THE

PUBLIC GENERAL STATUTES,

36 VICTORIA.

CHAPTER 1.

An Act for legalizing certain Marriages solemnized in Cove Chapel in Pitt Portion in the parish of Tiverton, Devon. [13th March 1873.]

WHEREAS in or about the year one thousand eight hundred and fifty-six the ancient consecrated chapel called Cove Chapel, situate in Pitt Portion in the parish of Tiverton in the county of Devon, in which banns of matrimony and marriages might have been lawfully published and solemnized respectively, was wholly taken down, in consequence of its dilapidated condition, and rebuilt on a different site within the ancient chapel yard belonging thereto, but such new chapel was not consecrated or licensed for the solemnization of marriages:

And whereas divers banns of matrimony and marriages have been published and solemnized respectively in such new chapel, and doubts have been entertained as to the validity thereof by reason of the said new chapel not having been consecrated or licensed as aforesaid, and it is expedient that such doubts should be removed:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Marriages solemnized in the new chapel not invalid, &c.

1. None of the banns of matrimony or marriages heretofore published or solemnized in the said new chapel shall be invalid by reason of the same having been published or solemnized in a church or chapel not duly consecrated or licensed for marriages; and the minister or ministers who solemnized the said marriages respectively shall not be liable to any ecclesiastical censure or to any proceedings or penalties whatsoever by reason thereof.

CHAPTER 2.

An Act to make special provisions in relation to the Constitution of certain Polling Districts at Parliamentary Elections in Ireland. [13th March 1873.]

WHEREAS the chairman of quarter sessions and the justices of the peace having jurisdiction in each county and riding of a county in Ireland assembled at special sessions, appointed and held in pursuance of the provisions of section eighteen of the Ballot

Act, 1872, have made orders dividing such counties and ridings respectively into polling districts, and appointing in such districts respectively places for taking the poll at contested elections for members to serve in Parliament for such counties respectively; but such orders will not be of any validity until the same are confirmed in manner by the said section prescribed:

And whereas it is expedient to accelerate the confirmation of such orders, and to make such other provisions as are in this Act contained:

Be it therefore enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Confirmation of orders.

1. The following provisions with reference to the confirmation of the said orders made before the passing of this Act, and to the publication of the same, shall be in force and have effect, and the same shall, in relation to the said orders, be substituted for the provisions contained in sub-sections eight, nine, and ten of section eighteen of the Ballot Act, 1872:

(1.) It shall be lawful for the Lord Lieutenant or other chief governor or governors of Ireland, by and with the advice of Her Majesty's Privy Council in Ireland, to confirm all or any of the said orders, either as the same now stand or with such variation, alteration, or modification as may seem fit, and such confirmation shall in the case of the said orders be a confirmation within the meaning and for the purposes of section eighteen of the Ballot Act, 1872, and every such order so confirmed shall be valid and binding:

(2.) When any such order has been confirmed as aforesaid, the clerk of the Privy Council in Ireland shall transmit a copy of the same to the clerk of the peace of the county to which the same relates, and notice of the making and confirming of the said order shall be published once in the Dublin Gazette, but it shall not be necessary to publish the said order in the Dublin Gazette or otherwise.

Arrangement of voters in new polling districts.

2. The provisions of sub-section eleven of section eighteen of the Ballot Act, 1872, shall with respect to the formation for the first time of the separate lists of voters in the new polling districts, constituted under the said orders, confirmed in manner by this Act directed, be in force and have effect subject to the modifications following:

(1.) The precept of the clerk of the peace to the clerk of the union in pursuance of the said provisions shall be according to the form in the schedule to this Act annexed, and the return to the same shall be made in accordance with the requirements stated therein, and shall be transmitted to the clerk of the peace within six days after the receipt thereof by the clerk of the union:

(2.) The directions contained in the schedule to this Act annexed in relation to the arrangement of alphabetical lists, and to the arrangement, entitling, and endorsement of lists of voters, shall be substituted for the directions in such behalf respectively under the provisions of said sub-section eleven:

(3.) In case the business of the sessions of the peace to be holden in any county or riding of a county next after the confirmation of the orders relating to such county or riding, shall be completed before the expiration of the notice of the time and place for holding the court of revision in pursuance of the provisions of said sub-section eleven, or if for any reason such revision shall not be proceeded with at the time appointed by such notice, it shall be lawful for the chairman (and he is hereby required) to adjourn the said sessions to some future day, which shall be fixed by such chairman in such manner that the said lists shall be revised by him at some period not exceeding fourteen days from the printing of the said lists, and the said sessions shall, if necessary, be adjourned from time to time, but shall not be permitted to terminate until the said lists shall have been revised:

(4.) In the event of the sessions of the peace for any county or riding of a county, holden next after the confirmation of the orders relating thereto, being terminated before the said lists shall have been revised, it shall be lawful for the Lord Lieutenant or other chief governor or governors of Ireland, by and with the

advice of Her Majesty's Privy Council in Ireland, to appoint special sessions to be held by the chairman of quarter sessions for such county or riding at such place (within such county or riding) and at such time as shall seem fit for the purpose of revising such lists:

(5.) In case at any such court of revision it appears to the chairman holding the same that there is in the order relating to such county or riding, confirmed in manner aforesaid, any error, then if it shall be proved to the satisfaction of such chairman that any such error is merely clerical, he shall at once correct the same, but if any such error shall not be proved to the satisfaction of such chairman to be merely clerical he shall forthwith report the same to the clerk of Her Majesty's Privy Council in Ireland; and it shall be lawful for the Lord Lieutenant or other chief governor or governors of Ireland, by and with the advice of Her Majesty's Privy Council in Ireland, to make an order authorising such chairman to correct such error in manner to be specified in such order, and such chairman shall thereupon correct such error in conformity with such order; and such chairman shall sign his name to each such correction, upon such order so confirmed, and then and in every such case the said order shall be read and construed as if the same had originally contained the said correction:

(6.) The provisions of the said sub-section eleven and of the Act therein referred to, providing for the payment of the expenses of clerks of the peace and of clerks of unions, shall be construed to include all expenses incurred or to be incurred by such clerks respectively in carrying into effect the provisions of the said section eighteen of the Ballot Act, 1872.

Repeal of section 46 of 13 & 14 Vict. c. 69. Courts of revision to be held annually.

3. Section forty-six of the Act passed in the session of Parliament held in the thirteenth and fourteenth years of the reign of Her present Majesty, chapter sixty-nine, shall be and the same is hereby repealed; and in lieu thereof be it enacted, that the chairman of every county or riding shall in every year, between the eighth day of September and the twenty-fifth day of October, both inclusive, make a circuit and hold open courts for the revision of the lists of voters in such county or riding at the several places in such county or riding at which courts for the revision of lists of voters were held in the year one thousand eight hundred and seventy-two, or at such of the said places and such other places, or at such other places as the Lord Lieutenant or other chief governor or governors of Ireland, by and with the advice of Her Majesty's Privy Council in Ireland, may from time to time, by order to be published in the Dublin Gazette, name and appoint. Every such order may specify the polling district or districts the lists of and for which shall be revised at each of such courts, and thereupon such lists shall be so revised. Every court of revision held in accordance with the provisions of this section shall be deemed to be held under the said Act passed in the session of Parliament held in the thirteenth and fourteenth years of the reign of Her present Majesty, chapter sixty-nine.

The chairman of every county or riding shall, ten days at the least before the holding of the first court of revision, in each year, give notice to the clerk of the peace of the several times and places at which the said courts will be holden and of the several polling districts the lists of and for which will be revised at each of the said courts; and the said clerk of the peace shall forthwith cause public notice thereof to be given by advertisement in one or more of the newspapers circulating within the said county or riding, and shall cause a sufficient number of copies of the said notice to be written or printed, and published and posted in each polling district, and shall deliver or send copies thereof to the clerk or clerks of the union or unions in which the several polling districts or parts thereof are situate, and require him or them to attend at the court appointed for the revision of the list of voters relating to the said polling district or districts respectively.

Amendment of section 19 of 35 & 36 Vict. c. 33. as to polling districts of out-voters in wards.

4. In forming the list of rural or out-voters of any ward in any city, town, or borough under the provisions of section nineteen of the Ballot Act, 1872, and the Act therein referred to, the clerk of the peace shall exclude therefrom the names of all persons qualified in respect of property, or as occupiers of lands, tenements, or hereditaments, which property, lands, tenements, or hereditaments the chairman, recorder, or revising barrister presiding at the court of revision of the list of voters for such city, town, or

borough, held next after the passing of this Act, shall, having regard to the convenient voting at parliamentary elections of persons qualified in respect of such property, lands, tenements, or hereditaments, by order under his hand declare to be part of such ward for the purpose of taking the poll at such elections. After the making of such order the names of all persons qualified in respect of such property, lands, tenements, or hereditaments, or of any part or parts of the same, shall be inserted in the list of such ward in like manner and with the like effect as the same would, but for the provisions of said section nineteen of the Ballot Act, 1872, have been inserted in such list, and all other property, lands, tenements, and hereditaments in respect of which the names of persons are under the provisions of said section nineteen required to be inserted in the list of rural or out-voters of such ward shall, for the purposes mentioned in the said section, be deemed to constitute a separate ward.

Short title.

5. This Act may be cited for all purposes as "The Polling Districts (Ireland) Act, 1873."

SCHEDULE.

PRECEPT of the Clerk of the Peace to the Clerk of the Union.

To the Clerk of the Poor Law Union of
County of

Polling district of [*here state name of polling district*], consisting of [*here state precisely (as described in order of chairman and justices as confirmed [or if altered, as altered and confirmed] by Lord Lieutenant and Privy Council) name of barony or baronies, half barony or half baronies, townland or townlands, parish or parishes, and places constituting such polling district*].

In pursuance of the provisions of the Polling Districts (Ireland) Act, 1873, you are herewith transmitted a copy of the order of the chairman of quarter sessions and justices of the county of [*or* riding of], made on the day of , and confirmed [*or* altered and confirmed] by the Lord Lieutenant of Ireland and Privy Council on the day of constituting the several polling districts situate within the county of , together with a copy in respect of each polling district situate wholly or in part within the Poor Law Union of , of the present register of voters for the barony of and half barony of [*or* baronies of and half baronies of], being every barony and half barony from or out of which such polling district has been constituted, and you are hereby required, immediately on the receipt hereof, with the assistance of the respective collector or collectors of poor rates for the poor-law union of (which assistance the said collector or collectors are hereby required to give), to write in the margin of each of the said lists of registered voters, opposite to the name of each person whose name shall be on such list in respect of property situate wholly or in part within such poor-law union and within the said polling district, the name of the polling place of such polling district; and for the better enabling you to ascertain the half barony, parish, or other sub-division in which such property respectively may be situate, you are at liberty to refer to and make use of any tables or lists of valuations, and revisions thereof, of which any copies or copy may have been lodged with you or transmitted to the board of guardians of your union by the commissioners of valuation in Ireland. You shall sign such lists with such and no other marginal observations, and verify the same as true and correct, according to the best of your knowledge and belief, by an oath or declaration to be made by you before a justice of the peace in and for the said county, which oath or declaration any such justice is hereby authorised and required to administer or take; and you shall return the said lists so verified to me within the space of six days next after the receipt thereof by you.

DIRECTIONS for ALPHABETICAL LISTS to be made by Clerks of the Peace.

The clerk of the peace shall, from the copies of the register transmitted to him by the clerks of the respective unions, select the names of the persons entitled to vote in respect of property in each polling district, and make out and arrange the lists in alphabetical order, omitting in the margin opposite each name the name of the polling place written therein, and may entitle the same as follows:

The LIST of PERSONS on the Register of Voters as entitled to vote at any Election of a Member or Members of Parliament for the county of , in respect of property situate wholly or in part within the Polling District of .

Margin for entering clerk of peace's objection as to other than rated occupiers.	Margin or column for entering the clerk of the union's objections as to rated occupiers.	Number prefixed to each name on the register.	Christian name and surname of each person on the register.	Place of abode.	Nature of qualification.	Amount of qualification or rating.	Townland or other denomination, street, lane, or other like place in this polling district, and number of house (if any), where the property is situate, or the name of the property, and the name of the tenant (if any), or if the qualification consists of a rentcharge, the name of the owners of the property out of which such rentcharge issues, or one of them, and the situation of the property.

DIRECTIONS as to arrangement, entitling, and endorsement of Lists of Voters of each Polling District by Clerks of the Peace.

The arrangement and entitling of lists of voters shall be according to the form following:

County of

Polling district of

Copy of the register (so far as relates to the polling district of , consisting of [*here state precisely* (*as described in order of chairman and justices as confirmed* [*or if altered, as altered and confirmed*] *by Lord Lieutenant and Privy Council*) *name of barony or baronies, half barony or half baronies, townland or townlands, parish or parishes, and places constituting such polling district*] of persons entitled to vote at any election of a member or members of Parliament for the county of until the first day of January one thousand eight hundred and seventy-four.

Margin for entering clerk of peace's objection as to other than rated occupiers.	Margin or column for entering the clerk of the union's objections as to rated occupiers.	Number prefixed to each name on the register.	Christian name and surname of each person on the register.	Place of abode.	Nature of qualification.	Amount of qualification or rating.	Townland or other denomination, street, lane, or other like place in this polling district, and number of house (if any), where the property is situate, or name of the property, and the name of the tenant (if any), or if the qualification consists of a rentcharge, the name of the owners of the property out of which such rentcharge issues, or one of them, and the situation of the property.

The endorsement shall be as follows:

County of

Polling district of

Polling place