end of such period, and has not paid the poor rate, it shall be lawful for the board of guardians of the poor law union in which the property is situated to determine that such owner or occupier shall be liable to a portion only of the poor rate payable for the whole of such period proportionate to the portion of such period during which he remained owner or occupier, and thereupon he shall, notwithstanding anything in any of the Acts now in force for the relief of the destitute poor in Ireland, be liable to pay such portion only: Provided, however, that the amount of such portion shall not be leviable by distress and sale of any goods or chattels other than those of the person who has ceased to be such owner or occupier as aforesaid.

(2.) In any such case, if any other person, before the end of the period for which the poor rate was made, becomes the owner or occupier of the property, such person shall pay a portion of the poor rate payable for the whole of such period proportionate to the portion of such period between his becoming such owner or occupier and the end of such period, and the same shall be recovered from him in the same manner as if he had been originally rated for such property.

(3.) Subject to the provisions of this section the portions of any poor rate which shall become payable under the provisions of this Act shall and may be collected and levied, sued for and recovered, by such and the same ways and means as the entire poor rate might have been collected, levied, sued for, and recovered if this Act had not passed.

Application of Act.

3. This Act shall not apply to any poor rate made for any poor law union or part of a poor law union situate in the city of Dublin, within the meaning assigned to those words by the Act of the twelfth and thirteenth years of the reign of Her present Majesty, chapter ninety-one.

12 & 13 Vict. c. 91.

CHAPTER 31.

An Act to amend the Law relating to the Superannuation of Officers and Servants of Pauper Lunatic Asylums in Ireland. [4th August 1890.]

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 Pauper Lunatic Asylums, Ireland, Superannuation Act, 1890.

Extent.

2. This Act shall extend to Ireland only.

Provision for superannuation.

3.—(1.) In case any officer (within the meaning assigned to that word by the Act of the thirtieth and thirty-first years of the reign of Her present Majesty, chapter one hundred and eighteen) or servant of any district lunatic asylum in Ireland whose whole

30 & 31 Vict. c. 118.

time has been devoted to the service of such asylum, become from confirmed sickness, age, or infirmity incapable of executing the office in person, or has been an officer or servant in the asylum for not less than fifteen years and be not less than fifty years of age, it shall be lawful for the Board of Governors of such asylum, if in their discretion they think fit so to do, but not otherwise, with the approval of the inspectors of lunatics or one of them, to grant to such officer or servant (whether incapable from sickness, age, or infirmity, or having been an officer or servant in the asylum for not less than fifteen years and being not less than fifty years of age) such annuity in the way of superannuation as they think proportionate to the merits and time of service of such officer or servant, and every such annuity shall be advanced, paid, presented for and raised in like manner as any other moneys advanced or raised for supporting and maintaining such asylum: Provided always, that the annual amount paid in the way of superannuation to any retired officer or servant of any such asylum shall not exceed the sum of two thirds of the annual salary and two thirds of the annual value of the lodgings, rations, and other allowances payable to or enjoyed by the person superannuated at the time of his or her retirement; and that no such superannuation shall be granted unless notice of the meeting of the Board of Governors at which the same shall be granted, and of the intention to determine thereat the question of such superannuation, shall have been given to each member of such Board of Governors personally, or left at his place of abode, or posted at the post office nearest such asylum, in a letter directed to him, at least fourteen days before the time appointed for such meeting, nor unless three Governors concur in and sign the order granting the same.

(2.) Where the offices of superintendent and matron of any such asylum are held by man and wife, and an order has been made under this Act granting an annuity in the way of superannuation to the superintendent, the provisions of this Act as to the grant of annuity in the way of superannuation shall apply to such matron, notwithstanding she has not attained the age of fifty years, provided such matron has been an officer in the asylum for not less than twenty years, and provided that if any such matron as aforesaid at any time thereafter is appointed to any public office, or any office under the Lunacy Acts, in respect of which she receives a salary, the payment of the compensation awarded to her under this Act shall be suspended so long as she receives such salary, if the amount thereof is greater than the amount of compensation; or, if not, shall be diminished by the amount of such salary.

(3.) Any annuity granted under this Act shall be in substitution for and not in addition to any superannuation allowance under the provisions of the Act of the thirtieth and thirty-first years of the reign of Her present Majesty, chapter one hundred and eighteen. 30 & 31 Vict. c. 118.

4. No order granting an annuity under this Act shall be effectual until the same shall have been approved by the Lord Lieutenant of Ireland in Council. Approval of superannuation order.