

ANNO VICESIMO QUARTO & VICESIMO QUINTO

VICTORIÆ REGINÆ.

****

CAP. LXXI.

An Act to provide for the Performance of Duties heretofore performed by the Paymaster of Civil Services in *Ireland* in relation to Advances and Repayments of Public Moneys for Public Works.

[1st *August* 1861.]

WHEREAS an Act was passed in the Seventh Year of the Reign of Her present Majesty, intituled *An Act to amend the Acts for carrying on Public Works in* Ireland; and by the said Act and the Acts amending and extending the same it is enacted, that Moneys lent or advanced as therein provided for the Promotion of Public Works in *Ireland* should be paid in the Manner therein provided to the Governor and Company of the Bank of *Ireland*, and carried to the separate Account and Credit of the Paymaster of Civil Services in *Ireland*, to be by him paid on the Warrants of the Commissioners of Public Works in *Ireland*; and it is also thereby enacted, that Moneys from Time to Time repaid in respect of such Loans or of Interest thereon should be paid to the Credit of an Account kept in the said Bank of *Ireland* by the said Paymaster, as therein particularly mentioned, and that such Receipt or Voucher of the said Paymaster as therein mentioned should

6 & 7 Vict. c. 44.

ss. 11, 12.

should be a sufficient Discharge to the Person making such last-mentioned Payment: And whereas a certain Act was passed in the Tenth Year of the Reign of Her present Majesty, intituled *An Act to facilitate the Improvement of Landed Property in* Ireland; and by such Act it is enacted, that the Commissioners of Her Majesty's Treasury should from Time to Time make Rules and Regulations as they might think necessary for the Purpose of placing at the Disposal of the said Paymaster such Sums of Money as might be necessary for the Purposes of that Act; and the said Governor and Company of the Bank of *Ireland* were thereby directed to open Two separate Accounts with the said Paymaster, one under the Title of Improvement of Land Advances Account, and the other under the Title of Improvement of Land Repayment Account; and it is also by the said last-mentioned Act provided, that the said Paymaster should give Certificates ascertaining the Amount advanced or to be advanced on the Security of any Lands specified in such Certificate, and the Amount of Rentcharge from Time to Time charged on the said Lands and the Arrears thereof, and in respect of the several other Matters therein particularly mentioned; and the said Paymaster is thereby authorized to take, in certain Cases, such Proceedings as are therein mentioned for the Purpose of raising the Amount due on Foot of such Rentcharges by Sale of the Lands charged therewith, or of other Lands in lieu thereof, as therein provided, and the Receipt of such Paymaster is thereby declared to be a sufficient Discharge for the Purchase Moneys of such Lands, and upon Payment of the Amount of such Rentcharge the said Paymaster is thereby authorized to execute and register a Release of the Lands charged therewith: And whereas a certain other Act of Parliament was passed in the Thirteenth Year of the Reign of Her present Majesty, intituled *An Act further to amend an Act of the Tenth Year of Her present Majesty, for rendering valid certain Proceedings for the Relief of Distress in* Ireland *by Employment of the Labouring Poor, and to indemnify those who have acted in such Proceedings;* and it is thereby enacted, that the said Paymaster might, with the Sanction of the Commissioners of Her Majesty's Treasury, substitute for the Principal Moneys and Interest payable under such Award as are therein referred to such Rentcharge as in the said Act is provided, the Amount of such Rentcharge and the Lands charged therewith to be ascertained by the Certificate of such Paymaster, and to be payable to the Bank of *Ireland* to his Credit, and by him carried to the Account of the Consolidated Fund: And whereas a certain other Act was passed in the Seventeenth Year of Her present Majesty, intituled *An Act for enabling Grand Juries in* Ireland *to borrow Money from private Sources on the Security of Presentment, and for transferring to Counties certain Works constructed*

10 & 11 Vict. c. 32.

ss. 24, 26.

s. 48.

s. 49.

s. 50.

s. 52.

12 & 13 Vict. c. 60.

s. 1.

16 & 17 Vict. c. 136.

constructed wholly or in part with Public Money; and it is thereby enacted, that certain Moneys thereby directed to be paid by Counties as therein mentioned, and also Moneys payable by Proprietors of Lands under Awards of the Commissioners of Public Works in *Ireland*, as therein referred to, should be paid to the said Paymaster of Civil Services, to be by him applied as therein provided: And whereas it is intended that the said Office of the Paymaster of Civil Services in *Ireland* should be forthwith abolished; and it is expedient that Provision should be made as herein-after is mentioned with respect to the Payment of all Moneys directed to be paid to him or to his Account by way of Advances or Repayments of Advances of Public Moneys, and also for the doing of all Acts and discharging all Duties by such Paymaster directed to be done and performed in and by the said Acts of Parliament or any other Act of Parliament relating to the Advance or Repayment of Public Moneys in *Ireland*: 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: ss. 12, 15, 16.

The Commissioners of the Treasury to make Regulations in respect of Public Moneys advanced.

1. From and after the passing of this Act, all Public Moneys which shall be advanced under the Authority of the aforesaid Acts of Parliament or any other Act, and which would have been paid to the said Paymaster of Civil Services in *Ireland* or to his Account if this present Act of Parliament had not been passed, and all Sums of Money which shall be hereafter paid in Repayment of Loans or Advances of such Public Moneys, or Interest thereon, as aforesaid, shall be paid and advanced, to such Persons, and repaid subject to such Rules and Regulations, and the Accounts of the same shall be kept in such Manner and Form, as the Commissioners of Her Majesty's Treasury shall from Time to Time direct and appoint; and a Copy of such Rules and Regulations shall be laid before Parliament within One Month after the same shall be issued if Parliament be then sitting, and if not then within One Week after Parliament shall be next assembled.

The Commissioners of the Treasury to make Orders for closing and balancing Accounts.

2. The said Commissioners of Her Majesty's Treasury shall and may make such Orders and give such Directions as they from Time to Time shall think fit, as to the closing and balancing of all Accounts heretofore kept by the Governor and Company of the Bank of *Ireland* with the said Paymaster, with respect to such Public Moneys as aforesaid, and generally as to the Persons in whose Names and the Manner in which all Accounts of such Public Moneys so advanced, and of all Moneys paid in Repayment of the same, shall hereafter be kept, whether by the said Bank of *Ireland* or otherwise.

3. All

All Books belonging to the Office of Paymaster to be transferred as directed.

3. All Books of Account and other Books and Documents belonging to the Office of the said Paymaster, and relating to such Public Moneys so advanced or repaid as aforesaid, shall be transferred to the Office of the Commissioners of Public Works in *Ireland*, who are hereby authorized and required to receive and provide for the proper Custody of the same, or to such other Office or Place as the said Commissioners of the Treasury may direct.

The Commissioners of Public Works or such Persons as the Commissioners of the Treasury may appoint, may do Acts heretofore performed by Paymaster of Civil Services.

4. From and after the passing of this Act, the said Commissioners of Public Works in *Ireland*, or any Two of them, or such other Person or Persons as the said Commissioners of Her Majesty's Treasury shall by Writing under their Hands from Time to Time appoint, shall and may make, execute, and do every Deed, Writing, Matter, or Thing and perform every Duty which the said Paymaster of Civil Services might or ought to have done, executed, or performed, by virtue of the aforesaid Acts of Parliament or otherwise, and relating in any way to the Advance, Repayment, or Recovery of such Public Moneys as aforesaid, or of any Rentcharge or other Security for the same; and every such Deed, Writing, Matter, or Thing so executed and done by such Commissioners of Public Works, or such other Person or Persons appointed as aforesaid, shall be as valid and effectual to all Intents and Purposes as if the said Office of Paymaster of Civil Services in *Ireland* had been continued, and such Deed, Writing, Matter, or Thing had been by him executed or done.

Section 12. of 7 Vict. and Sect. 8. of 19 Vict. not applicable to Repayments of Loans by Rentcharge or Annuity.

5. The Enactments and Directions contained in Section Twelve of the said Act passed in the Seventh Year of the Reign of Her Majesty, Chapter Forty-four, and Section Eight of an Act passed in the Nineteenth Year of the Reign of Her Majesty, Chapter Eighteen, with respect to the Appropriation of Payments on account of Principal and Interest, shall not be deemed or taken to be applicable to Repayments of such Loans or Advances as aforesaid made by way of Rentcharge or Annuity, or by Instalments composed of Principal and Interest.

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