Sect. 12.

FORM (B.)

Form of Second Notice to be served where Requirements of First Notice have not been complied with.

To the owner of the house occupied by [*state name of occupier*] and situated at [*give such description as may be sufficient to identify the premises*] within the district of [*describe the local authority*].

Whereas on the day of the above-named [*local authority*], in pursuance of the Public Health (Water) Act, 1878, served on you a notice bearing date the day of requiring you as the owner of the said house to provide an available supply of wholesome water sufficient for the consumption and use for domestic purposes of the inmates of the said house within a reasonable distance from such house, and to do all such works as might be necessary for that purpose within [*state the time*] from the date of the service of such notice:

And whereas the said notice has not been complied with: Now, therefore, we, the said [*local authority*], do hereby give you notice that if the requirements of the said first notice dated the day of are not complied with within one month from the date of the service hereof, we [*describe local authority*] will ourselves provide a supply of water for the said house, and do all necessary works for that purpose, and that the cost which may be incurred therein will be recovered from you summarily or be recovered as private improvement expenses.

Dated this day of 187 .

(Signed)

Clerk to the said [*local authority*].

CHAPTER 26.

An Act to amend the Law relating to the Registration of Voters in Parliamentary Boroughs and the Enrolment of Burgesses in Municipal Boroughs, and relating to certain rights of voting and proceedings before and appeals from Revising Barristers. [22d July 1878.]

BE it 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, as follows:

Short title.

1. This Act may be cited as the Parliamentary and Municipal Registration Act, 1878.

The Acts referred to in this Act by short titles may be cited for all purposes by those titles respectively.

Extent of Act.

2. This Act shall not extend to Scotland or Ireland.

Commencement of Act.

3. This Act shall come into operation on the first day of February one thousand eight hundred and seventy-nine, which date is in this Act referred to as the commencement of this Act.

Definitions.

4. In this Act—

The term "Reform Act, 1832," means the Act of the session of the second and third years of the reign of King William the Fourth, chapter forty-five, "to amend the "representation of the people in England and Wales:"

5 & 6 W. 4. c. 76.

The term "Municipal Corporation Acts" means the Municipal Corporation Act, 1835, and the Acts amending the same:

40 & 41 Vict. c. 69.

The term "Parliamentary Registration Act, 1843," means the Act of the session of the sixth and seventh years of the reign of Her present Majesty, chapter eighteen, "to "amend the law for the registration of persons entitled to vote, and to define certain "rights of voting and to regulate certain proceedings in the election of members to "serve in Parliament for England and Wales:"

The term "Parliamentary Registration Acts" means the Parliamentary Registration Act, 1843, and any enactment amending the same or otherwise relating to the registration of parliamentary electors:

The term "parliamentary borough" means any borough, city, county of a city, county of a town, place, or combination of places returning a member or members to serve in Parliament, and not being a county at large, or riding, part, or division of a county at large:

The term "municipal borough" means any place for the time being subject to the Municipal Corporation Acts:

The term "parliamentary voter" means a person entitled to be registered as a voter and when registered to vote at the election of a member or members to serve in Parliament for a parliamentary borough:

The term "burgess" has the same meaning as in the Municipal Corporation Acts:

The term "parish" means a place for which a separate poor rate is or can be made, or for which a separate overseer is or can be appointed:

Other terms used in this Act have the same meaning as in the Parliamentary Registration Acts.

Explanation of terms. "House," &c. 2 & 3 W. 4. c. 45. s. 27.

5. In and for the purposes of the Reform Act, 1832, and the Municipal Corporation Acts the terms "house, warehouse, counting-house, shop, or other building," shall include any part of a house where that part is separately occupied for the purpose of any trade, business, or profession; and any such part may for the purpose of describing the qualification be described as "office," "chambers," "studio," or by any like term applicable to the case.

30 & 31 Vict. c. 102. "Dwelling-house." "Lodgings."

In and for the purposes of the Representation of the People Act, 1867, the term "dwelling-house" shall include any part of a house where that part is separately occupied as a dwelling, and the term "lodgings" shall include any apartments or place of residence, whether furnished or unfurnished, in a dwelling-house.

Separate occupation of part notwithstanding joint occupation of other part.

For the purposes of any of the Acts referred to in this section, where an occupier is entitled to the sole and exclusive use of any part of a house, that part shall not be deemed to be occupied otherwise than separately by reason only that the occupier is entitled to the joint use of some other part.

30 & 31 Vict. c. 102. s. 61.

The interpretation contained in this section of "dwelling-house" shall be in substitution for the interpretation thereof contained in section sixty-one of the Representation of the People Act, 1867, but not so as to affect any of the other provisions of the said Act relating to rating.

Additional lodgings.

6.—(1.) Lodgings occupied by a person in any year or two successive years shall not be deemed to be different lodgings by reason only that in that year or in either of those years he has occupied some other rooms or place in addition to his original lodgings.

Successive lodgings in the same house.

(2.) For the purpose of qualifying a lodger to vote, the occupation in immediate succession of different lodgings of the requisite value in the same house shall have the same effect as continued occupation of the same lodgings.

Joint occupation of lodgings.

30 & 31 Vict. c. 102.

(3.) Where lodgings are jointly occupied by more than one lodger, and the clear yearly value of the lodgings if let unfurnished is of an amount which when divided by the number of the lodgers gives a sum of not less than ten pounds for each lodger, then each lodger, if otherwise qualified and subject to the conditions of the Representation of the People Act, 1867, shall be entitled to be registered, and when registered to vote as a lodger, provided that not more than two persons being such joint lodgers shall be entitled to be registered in respect of such lodgings.

Period of qualification.

7. In every parliamentary borough and in every municipal borough every period of qualification for parliamentary voters and burgesses respectively which is now computed by reference to the last day of July, shall, instead of being so computed, be computed by reference to the fifteenth day of July.

The term "period of qualification" in this section shall include any period of occupation, residence, possession, receipt of rents and profits, and non-receipt of parochial relief or other alms.

Forms relating to registration in parliamentary boroughs and burgess lists in certain municipal boroughs.

8. In every parliamentary borough and in every municipal borough the whole or part of the area whereof is co-extensive with or included in the area of a parliamentary borough, the forms in the schedule to this Act, or forms to the like effect, varied as circumstances require, shall be used for the purposes for which the same are applicable respectively, and shall for the purposes of the Parliamentary Registration Acts and this Act be deemed to be substituted for any corresponding forms in the schedules to the Parliamentary Registration Acts.

The said schedule and the notes thereto shall be construed and have effect as if enacted in the body of this Act.

All precepts, instructions, proceedings, notices, and lists relating to the registration of parliamentary voters or enrolment of burgesses shall be expressed in such manner and form as may be necessary to carry the provisions of this Act into effect.

Publication of notices and lists in post and telegraph offices, &c.

9. In every parliamentary borough and in every municipal borough the whole or part of the area whereof is co-extensive with or included in the area of a parliamentary borough, any notice or list which is by the Parliamentary Registration Acts or this Act directed to be published by overseers shall be published by them not only in the manner directed by those Acts, but also by being affixed and kept in some public and conspicuous position in or near every post office and telegraph office occupied by or on behalf of Her Majesty's Postmaster General, and in or near every public or municipal or parochial office within the parish to which the list relates.

All the provisions of those Acts with respect to the publication of notices or lists shall apply to the publication to be made under this section.

Notice of rates in arrear.
6 & 7 Vict. c. 18. s. 11.
30 & 31 Vict. c. 102. s. 28.

10. Where the whole or part of the area of a municipal borough is co-extensive with or included in the area of a parliamentary borough, section eleven of the Parliamentary Registration Act, 1843, and section twenty-eight of the Representation of the People Act, 1867, (which relate to the notices to be published and given with respect to rates and taxes in arrear,) shall, as amended by this Act, extend with the necessary modifications to the rates of which the payment is required as a condition of enrolment on the burgess roll, and all the provisions of those sections as so amended shall apply to the overseers of parishes situate wholly or partly in a municipal borough accordingly.

Any notice required to be given under this section shall be deemed to be duly given if delivered to the occupier or left at his last or usual place of abode, or with some person on the premises in respect of which the rate is payable.

30 & 31 Vict. c. 102. s. 28.

In case no such person can be found, then the notice required to be given under this section or under section twenty-eight of the Representation of the People Act, 1867, shall be deemed to be duly given if affixed upon some conspicuous part of the premises.

Any overseer who with intent to keep an occupier off the list or register of voters for a parliamentary borough, or off the burgess lists or burgess roll of a municipal borough, shall wilfully withhold any notice required by this section to be given to such occupier, shall be deemed guilty of a breach of duty in the execution of this Act.

30 & 31 Vict. c. 102. s. 29.

Section twenty-nine of the Representation of the People Act, 1867, shall extend and be applicable to every parish situate wholly or partly within a municipal borough whose burgess lists are revised under this Act.

Registrars to furnish returns of deaths to overseers.

11. Every registrar of births and deaths whose sub-district includes the whole or part of any parliamentary borough or any municipal borough the whole or part of the area whereof is co-extensive with or included in the area of a parliamentary borough, shall transmit by post or otherwise to the overseers of every parish the whole or any part of which is included in the parliamentary borough or municipal borough and also in his sub-district, a return certified under his hand to be a true return of the names, ages, and residences of all male persons of full age dying within that parish or part, and also when and as required by those overseers of the names, ages, and residences of all women of full age dying within that parish or part.

The returns shall state the names of all such persons in full (where the names are known) and the dates of their deaths, and the names and residences of the persons by whom information of the deaths was given to the registrar.

The returns shall be made four times a year; that is to say,

On or before the seventh day of April for the three months ending with the preceding thirty-first day of March;

On or before the twenty-second day of July for the period beginning with the preceding first day of April and ending with the fifteenth day of July;

On or before the fifteenth day of September, or at such other time before the completion of the revision of the lists of the parliamentary borough or municipal borough to the area of which the return relates as the barrister revising the same shall appoint in that behalf for the period beginning with the preceding sixteenth day of July, and ending with the time when such return is made, or as near thereto as practicable;

And on or before the seventh day of January for the period beginning with the preceding fifteenth day of September or from the time for which the last preceding return was made, and ending with the thirty-first day of December:

The registrar making any such return shall be entitled to fees at the rate specified in the twenty-eighth section of the Births and Deaths Registration Act, 1874, in respect of the returns therein mentioned, and such fees shall be paid by the overseers as part of the expenses of carrying into effect the provisions of this Act with respect to the lists of parliamentary voters and burgess lists. 37 & 38 Vict. c. 88. s. 28.

The overseers shall omit from any list made by them the name of any person who appears from such returns to be dead, and shall allow any person who is registered as a parliamentary voter of the parliamentary borough or enrolled as a burgess of the municipal borough to which the returns relate to inspect any such returns in their custody at all reasonable times free of charge.[1]

List of persons disqualified by parochial relief.

12. The overseers of every parish situate wholly or partly either in a parliamentary borough or in a municipal borough the whole or part of the area whereof is co-extensive with or included in the area of a parliamentary borough, shall ascertain from the relieving officer acting for that parish the names of all persons who are disqualified for being inserted in the lists of parliamentary voters or burgess lists for that parish by reason of having received parochial relief, and the relieving officer, upon application from the overseers, shall produce to them at such place within the parish, and at such time as is required by them, the books in his possession containing the names of those persons.

Inspection of rate books.

13. In every parish situate wholly or partly either in a parliamentary borough or in a municipal borough the whole or part of the area whereof is co-extensive with or included in the area of a parliamentary borough, the books containing the poor rates made for the parish within the previous two years shall at all reasonable times be open, free of charge, to the inspection of any person who is registered as a parliamentary voter for the parliamentary borough, or enrolled as a burgess of the municipal borough, and any such voter or burgess may make any copy thereof or take any extract therefrom.

Explanation of 32 & 33 Vict. c. 41. s. 19. as to entering occupier's name in rate book.

14. Whereas by section nineteen of the Poor Rate Assessment and Collection Act, 1869, the overseers in making out the poor rate are required in every case, whether the rate is collected from the owner or occupier, or the owner is liable to the payment of the rate instead of the occupier, to enter in the occupier's column of the rate book the name of the occupier of every rateable hereditament, and it is thereby declared that every such occupier shall be deemed to be duly rated for any qualification or franchise as therein mentioned; and whereas doubts have been entertained as to the application of this enactment, and it is expedient to remove them: Be it therefore enacted that the recited enactment shall not be deemed to apply exclusively to cases where an agreement has been made under section three of the same Act, or where an order has been made under section four of the same Act, but shall be of general application.

Preparation of lists of parliamentary voters and burgess lists together in certain cases

15. Where the whole or part of the area of a municipal borough is co-extensive with or included in the area of a parliamentary borough, the lists of parliamentary voters and the burgess lists shall so far as practicable be made out and revised together.

In every such case the overseers of every parish situate wholly or partly either in the parliamentary borough or in the municipal borough shall, on or before the last day

2 & 3 W. 4. c. 45. 30 & 31 Vict. c. 102. s. 3.

of July in every year make out a list of all persons entitled under any right conferred by the Reform Act, 1832, or by section three of the Representation of the People Act, 1867, to be registered as voters for the parliamentary borough in respect of the occupation of property situate wholly or partly within that parish, or entitled to be enrolled as burgesses of the municipal borough in respect of the occupation of any property so situate.

With respect to every list so made out the following provisions shall have effect:

(1.) The lists shall be in substitution for the lists of persons so entitled, which are required to be made out under the Parliamentary Registration Acts and the Municipal Corporation Acts:

(2.) Where the parish is situate wholly or partly both in the parliamentary borough and in the municipal borough, the list for the parish shall be made out in three divisions:

Division One shall comprise the names of the persons entitled both to be registered as parliamentary voters under a right conferred as aforesaid and to be enrolled as burgesses;

Division Two shall comprise the names of the persons entitled to be registered as parliamentary voters under a right conferred as aforesaid, but not to be enrolled as burgesses;

Division Three shall comprise the names of the persons entitled to be enrolled as burgesses, but not to be registered as parliamentary voters under a right conferred as aforesaid:

(3.) Each list shall state the surname and other name or names of every person whose name is inserted therein, his place of abode, the nature of his qualification, and the situation and description of the property in respect of which he is entitled:

(4.) Each list shall be signed and otherwise dealt with in manner directed by the Parliamentary Registration Acts with respect to the alphabetical lists mentioned in section thirteen of the Parliamentary Registration Act, 1843:

6 & 7 Vict. c. 18. s. 13.

(5.) Where no part of the parish is situate within the municipal borough, the list for the parish shall be deemed to be a list of voters for the parliamentary borough:

(6.) Where no part of the parish is situate within the parliamentary borough, the list for the parish shall be deemed to be a burgess list for the municipal borough:

(7.) Where the list is made out in divisions, Divisions One and Two shall be deemed to be lists of voters for the parliamentary borough, and Divisions One and Three shall be deemed to be burgess lists for the municipal borough:

(8.) The lists, and if the lists are made out in divisions, each division thereof, shall, if and so far as the local authority from time to time direct, according to convenience for use, be framed in parts for polling districts or wards; and where the polling districts and wards are not conterminous, in such manner that the parts may be conveniently compiled or put together to serve either as lists for polling districts or as ward lists.

Freemen's and other rights. 2 & 3 W. 4. c. 45. 30 & 31 Vict. c. 102. s. 3.

16. In the case of any parliamentary borough in which any persons are entitled to be registered as freemen, or under any right other than a right conferred by the Reform Act, 1832, or the third section of the Representation of the People Act, 1867, the registration of such persons shall be carried out in the manner directed by the Parliamentary Registration Acts, as modified by this Act.

Provision where several municipal boroughs included in one parliamentary borough.

17. In the case of a parliamentary borough which includes in whole or in part more municipal boroughs than one, each such municipal borough shall, for the purposes of this Act, be dealt with separately and as if each were the only municipal borough included in whole or in part in such parliamentary borough, and if any parish is partly in one and partly in another or others of such municipal boroughs, so much thereof as is in any one of such municipal boroughs shall, for the purposes of this Act, be dealt with as a separate parish.

The town clerk of each such municipal borough shall, so far as regards the area of such municipal borough, issue the precepts and perform the other duties to be performed

by the town clerk under and shall be the town clerk for the purposes of the Parliamentary Registration Acts and this Act.

Application of Parliamentary Registration Acts to burgess lists made out under this Act.

18. The Municipal Corporation Acts shall not, as to anything prior to the completion of the revision of the burgess lists, apply to any burgess list made out under this Act, and instead thereof the Parliamentary Registration Acts, as modified by this Act, shall, up to the completion of the revision of the burgess lists, apply to every such burgess list, as if it were a list of parliamentary voters made out under those Acts, and as if the municipal borough to which such burgess lists relate were a parliamentary borough: Provided as follows:

(1.) Nothing in this Act shall authorise a person entered on a burgess list, not being also entered on a list of parliamentary voters, to make any objection in respect of a list of parliamentary voters, or authorise any person entered on a list of parliamentary voters, not being also entered on a burgess list, to make any objection in respect of a burgess list;

(2.) The last day for revising a burgess list made out under this Act shall be the twelfth day of October; and

(3.) The burgess lists when revised shall be copied for the burgess roll in manner directed by the Municipal Corporation Acts.

Lists of persons qualified to be aldermen or councillors, but not to be burgesses.

19. Where the whole or part of the area of a municipal borough is co-extensive with or included in the area of a parliamentary borough, the separate lists of the persons entitled to be elected councillors or aldermen of the municipal borough, though not entitled to be on the burgess roll, shall be made out at the same time and in the same manner as the burgess lists, and all the provisions of this Act with respect to the burgess lists shall apply to those separate lists.

Abolition of assessors in certain municipal boroughs.

20. After the commencement of this Act assessors shall not be elected in any municipal borough which as regards the whole or part of its area is co-extensive with or included in the area of a parliamentary borough, and any assessors elected in any such municipal borough before the commencement of this Act shall cease to hold office upon the commencement of this Act.

Lists and registers may be arranged according to streets.

21. If and so far as the local authority so direct, the lists of parliamentary voters and registers of parliamentary voters in parliamentary boroughs, and the burgess lists and burgess rolls in municipal boroughs, and the lists of claimants and persons objected to in parliamentary boroughs and municipal boroughs respectively, or any of those documents, shall, so far as they relate to persons qualified in respect of the ownership or occupation of property (including persons qualified in respect of lodgings), be arranged in the same order in which the qualifying premises appear in the rate book for the parish in which those premises are situate, or as nearly thereto as will cause those lists, registers, and rolls to record the qualifying premises in successive order in the street or other place in which they are situate, subject in the case of a municipal borough divided into wards to the division of the burgess roll into ward lists. The local authority in this Act means as regards a parliamentary borough the authority having power to divide the parliamentary borough into polling districts, and as regards a municipal borough the council of the municipal borough.

Claim by lodger retaining same lodgings in successive years.

22. Where a person is entered in respect of lodgings on the register of voters for the time being in force, and desires to be entered on the next register in respect of the same lodgings, he may claim to be so entered by sending notice of his claim to the overseers of the parish in which his lodgings are situate on or before the twenty-fifth day of July.

The overseers shall on or before the last day of July make out a list of all persons so claiming, and if they have reasonable cause to believe that any person whose name is entered on the list is not entitled to be registered or is dead, shall add in the margin of the list opposite his name the words "objected to" or "dead," as the case may be.

The lists so made out shall be signed, published, and otherwise dealt with in the same manner as the alphabetical lists mentioned in section thirteen of the Parliamentary 6 & 7 Vict. c. 18.

Registration Act, 1843, and shall for the purposes of the Parliamentary Registration Acts be deemed to be lists of voters, and the provisions of the Parliamentary Registration Acts as to objections shall apply to such lists, and the persons against whose names the overseers have so written the words "objected to" or "dead" shall be deemed to be duly objected to.

Declaration of lodger to be primâ facie evidence.

23. In the case of a person claiming to vote as a lodger, the declaration annexed to his notice of claim shall, for the purposes of revision, be primâ facie evidence of his qualification.

Declaration as to misdescription.

24. Any person who is entered on any list of voters for a parliamentary borough or any burgess list, subject to revision under this Act, for a municipal borough, and whose name or place of abode or the nature of whose qualification or the name or situation of whose qualifying property is not correctly stated in such list, or in respect of whom there is any other error or omission in the said list, may, whether he has received a notice of objection or not, if he thinks fit, make and subscribe a declaration in the form in that behalf in the schedule to this Act, or as near thereto as the circumstances will admit, before any justice of the peace or any commissioner or other person authorised to administer oaths in the Supreme Court of Judicature.

The declaration shall be duly dated and shall on or before the twelfth day of September be sent to the town clerk, who forthwith shall indorse on the declaration a memorandum signed or initialed by him, stating the date when he received it, and naming the declarant, and the list to which the declaration refers, and shall deliver all such declarations to the revising barrister at his first court.

If the declaration is sent as aforesaid in due time (of which the said indorsement shall be primâ facie proof), the revising barrister shall receive the declaration as evidence of the facts declared to, and that without proof of the signature of the declarant, or of the justice, commissioner, or person before whom the declaration purports to have been subscribed, unless he has good reason to doubt the genuineness of any signature thereto.

The declarations shall be open free of charge to public inspection at the office of the said town clerk, at any time between the hours of ten of the clock in the forenoon and four of the clock in the afternoon of any day except Sunday, before the fifteenth day of September, and he shall deliver copies thereof on application and payment of the price of fourpence per folio of seventy-two words.

Penalty for false declaration.

25. If any person falsely or fraudulently signs any such declaration as last aforesaid, or any declaration either as claimant or witness in respect of a claim to vote as a lodger in the name of any other person, whether that person is living or dead, or in a fictitious name, or sends as genuine any false or falsified declaration knowing the same to be false or falsified, or knowingly and wilfully makes any false statement of fact in any declaration of the nature aforesaid, he shall be guilty of a misdemeanor and punishable by fine or by imprisonment for a term not exceeding one year, and the revising barrister shall have power to impound the declaration.

Notice of objection to state specific grounds of objection, &c.

6 & 7 Vict. c. 18. ss. 17, 20.
28 & 29 Vict. c. 36. ss. 7, 8.

26. The notice required by the seventeenth and twentieth sections of the Parliamentary Registration Act, 1843, to be given to persons objected to in boroughs for the purposes of the revision of the lists of voters for a parliamentary borough and the burgess lists for a municipal borough whose burgess lists are revised under this Act, shall state specifically the ground or grounds of objection, and sections seven and eight of the County Voters Registration Act, 1865, shall extend to such objections.

Revision of lists of voters.

27. For the purposes of the revision of the lists of voters for a parliamentary borough, and the burgess lists for a municipal borough whose burgess lists are revised under this Act—

Objections may be withdrawn.

(1.) An objection may be withdrawn by a notice to that effect in writing, signed by the objector, and given to the person objected to and to the town clerk not less than seven days before the day which shall be appointed for the holding of the first court of revision of the list to which the objection relates:

(2.) Any objection by a qualified objector may, after his death, be revived by any other person qualified to have made the objection originally by a notice to that effect in writing signed by him, and given to the person objected to and to the town clerk at or before the time of the revision of the entry to which the objection relates: Reviver of objections on death of objector.

A person reviving an objection shall be deemed to have made the objection originally, and he shall be responsible in respect thereof, and the proceedings thereon shall be continued accordingly:

(3.) Where objection is made otherwise than by an overseer to any person whose name appears on a list of voters or burgesses and the name is retained on the list, the revising barrister shall, unless he is of opinion that the objection was reasonably made either because of a defect or error in the entry to which the objection relates, or because of a difficulty in verifying or identifying the particulars comprised in such entry, or unless the objection is duly withdrawn, or unless for some other special reason he otherwise determines, order costs not exceeding forty shillings to be paid by the objector to the person objected to. Costs of objections.

28. A revising barrister shall, with respect to the lists of voters for a parliamentary borough and the burgess lists for a municipal borough which he is appointed to revise, perform the duties and have the powers following: Duties and powers of revising barrister.

(1.) He shall correct any mistake which is proved to him to have been made in any list:

(2.) He may correct any mistake which is proved to him to have been made in any claim or notice of objection:

(3.) He shall expunge the name of every person, whether objected to or not, whose qualification as stated in any list is insufficient in law to entitle such person to be included therein:

(4.) He shall expunge the name of every person who, whether objected to or not, is proved to the revising barrister to be dead:

(5.) Where an entry in any list and an entry in a return made to the overseers of deaths appear to relate to the same person, the revising barrister shall inquire whether such entries relate to the same person, and on proof being made to him that the entries relate to the same person shall expunge the entry in the list therefrom:

(6.) The revising barrister shall expunge the name of every person, whether objected to or not, whose name or place of abode, or the nature of whose qualification, or the name or situation of whose qualifying property if the qualification is in respect of property, or any other particulars respecting whom by law required to be stated in the list, is or are either wholly omitted or in the judgment of the revising barrister insufficiently described for the purpose of being identified, unless the matter or matters so omitted or insufficiently described be supplied to the satisfaction of the revising barrister before he shall have completed the revision of the list in which the omission or insufficient description occurs, and in case such matter or matters shall be so supplied, he shall then and there insert the same in such list:

(7.) He shall expunge the name of every person, whether objected to or not, where it is proved to the revising barrister that such person was, on the last day of July then next preceding, incapacitated by any law or statute from voting at an election for the parliamentary borough or an election for the municipal borough, as the case may be, to which the list relates:

(8.) Before expunging from a list the name of any person not objected to, the revising barrister shall cause such notice, if any, as shall appear to him necessary or proper under the circumstances of the proposal to expunge the name, to be given to or left at the usual or last known place of abode of such person:

(9.) Subject as herein and otherwise by law provided, the revising barrister shall retain the name of every person not objected to, and also of every person objected to, unless the objector appears by himself or by some person on his behalf in support of his objection:

(10.) If the objector so appears the revising barrister shall require him, unless he is an overseer, to prove that he gave the notice or notices of objection required by law to be given by him, and to give primâ facie proof of the ground of objection, and for that purpose may himself examine and allow the objector to examine the overseers or any other person on oath touching the alleged ground of objection, and unless such proof is given to his satisfaction shall, subject as herein and otherwise by law provided, retain the name of the person objected to:

An objection made under this Act by overseers shall be deemed to cast upon the person objected to the burden of proving his right to be on the list:

The primâ facie proof shall be deemed to be given by the objector if it is shown to the satisfaction of the revising barrister by evidence, repute, or otherwise that there is reasonable ground for believing that the objection is well founded, and that by reason of the person objected to not being present for examination, or for some other reason, the objector is prevented from discovering or proving the truth respecting the entry objected to:

(11.) If such proof is given by the objector as herein prescribed, or if the objection is by overseers, then unless the person objected to appears by himself or by some person on his behalf, and proves that he was entitled on the last day of July then next preceding to have his name inserted in the list in respect of the qualification described in such list, the revising barrister shall expunge the name of the person objected to:

(12.) Where the matter stated in a list or claim, or proved to the revising barrister in relation to any alleged right to be on any list, is in the judgment of the revising barrister insufficient in law to constitute a qualification of the nature or description stated or claimed, but sufficient in law to constitute a qualification of some other nature or description, the revising barrister, if the name is entered in a list for which such true qualification in law is appropriate, shall correct such entry by inserting such qualification accordingly, and in any other case shall insert the name with such qualification in the appropriate list, and shall expunge it from the other list, if any, in which it is entered:

(13.) Except as herein provided, and whether any person is objected to or not, no evidence shall be given of any other qualification than that which is described in the list or claim, as the case may be, nor shall the revising barrister be at liberty to change the description of the qualification as it appears in the list except for the purpose of more clearly and accurately defining the same:

(14.) Where the name of any person appears to be entered more than once as a parliamentary voter on the lists of voters for the same parliamentary borough, or more than once as a burgess on the burgess lists for the same municipal borough, the revising barrister shall inquire whether such entries relate to the same person, and on proof being made to him that such entries relate to the same person shall retain one of the entries for voting, and place against the other or others a note to the effect that the person is not entitled to vote in respect of the qualification therein contained for the parliamentary borough or for the municipal borough, as the case may be, he being on the list for voting in respect of another qualification:

Any such person may, by notice in writing delivered to the revising barrister at the opening of his first revision court, select the entry to be retained for voting, and in making such selection may select one entry to be retained for voting for the parliamentary borough, and another entry to be retained for voting as a burgess for the municipal borough, but if he does not make any selection the entry to be so retained shall be selected by the revising barrister, except in the case of freemen, in which case the entry to be retained by the revising barrister for voting shall be that on the freemen's list:

If any question on appeal, or otherwise, arise as to the validity of the qualification for which the parliamentary voter or burgess is on the list for voting, recourse may be had for supporting the right of the voter or burgess to be on

the parliamentary register or burgess roll for voting to any other qualification of such person appearing on the register or burgess roll:

Provided always, that in the case of a municipal borough divided into wards a vote given in or the right to vote in one ward shall not be supported by a qualification appearing on the burgess roll for some other ward:

(15.) Where a list is made out in divisions the revising barrister shall place the name of any person in the division in which it should appear according to the result of the revision, regard being had to the title of the person to be on the list both as a parliamentary voter and as a burgess, or only in one of those capacities, and shall expunge the name from the other division (if any) in which it appears.

This section shall, as regards every parliamentary borough and every municipal borough whose burgess lists are revised under this Act, take effect instead of section forty of the Parliamentary Registration Act, 1848. 6 & 7 Vict. c. 18. s. 40.

Power to fine overseers for neglect of duty. 6 & 7 Vict. c. 18. s. 51.

29. The provisions of the fifty-first section of the Parliamentary Registration Act, 1843, relating to the power of the revising barrister to fine overseers for neglect of duty, shall extend to every wilful refusal, neglect, or breach of duty on the part of overseers in the execution of this Act.

Expenses and receipts. 30 & 31 Vict. c. 102. s. 31.

30. Where the whole or part of the area of a municipal borough is co-extensive with or included in the area of a parliamentary borough, the expenses properly incurred by the town clerk (including in his expenses the matters mentioned in section thirty-one of the Representation of the People Act, 1867,) and the expenses properly incurred by the overseers in carrying into effect the provisions of this Act with respect to the lists of parliamentary voters and burgess lists, and all moneys received in respect of any of those lists, or in respect of any fine imposed by the revising barrister on the revision of the lists, shall be respectively paid and applied as follows:

(1.) If the area of the parliamentary borough and the area of the municipal borough are co-extensive, one half of the expenses shall be defrayed in the manner provided by the Parliamentary Registration Acts as expenses incurred thereunder, and the other half shall be defrayed out of the borough fund, and one half of the moneys received as aforesaid shall be applied in the manner directed in those Acts, and the other half shall be paid to the borough fund:

(2.) In all other cases the expenses and receipts in respect of the area common to the parliamentary borough and to a municipal borough shall, as to one half thereof, be defrayed and applied as expenses and receipts under the Parliamentary Registration Acts, and shall as to the other half thereof be defrayed out of and paid to the borough fund of such municipal borough:

And the expenses and receipts in respect of an area exclusively parliamentary shall be defrayed and applied as expenses and receipts under the Parliamentary Registration Acts:

And the expenses and receipts of an area exclusively municipal shall be defrayed out of and paid to the borough fund of the municipal borough comprising such area:

Any expenses and receipts incurred or arising in respect of more than one such area shall be apportioned between the several areas in respect of which they are incurred or arise, in the proportion as nearly as may be in which the same are incurred and arise in respect of the several areas, regard being had to the number of parliamentary voters or burgesses in each area, or any other circumstances occasioning the expenses or giving rise to the receipts:

The revising barrister shall, as part of the business of the revision, determine, if necessary, in respect of what area or areas any expenses or receipts are incurred or arise, and how much thereof is attributable to each area.

The remuneration of the revising barrister shall be paid as heretofore under the Parliamentary Registration Acts: Provided always, that in the case of a municipal borough whose burgess lists are revised under this Act, there shall be paid out of the borough fund to the revising barrister, by way of additional remuneration in respect of his additional

work on account of the municipal revision for such municipal borough, a remuneration at the rate mentioned in the third section of the Municipal Corporation Act, 1859.

22 Vict. c. 35. s. 3.

Delivery and custody of revised lists.

31. The lists, if made out in divisions under this Act, shall when revised be delivered to the town clerk to whom in respect of the area to which the lists relate revised parliamentary lists ought to be delivered.

The revising barrister shall as part of the business of the revision, at the request of the town clerk of any municipal borough the whole or part of the area of which is co-extensive with or included in the area of a parliamentary borough, sign and deliver to him a duplicate of the whole or part of any revised list made out in divisions and relating to that municipal borough.

Every such duplicate shall be prepared by the town clerk at whose request it is so signed, and shall be kept by him for use for municipal purposes.

Commencement and duration of parliamentary register.

32. The register made up from revised lists under the Parliamentary Registration Acts and this Act of voters for any parliamentary borough shall come into operation on the first day of January next after the revision, and shall continue in operation for the year commencing with such first day of January.

Commencement and duration of burgess roll.

33. The burgess roll made up from revised lists under this Act of burgesses for any municipal borough shall come into operation on the first day of November next after the revision, and shall continue in operation for the year commencing with such first day of November.

Certain expressions in 38 & 39 Vict. c. 40. to refer to new burgess roll or ward list.

34. For all the purposes of the Municipal Elections Act, 1875, relating to the qualification of candidates, or of persons signing or subscribing nomination papers, expressions referring to the burgess roll of the borough, or to the burgess roll or ward list for the time being in force in the borough or ward, shall, for the purposes of any election to be held on or after the first day of November in any year, be deemed to refer to the new burgess roll or ward list to come into force on the first day of November in that year.

Appeal and correction of burgess roll where burgess lists are revised under this Act.

35. Where burgess lists are revised under this Act, the provisions of the Parliamentary Registration Acts as to appeal from the decision of the revising barrister shall apply to a decision on the revision of the burgess lists, and the provisions of the said Acts as to the alteration or correction of the register in pursuance of any judgment or order of the court of appeal shall apply to the alteration or correction of the burgess roll made up from the burgess lists as if it were a register of parliamentary voters, except that the notice of the judgment or order shall be given to the town clerk having the custody of the burgess roll, and the alteration or correction shall be made and signed by him.

Power for revising barrister to summon witnesses.

36. A revising barrister may by summons under his hand require any person to attend at the court and give evidence or produce documents for the purpose of the revision, and any person who after the tender to him of a reasonable amount for his expenses fails so to attend, or who fails to answer any question put to him by the revising barrister in pursuance of this section, or to produce any document which he is required in pursuance of this section to produce, shall be liable to pay such fine not exceeding five pounds as may be imposed by the revising barrister, and such fine may be recovered, and when recovered shall be applied in like manner as any other fine imposed by the revising barrister under the Parliamentary Registration Acts.

Appeal where revising barrister neglects or refuses to state case.

37. If any person feels aggrieved by a revising barrister neglecting or refusing to state any case, he may, within one month after such neglect or refusal, apply to the High Court of Justice upon affidavit of the facts for a rule calling on the revising barrister, and also on the person, if any, in whose favour the decision from which the applicant desires to appeal was given, to show cause why a rule should not be made directing the appeal to be entertained and the case to be stated, and thereupon the High Court, or any judge thereof in chambers, may make such rule to show cause, and make the same absolute, or discharge it with or without payment of costs as seems just, and the revising barrister on being served with any such rule absolute shall state the case accordingly, and the

case shall be stated and the appeal entertained and heard, notwithstanding any limitations of time or place contained in the Parliamentary Registration Act, 1843. 6 & 7 Vict. c. 18.

38. The costs of an appellant against a decision of a revising barrister may, if the appeal is successful, be ordered by the court hearing the appeal to be paid by the clerk of the peace or town clerk named as respondent in the said appeal, whether he shall or shall not appear before the said court in support of the decision. Costs of appeal.

For enabling an appellant to obtain such an order he may at or before the time of making his declaration of appeal under section forty-two of the Parliamentary Registration Act, 1843, require the revising barrister to name the clerk of the peace for the county or the town clerk for the parliamentary borough or municipal borough, as the case may be, to which the appeal relates to be respondent in the appeal. 6 & 7 Vict. c. 18. s. 42.

The revising barrister if so required shall, and in any case may, name such clerk of the peace or town clerk, as the case may be, to be respondent in an appeal, either alone or in addition to any other person referred to in section forty-three of the Parliamentary Registration Act, 1843. 6 & 7 Vict. c. 18. s. 43.

The expenses properly incurred by a clerk of the peace or town clerk as respondent, including any costs which he may be ordered to pay to the appellant in any such appeal, shall be allowed to him as part of the expenses incurred by him in respect of the revision of the list to which the appeal relates. The term "expenses" in this section shall include all matters mentioned in section thirty-one of the Representation of the People Act, 1867. 30 & 31 Vict. c. 102. s. 31.

The costs of an appeal against a decision of a revising barrister shall be in the discretion of the court hearing the appeal, subject, except as aforesaid, to the proviso contained in section seventy of the Parliamentary Registration Act, 1843. 6 & 7 Vict. c. 18. s. 70.

39. The authority having power to make rules for regulating the practice and procedure in Her Majesty's High Court of Justice may from time to time make, and when made alter and annul, rules for regulating the practice and procedure in the courts of revising barristers for the purposes of the Parliamentary Registration Acts and of this Act. Power to make rules for proceedings at revision courts.

All rules made under this section shall be laid before each House of Parliament within forty days next after the same are made, if Parliament is then sitting, and if not, within forty days after the beginning of the then next sitting of Parliament, and if an address is presented to Her Majesty by either of the said Houses within the next subsequent forty days on which the said House shall have sat praying that any such rule be annulled, Her Majesty may by Order in Council annul the same, and any rule so annulled shall thenceforth be of no effect, but without prejudice to the validity of any proceedings in the meantime taken thereunder. Rules to be laid before Parliament.

All such rules shall while in force have effect as if enacted in this Act.

40. The provisions of section one hundred and one of the Parliamentary Electors Registration Act, 1843, as to the service of notices shall apply to the service of notices under this Act. Service of notices. 6 & 7 Vict. c. 18. s. 101.

The term "notice" in the Parliamentary Registration Acts and this Act shall include any document required to be sent or delivered.

41. Section thirteen of the Ballot Act, 1872, shall, with respect to any municipal election, apply to non-compliance with any of the provisions of or mistake or error in the use of any of the forms prescribed by the Municipal Elections Act, 1875. Application of 35 & 36 Vict. c. 33. s. 13. 38 & 39 Vict. c. 40.

42. Nothing in this Act shall affect any register of parliamentary voters or burgess roll in force at the commencement of this Act. Saving for existing registers and burgess rolls.

43. Nothing in this Act shall affect the provisions contained in section seventy-eight of the Reform Act, 1832. Saving for 2 & 3 W. 4. c. 45. s. 78.

Sect. 8, 24.

SCHEDULE.

Form (A.)

Form of Precept of the Town Clerk or other Officer issuing the Precept to the Overseers of any Parish situate wholly or partly in a Parliamentary Borough, or in a Municipal Borough the whole or part of the Area of which is co-extensive with or included in the Area of a Parliamentary Borough.

Omit part between crosses if no part of parish is in a Parliamentary borough. Omit part between asterisks if no part of parish is in a municipal borough.

† Parliamentary borough of ‡ / * Municipal borough of * — To the overseers of the poor of the parish of [*or* township of]

to wit.

In pursuance of the provisions of the Parliamentary and Municipal Registration Act, 1878, and the Acts therein referred to, I require your attention to the following:

Instructions.

Note.—Form B. in this Schedule must be sent.

On or before the Twentieth day of June you are to publish a notice [*or* notices], signed by you according to the form marked B. among the printed forms herewith sent.

The manner in which you are required to publish that notice is as follows; (that is to say,) you are to fix one of the printed copies (each copy being first signed by you), on or near the outside of the outer door or of the outer wall near the door of every church and public chapel in your parish [*or* township], including chapels which do not belong to the Established Church, and also in some public and conspicuous position on or near every post office or telegraph office occupied by or on behalf of Her Majesty's Postmaster General, and every public or municipal or parochial office in your parish [*or* township], or if there is no such church, chapel, or office, then in some public situation in your parish [*or* township], and it must remain there during a period including two Sundays at the least.

Note.—Form C. in this Schedule must be sent.

Omit part between crosses if no part of parish is in a Parliamentary borough.

Omit part between asterisks if no part of parish is in a municipal borough.

Where any poor rate was on the First day of June due from an occupier in respect of any premises capable of conferring the franchise for the said †Parliamentary *or† municipal* borough, you are on or before the Twentieth day of June to give to that occupier a notice in the form marked C. sent herewith, by delivering it to the occupier, or leaving it at his last or usual place of abode, or with some person on the premises in respect of which the rate is payable, and in case no such person can be found, then by affixing the notice upon some conspicuous part of such premises. You need not give this notice if the rate has been previously duly demanded by a demand note served in the like manner as the last-mentioned notice.

When a borough rate is levied as a separate rate and not as part of the poor rate, the precept should be altered accordingly so as to contain a reference to the borough rate.

On or before the Twenty-second day of July next you are to make out a list containing the name and place of abode of every person who has not paid on or before the Twentieth day of the same month all poor rates which have become due from him in respect of any premises within your parish [*or* township] before the Fifth day of January last, and you are to keep that list to be perused by any person gratis at any time between 10 a.m. and 4 p.m. on any day, except Sunday, during the first fourteen days after the said Twenty-second day of July.

Omit part between crosses if no part of parish is in a Parliamentary borough.

Omit part between asterisks if no part of parish is in a municipal borough.

Omit part between asterisks if no part of parish is in a municipal borough, or if no part of parish is in a Parliamentary borough.

On or before the last day of July you are to make out a list of all persons †entitled under any right conferred by the Reform Act, 1832 (2 & 3 Will. 4. c. 45.), or by section three of the Representation of the People Act, 1867, to be registered as Parliamentary voters to vote at the election of a member [*or* members] to serve in Parliament for the Parliamentary borough of in respect of the occupation of property situate wholly or partly within your parish [*or* township], *or† entitled to be enrolled as burgesses of the municipal borough of in respect of the occupation of property situate wholly or partly within your parish [*or* township].*

*This list is to be made out in three divisions:

Division One is to comprise the names of the persons entitled both to be registered as Parliamentary voters under a right conferred as aforesaid, and to be enrolled as burgesses.

Division Two is to comprise the names of the persons entitled to be registered as Parliamentary voters under a right conferred as aforesaid, but not to be enrolled as burgesses.

Division Three is to comprise the names of the persons entitled to be enrolled as burgesses, but not to be registered as Parliamentary voters under a right conferred as aforesaid.*

†On or before the last day of July you are also to make out a list of all persons who are entitled within your parish [*or* township] to be registered as Parliamentary voters to vote at the election of a member [*or* members] to serve in Parliament for the said Parliamentary borough in respect of any other right than a right conferred by the Reform Act, 1832, or by section three of the Representation of the People Act, 1867 (except as freemen or as lodgers).

Omit part between crosses if no part of parish is in a Parliamentary borough.

On or before the last day of July you are also to make out a list of all persons who being on the register of voters now in force for the said Parliamentary borough in respect of residence in lodgings within your parish [*or* township] have duly claimed, on or before the Twenty-fifth day of July, to have their names inserted in the lists of Parliamentary voters for the said borough in respect of residence in the same lodgings.†

These lists are [*or* this list is] to be in the Form D. (*or, as the case may be*, E. *or* F.) sent herewith.

Note.—The appropriate form must be sent.

*On or before the last day of July you are also to make out a list (in the Form G. sent herewith) of all persons who are entitled, in respect of the occupation of property within your parish [*or* township], to be elected councillors or aldermen of the said municipal borough, but who are not entitled to be on the burgess roll thereof.*

Omit part between asterisks if no part of parish is in a municipal borough, but unless it is omitted send Form G.

In making out each of these lists you will follow the directions of which a copy is enclosed.

Note.—A printed copy of the directions in the Schedule for the guidance of overseers in making out the lists must be enclosed.

On or before the First day of August you are to sign and publish written or printed copies of these lists, in the same manner as before mentioned with respect to the notice.

You are to keep a copy of these lists signed by you, †and also a copy of the list of defaulters in payment of assessed taxes sent to you by the collector of taxes,† to be open to public inspection at any time between the hours of ten o'clock in the forenoon and four o'clock in the afternoon of any day, except Sunday, during the first fourteen days after the publication of the said lists, and to deliver copies of any such lists to any person on payment of a price for each copy after the rate contained in the table marked "Parliamentary Registration Act, 1843, Schedule (D.), No. 1," sent herewith.

Omit part between crosses if no part of parish is in a Parliamentary borough.

Note.—A printed copy of the Table No. 1. in Schedule (D.) to the Parliamentary Registration Act, 1843, 6 & 7 Vict. c. 18., must be enclosed.

You are to make out lists according to the forms marked K. sent herewith, containing the names of every person who has given or caused to be given to you, or any one of you, on or before the Twenty-fifth day of August, notice of his claim to have his name inserted in any list of voters, making separate lists of—

Note.—Forms marked K. and L. must be sent.

(1.) Persons claiming to be entered in the lists of Parliamentary voters otherwise than as freemen or lodgers; and

(2.) Persons claiming to be entered in the lists of Parliamentary voters as lodgers who are not comprised in the above-mentioned list of lodger voters; *and

(3.) Persons claiming to be entered in the burgess lists.*

Omit part between asterisks if no part of parish is in a municipal borough.

You are also to make out lists according to the forms marked L. sent herewith, containing the names of every person against whom a notice of objection has been given to you, or any of you, on or before the Twenty-fifth day of August, as not being entitled to have his name retained in any list for your parish [*or* township], giving in separate lists the objections made to—

(1.) Any person on the list of Parliamentary voters other than the above-mentioned list of lodger voters:

(2.) Any person on the above-mentioned list of lodger voters:

(3.) Any person on the burgess list.

Omit part between asterisks if no part of parish is in a municipal borough.

On or before the Twenty-ninth day of August you are to deliver to me copies of the lists so respectively made out and signed by you as aforesaid.

On or before the First day of September you are to sign and publish each of the lists of claimants and persons objected to in the same manner as before mentioned with respect to the notice.

You are to keep a copy of each of the lists of claimants and persons objected to, signed by you, and these copies, and also the original notices of claims and of objections, are to be open to public inspection at any time between the hours of ten of the clock in the forenoon and four of the clock in the afternoon of any day, except Sunday, during the first Fourteen days of September, and you are to deliver copies of each of these lists to any person on payment of a price for each copy after the rate contained in the table marked "Parliamentary Registration Act, 1843, Schedule (D.), No. 1," sent herewith.

If you find any such notice, list, or other document published by you as aforesaid to be destroyed, mutilated, effaced, or removed, you are forthwith to place another in its room to the same effect.

You are to attend at the court to be holden for the revision of the said lists, of the time of holding which notice will be given; and at the opening of the court you are there to deliver to

the barrister before whom the same is holden the several lists made out and signed by you, and the original notices of claims and of objections given to you.

If the officer issuing precept is not the town clerk of a municipal borough, he should append to his signature his proper official description.

Herein if you fail you will be liable to the penalties in that case provided.

Dated the day of 18 .

(Signed) *A.B.*,
Town Clerk of the Municipal Borough of .

FORM B.

NOTICE to be Published by the OVERSEERS in a PARLIAMENTARY BOROUGH.

Parliamentary borough of , to wit. } We hereby give notice that no person will be entitled to have his name inserted in any list of Parliamentary voters for the Parliamentary borough of , now about to be made in respect of the occupation of any property situate wholly or partly within this parish [*or* township], unless he pays on or before the Twentieth day of July all the poor rates which have become due from him in respect of those premises up to the Fifth day of January last past; or to have his name inserted in any such list under any right conferred by the Reform Act, 1832, in respect of the occupation of any property situate as aforesaid, unless he pays on or before the Twentieth day of July all assessed taxes which have become due from him in respect of those premises up to the Fifth day of January last past; and all persons who omit to make such payments will be incapable of being upon the next register of Parliamentary voters for this borough in respect of those premises.

Dated the day of June 18 .

(Signed) *A.B.*, *C.D.* } Overseers of the Parish [*or* township] of .

NOTICE to be Published by the OVERSEERS in a MUNICIPAL BOROUGH.

Note.—This form is to be used only where the whole or part of the area of the municipal borough is co-extensive with or included in the area of a Parliamentary borough.

Municipal borough of , to wit. } We hereby give notice that no person will be entitled to have his name inserted in any list of burgesses of the municipal borough of , now about to be made in respect of the occupation of any property situate wholly or partly within this parish [*or* township], unless he pays on or before the Twentieth day of July all poor rates and borough rates (if any) which have become due from him in respect of those premises up to the Fifth day of January last past; and all persons who omit to make such payment will be incapable of being upon the next burgess roll for this borough in respect of those premises.

Dated the day of June 18 .

(Signed) *A.B.*, *C.D.* } Overseers of the Parish [*or* township] of .

Note.—Where a parish is situate within both a Parliamentary borough and a municipal borough, both the above notices must be issued.

FORM (C.)

Note.—This form is to be used in every Parliamentary borough, but only in a municipal borough the whole or part of the area of which is co-extensive with or included in the area of a Parliamentary borough.
If no part of the parish is in a Parliamentary borough the parts between crosses are to be omitted.
If no part of the parish is in a municipal borough, the parts between asterisks are to be omitted.
Where a borough rate is levied as a separate rate and not as part of the poor rate, the form should be altered accordingly, so as to dis-

To *A.B.*

† Parliamentary borough of †
* Municipal borough of *

Take notice that you will not be entitled to have your name inserted †in the list of Parliamentary voters for the Parliamentary borough of *or† in the burgess lists for the municipal borough of *now about to be made in respect of the premises in your occupation in [*street or place*], unless you pay on or before the Twentieth day of July next all the poor rates *(including borough rates, if any)* due from you in respect of those premises up to the Fifth day of January last, amounting to £ , and if you omit to make such payment you will be incapable of being

on the next † register of Parliamentary voters for the said Parliamentary borough * or † burgess roll for the said municipal borough.*

† tinguish the borough rate from the poor rate, and to state that omission to pay the borough rate will disqualify for enrolment as burgess.

Dated the day of June 18 .

(Signed) *C.D.* } Overseers.
E.F. }
or
G.H., Assistant Overseer,
or
I.K., Collector
of the Parish [*or* Township] of .

Form (D.)

Form of Lists of Parliamentary Voters and Burgesses for a Parish wholly or partly situate both in a Parliamentary Borough and in a Municipal Borough.

No. 1.—List of

† The persons entitled under any right conferred by the Reform Act, 1832, or by section three of the Representation of the People Act, 1867, to be registered as Parliamentary voters to vote at the election of a member [*or* members] to serve in Parliament for the Parliamentary borough of in respect of the occupation of property situate wholly or partly within this parish [*or* township],* and † the persons entitled to be enrolled as burgesses for the municipal borough of , in respect of the occupation of property situate wholly or partly within this parish [*or* township] *.

N.B.—This list (No. 1) does not contain the names of any Parliamentary voters except those entitled under some right conferred by the Reform Act, 1832, or by Section 3 of the Representation of the People Act, 1867.

Division One. Persons entitled both to be Registered as Parliamentary Voters under a right conferred as aforesaid, and to be Enrolled as Burgesses.

1. Names of Voters in full, Surname being First.	2. Place of Abode.	3. Nature of Qualification.	4. Name and Situation of Qualifying Property.
Abrahams, Samuel -	4, Brick Street -	House (joint) - -	4, Brick Street.
Brown, Thomas - -	4, Brick Street -	Shop - - -	4, Brick Street.
Masters, Abel - -	1, Brick Street -	House - -	1, Brick Street.
Smith, William - -	Wood Villa, Gainsborough.	Building - -	2, Brick Street.

Division Two. Persons entitled to be Registered as Parliamentary Voters under a right conferred as aforesaid, but not to be Enrolled as Burgesses.

Names of Voters in full, Surname being First.	Place of Abode.	Nature of Qualification.	Name and Situation of Qualifying Property.
Adams, John - -	24, Duke Street -	House - -	7, Brick Street.
Stubbs, Thomas -	10, High Street -	Shop - - -	4, Brick Street.

Division Three. Persons entitled to be Enrolled as Burgesses, but not to be Registered as Parliamentary Voters under a right conferred as aforesaid.

Names of Voters in full, Surname being First.	Place of Abode.	Nature of Qualification.	Name and Situation of Qualifying Property.
Gardener, Mary - -	10, Brick Street -	House - -	10, Brick Street.
Thompson, Henry -	14, John Street -	Warehouse - -	3, Brick Street.

(Signed) *A.B.* } Overseers of the Parish [*or*
C.D. } Township] of .

No. 2.—List of

The persons entitled to be registered as Parliamentary voters to vote at the election of a member [*or* members] to serve in Parliament for the Parliamentary borough of in respect of any other right than a right conferred by the Reform Act, 1832, or by section three of the Representation of the People Act, 1867 (except as freemen or as lodgers).

Names of Voters in full, Surname being first.	Place of Abode.	Nature of Qualification.	Name and Situation of Qualifying Property (if any).
Smith, John - -	15, Brick Street -	Inhabitant householder, paying scot and lot.	

(Signed) *A.B.* } Overseers of the Parish [*or*
C.D. } Township] of .

No. 3.—List of

The persons who being on the register of voters now in force for the Parliamentary borough of in respect of residence in lodgings within the parish [*or* township] of claim, in respect of residence in the same lodgings, to have their names inserted in the list of persons entitled to vote in the election of a member [*or* members] to serve in Parliament for the said borough.

Names of Claimants in full, Surname being first.	Description of Rooms occupied, and whether Furnished or not.	Street, Lane, or other Place, and Number, if any, of House in which Lodgings are situate.	Amount of Rent paid.	Name and Address of Landlord or other Person to whom Rent is paid.	Objections by Overseers.

(Signed) *A.B.* } Overseers of the Parish [*or*
C.D. } Township] of .

Form (E.)

Form of List of Parliamentary Voters for a Parish wholly or partly situate in a Parliamentary Borough, but not in a Municipal Borough.

This form is to be the same as Form D., omitting from List No. 1 the parts between asterisks, and omitting the words "*Division One. Persons entitled, &c.,*" forming the heading of Division One, and omitting Divisions Two and Three.

FORM (F.)

Note.—This form is to be used only where the whole or part of the area of the municipal borough is co-extensive with or included in the area of a Parliamentary borough.

FORM of LIST of Burgesses for a PARISH wholly or partly situate in a MUNICIPAL BOROUGH, but not in a PARLIAMENTARY BOROUGH.

This form is to be the same as Form D., No. 1, omitting the parts between crosses, and omitting the words "*Division One. Persons entitled, &c.,*" forming the heading of Division One, and omitting Divisions Two and Three.

FORM (G.)

Note.—This form is to be used only where the whole or part of the area of the municipal borough is co-extensive with or included in the area of a Parliamentary borough.

FORM of LIST of Occupiers in any Parish entitled to be elected Councillors or Aldermen of a Municipal Borough, though not entitled to be on the Burgess Roll of that Borough.

List of the persons who are entitled to be elected councillors or aldermen of the municipal borough of in respect of the occupation within the parish [*or* township] of of any property, but who are not entitled to be on the Burgess Roll of that borough.

1. Name of Persons in full, Surname being first.	2. Place of Abode.	3. Nature of Qualification.	4. Name and Situation of Qualifying Property.

(Signed) *A.B.* } Overseers of the Parish [*or*
C.D. } township] of .

FORM (H.)

FORM OF NOTICE OF CLAIM.

No. 1.—PARLIAMENTARY (General).

To the overseers of the parish [*or* township] of

I claim to have my name inserted in the list made by you of persons entitled to vote at the election of a member [*or* members] to serve in Parliament for the Parliamentary borough of in respect of the qualification named below.

Dated the day of 18 .

Name of Claimant in full, Surname being first.	Place of Abode.	Nature of Qualification.	Name and Situation of Qualifying Property.

(Signed) *A.B.*

No. 2.—Parliamentary (Lodgers).

To the overseers of the parish [*or* township] of
I claim to have my name inserted in the list of persons entitled to vote at the election of a member [*or* members] to serve in Parliament for the Parliamentary borough of
in respect of the qualification named below.

Name of Claimant in full, Surname being first.	Description of Rooms occupied, and whether Furnished or not.	Street, Lane, or other Place, and Number (if any) of House in which Lodgings situate.	Amount of Rent paid.	Name and Address of Landlord or other Person to whom Rent is paid.
Stevens, John William.	Two rooms, first floor, furnished.	51, Brick Street -	16*s.* a week -	William Johnson, High Street.

I hereby declare that I have during the twelve calendar months immediately preceding the Fifteenth day of July in this year occupied as sole tenant [*or* as joint tenant with], and resided in the above-mentioned lodgings, and that those lodgings are of a clear yearly value, if let unfurnished, of ten [*or* twenty] pounds or upwards †and I hereby declare that I am on the register of Parliamentary voters for the said Parliamentary borough in respect of the same lodgings as above mentioned, and I desire to have my name inserted in the list of lodger voters published on or before the first day of August.†

Omit the words between crosses if they are not applicable.

Dated the day of 18 .
(Signed) *A.B.* (the Claimant).

I, the undersigned, hereby declare that I have witnessed the above signature of the above-named [*here state name of claimant*], at the date stated above, and that I believe the above claim to be correct.

Dated the day of 18 .
(Signed) *C.D.*, of
[*state residence and calling of witness.*]

Note.—If the claim is in respect of different rooms successively occupied as lodgings in the same house, the notice of claim must specify each room, or set of rooms, so occupied. If the claimant is on the register in respect of the same lodgings, and desires to have his name inserted in the list of lodger voters published on or before the First day of August, he must send in his claim on or before the Twenty-fifth day of July. In any other case he must send it in after the last day of July, and on or before the Twenty-fifth day of August. If there are two joint lodgers, the yearly value of the lodgings must be twenty pounds or upwards.

No. 3.—Municipal.

Note.—This form is to be used only where the whole or part of the area of the municipal borough is co-extensive with or included in the area of a Parliamentary borough.

To the overseers of the parish [*or* township] of
I claim to have my name inserted in the list made by you of burgesses of the municipal borough of in respect of the qualification named below.
Dated the day of 18 .

Name of Claimant in full, Surname being first.	Place of Abode.	Nature of Qualification.	Name and Situation of Qualifying Property.

(Signed) *A.B.*

FORM (I.)

FORM OF NOTICE OF OBJECTION.

No. 1 (PARLIAMENTARY).

NOTICE of OBJECTION to be given to OVERSEERS.

To the overseers of the parish [*or* township] of
I hereby give you notice that I object to the name of being retained on the lists of persons entitled to vote at the election of a member [*or* members] to serve in Parliament for the Parliamentary borough of .
Dated the day of 18 .
(Signed) *A.B.* [*place of abode*]
on the List of Parliamentary voters for the parish of .

No. 2 (PARLIAMENTARY).

NOTICE of OBJECTION to be given to PERSON objected to.

To Mr.
I hereby give you notice that I object to your name being retained on the lists of persons entitled to vote at the election of members [*or* a member] to serve in Parliament for the Parliamentary borough of , on the following grounds, viz. :—

1. *e.g.*, that you have not occupied for twelve months to July 15th.
2. That
3.

Dated the day of 18 .
(Signed) *A.B.*, of [*place of abode*], on the List of Parliamentary voters for the parish of .

Note.—If there is more than one list of Parliamentary voters, the notice of objection in each of the above two cases, Nos. 1 and 2, should specify the list to which the objection refers, and if the list referred to is made out in divisions, the notice of objection should specify the division to which the objection refers; and if the list contains two or more persons of the same name, the notice should distinguish the person intended to be objected to.

No. 3 (MUNICIPAL).

NOTICE of OBJECTION to be given to OVERSEERS.

Note.—This form is to be used only where the whole or part of the area of the municipal borough is co-extensive with or included in the area of a Parliamentary borough.

To the overseers of the parish [*or* township] of
I hereby give you notice that I object to the name of being retained on the list of burgesses of the municipal borough of .
Dated the day of 18 .
(Signed) *A.B.*, of [*place of abode*], on the List of Burgesses for the parish of .

No. 4 (MUNICIPAL).

NOTICE of OBJECTION to be given to PERSON objected to.

Note.—This form is to be used only where the whole or part of the area of the municipal borough is co-extensive with or included in the area of a Parliamentary borough.

To Mr.
I hereby give you notice that I object to your name being retained on the lists of burgesses of the municipal borough of , on the following grounds, viz.:—
1. *e.g.*, that you have not occupied for twelve months to July 15th.
2. That
3.

Dated the day of 18 .
(Signed) *A.B.*, of [*place of abode*], on the List of Burgesses for the parish of .

Note.—If there is more than one burgess list the notice of objection in each of the above two cases, Nos. 3 and 4, should specify the list to which the objection refers, and if the list is

made out in divisions, the notice of objection should specify the division to which the objection refers; and if the list contains two or more persons of the same name, the notice should distinguish the person intended to be objected to.

Form (K.)

Form of List of Claimants to be Published by the Overseers.

No. 1.—General List of Claimants (Parliamentary).

The following persons claim otherwise than as lodgers to have their names inserted in the lists of persons entitled to vote at the election of a member [*or* members] to serve in Parliament for the Parliamentary borough of .

Name of Claimant in full, Surname being first.	Place of Abode.	Nature of Qualification.	Name and Situation of Qualifying Property.

(Signed) *A.B.* } Overseers of the Parish [*or*
C.D. } Township] of .

No. 2.—List of Lodger Claimants (Parliamentary).

The following persons claim as lodgers to have their names inserted in the lists of persons entitled to vote at the election of a member [*or* members] to serve in Parliament for the Parliamentary borough of .

Name of Claimant in full, Surname being first.	Description of Rooms occupied, and whether Furnished or not.	Street, Lane, or other Place, and Number (if any) of House in which Lodgings are situate.	Amount of Rent paid.	Name and Address, of Landlord or other Person to whom Rent is paid.

(Signed) *A.B.* } Overseers of the Parish [*or*
C.D. } Township] of .

Note.—This form is to be used only where the whole or part of the area of the municipal borough is co-extensive with or included in a Parliamentary borough.

No. 3.—List of Claimants (Municipal).

The following persons claim to have their names inserted in the Burgess Roll for the municipal borough of .

Name of Claimant in full, Surname being first,	Place of Abode.	Nature of Qualification.	Name and Situation of Qualifying Property.

(Signed) *A.B.* } Overseers of the Parish [*or*
C.D. } Township] of .

FORM (L.)

FORM of LIST of PERSONS Objected to to be Published by the Overseers.

No. 1.—LIST of PERSONS objected to (PARLIAMENTARY).

The following persons have been objected to as not being entitled to have their names retained on the lists of persons entitled to vote at the election of a member [*or* members] to serve in Parliament for the Parliamentary borough of .

Name of Person objected to in full, Surname being first.	Place of Abode.	Nature of the supposed Qualification.	Name and Situation of Qualifying Property.

(Signed) *A.B.* } Overseers of the Parish [*or*
C.D. } Township] of .

No. 2.—LIST of LODGERS objected to (PARLIAMENTARY).

The following persons have been objected to as not being entitled to have their names retained on the list of persons entitled to vote in respect of residence in lodgings at the election of a member [*or* members] to serve in Parliament for the Parliamentary borough of .

Name of Person objected to in full, Surname being first.	Description of Rooms occupied, and whether Furnished or not.	Street, Lane, or other Place, and Number (if any) of House in which Lodgings are situate.	Amount of Rent paid.	Name and Address of Landlord or other Person to whom Rent is paid.

(Signed) *A.B.* } Overseers of the Parish [*or*
C.D. } Township] of .

Note.—This form applies only to lodgers on the list of lodger claimants who claimed on or before the Twenty-fifth day of July, and were then on the register in respect of the same lodgings, and who are objected to. The list of such lodgers should form a separate list from that of other persons objected to.

No. 3.—LIST of PERSONS objected to (MUNICIPAL).

Note.—This form is to be used only where the whole or part of the area of the municipal borough is co-extensive with or included in a Parliamentary borough.

The following persons have been objected to as not being entitled to have their names retained on the Burgess Lists for the municipal borough of .

Name of Person objected to in full, Surname being first.	Place of Abode.	Nature of the supposed Qualification.	Name and Situation of Qualifying Property.

(Signed) *A.B.* } Overseers of the Parish [*or*
C.D. } Township] of .

FORM (M.)

DECLARATION for correcting misdescription in List.

I, of No. in the parish of in the Parliamentary borough of , and in the municipal borough of [*as the case may be*], do solemnly and sincerely declare as follows:—

1. I am the person referred to in Division of the List of Parliamentary Voters and Burgesses made out in Divisions [or in the list of] (*specifying the particular list*) made out for the parish of , by an entry as follows:—

Name as described in List.	Place of Abode as described in List.	Nature of Qualification as described in List.	Name and Situation of Qualifying Property.
Brown, John - -	High Street - -	Shop - - -	2, Shire Lane.

2. My correct name and place of abode, and the correct particulars respecting my qualification, are, and ought to be stated for the purposes of the Register about to be made up of voters for the Parliamentary borough of , and the Burgess Roll about to be made up of burgesses for the municipal borough of (*as the case may be*), as follows:—

Correct Name.	Correct Place of Abode.	Correct nature of Qualification.	Correct Name and Situation of Qualifying Property.
Brown, Joseph - -	15, High Street -	House - -	24, Shire Lane.

Dated this day of 18 .

(Signed)

Made and subscribed before me this day of 18 .

A.B.,

Justice of the Peace for .

The person before whom the declaration is made should affix his official description.

FORM (N.)

NOTICE of WITHDRAWAL of OBJECTION.

No. 1.—NOTICE to the PERSON objected to.

To Mr.

I hereby give you notice that I withdraw my objection to your name being retained on the list of † so far as regards the ground of objection numbered in my notice to you of such objection.†

Dated the day of 18 .

(Signed)

The list should be referred to in the manner prescribed for the notice of objection.

Omit the words between crosses if the objection is wholly withdrawn.

The notice should be signed in the manner prescribed for the notice of objection.

No. 2.—NOTICE to the TOWN CLERK.

To the Town Clerk of

I hereby give you notice that I withdraw my objection to the name of being retained on the list of † so far as regards the ground of objection numbered in my notice to him of such objection.†

Dated the day of 18 .

(Signed)

The list should be referred to in the manner prescribed for the notice of objection.

Omit the words between crosses if the objection is wholly withdrawn.

The notice should be signed in the manner prescribed for the notice of objection.

FORM (O.)

NOTICE of REVIVING an OBJECTION.

No. 1.—NOTICE to the PERSON objected to.

To Mr.

I hereby give you notice that I revive the objection which was made by , since deceased, to your name being retained on the list of † so far as regards the ground of objection numbered in the notice to you of such objection.†

Dated the day of 18 .

(Signed)

The list should be referred to in the manner prescribed for the notice of objection.

Omit the words between crosses if the objection is wholly revived.

The notice should be signed in the manner prescribed for the notice of objection.

No. 2.—NOTICE to the TOWN CLERK.

To the Town Clerk of

I hereby give you notice that I revive the objection which was made by , since deceased, to the name of being retained on the list of † so far as regards the ground of objection numbered in the notice to the person objected to of such objection.†

Dated the day of 18 .

(Signed)

The list should be referred to in the manner prescribed for the notice of objection.

Omit the words between crosses if the objection is wholly revived.

The notice should be signed in the manner prescribed for the notice of objection.

NOTE (P.)

DIRECTIONS for the Guidance of OVERSEERS in making out the Lists.

The following directions should be observed by overseers in making out the lists of Parliamentary voters and burgesses, and also the lists of claimants and persons objected to as Parliamentary voters and burgesses.

(1.) The surname and other name or names of each person are to be written at full length, the surname being placed first.

(2.) Each list, and where the list is made out in divisions, each division of each list should be made out in alphabetical order.

(3.) The place of abode should be entered with the name of the street, lane, or other locality, and the number in such street, lane, or other locality of such place of abode, where there is any such name or number, and should be entered in all cases in such a manner as will afford a full and sufficient address for a person entered if a letter is addressed to him by post.

(4.) The nature of the qualification should be entered as nearly as possible in the words of the statute conferring the franchise, for instance:—

(*a.*) The nature of the qualification of a person under the Reform Act, 1832 (2 & 3 Will. 4. c. 45), or under the Municipal Corporation Acts, should be stated thus: "house," or in the case of a joint occupation, "house (joint)," or "warehouse," "counting-house," "shop," or "building," or in the manner provided by the Parliamentary and Municipal Registration Act, 1878, as the case may be:

(*b.*) The nature of the qualification of a person under section 3 of the Representation of the People Act, 1867, should be stated thus, "dwelling-house."

(5.) The name and situation of the qualifying property, if the qualification is in respect of property, should be entered with the name of the street, lane, or other locality, and the number in such street, lane, or other locality of such property, where there is any such name or number, and should be entered in all cases in such a manner as will afford full and sufficient means of identifying such property.

(6.) Where several qualifications are possessed by the same person, the particulars respecting each qualification should be stated in the list; and in the case of a list made out in divisions, where a person is entered in Division 1 in respect of one qualification for Parliamentary purposes, and in respect of another qualification for municipal purposes, each such qualification should be distinguished in the list by a note to the effect that the qualification is for Parliamentary purposes only, or for municipal purposes only, as the case may be.

Note.—If the local authority has given any special directions as to the mode of making out the list, the town clerk, or other officer issuing the precepts, must modify direction (2) accordingly.

(7.) In making out the list of lodger claimants who claim on or before the Twenty-fifth day of July, and are then on the register in respect of the same lodgings, if you have reason to believe that any person whose name is entered on that list is dead, or is not entitled to vote, you should make a note to that effect in the last column of the list, being the column headed "Objections by overseers."

(8.) You should omit from any list of Parliamentary voters or burgesses the name of any person who appears from the returns furnished by the registrar of births and deaths to be dead, and the name of any person who is ascertained to be disqualified for being inserted in the list by reason of having received parochial relief or other alms.

NOTE (Q.)

DIRECTIONS for Guidance in the formation of the PARLIAMENTARY REGISTER and BURGESS ROLL.

In copying and printing Divisions 1 and 2 for the Parliamentary Register, and Divisions 1 and 3 for the Burgess Roll, of any revised list made out in divisions under this Act, the two divisions in each set may, and, if and so far as the local authority under the Act shall so direct, shall be combined or kept separate, and be arranged according to convenience for use in parts for polling districts or wards, and where the polling districts and wards are not conterminous in such manner that the parts may be conveniently compiled or put together to serve either as lists for polling districts or as ward lists; and the names may, and, if and so far as the said local authority shall so direct, shall be distinguished by a number either alone, or in combination with a letter or other distinguishing mark according to the parts, and any arrangement may, and, if and so far as the said local authority shall so direct, shall be adopted according to convenience, so that one print or edition of Division 1 may be available for both sets.

Each entry for voting on the Parliamentary register of every Parliamentary borough, and on the burgess roll of every municipal borough whose burgess lists are revised under this Act, is to be distinguished by a number, either alone or in combination with a letter or distinguishing mark.

Any entry of a person not entitled to vote in respect of the qualification therein contained, he being on the list for voting in respect of another qualification, is to be denoted by an asterisk in the manner provided by section forty-seven of the Parliamentary Registration Act, 1843, with respect to similar entries in the registers for counties.

The officer having the custody of any revised lists under this Act shall permit access thereto for the purpose of the same being copied for the Parliamentary register of the Parliamentary borough, and for the Burgess Roll of any municipal borough to which such revised lists relate.

CHAPTER 27.

An Act to amend the Supreme Court of Judicature Act (Ireland), 1877.

[22d July 1878.]

BE it 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, as follows:

Constitution of commissions of assize.

1. Her Majesty may include in any commission of assize, and oyer and terminer, and gaol delivery in Ireland, any judge of the High Court of Justice in Ireland; provided that no judge of the Chancery or Probate Divisions appointed before the first day of January one thousand eight hundred and seventy-five shall be so included without his own consent.

Short title.

2. This Act may be cited as the Supreme Court of Judicature Act (Ireland), 1877, Amendment Act, 1878.