to Freshford, and across the River Nore to the Point where the Road to Ballyragget along the River leaves the old Road to Castlecomer, and just North of the Police Station at Mount Brilliant; thence, following the old Road to Castlecomer, to the Point where it joins the new Road leading from the Barracks at a new House belonging to Mr. Nowlan; thence in a straight Line to the Point at the North-east Corner of the Barrack Enclosure, and following the Back or Eastern Wall of the Barracks to the South-eastern Corner thereof on the Road to John's Well at the Point; thence in a straight Line across the Clara Road and across William's

KILKENNY — *continued.*

Lane to a remarkable Building on a Hill East of the City belonging to Mr. Purcell, called the Gazebo; thence in a straight Line across the River Nore to the Point at the South-eastern Corner of Mr. Scott's Garden on the Road to Bennett's Bridge; thence, following the Southern Enclosure of the said Garden, and of the adjoining Garden of Switzer's Asylum, to the Point where it meets a Lane leading from the Bennett's Bridge Road to the Waterford Road; thence following the said Lane to the Point where it joins the Waterford Road; thence in a straight Line to the Point at the South-western Corner of the Enclosure of the House of Correction; thence, following the Western Side of the Enclosure Wall, to the Point where, if produced, it would meet the Road to Kells; thence, Westerly, along the Road to Kells to the Point where a Quarry on the North Side of the Road joins the said Road, and about One hundred Yards from the Point; thence, turning Northerly, along a Stone Wall about Ninety Yards to the Point where the said Stone Wall meets a Lane called Waters's Lane, leading from Upper Patrick Street towards Mr. Robertson's House called "Rose Hill;" thence along the said Lane, Westerly, to the Point where it crosses the River Brega, South of Rose Hill; thence along the Brega to the Point first described.

To be divided into Two Wards, according to the following Boundaries; and in every such Ward there shall be Three Aldermen and Nine Councillors.

No. 1.—*St. Canice's Ward.*

All that Portion of the Borough situated Westward of the following Line; videlicet, from the Point where the Road from Waterford intersects the Municipal Boundary, along that Road, to the Point where it joins Upper Patrick Street; thence along Upper Patrick Street, Patrick Street, Rose Inn Street, to its Point of meeting with King Street or Back Lane, Coal Market, Watergate, Bull Alley, Vicar's Street, Bishop's Hill; and thence along the main Road to Freshford to the Point where the Road intersects the Municipal Boundary.

No. 2.—*St. John's Ward.*

All that Portion of the Borough situated Eastward of the Line described in Saint Canice's Ward.

8.—LIMERICK.

GENERAL BOUNDARY.

LIMERICK

From the Point at the North of King's Island where the Salmon Weir River flows from the Shannon; thence along the Course of the Shannon to the North-east; and thence, Southward, to the Point at which the same is joined by the Head of the Canal; thence Westward, along the Canal to the Centre of Park Bridge, which crosses the Canal; thence in a straight Line to the Centre of the Cupola upon the Top of the Lunatic Asylum; thence, in a straight Line

and South-westerly Direction, to the Point in the Roxborough Road where it is met by Wilmont Lane; thence along Wilmont Lane to the West Pier of a Gate belonging to Mr. Maloney on North Side of said Lane, and nearly opposite to Wilmot Villa; thence, in a straight Line and North-westerly Direction, across Mr. Maloney's Field and Two other Fields, till it reaches the Extremity of a small Lane; thence, continuing along said Lane, past the Limestone Quarry of William Hargan, until it reaches Bohirboy Road; thence, Westerly, along Bohirboy Road till it reaches Hore's Street; thence, North-westerly, along Hore's Street to the South Circular Road; thence, North-easterly, about Twenty-three Yards along the Circular Road to where Court Brack Avenue leads off North-westerly; thence, North-westerly, along Court Brack Avenue till it reaches Harvey's Quay situated at the End of the said Avenue; thence in a straight Line across the Shannon to Barrington's Quay upon the Clare Side near the old Ruins of Kilrush Church; thence, about Two hundred Yards, North-easterly, along Barrington's Quay, to the North Circular Road; thence, North-westerly, and following the Direction of the Circular Road to where it meets the Shelbourne and Farrenshowen Roads; thence along the Farrenshowen Road to where it crosses the new Ennis Mail Road at nearly Half a Mile from Wellesley Bridge; thence continuing about One hundred Yards up the Farrenshowen Road to where there is a Cottage at a Turn in the Road; thence in a straight Line to the Point where the Killaloe Road meets the old North Ennis Road; thence along the Killaloe Road to the Point where it meets the Black Stick Road; thence in a straight Line to the Point first described.

LIMERICK—*continued.*

To be divided into Five Wards, according to the following Boundaries; and in every such Ward there shall be Two Aldermen and Six Councillors.

No. 1.—*Thomond Bridge Ward.*

From the Point of Barrington Quay, along the Municipal Boundary, to the Point at which the Head of the Canal joins the Shannon; thence, Westward, along the Canal by Park Bridge, through Ball's Bridge, till it reaches the Shannon; thence, South-westerly, along the Shannon to the Point first described.

No. 2.—*John Street Ward.*

From the Commencement of the Canal in the Salmon Weir River to the Centre of the Park Bridge which crosses the Canal; thence in a straight Line to the Centre of the Cupola of the Lunatic Asylum; thence in a straight Line to the Point where the Wilmont Road meets the Roxborough Road; thence, Northerly, along the Roxborough Road, Upper William Street, High Street, Mungret Street, Broad Street, to the Centre of Ball's Bridge; thence to the Point first described.

No. 3.—*Patrick Street Ward.*

From the Shannon by a straight Line along Spraight's Quay and Horan's Quay, and thence through Denmark Street and the new Street leading from Denmark Street to High Street; thence, Eastward, through High Street, Margaret Street, Mungret Street, Broad Street, to the Centre of Ball's Bridge; thence along the Stream passing under New Bridge to the Shannon, and along its Course, Southward, to the Point first described.

LIMERICK—*continued.*

No. 4.—*William Street Ward.*

From the Shannon, along the Southern Extremity of Patrick Street Ward, to High Street; thence, Southward, along the Boundary of John Street Ward to the Point at which Soxton Street joins Upper William Street; thence, Westward, along Soxton Street to the Point at which the same joins Wickham Street; thence along Roche's Street and Shannon Street to the Shannon; thence to the Point first described.

No. 5.—*Richmond Place Ward.*

From the Shannon along the Municipal Boundary to the extreme Southerly Point; thence, Northwards, along the same Boundary to the John Street Ward Boundary; thence along the John Street Ward Boundary to the William Street Ward Boundary; thence along the William Street Ward Boundary to the Shannon, and along its Course, Westwards, to the Municipal Boundary.

9.—LONDONDERRY.

GENERAL BOUNDARY.

LONDONDERRY

From a stout Masonry Pillar North Side of Gateway at Black Bush Cottage on West Side of the Road to Fahan, Eastward, by a straight Line to the West End of the Brick Wall forming a Part of the North Boundary of the Premises of the Free Grammar School of Foyle Academy; thence, Easterly, along the above-mentioned Brick Wall to its Eastern Termination at the High Road on the Bank of the River Foyle; thence, Eastward, in a straight Line, in continuation of the Line of the Brick Wall last mentioned, until the same arrives at the Point being its Intersection of the ordinary Low-water Mark on the East Shore of the River Foyle; thence, Southward, along the Line of the ordinary Low-water Mark until such Line is terminated by the Prolongation Westward of the Line of the South Boundary Fence of the Pleasure Grounds of the late William Bond, Esquire; thence, Eastward, along the Line of the above-mentioned Boundary Fence of Pleasure Grounds until it arrives at its Point of Intersection with the East Side of the Road to Newtown Limavady; thence, South-easterly, in a straight Line to a stout Masonry Pillar West Side of a Gateway on the South Side of the Dungiven Road, about Fifty Yards East of Newtown Limavady Road; thence, Southerly, in a straight Line to a Point on the Clondermont Road where the North Boundary Fence of the Tannery Premises of Mr. William M'Carter terminates; thence, South-westerly, in a straight Line to the Point on the Road to Dunymanagh distant Two hundred and fifty Feet from its Point of Junction with the old Strabane Road; thence, Westerly, in a straight Line to the Point on the old Strabane Road where a Lane departs Southerly to the Fields; thence, Westerly, along the old Strabane Road to the South-westernmost Gable of the Houses at Gobnascale on the North-west Side of said old Strabane Road; thence, Westerly, in a straight Line to a Point in the Townland Boundary between Gobnascale and Tamnymore where said Boundary is met by a Lane

Lane from the North-east; thence, North-westerly, in continuation and prolongation of the last-mentioned Townland Boundary until it meets and intersects the Line of ordinary Low-water Mark on the East Shore of the River Foyle; thence, South-westerly, along the Line of the ordinary Low-water Mark until it is intersected by a Line drawn from the North-east Angle of Foyle Hill Park, across the River Foyle, to the Cottage about One hundred and sixty Yards East of the Point of Intersection of the Boundary between the Townland of Gobnascale and Tamnymore and the old Strabane Road; thence, North-westerly, along the intersecting Line just mentioned to the North-east Angle of the Boundary Fence of Foyle Hill Park; thence, North-westerly, along the Boundary Fence of Foyle Hill Park to the Point where it meets Long Moor Lane; thence, North-westerly, along the North Boundary Fence of Foyle Hill Park to a Point Two hundred Feet West of Long Moor Lane; thence, North-easterly, in a straight Line to the North End of the Brick Wall forming the Western Boundary Fence of Walker's Nurseries; thence, North-easterly, along the Western Boundary of the Nursery Grounds to a Point on the Road to Newton Cunningham where it forms a sharp Angle; thence, Northerly, in a straight Line to a Point in the Avenue leading to the Deer Park at Two hundred Feet distant Westward from the Entrance Gate in Long Moor Lane; thence, North-easterly, in a straight Line to the South-west End of the Rope Walk on the Creggan Road; thence, North-easterly, in a straight Line to a Point in the Lane leading Westward from the Gate at the Black Bush Cottage at One hundred Feet Distance Westward of said Gate; thence, Eastward, One hundred Feet along last-mentioned Lane to the Point on the Fahan Road already described.

LONDONDERRY —*continued.*

To be divided into Three Wards, according to the following Boundaries; and in every such Ward there shall be Two Aldermen and Six Councillors.

No. 1.—*North Ward.*

From the Corporation Hall in a straight Line to the Point at which Ship Quay Street meets the Diamond; thence along Ship Quay Street to the Point at which the same meets the Wooden Quay; thence along the Wooden Quay and along a straight Line drawn in prolongation of the Wooden Quay to the Point at which such straight Line cuts the Boundary of the Borough; thence, Northward, along the Boundary of the Borough to the Point at which the same meets the Avenue to the Bishop's Demesne; thence, Eastward, along the said Avenue to the Point at which the same meets Long Moor Lane; thence along Long Moor Lane to the Point at which the same meets the Rope Walk; thence along the Rope Walk to the Point at which the same meets St. Columb's Well Road; thence, Northward, along St. Columb's Well Road to the Point at which the same meets the Cow Bog; thence along the Cow Bog to Butcher Gate; thence along Butcher Street to the Point at which the same meets the Diamond; thence in a straight Line to the Point first described.

No. 2.—*East Ward.*

From the Corporation Hall in a straight Line to the Point at which Ferry Quay Street meets the Diamond; thence along Ferry Quay Street to the Point at which the same meets Pump Street; thence along Pump Street to the Point at which the same

same meets Widow's Row; thence, Southward, along Widow's Row to the Point at which the same meets Fountain Street; thence, Westward, along Fountain Street to the Point at which the same meets Wapping Lane; thence along Wapping Lane to the Point at which the same meets the River Foyle; thence, Southward, along the River Foyle to the Point at which the same meets the Boundary of the Borough; thence, Eastward, along the Boundary of the Borough to the Point at which the same crosses a straight Line drawn in prolongation of the Wooden Quay; thence along such straight Line to the Eastern End of the Wooden Quay; thence along the Wooden Quay to the Point at which the same meets Ship Quay Street; thence along Ship Quay Street to the Point at which the same meets the Diamond; thence in a straight Line to the Point first described.

LONDONDERRY —*continued.*

No. 3.—*South Ward.*

From the Corporation Hall in a straight Line to the Point at which Ferry Quay Street meets the Diamond; thence along Ferry Quay Street to the Point at which the same meets Pump Street; thence along Pump Street to the Point at which the same meets Widow's Row; thence, Southward, along Widow's Row to the Point at which the same meets Fountain Street; thence, Westward, along Fountain Street to the Point at which the same meets Wapping Lane; thence along Wapping Lane to the Point at which the same meets the River Foyle; thence, Southward, along the River Foyle to the Point at which the same meets the Boundary of the Borough; thence, Westward, along the Boundary of the Borough to the Point at which the same meets the Rope Walk; thence along the Rope Walk to the Point at which the same meets Saint Columb's Well Road; thence, Northward, along Saint Columb's Well Road to the Point at which the same meets the Cow Bog; thence along the Cow Bog to Butcher Gate; thence along Butcher Street to the Point at which the same meets the Diamond; thence in a straight Line to the Point first described.

10.—SLIGO.

GENERAL BOUNDARY.

SLIGO - -

From the Northern Angle of the New Stone Quay called Ballast Bank, Eastward, in a straight Line to the Centre of the Bridge on the Road leading from Old Bridge across the Townland of Cartron to the Townland of Ballincan; thence, Eastward, in a straight Line to the Centre of the Bridge on the Road leading from Old Bridge to the Townland of Carcash; thence, South-eastward, in a straight Line to the North-eastern Angle of the Sligo Fever Hospital; thence, Southward, in a straight Line to the Point where the Boundary between the Townlands of Abbey Quarter and Cleveragh meets the Southern Bank of the River Garvoge; thence in a straight Line to the South-eastern Angle of the County Gaol Enclosure Wall; thence, South-westward, in a straight Line to the North-eastern Angle of the House called Peterville, on the Western Side of the Boyle Road; thence, North-westward, in a straight Line to the North-

SLIGO — *continued.*

North-western Angle of the House called Rose Hill, now in the Occupation of Thomas Read, Esquire; thence, Northward, in a straight Line to the Point at which the North-western Face of Ballast Bank Quay terminates, being about Eighty Yards South-westward of the Point first described; thence along the North-western Face of such Quay to the Point first described.

To be divided into Three Wards, according to the following Boundaries; and in every such Ward there shal be Two Aldermen and Six Councillors.

No. 1.—*Northern Ward.*

From the Point at which the River Garvoge cuts the Municipal Boundary, Westward, along the River to the Centre of Old Bridge; thence along Old Bridge or Bridgefoot Street, Wine Street, and the Road which forms the Boundary between the Townlands of Rathedmond and Knappaghbeg, to the Point at which such Road meets the Municipal Boundary; thence, North-eastward, along the Municipal Boundary to the Point first described.

No. 2.—*Eastern Ward.*

From the Point at which the River Garvoge cuts the Municipal Boundary, Westward, along the River to the Centre of Old Bridge; thence along Old Bridge or Bridgefoot Street, Knox's Street, Radcliffe Street, Market Street, High Street, Pound Street, and the Boyle Mail Coach Road, to the Point at which such Road meets the Municipal Boundary; thence, North-eastward, along the Municipal Boundary to the Point first described.

No. 3.—*Western Ward.*

From the Point at which the Boyle Mail Coach Road cuts the Municipal Boundary, along such Road, Pound Street, High Street, Market Street, Radcliffe Street, Knox's Street, Wine Street, and the Road which forms the Boundary between the Townlands of Rathedmond and Knappaghbeg, to the Point at which such Road meets the Municipal Boundary; thence, Southward, along the Municipal Boundary to the Point first described.

11.—WATERFORD.

GENERAL BOUNDARY.

WATERFORD

From the Point on the North-west Extremity of the Town where the Yard Wall of the Brewery of Messieurs Davis, Strangman, and Company joins the River Suir, in a straight Line to the Point where Summer Hill, Gallows Road, and Morgan's Street meet; thence along the Military Road, Morrisson's Road, Barrack Street, Manor Hill, College Street, Bath Street, across John's Pill at Wyse's Bridge, along Poleberry Street, to near the South Corner of Mr. Deleander's House; thence in a straight Line to where the John's Town Road and Upper Newtown Road meet; thence along the Upper Newtown Road

WATERFORD—*continued.*

Road towards East Passage to the Centre of the Road in front of the Orphan House; thence in a straight Line across the River to the Roman Catholic Chapel in the Abbey Church Lands; thence in a straight Line to Mr. Charles Gatson's Cottage on the Side of Mount Misery; thence across the River to the Point first described.

To be divided into Five Wards, according to the following Boundaries; and in every such Ward there shall be Two Aldermen and Six Councillors.

No. 1.—*Tower Ward.*

From the Point at which the River Suir meets Henrietta Street, along Henrietta Street, to the Point at which the same meets the open Space in front of Christ Church; thence in a straight Line to Colebeck Street, along Colebeck Street; thence through Beresford Street to John's Street; thence through a Part of John's Street to John's Bridge; thence along the Centre of John's Pill to Wyse's Bridge; thence along the Municipal Boundary, Eastward, to the River Bank, and along the Course of the River to the Point first described.

No. 2.—*Custom House Ward.*

From the Point at which the River Suir meets Henrietta Street, along the Boundary of Tower Ward until it meets John's Street; thence, to the North, through Part of John's Street, Michael Street, Broad Street, and Barron Strand Street, to the River; and thence along its Course to the Point first described.

No. 3.—*Centre Ward.*

From the Quay opposite Baron Strand Street, along the Boundary of Custom House Ward, to where Patrick's Street crosses it; along Patrick's Street, Westwards, to Ballybricken; along the West Wall of the County Gaol, across Barker Street, along Henry Street and Hanover Street, to the River; and thence to the Point first described.

No. 4.—*West Ward.*

From the Quay opposite Hanover Street, along the Boundary of Centre Ward; to where it meets Ballybricken; thence, Westwards, along Ballybricken and Morgan Street, to the Point on the Municipal Boundary where Summer Hill, Gallows Road, and Morgan Street meet; thence along the Municipal Boundary across the River. This Ward to include also the whole Space comprehended within the Parliamentary Boundary on the North Side of the River Suir.

No. 5.—*South Ward.*

From the Point in the Municipal Boundary where Summer Hill, Gallows Road, and Morgan Street meet, along the Boundary of West Ward, through Morgan Street, Ballybricken, and Patrick's Street, to the Boundary of Custom House Ward; along that Boundary to the Point where it meets the Boundary of Tower Ward; along the Boundary of Tower Ward to Wyse's Bridge; and thence along the Municipal Boundary to the Point first described.

SCHEDULE (D.)

No. 1.

The LIST of BURGESSES of the Borough of [*or* in the Parish, *or* Precinct, *or* Ward of in the Borough of .]

Christian Name and Surname of each Person at full Length.	Street, Lane, or other Place in this Borough [*or* Parish, Precinct, *or* Ward in this Borough] where the Property in respect whereof the Party is to be enrolled is situate.
Andrews, Peter - - - -	No. 1, Green Street.
Brady, Thomas - - - -	No. 3, White's Lane.

Dated the Day of in the Year .

(Signed) *A. B.*
Churchwarden of the said Parish [*or* Town Clerk of the said Borough, *or* Alderman of the said Ward, &c.]

No. 2.

NOTICE of CLAIM.

To the Town Clerk of the Borough of .

I HEREBY give you notice, That I claim to have my Name enrolled in the Burgess Roll of the Borough of , and that I occupy [*here describe the House, Warehouse, Counting-house, Office, or Shop then occupied by the Claimant,*] in the said Borough, which are rated as being of the net annual Value of Pounds or upwards; and that I have occupied the said Premises [*or* the said Premises or other Premises, *describing such other Premises,* within the said Borough,] for the Space of last past.

Dated the Day of in the Year .

(Signed) HENRY STILES.

No. 3.

NOTICE OF OBJECTION.

To the Town Clerk of the Borough of .

I HEREBY give you Notice, That I object to the Name of Thomas Brady of White's Lane in this Borough [*describe the Person objected to as described in the List of the Churchwardens, Town Clerk, or Alderman of the Ward, &c.*] being retained on the Burgess Roll of the Borough of .

Dated the Day of in the Year .

(Signed) MICHAEL MEARES of [*here state the Place of Abode and Property in respect of which he is said to be entitled to be enrolled in the List of the Churchwardens, Town Clerk, or Alderman of the Ward, &c.*]

No. 4.

LIST OF CLAIMANTS.

The following Persons claim to have their Names inserted on the Burgess Roll of the Borough of .

Christian Name and Surname of each Claimant.	Present Occupancy	Former Occupancy, as stated in the Claim.
Henry Stiles - - -	House, No. 10, Capel Street.	Shop, No. 17, Henry Street, during the last Month, previous to the 31st of August, and House No. 6, Aston's Quay, during the Eleven preceding Months.

Dated the Day of in the Year .

(Signed) *A. B.*, Town Clerk.

No. 5.

LIST OF PERSONS OBJECTED TO.

The following Persons have been objected to as not being entitled to have their Names retained on the Burgess Roll of the Borough of .

Christian Name and Surname of each Person objected to.	Property in respect of which he is said to be entitled to be enrolled in the List of the Churchwardens, Town Clerk, or Alderman of the Ward, &c.
Thomas Brady - - -	No. 3, White's Lane.

Dated the Day of in the Year .

(Signed) *A. B.*, Town Clerk.

No. 6.

LIST of PERSONS subject to the Payment of [*here insert* Poor Rate, Grand Jury Cess, Borough Rate, *&c. as the Case may require,*] within the Limits of the Borough of [*here insert the Name of the Borough*], and within the Collection of the undersigned Collector.

Name of Occupier.	Description of Property rated or assessed.	Name or Situation of the Property.	Amount of Poor Rate, Cess, or Tax, (as the Case may be,) charged thereon.	To what Time paid up.

(Signed) *C. D.* Collector.

SCHE-

SCHEDULE (E.)

No. 1.

FORM of PROCESS of ATTACHMENT of GOODS in COURT of RECORD.

Borough of *L.* to wit.
A.B. of, &c., in, &c., [*Name, Residence, and Addition of Plaintiff.*] Plaintiff.
C.D. of, &c., in, &c. [*Name, Residence, and Addition of Defendant.*] Defendant.

ATTACH the Defendant by his Goods and Chattels, if found within the Jurisdiction of this Court, so that he be before the Recorder of the said Borough at on day the Day of next after the Date hereof, to answer the Plaintiff's Suit in an Action for the Sum of [*here insert the Amount of the Demand*], for [*here insert the Cause of Action*]; and have you then there this Writ.

Dated this Day of One thousand eight hundred .

G.H., Registrar.

To _____

No. 2.

FORM of SUMMONS in COURT of CONSCIENCE.

Borough of *L.* to wit.
A.B. of, &c., in, &c., [*Name, Residence, and Addition of Plaintiff.*] Plaintiff.
C.D. of, &c., in, &c., [*Name, Residence, and Addition of Defendant.*] Defendant.

BY the President of the Court of Conscience for the said Borough. The Defendant is hereby required personally to appear before the said President at on day the Day of next after the Date hereof, to answer the Plaintiff's Suit for the Sum of [*here insert the Amount of the Debt*], for [*here insert the Particulars of the Demand*]. On default thereof the said President will proceed as to Justice shall appertain.

Dated this Day of One thousand eight hundred .

Signed on behalf of the Plaintiff, }

SCHEDULE (G.)

BOROUGHS named in the said Schedule (B.) in which the Body Corporate appears, from the Report of the Irish Corporation Commissioners presented to His late Majesty King William the Fourth in the Year One thousand eight hundred and thirty-five, to be seised or possessed of or entitled to any Property consisting of any Real Estate, or of any Personal Estate, exceeding in annual Amount or Value the Sum of One hundred Pounds.

Ardee.	Cashel.	Naas.	Tuam.
Athlone.	Cloghnakilty.	New Ross.	Wexford.
Athy.	Coleraine.	Strabane.	Wicklow.
Carlow.	Kells.	Tralee.	Youghal.
Carrickfergus.	Kinsale.	Trim.	

SCHEDULE (H.)

BOROUGHS named in the said Schedule (B.) in which the Body Corporate does not appear from the said Report to be seised or possessed of or entitled to Property exceeding in annual Amount or Value the Sum of One hundred Pounds.

Armagh.	Dingle.	Enniskillen.	Maryborough.
Bandon.	Dundalk.	Fethard.	Monaghan.
Boyle.	Dungannon.	Gorey.	Navan.
Callan.	Ennis.	Longford.	Portarlington.
Charleville.	Enniscorthy.		

SCHEDULE (I.)

Borough.	Style of Corporate Body.
ARDFERT	Portreeve, Burgesses, and Freemen of the Borough of Ardfert in the County of Kerry.
ATHENRY	Portreeve, Burgesses, and Freemen of the Corporation of the Town and Liberties of Athenry.
BALTINGLASS	Sovereign, Burgesses, and Free Commons of the Borough of Baltinglass.
BANGOR	The Provost, Free Burgesses, and Commonalty of the Borough of Bangor.
BELTURBET	The Provost, Free Burgesses, and Commonalty of the Town of Belturbet in the County of Cavan.
CARLINGFORD	The Sovereign, Burgesses, and Commonalty of the Borough of Carlingford.
CASTLEMARTYR	The Portreeve, Bailiffs, and Burgesses of the Borough and Town of Castlemartyr.
CAVAN	The Sovereign, Portreeves, Burgesses, and Freemen of the Town and Borough of Cavan.
CHARLEMONT	The Portreeve, Free Burgesses, and Commonalty of the Borough of Charlemont.
DULEEK	Portreeve, Burgesses, and Commons of the Town of Duleek.
HILLSBOROUGH	The Sovereign, Burgesses, and Free Commons of the Borough and Town of Hillsborough.
MISTIOGE	Portreeve, Chief Burgesses, and Freemen of the Town and Borough of Mistioge.
KILBEGGAN	Portreeve, Free Burgesses, and Commonalty of the Borough of Kilbeggan.
KILDARE	The Sovereign, Portreeve, Burgesses, and Freemen of the Borough of Kildare.
KILLILEAGH	The Provost, Free Burgesses, and Commonalty of the Borough of Killileagh.
KILMALLOCK	The Sovereign and Burgesses of the Town of Kilmallock.
LIFFORD	The Warden, Free Burgesses, and Commonalty of the Borough of Liffer.
NEWTOWNARDS	The Provost, Free Burgesses, and Commonalty of the Borough of Newtowne.
MIDDLETON	The Sovereign, Bailiffs, Burgesses, and Commonalty of the Borough of Middleton.
THOMASTOWN	The Sovereign, Provost, and Burgesses of the Town of Thomastown.

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