Recited Acts and this Act to be construed as One Act.

XXVIII. And be it enacted, That the said recited Acts and this Act shall be construed as One Act, except so far as the Provisions of any one of such Acts may repeal or alter the Provisions of any previous Act.

Act may be amended, &c.

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 And be it enacted, That this Act may be amended or repealed by any Act to be passed in this present Session of Parliament.

SCHEDULE to which this Act refers.

DUBLIN,
CORK,
LIMERICK,
BELFAST, and
WATERFORD.

CAP. XCIII.

An Act to amend an Act of the Third and Fourth Years of Her present Majesty for the Regulation of Municipal Corporations in *Ireland*.

[24th *August* 1843.]

'WHEREAS an Act was passed in the Session of Parliament holden in the Third and Fourth Years of the
3 & 4 Vict. c. 108. 'Reign of Her present Majesty, intituled *An Act for the Regulation of Municipal Corporations in* Ireland, whereby it was amongst other things 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 the said Act should 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 a certain Form, 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 that every such Collector shall sign the List so to be made out for his Collection, and cause a true Copy of such List to be prepared, and keep the same, to be perused by any Person, without Payment of any Fee, at all reasonable Times during the Ten Days next after the said Third Day of *September*, and on the same Third Day of *September* deliver the List, so signed by him as aforesaid, to the Town Clerk of such Borough; and that such Town Clerk shall forthwith cause to be printed true Copies of every such List, and deliver One or more of such respective printed Copies to any Person applying for the same, on Payment of a reasonable Price not exceeding One Shilling for each Copy: And whereas the said Enactment has been found inconvenient

'inconvenient and expensive, and it is expedient that the 'same should be repealed, and other Provision made in lieu 'thereof:' Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the herein-before recited Enactment shall be and the same is hereby repealed, save and except so far as relates to any Matter or Thing done in pursuance thereof before the passing of this Act.

The recited Enactment repealed.

II. And be it enacted, That on or before the Eighth Day of *September* in every Year the Town Clerk of any Borough in which the said Act now is or hereafter shall come into operation shall, in a Book to be by him provided for that Purpose, enter the Names of all Persons who shall appear to be entitled to be enrolled as Burgesses of such Borough in the Burgess Roll then next to be made in right of Inhabitancy and Occupation and Rating according to the Provisions of the said recited Act, with the Premises in respect whereof they may be so entitled; and all such Names shall be arranged alphabetically, and numbered, beginning the Numbers from the first Name in such Book, and continuing them in a regular Series to the last Name in such Book; and such Book shall be made out according to the Form in the Schedule (A.) to this Act annexed, with so many Columns as may be necessary for the Insertion of the Particulars herein-after mentioned of the several Cesses, Rates, or Taxes payable within such Borough: Provided always, that in every Borough divided into Wards there shall be separate Books for each Ward, and that the Names of the Persons appearing to be entitled as aforesaid to be enrolled as Burgesses for such Borough shall be entered in the Book for the Ward wherein the Premises by the Inhabitancy, Occupation, and Rating whereof they may appear to be so entitled shall be situate; and the Town Clerk of such Borough shall, Two Days at the least before the said Eighth Day of *September* in every Year, summon or cause to be summoned the Collectors of all Rates for the Relief of the Poor, and of Grand Jury and Municipal Cesses, and of all Rates and Taxes payable in respect of Premises within such Borough, and also the Treasurer of such Borough, and if there be no Treasurer, the Mayor of the said Borough, to attend at his Office, at such Time or Times within the Seven Days next succeeding the said Eighth Day of *September* as he shall think necessary, with all necessary Books, Papers, Vouchers, and Accounts; and they and each of them shall themselves or by their sufficient Deputies attend accordingly at the Office of the said Town Clerk, and shall, in such Order as the said Town Clerk shall direct for the more convenient Despatch of Business, enter in the Columns of the said Book appropriated to the Taxes, Rates, or Cesses within their Collection respectively the Amount of the last Tax, Rate, or Cess paid by each Person named in such Book, or paid on account of the Premises in respect whereof such

Town Clerk to prepare a Book containing the Names of Persons entitled to be Burgesses, arranged alphabetically, according to the Form in the Schedule.

The Collectors of the several Taxes shall attend at the Office of the Town Clerk, and insert the Payments of such Taxes in the proper Columns.

such Person may be entitled to be enrolled as aforesaid, and the Date of such Payment, and the Amount of the Tax, Rate, or Cess (if any) then due and unpaid by each such Person or in respect of such Premises as aforesaid, and the Date when the same became due and payable, and shall sign the said Columns; and on the Completion of the Entries so to be made in the said Book the said Town Clerk shall cause a Notice thereof to be fixed on or near the outer Door of the Town Hall, or in some public and conspicuous Place within the Borough, and shall keep the said Book in his said Office, to be perused by any Person, without Payment of any Fee, at all reasonable Hours during the last Ten Days of *September* (*Sunday* excepted), and shall deliver a Copy thereof, or any Extract therefrom to any Person requiring the same, on Payment of a reasonable Price, not exceeding One Halfpenny for every Name, with the Entries attached thereto, which may be included in such Copy or Extract so required; and that such Copy or Extracts as aforesaid shall be delivered by the Town Clerk within Four Days from the Date of the Application.

Upon Completion of the Entries, the Town Clerk to give Notice thereof, and permit the Book to be perused and give Copies or Extracts.

III. And be it enacted, That any Mayor, Treasurer, or Collector who shall neglect to perform the Duties herein-before described shall forfeit a Sum not exceeding 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 on Mayor, &c. neglecting their Duties.

IV. 'And whereas it is expedient to alter the Times and 'Periods specified and limited by the said recited Act for doing 'several Matters thereby required or authorized to be done;' be it therefore enacted, That on or before the Twentieth Day of *September*, instead of on or before the Fifth Day of *September*, as in the said Act mentioned, in every Year, except the first, in which the said Act shall be or come into operation in any Borough, the Town Clerk of such Borough shall make out such Lists, as by the said Act directed, of all Persons entitled to be enrolled in the Burgess Roll of that Year within each Ward of such Borough, and sign the same: Provided always, that, in preparing such Lists, he shall exclude therefrom the Name of every Person who shall not appear by the Entries made in the Book herein-before mentioned by the several Collectors, Treasurer, or Mayor to have paid all Rates, Cesses, or Taxes by the said Act required to be paid in order to qualify such Person to be or to be enrolled as a Burgess of such Borough; and that he shall on the said Twentieth Day of *September*, instead of on the said Fifth Day of *September*, deliver a true Copy of such Lists, signed by himself, to the Mayor of such Borough; and that he shall himself keep such original List, to be perused by any Person, without Payment of any Fee, at all reasonable Hours between the Twentieth and Thirtieth Days of *September*,

The Days for doing several Acts required by 3 & 4 Vict. c. 108. altered.

instead of between the Fifth and Fifteenth Days of *September*, as in the said Act mentioned; and that he shall cause a Copy of all such printed Lists as by the said Act he is required to cause to be fixed on or near the outer Door of the Town Hall, or in some public and conspicuous Place within the Borough, on every Day during the Eight Days next preceding the Fifteenth Day of *September* in every Year, to be so fixed on every Day during the Eight Days next preceding the First Day of *October* in every Year instead of the Eight Days preceding the Fifteenth Day of *September* as in the said Act mentioned; and that every Person whose Name shall be omitted in any such List as in the said Act mentioned, and who shall claim to have his Name inserted on the Burgess Roll, shall and may give Notice thereof to the Town Clerk (pursuant to the Directions of the said Act) on or before the First Day of *October* in every Year instead of on or before the Fifteenth Day of *September*, as in the said Act mentioned; and that every Person authorized under the Provisions of the said Act to object to any other Person as not being entitled to have his Name retained in the Burgess Roll for the same Borough, shall on or before the First Day of *October*, instead of on or before the Fifteenth Day of *September*, as in the said Act mentioned, 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 as in the said Act mentioned; and that the Town Clerk shall cause Copies of all such Lists of Persons so claiming, and of all Persons so objected to, as by the said Act he is required to cause to be fixed on or near the outer Door of the Town Hall or in some public and conspicuous Place within the Borough, during the Eight Days next preceding the First Day of *October* in every Year, to be so fixed during the Eight Days next preceding the Twentieth Day of *October* in every Year instead of the Eight Days next preceding the First Day of *October* as in the said Act mentioned; and that he shall keep a Copy of the Names of all Persons so claiming, and a Copy of the Names of all Persons so objected to, to be perused by any Person, without Payment of any Fee, at all reasonable Hours during the Eight Days (*Sunday* excepted) next preceding the Twentieth Day of *October* in every Year, instead of during the Eight Days next preceding the First Day of *October* as in the said Act mentioned; and that the Court to be holden in each Borough in which the said Act shall come into or be in operation by the Barrister appointed as in the said Act mentioned, or by the Mayor and Two Assessors of the Borough, for the Purpose of revising the Lists in the said Act mentioned, shall be holden at some Time between the Twentieth Day of *October* and the Tenth Day of *November* inclusive in every Year, instead of between the First and Fifteenth Days of *October* as in the said Act mentioned; and that such Court may be adjourned from Time to Time so that no such adjourned Court shall be holden after the said Tenth Day of *November*, instead of the

said Fifteenth Day of *October* as by the said Act provided; and that the Book by the said recited Act declared to be the Burgess Roll of each Borough shall be completed on or before the Twentieth Day of *November* in every Year, instead of on or before the Twenty-second Day of *October* in every Year; and that 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, at any Election which may take place in such Borough between the Twenty-fifth Day of *November* inclusive in the Year wherein such Burgess Roll shall have been made and the Twenty-fifth Day of *November* in the succeeding Year, instead of 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 as by the said Act provided, or until a new Burgess Roll shall have been made; and that the Election for Councillors and Aldermen in the first Year in which this Act shall come into operation in any Borough shall be held on the Twenty-fifth Day of *November* instead of the Twenty-fifth Day of *October* a sin the said Act mentioned; and that such Aldermen and Councillors as are by the Provisions of the said Act to go out of Office on the Twenty-fifth Day of *October* in each Year shall respectively after the passing of this Act go out of Office on the Twenty-fifth Day of *November*, instead of the Twenty-fifth Day of *October* as by the said Act provided; and that such Aldermen and Councillors as shall be needed to supply the Vacancies so created shall be elected on the said Twenty-fifth Day of *November* in each Year instead of the Twenty-fifth Day of *October* as by the said Act provided; and that the Two Auditors and the Two Assessors of each Borough, and the Two Assessors for each Ward in every Borough, shall, after the passing of this Act, be elected on the Third Day of *December* in each Year, instead of the Third Day of *November* as by the said Act provided; and that every such Auditor and Assessor shall continue in Office until the Tenth Day of *December* in the Year following his Election, instead of until the Tenth Day of *November* in such Year as by the said Act provided.

Time of Election and Entrance upon Office of the Mayor changed.

V. And be it enacted, That from and after the passing of this Act the Council of each Borough in which the said Act may now be or hereafter come into operation shall, on the First Day of *December* instead of the First Day of *November* in each Year as in the said Act mentioned, elect out of the Aldermen or Councillors of such Borough, in the Manner in the said Act directed, a fit Person to be the Mayor of such Borough, who shall enter upon the Office of Mayor of such Borough on the First Day of *January* next following instead of on the Day of such Election as by the said Act provided, and shall continue in his Office for One whole Year from the said First Day of *January*, instead of from the Day of his Election as by the said Act provided, and until his Successor shall have accepted the Office,

Office of Mayor, and shall have made and subscribed the Declaration by Law required in that Behalf; and in case the Person so elected to such Office shall decline to accept the same, or having agreed to accept the same shall, after such Election, die, or become incapable of discharging the Duties of such Office, or cease to be an Alderman or Councillor of such Borough, the Council of the Borough shall, within Ten Days thereafter, elect out of the Aldermen or Councillors of the said Borough another fit Person to be the Mayor thereof for the ensuing Year, or the Residue thereof, as the Case may be; and at the like Times, instead of the Times in the said Act mentioned, 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, who shall enter upon his Office and continue therein at and for the like Times as herein-before provided in respect of any Mayor.

When Election Day falls on a Sunday, the Election to be on Monday.

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

Extending the Power allowed to be exercised over the Lands, &c. with the Approbation of the Treasury.

VII. And be it enacted, That the Power of Disposition allowed by the said Act over the Lands, Tenements, and Hereditaments of any Body Corporate in the said Act mentioned, to be exercised with the Approbation of the Commissioners of Her Majesty's Treasury, or any Three of them, shall extend to the Disposition of such Lands, Tenements, and Hereditaments, with such Approbation as aforesaid, whether by way of absolute Sale or by way of Exchange, Mortgage, or Charge, Demise or Lease, and to every other Disposition of the same whatsoever, which shall be so approved of as aforesaid.

Councils of Boroughs, &c. may acquire Lands, &c. with the Consent of the Treasury. 9 G. 4. c. 82.

VIII. And be it enacted, That in every Case in which the Council of any Borough in *Ireland*, or Commissioners, elected under an Act passed in the Ninth Year of the Reign of His Majesty King *George* 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*, of Burghs in *Ireland*, shall deem it expedient to purchase or become possessed of for public Purposes any Lands, Tenements, or Hereditaments, it shall be lawful for such Council or Commissioners to represent the Circumstances of the Case to the Commissioners of Her Majesty's Treasury, and it shall be lawful for such Council or Commissioners so elected as aforesaid, with the Approbation of the said Commissioners of Her Majesty's Treasury, or of any Three of them, to purchase or become possessed of any Lands, Tenements, or Hereditaments in such Manner and on such Terms and Conditions as shall have been approved of by the said Commissioners as aforesaid: Provided always, that Notice of the Intention of the Council or Commissioners so elected as aforesaid to make such Application as aforesaid shall be inserted once at least in the *Dublin Gazette* and in some local Newspaper, and shall be fixed on the outer Door of the

Notice of Application.

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 of Her Majesty's Treasury 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-payers of the Borough at all reasonable Hours during the same.

IX. 'And whereas by an Act of the *Irish* Parliament passed 'in the Session of Parliament held in the Twenty-ninth Year 'of the Reign of His Majesty King *George* the Third, inti- 29 G. 3. (I.) 'tuled *An Act for the better supplying the Inhabitants of certain 'Cities and Towns with Water*, it was enacted that the Chief 'Magistrate, Aldermen, or Burgesses, Sheriffs, Bailiffs, and 'Common Council, Recorder, and Representatives of every 'City or Town in this Kingdom which gives Title to the See 'of a Bishop or Archbishop, except the Cities of *Dublin*, *Cork*, 'and *Limerick*, together with the Dean and Chapter of such 'Bishoprick, Archbishoprick, and also the Chief Magistrate, 'Aldermen, or Burgesses, and Representatives of every Town 'Corporate, should be Commissioners for the making of any 'Watercourse, Cut, Drain, Ditch, Trench, Dam, or Passage 'for the Purpose of conveying Water to such City or Town, 'with certain Powers as in said Act particularly mentioned: 'And whereas by an Act of the Parliament of *Ireland*, passed 'in the Thirty-fourth Year of the Reign of His late Majesty 34 G. 3. (I.) 'King *George* the Third, intituled *An Act to explain and amend 'an Act passed in the Twenty-ninth Year of the Reign of His 'present Majesty, intituled 'An Act for the better supplying the '' Inhabitants of certain Cities and Towns with Water,'* it was 'enacted, that it should be lawful for the Commissioners in the 'said Act named, or any Three of them, the Dean, Sub-Dean, 'or Chief Magistrate of any Town Corporate being one, to 'enter into Agreements with the Occupier of any House in 'any City or Town Corporate (to which Pipes should be brought 'by virtue of the said Act) for the laying of a Pipe to supply 'the said House with Water: And whereas it was by the said 'Act further enacted, that if any Occupier of any such House 'should neglect or refuse to pay the annual Rents so agreed 'upon for Twenty-one Days after personal Demand, or in 'Writing left at the usual Place of Abode or Occupation of 'the Person so directed to pay, it should be lawful for the 'said Commissioners, or their Officer or Receiver, by Warrant 'under the Hand and Seal of the Chief Magistrate, which 'Warrant the Chief Magistrate was thereby authorized and 'required to grant, to enter into the House of the Person so 'chargeable, and to distrain his Goods and Chattels, with 'certain Powers of Sale of the said Distress as therein men- 3 & 4 Vict. c. 108. 'tioned: And whereas by the said recited Act for the Regu- s. 117. 'lation of Municipal Corporations in *Ireland* it was amongst 'other things enacted, that all Powers and Trusts, not other-

'wise

'wise therein provided for, which by any Act of Parliament or otherwise are vested in or exercised by any Body Corporate named in the Schedule (B.) to that annexed which shall be dissolved by virtue of that 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 selected 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 therein-before directed, and the Election of a Council thereunder, or until Parliament shall otherwise provide, be exercised in manner therein-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 respectively, instead of such Body Corporate, or Member or Members, Person or Persons; and all other of the said Powers not otherwise therein 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 that Act had not been passed, by the said Commissioners: And whereas it is expedient to amend the said Enactments;' be it therefore enacted, That the Power and Authority by the said Act of the Parliament of *Ireland* passed in the Thirty-fourth Year of the Reign of His late Majesty King *George* the Third given to the Chief Magistrate of any Body Corporate dissolved by virtue of the said Act passed in the Session of Parliament held in the Third and Fourth Years of the Reign of our Sovereign Lady Queen *Victoria* shall, until the Grant of a Charter of Incorporation as in the said Act directed, and the Election of a Town Council thereunder, or until Parliament shall otherwise provide, be exercised by the Chairman of the Commissioners elected under the said Act of the Ninth Year of the Reign of King *George* the Fourth, or by the Chairman of the Municipal Commissioners acting or to be elected in such Borough in pursuance of the said recited Act for the better Regulation of Municipal Corporations in *Ireland*, as the Case may be, or in default of there being either of such Commissioners elected in such Borough, then by such Justice or Justices of the Peace, having Jurisdiction within such Borough or Place, as for the Time being shall be appointed by the said Lord Lieutenant by Warrant under his Hand.

Powers of dissolved Corporations under 34 G. 3. (I.) may be exercised by Commissioners or Justices until other Provision made.

X. 'And whereas divers Provisions were made by the said 'recited Act in reference to and dependent upon the Election 'of Commissioners in certain Boroughs under the Provisions 'of an Act passed in the Ninth Year of the Reign of King

9 G. 4. c. 82.

'*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:* And whereas it was by the said last-recited Act provided, that, at any Meeting convened as by that Act is directed for the Purpose of carrying the same into execution, every Person who shall reside within the City, Town Corporate, Borough, Market Town, or other Town where such Meeting shall be held, or, when the Limits of any Town shall not be defined, who shall reside within a certain Distance in the said Act mentioned, and who shall have been assessed or charged, by the last Rate made at Vestry in the Parish wherein such Person shall dwell, for or in respect of a Dwelling House or other Tenement of the computed annual Value, according to the said Rate, of Five Pounds or more, shall be admitted and entitled to vote, and no other Person whatsoever; and it was also provided by the said last-recited Act, that every Person resident as aforesaid, who shall have been assessed or charged by a like Vestry Rate for or in respect of a Dwelling House of the computed annual Value according to such Rate of Twenty Pounds or more, shall be eligible to be elected a Commissioner for the Purposes of the said Act at the first Election of Commissioners under the said Act: And whereas no such Vestry Rate as in the said Act mentioned has been made in many Parishes within which such Boroughs are respectively situate, and by reason thereof the Election of Commissioners under the Provisions of the said Act is liable to be questioned, and such Provisions of the said recited Act for the Regulation of Municipal Corporations in *Ireland* as depend upon the Election of Commissioners under the said Act of the Ninth Year of the Reign of King *George* the Fourth have become or may become ineffectual;' for Remedy whereof

Existing Elections declared valid in certain Cases;

be it enacted, That in every Case in which, at any Meeting convened pursuant to the Provisions of the said last-recited Act for the Purpose of carrying the same into execution in any City, Town Corporate, Borough, or Town, an Election of Commissioners shall have been made, and the Persons so in fact elected Commissioners for the Purposes of the said Act, or any of them, shall have acted as such, and shall, or the Successors of whom shall, be at the Time of the passing of this Act acting as Commissioners in the Execution of the said Act, such Persons shall be and be deemed and taken to have been duly elected at and from the Time when such Election did in fact take place, and that all Acts, Contracts, Proceedings, Rates, Assessments, Matters, and Things heretofore *bonâ fide* made, done, authorized, or performed by any Commissioners so first elected, and all subsequent Elections of Commissioners under the said Act, and all things done by them, shall have and be deemed and taken to have had the same Force and Validity which they would have or have had if there had been within the Parish or Parishes wherein any such Borough may be situate such a Vestry Rate as in the said Act mentioned, and as if each of the Persons

Persons so first elected Commissioners had been assessed or charged thereby for or in respect of a Dwelling House or other Tenement of the computed annual Value according to the said Rate of Twenty Pounds or more, and as if the Persons admitted to vote at the Meeting whereat such Election may have taken place had each of them been assessed or charged by such Rate for or in respect of a Dwelling House or other Tenement of the computed annual Value according to the said Rate of Five Pounds or upwards.

but not Elections heretofore declared invalid.

XI. Provided always, and be it enacted, That nothing herein shall apply or extend to any Election of Commissioners which shall have been at any Time heretofore declared or adjudged invalid by any Court of competent Jurisdiction.

So much of the 9 G. 4. c. 82. as relates to the Vestry Rate repealed.

XII. And be it enacted, That those Parts of the said recited Act of the Ninth Year of the Reign of King *George* the Fourth which make it necessary, to entitle any Person to vote at any Meeting convened under the Provisions of the said Act, or to render any Person eligible to be elected a Commissioner at the first Election of Commissioners under the said Act, that such Person shall be or have been charged or assessed by the last Rate made at Vestry, in the Parish wherein he may dwell, for or in respect of a Dwelling House or other Tenement in any Amount whatsoever, shall be and the same is hereby repealed, without Prejudice nevertheless to any thing done or Election made previous to the passing of this Act.

Qualification of Voter;

XIII. And be it enacted, That at any Meeting convened after the passing of this Act for the Purpose of carrying the said last-recited Act into execution, or any Adjournment thereof, no Person shall be admitted or entitled to vote unless he shall have been rated under the Act for the more effectual Relief of the destitute Poor in *Ireland*, or any Act amending the same, by the last Rate made in the Union wherein he shall dwell, in respect of Lands, Tenements, or Hereditaments of the net annual Value of Five Pounds or upwards, nor unless he shall have paid all such Poor Rate as shall have become legally due and been demanded from him; and that no Person shall be eligible to be elected a Commissioner at the first Election of Commissioners under the said Act unless he shall have been so rated to the Relief of the Poor by the last Rate made in the Union wherein he shall dwell, in respect of Lands, Tenements, or Hereditaments of the net annual Value of Twenty Pounds or upwards, nor unless he shall have paid all such Poor Rate as shall have become legally due and been demanded from him.

of Commissioner.

Right of voting shall be decided by Chairman at Meeting.

XIV. And be it enacted, That if any Controversy shall arise at any such Meeting or Election as to the Qualification, or Right of Voting, or Eligibility of any Person, such Controversy shall be determined by reference to the Rate Book or Rate Books of the Guardians of the Poor Law of the Union or Unions in which such City, Town Corporate, Borough, Market Town, or other Town is situate; and for this Purpose the Clerk to the Guardians of each such Union shall attend such Meeting

Clerk to Guardians to attend with Valuation Book to assist Chairman.

Meeting and Election, and shall then and there produce the Rate or Valuation Book of such Union, in order that Reference may be had thereto, if necessary, as aforesaid, and shall point out to the Person or Persons presiding at such Meeting the Entry in the said Book of Rating of the Person whose Vote or Eligibility shall so be in Controversy as aforesaid; and the Person or Persons so presiding at such Meeting as aforesaid shall give Judgment accordingly; and if any Clerk of any Union shall refuse or neglect to attend any such Meeting or Election so convened as aforesaid, he having been required to do so by a Notice in Writing signed by the Person or Persons authorized to preside at such Meeting or Election, or by any One of them, such Notice being either served upon him personally, or left for him at the Workhouse of such Union, he shall, on being convicted thereof before any Two or more Justices of the Peace, forfeit and pay any Sum not exceeding Twenty Pounds, together with the Costs of suing for and recovering or levying the same, to be recovered and levied in like Manner as all other Forfeitures, Fines, or Penalties are made recoverable, and directed to be levied by the said Act.

Clerk refusing or neglecting, to forfeit for each Offence 20*l.* and Costs.

XV. And be it enacted, That in framing the Registry, which the Commissioners acting in the Execution of the said Act are thereby required to keep, and from Time to Time to revise and amend, of Householders occupying Houses of the annual Value of Five Pounds or upwards, and of Householders occupying Houses of the annual Value of Twenty Pounds or upwards, such Commissioners shall have regard to the Valuation made for the Purposes of the Poor Rate under the said recited Act for the more effectual Relief of the destitute Poor in *Ireland*, or any Act amending the same; and that the annual Value of Five Pounds and upwards and the annual Value of Twenty Pounds or upwards with reference to which such Registry is to be formed shall be deemed and taken to be the net annual Value as ascertained by the Valuation made for the Purposes of the said last-mentioned Act or Acts.

The Registry which the Commissioners are to keep of 5*l.* and of 20*l.* Householders shall be framed with reference to the Poor Rates Valuation.

XVI. And be it enacted, That those Parts of the said recited Act which direct or require the Commissioners acting in execution thereof to make a Survey and Valuation for the Purposes of the said Act, and as directs the Rates and Assessments which such Commissioners are authorized to levy to be applotted in certain Proportions according to such Valuation, shall be and the same are hereby repealed, without Prejudice nevertheless to any Applotment heretofore made, or to the Recovery of any Rate or Assessment payable thereunder.

So much of 9 G. 4. c. 82. as directs the Commissioners to make a Valuation for the Purposes of the Act repealed.

XVII. And be it enacted, That from and after the passing of this Act every Rate to be at any Time made by any Commissioners now or hereafter acting in the Execution of the said Act of the Ninth Year of King *George* the Fourth shall be applotted, raised, and levied on the Owners, Occupiers, and Tenants of the Houses, Shops, Warehouses, Cellars, Mills, Yards, Gardens, and Tenements liable to be rated and assessed under the Provisions of the said Act according to the net annual Value

The Poor Rate Valuation shall be used instead.

Value thereof respectively as the same now are or shall from Time to Time be hereafter valued and rated under the said recited Act for the more effectual Relief of the destitute Poor in *Ireland*, or any Act or Acts amending the same: Provided always, that nothing herein contained shall extend to or affect the Provisions made by the said Act as to the relative Proportions of the said Rates to be imposed upon Premises of different Value, or any other Provision of the said Act in respect of such Rates, save only as herein-before provided in respect of the Substitution of the Valuation under the said Act for the more effectual Relief of the destitute Poor, for a Valuation to be made by the Commissioners for the special Purposes of the said Act of the Ninth Year of King *George* the Fourth. Proviso.

XVIII. 'And whereas certain Hereditaments by the herein-before recited Act of the Ninth Year of King *George* the Fourth made chargeable for the Purposes of the said Act may not be rateable for the Relief of the Poor, and upon that Ground have not been or may not have been included in the Valuation made for the Purpose of Poor Rates; and it is expedient that all such Property, although not so rateable, should be valued in like Manner and upon the same Scale as that which is so rateable or rated: And whereas in the Valuation made for the Purpose of Poor Rates Dwelling Houses may be in certain Cases valued together with Property not comprehended in that Term, and a separate Valuation of such Dwelling Houses is necessary for certain Purposes of the said Act;' be it therefore enacted, That in all Cases of Property which is or shall be liable to the Payment of any Rate or Assessment under the Provisions of the herein-before recited Act, and which is or shall be by Law exempted from the Rate, or not rateable to or which shall not be included in the Rate for the Relief of the Poor in the Union wherein the same may be situate, and in the Case of Dwelling Houses valued together with other Property, the Poor Law Commissioners shall cause to be made and declared separate Valuations of all or any such Property and Dwelling Houses situate in any Ward or Townland, or other Denomination proper for that Purpose within the Union, in like Manner as by Law they now are or hereafter may be authorized, required, or directed with respect to Hereditaments liable to be rated as aforesaid; and every such separate Valuation of Property not liable to be rated to the Relief of the Poor shall contain in a separate Column a Statement of the Ground of such Exemption; and all such separate Valuations, when made, shall be subject in all respects to the like Right of Appeal, Regulations, Additions, or Alterations, and shall be of like Force and Effect, under the Provisions of this Act, as any Valuation made for the Purposes of a Rate for the Relief of the Poor, as nearly as the Circumstances of the Case will admit; and Copies of such separate Valuations shall be furnished by the Clerk of the Guardians of the Poor of such Union in the same Manner and within the same Period as is herein-after directed with respect to Copies of the Rates. Supplemental Valuations.

So.

XIX. And

Copies of Valuations.

XIX. And be it enacted, That within Twenty-one Days after the first Election of Commissioners under the Provisions of the said Act of the Ninth Year of the Reign of His Majesty King *George* the Fourth in any City, Borough, or Town wherein such Act may not now be in operation, and on or before the First Day of *August* in every Year in each City, Borough, or Town where the said Act may now or then be in operation, the Clerk of the Guardians of the Poor of each Union situate wholly or in part within such City, Borough, or Town, or within the Limits of the Jurisdiction of the said Commissioners, shall make out a true and perfect Copy of the then last made Rate for the Relief of the Poor therein, and of such supplemental or separate Valuations as are herein-before directed to be made, or of so much of them or either of them as shall relate to any Property liable to be rated under the Provisions of the said recited Act, and as shall be required by the said Commissioners, and shall deliver the same, attested and certified by him, to the said Commissioners; and such Clerk of the Guardians of each Union as aforesaid, from Time to Time, and as often as any Additions to or Alterations in the said Rate for the Relief of the Poor shall have been made, whether by Appeal or otherwise, shall, within Ten Days after such Rate and supplemental Valuation shall have been so added to or altered, make true and perfect Copies of such Additions or Alterations, and deliver the same, attested and certified by him, to the said Commissioners.

Entry of Rate, or a certified Copy thereof, Evidence.

XX. And be it enacted, That the Entry of such Rate or supplemental Valuation, or in the Absence of the Original such attested and certified Copy of such Rate or supplemental Valuation, Addition, or Alteration as aforesaid, shall in all Cases be and be deemed and taken to be conclusive Evidence of all the Matters contained therein.

Applications may be made to the Lord Lieutenant for adopting the Provisions of Act 9 G. 4. c. 82., notwithstanding the Determination of any Meeting previously held under that Act;

XXI. 'And whereas it was by the said recited Act provided, 'that if any Meeting convened pursuant to the Provisions of 'the said Act should determine against adopting and acting 'upon the Provisions of the said Act, such Meeting should adjourn *sine Die*; and that it should not be competent for any 'Householders within the same City, Borough, or Town to 'make any such Application as in the said Act described, nor 'should any such Orders and Directions as in the said Act 'mentioned issue for convening a like Meeting within the same 'City, Borough, or Town for and during the Term of Three 'Years, computed from the Term of Adjournment aforesaid; 'and that at and after the Completion of such Term it should 'become again competent to make such Application, and 'thereon to issue such Orders and Directions as aforesaid: 'And whereas it is expedient, with regard to the Operation 'of the said Act for the Regulation of Municipal Corporations 'in *Ireland*, to authorize the Adoption of the Provisions of the 'said Act of the Ninth Year of King *George* the Fourth, notwithstanding a previous Determination of any Meeting convened as aforesaid to the contrary;' be it therefore enacted, That at any Time within Twelve Calendar Months next after the

Act it shall and may be competent, notwithstanding previous Proceedings under the said Act then unexpired, for the Householders in Town to make such Application as in ...tioned, and for the Lord Lieutenant or other ...nor or Governors of *Ireland* to give such Orders a... ...irections as in the said Act mentioned; and that thereupon all such and the like Proceedings shall and may be had as if the Term of Three Years from Adjournment of any such former Meeting had expired, or as if no such Meeting had been at any Time held in such City, Borough, or Town.

and the Lord Lieutenant may give Directions accordingly.

XXII. 'And whereas under and by virtue of said recited 'Act of the Third and Fourth Years of the Reign of Her 'present Majesty the Council of any Borough in *Ireland*, in 'the Cases in said Act mentioned, is authorized and required 'from Time to Time to order a Borough Rate to be made 'within the 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 recited Act of the Ninth Year of the Reign of 'King *George* the Fourth, and should observe and preserve 'the Provisions thereof as if the same were therein recited: 'And whereas the Mode prescribed for the Recovery of Rates 'under the said recited Act is Distress and Sale of the Goods 'distrained for Nonpayment of same, and it is expedient to 'extend the Mode of Recovery of Rates, as well as those to be 'made under the said recited Act of the Ninth Year of the 'Reign of His Majesty King *George* the Fourth as those to be 'made in pursuance of the said recited Act of the Third and 'Fourth Years of the Reign of Her Majesty Queen *Victoria*;' be it therefore enacted, That it shall and may be lawful to and for the Council of any Borough, or the said Commissioners acting under the said recited Act of the Ninth Year of His Majesty King *George* the Fourth, where any Rate shall hereafter be made pursuant to said recited Acts, or either of them, shall be in arrear and unpaid by the Owners, Occupiers, or Tenants of any Hereditament on which same shall be chargeable or payable out of, and where such Rate so in arrear shall not exceed the Sum of Twenty Pounds, to proceed for Recovery of same against the Party liable by Civil Bill before the Assistant Barrister or Recorder having Jurisdiction for Trials by Civil Bill in the County, County of the Town, City, or Borough where the Hereditament or Tenement on which said Rate so in arrear is chargeable shall be situate, and such Assistant Barrister or Recorder, as the Case may be, shall have Power to hold Plea thereof, and the same shall and may be proceeded on in like Manner in all respects, and the like Decree or Judgment and Execution shall and may be had thereon, and also the like Benefit of Appeal, and of Proceedings, Judgment, and Execution thereon, as in case of any other Sum or Demand which may now by Law be had or used before such Judge: Provided

Recovery of Rates by Civil Bill.

Provided always, that in case of such Civil Bill Proceedings by any Council of any Borough, same shall be brought in the Name, Style, and Title of the Corporate Body of such Borough as Plaintiffs, and in case of such Proceedings by any Commissioners acting under the said recited Act, same shall be brought in the Name of the Chairman of said Commissioners acting as such Chairman at the Time such Civil Bill Proceeding shall be commenced, and styling him as such Chairman.

Polling at Elections of Commissioners.

XXIII. 'And whereas by an Act passed in the Ninth Year 'of the Reign of His Majesty *George* the Fourth, intituled *An* '*Act to make Provision for the lighting and cleansing of Towns in* 'Ireland, the Mode of Election of Commissioners therein pro- 'vided directs, "that if the Votes of all the Persons duly quali- 'fied and desirous to vote cannot be conveniently collected and 'registered by Four of the Clock of the same Day upon which 'the said Poll shall have been commenced, then the said Mayor 'or other Chief Magistrate or Justices, as the Case may be, 'shall adjourn such Poll to the Day next succeeding, unless 'such Day shall be *Sunday*, and in that Case to the *Monday* 'following; and if such Second Day shall likewise prove in- 'sufficient, shall adjourn to the Day next succeeding, unless 'such Day shall be *Sunday*, and in that Case to the *Monday* 'following, and so proceed *de die in diem* to collect and register 'the Votes of all Persons duly qualified and applying to vote:" 'And whereas great Inconvenience has arisen from the Length 'of Time the Poll has been kept open, and it is expedient to 'alter and abridge the same;' be it enacted, That where a Poll has been demanded under the Powers given by abovementioned Act, such Poll shall commence at the Hour of Ten o'Clock in the Forenoon of the Day next succeeding, unless such Day shall be *Saturday* or *Sunday*, and in that Case on the *Monday* following; and if the Votes of all the Persons duly qualified and desirous to vote cannot be conveniently collected and registered by Four of the Clock of the same Day upon which the said Poll shall have been commenced, then the Mayor or other Chief Magistrate or Justices, as the Case may be, shall adjourn such Poll to the next succeeding Day, and so proceed to collect and register the Votes of all Persons duly qualified and applying to vote; and on the Day to which such Adjournment shall be made the Poll shall open at Ten of the Clock in the Forenoon, and close at Four of the Clock in the Afternoon: Provided nevertheless, that the Poll shall finally close so soon as all the Persons duly qualified and desirous to vote shall have voted, or after the Lapse of One Hour without any Person offering to vote.

Appointment of Commissioners to receive Affidavits and take Bail in Galway Borough Court.

XXIV. 'And whereas there is no Mayor or Municipal Cor- 'poration in the County of the Town of *Galway*, and Suitors 'in the Borough Court of the said Town are put to serious 'Loss and Inconvenience for Want of Commissioners by whom 'Affidavits may be received and Bail taken in Suits instituted 'in the said Court, so much so as to render the said Court 'nearly useless to the Inhabitants of the said Borough;' be it

it therefore enacted, That it shall and may be lawful to and for the Recorder of the said Borough to appoint Two fit and proper Persons to act as Commissioners for receiving Affidavits and special Bail in and for the said Borough Court, in like Manner as Commissioners for similar Purposes are appointed by the Judges of the Superior Courts of Record in *Dublin*.

Jurisdiction of Assistant Barrister for Louth extended to Drogheda.

XXV. And be it enacted, That from and after the passing of this Act the Assistant Barrister for the Time being of the County of *Louth* shall have Criminal Jurisdiction in and for the County of the Town of *Drogheda* as fully as he has in and for the said County of *Louth*, and shall and may exercise such Jurisdiction together with the Justices assigned to keep the Peace within the said County of the Town of *Drogheda*; and that a General Sessions of the Peace shall be from Time to Time holden in and for the said County of the Town of *Drogheda*, either immediately before or after the Sessions of the Peace for the County of *Louth* from Time to Time holden under the Laws now in force in the said Town of *Drogheda* by the said Assistant Barrister, for the Purpose of hearing and determining Causes in a summary Way by Civil Bill; and that such Court of General Sessions of the Peace so to be holden in and for the said County of the Town of *Drogheda* shall have all and every the Jurisdictions, Powers, and Authorities which may by Law or Statute belong to any Court of General Sessions of the Peace holden in any County of a City or County of a Town or Borough in *Ireland*.

Municipal Commissioners for Carrickfergus.

XXVI. 'And whereas, by virtue of the Provisions of the 'said recited Act for the better Regulation of Municipal Cor- 'porations in *Ireland*, the Body Corporate named in the Sche- 'dule (B.) to the said Act annexed in conjunction with the 'Borough of *Carrickfergus* was dissolved on the Twenty-fifth 'Day of *October* One thousand eight hundred and forty-one, 'and the said Act then came into operation within the said 'Borough: And whereas it was by the said recited Act pro- 'vided, that on the said Twenty-fifth Day of *October* One thou- 'sand eight hundred and forty-one, in any Borough named in 'the Schedule (G.) to the said Act annexed in which there 'should not then have been elected Commissioners under the 'therein recited Act of the Ninth Year of the Reign of King 'George the Fourth, there should be constituted, according to 'the Provisions therein-after contained, a Board of Commis- 'sioners for the Disposition of the Property of the Body Cor- 'porate named as aforesaid in conjunction with such Borough, 'to be called the Municipal Commissioners of such Borough, 'until the Grant of a Charter of Incorporation, or the Election 'of Commissioners under the Act of the Ninth Year of King 'George the Fourth therein mentioned: And whereas the said 'Borough of *Carrickfergus* is one of the Boroughs named in 'the said Schedule (G.), and no Commissioners were, on the 'said Twenty-fifth Day of *October* One thousand eight hun- 'dred and forty-one, nor are any now elected in or for such

'Borough

'Borough under the said Act of the Ninth Year of the Reign 'of King *George* the Fourth: And whereas under the Pro- 'visions of the said Act for the Regulation of Municipal Cor- 'porations in *Ireland* it was among other things required, in 'order to entitle any Person to vote at the Election of Muni- 'cipal Commissioners in any Borough, that he should have 'been rated to the Relief of the Poor, in respect of Premises 'within such Borough, for the Space of Twelve Calendar 'Months at the least next preceding the last Day of *August* 'in the said Year One thousand eight hundred and forty-one: 'And whereas no Rate for the Relief of the Poor was made 'in the Union whereof the said Borough of *Carrickfergus* is an 'Electoral Division until the Seventh Day of *December* One 'thousand eight hundred and forty-two, and by reason thereof 'the Provisions of the said Act for the Constitution of Muni- 'cipal Commissioners within the said Borough have been 'rendered ineffectual;' be it therefore enacted, That in this present Year a Board of Municipal Commissioners shall be constituted in the said Borough of *Carrickfergus*, in like Manner as such Board might or ought to have been constituted therein in the said Year One thousand eight hundred and forty-one, if a Rate for the Relief of the Poor had been made in the Union whereof the said Borough is an Electoral Division Twelve Calendar Months previous to the said last Day of *August* in the said Year One thousand eight hundred and forty-one; and that all and every the Provisions of the said recited Act for the better Regulation of Municipal Corporations in *Ireland* relative to the electing and appointing of Municipal Commissioners in the said Year One thousand eight hundred and forty-one shall apply and extend to the Election and Appointment of Municipal Commissioners for the said Borough of *Carrickfergus* in this present Year, save as such Provisions may be altered by this Act; and that all Acts, Matters, and Things directed or required to be done in the first Year in which the said Act should come into operation in any Borough shall, save as aforesaid, be done in this present Year in the said Borough of *Carrickfergus*, as if the said Act had come into operation in the said Borough in this present Year; and provided also, that every Person otherwise qualified to vote at the Election of Municipal Commissioners for the said Borough shall be entitled to vote at the Election of such Commissioners in this present Year, who shall have been rated to the Relief of the Poor in respect of such Premises as in the said Act mentioned for the Space of Six Calendar Months next preceding the last Day of *August* in this present Year, instead of Twelve Calendar Months, as by the said Act required; and that from and immediately after the Appointment of such Municipal Commissioners under this Act all the Lands, Tenements, Estates, and Property, real or personal, which were vested in the said late dissolved Body Corporate named in the Schedule (B.) to such recited Act annexed in conjunction with the Borough of *Carrickfergus*, and all Rents, Issues, and Profits

that have accrued thereout since the Dissolution of the said Corporate Body, shall become vested in the said Municipal Commissioners and their Successors; and that the said Municipal Commissioners and their Successors shall have such and the same Estate and Interest therein, and such and the same Title thereto, as against all Persons and Bodies Corporate and Politic, including the Queen's most Excellent Majesty, Her Heirs and Successors, as was vested in the said late dissolved Body Corporate at or immediately before the Dissolution thereof, subject nevertheless to the same Leases, Charges, and Incumbrances, or such of them or such Part thereof as are still subsisting, as the same were subject to in the Hands of the said late dissolved Body Corporate: Provided always, that upon the Grant of any such Charter of Incorporation as in the said Act mentioned, or upon the Election of 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.

What deemed sufficient Occupation and Payment of Rates to entitle a Person to be enrolled on the Burgess Roll.

XXVII. 'And whereas by the said first-recited Act it is 'enacted, that after the same should come into operation in 'every Borough named in Schedule (A.) to such Act annexed, 'and also in any Borough named in Schedule (B.) thereto 'annexed, or other Town to which a Charter of Incorporation 'under the said Act should be granted, every Man of full 'Age who on the last Day of *August* in any Year should be 'an Inhabitant Householder, and should for Six Calendar 'Months previous thereto have been resident as such within 'such Borough, or within Seven Statute Miles of such Bo-'rough, and who should 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 by him 'therewith as Owner, should be of the clear yearly Value of 'not less than Ten Pounds, determined in manner in the said

'Act

'Act mentioned, should, if duly enrolled according to the Provisions in such Act contained, be a Burgess of such Borough; 'provided that no such Occupier should be admitted to be 'enrolled as a Burgess unless he should have been rated to 'the Relief of the Poor under the Act made for the Relief of 'the destitute Poor in *Ireland*, and should have occupied such 'Premises within the said Borough, or other Premises of the 'like Nature, and rated as aforesaid, for the Space of Twelve 'Calendar Months at the least next preceding such last Day 'of *August*: And whereas Doubts have arisen how far any 'Misnomer or inaccurate or insufficient Description in a Rate 'of the Person occupying any such Premises as in the said 'recited Act are mentioned, or any inaccurate Description of 'the Premises so occupied, has the Effect of preventing any 'such Person from being enrolled as a Burgess and entitled 'to vote in respect of such Premises in any Year;' be it therefore declared and enacted, That where any Person shall have occupied such Premises as in the said recited Act are mentioned for Twelve Calendar Months next previous to the last Day of *August* in any Year, and such Person, being the Person liable to be rated for such Premises, shall have been *bonâ fide* called upon in respect of such Premises to pay and shall have *bonâ fide* paid, on or before the last Day of *August* in such Year, all Rates for the Relief of the Poor made in respect of such Premises which he would be required to pay in order to be enrolled as a Burgess for such Borough if he had been named in such Rate as the Occupier of such Premises, such Person shall be considered as having been rated to the Relief of the Poor and paid all such Rates in respect of such Premises within the Meaning of the said recited Act, and be entitled, if otherwise qualified, to be enrolled as a Burgess of such Borough in respect of such Premises in any Year, any Misnomer or insufficient Description in any Rate of the Person so occupying or of the Premises occupied notwithstanding.

Appeals and Applications as to Claims of Admission and Enrolment may be consolidated.

XXVIII. 'And whereas by the said first-recited Act it was 'enacted, that it should 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 should be named in 'the Application, and thereupon for the Court to inquire into 'the Title of the Applicant so enrolled, and if the Court 'should award such Mandamus the Mayor should be bound 'to insert the Name at the End of the Burgess Roll, with the 'Addition of the Ward for which such Ward was so ordered to 'be inserted as therein mentioned, and that thereupon the 'Person whose Name should be so added to the Burgess Roll 'should be deemed a Burgess, and that upon every such 'Application the Court should have Power to make such 'Order

'Order with respect to the Costs as to the Court shall seem 'fit; and by the same Act it was enacted, that the Right of 'every Person who should have been admitted and enrolled 'upon the Burgess Roll might be questioned by any Burgess 'by Appeal, in like Manner and subject to the like Provisions 'as to Costs and Alteration of the Roll as were therein-before 'contained with respect to the Appeal against the Admission of 'any Person upon the Freeman's Roll;' be it enacted, That if the Right of any Number of Persons whose Claims have been rejected or Names expunged at the Revision of any Burgess Roll shall have been determined on the same Point or Points of Law, it shall be lawful for such Persons to consolidate their Appeals to be made under the said recited Act, and to join in an Application to the Court of Queen's Bench to be made as by the said Act provided; and if the Right of any Number of Persons who shall have been admitted and enrolled upon the Burgess Roll shall be questioned by any Burgess upon the same Point or Points of Law, it shall be lawful for such Burgess to consolidate the Appeal against the Right of such Persons, and to include the Names of all such Persons in the same Application to the said Court; and the said Court shall have full Power and Authority to hear and determine on every such Application or Appeal, and make such Order thereon as such Court would have Power to do if each of such Persons whose Claims shall have been so rejected or Names expunged had made a separate Application, and as if a separate Appeal and Application had been made in respect to each of such Persons whose Right to have been admitted and enrolled upon such Burgess Roll shall be questioned; and the Order of the said Court shall, as to the respective Persons making such Application, and as to the respective Persons whose Right shall be so questioned, be carried into effect and execution in like Manner as if a separate Appeal and Application had been made by or in respect of each of such Persons.

Boundary of the Borough of Waterford.

XXIX. 'And whereas it was by the said Act enacted, that 'every Borough in the Schedule (A.) to the said Act annexed 'should 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.) were to be divided 'should, for the Purposes of the said Act, be taken to be 'according to the Description of such Boundaries set forth in 'Schedule (C.) to the said Act annexed: And whereas, accord-'ing to the Description in the said Schedule (C.) of the 'Boundary of the West Ward of the Borough of *Waterford*, the 'whole Space comprehended within the Parliamentary Boun-'dary of such Borough on the North Side of the River *Suir* is 'included within the said West Ward, although a Part of 'such Space is not comprehended within the general Boundary 'of the said Borough as described in the said Schedule (C.),

'and it is expedient to correct such Mistake;' be it therefore enacted, That the said West Ward shall be taken to include only that Part of the Space on the North Side of the River *Suir* which is comprehended in the Municipal Boundary of the said Borough of *Waterford*, as if the Words "within the Municipal Boundary" had been inserted in the Description of the Boundary of the said West Ward contained in the said Schedule (C.) instead of the Words "Parliamentary Boundary."

Acts to continue in force, except as altered.

XXX. And be it enacted, That the said recited Acts of the Third and Fourth Years of the Reign of Her present Majesty and of the Ninth Year of the Reign of King *George* the Fourth, and all Clauses, Matters, and Things respectively therein contained, (save and except such Parts thereof as are by this Act expressly varied, altered, or repealed,) shall be and the same is and are severally declared to be and continue in full Force and Effect, to all Intents and Purposes, and shall be as good, valid, and effectual as if the same and every of them were re-enacted in the Body of this Act; and all and every the Provisions of the said recited Act of the Ninth Year of the Reign of His Majesty King *George* the Fourth, for the levying and Recovery of the Rates therein mentioned, shall apply and extend to the Levy and Recovery of the Rates assessed and applotted under the Provisions of this Act.

Recited Act of 3 & 4 Vict. and this Act to be construed together.

XXXI. And be it enacted, That the said recited Act for the Regulation of Municipal Corporations in *Ireland* and this Act shall be construed together as One Act, and that the Provision made by the said Act for the Regulation of Municipal Corporations in *Ireland* for the Interpretation of certain Words and Expressions therein shall apply and extend to the like Words and Expressions in this Act.

Act may be altered, &c.

XXXII. 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-

SCHEDULE to which this Act refers.

List of Persons appearing entitled to be enrolled as Burgesses of the Borough of (in the Ward of) in the Burgess Roll next to be made, in right of Inhabitancy and Occupation and Rating.

Dated this 8th September 1843. *John Thompson*, Town Clerk.

Number.	NAME.	RESIDENCE.	Situation of Qualifying Property.	Description of Property.	POOR RATE.				PAVING RATE.				And so for any other Rates or Cesses, as the Case may be.
					Amount of last Payment.	Date of last Payment.	Amount (if any) due.	Date when due.	Amount of last Payment.	Date of last Payment.	Amount (if any) due.	Date when due.	
					£ s. d.		£ s. d.		£ s. d.		£ s. d.		
1	Adams, John -	3, John Street -	3, John Street -	House -	1 5 0	1 May	1 10 0	10 June	1 2 6	10 July	—	—	
2	Albin, William -	9, Park Street -	6, High Street -	Shop -	2 10 0	6 Apr.	5 0 0	1 July	1 5 0	1 Jan.	1 5 0	1 July	
3	Burn, Edward -	Booterstown -	10, Essex Street -	Warehouse	3 5 0	1 July	- -	- -	0 15 0	10 July	—	—	
4	Casey, Patrick -	Chapelizod -	12, Mount Street -	Shop -	3 10 0	16 Jan.	3 10 0	29 May	1 10 0	2 Feb.	1 10 0	2 May	
					Henry Johnston, Collector.				*Thos. Brown*, Collector.				