CHAPTER 2.

An Act to apply the sum of Two million and forty-nine thousand pounds out of the Consolidated Fund to the service of the year ending on the thirty-first day of March one thousand eight hundred and eighty-five.

[6th December 1884.]

Most Gracious Sovereign,

WE, Your Majesty's most dutiful and loyal subjects, the Commons of the United Kingdom of Great Britain and Ireland, in Parliament assembled, towards making good the supply which we have cheerfully granted to Your Majesty in this session of Parliament, have resolved to grant unto Your Majesty the sum herein-after mentioned; and do therefore most humbly beseech Your Majesty that it may be enacted; and 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:

Issue of 2,049,000*l.* out of the Consolidated Fund for the service of the year ending 31st March 1885.

1. The Commissioners of Her Majesty's Treasury for the time being may issue out of the Consolidated Fund of the United Kingdom of Great Britain and Ireland, and apply towards making good the supply granted to Her Majesty for the service of the year ending on the thirty-first day of March one thousand eight hundred and eighty-five, the sum of two million and forty-nine thousand pounds.

Power to the Treasury to borrow.

2. The Commissioners of the Treasury may borrow from time to time, on the credit of the said sum, any sum or sums not exceeding in the whole the sum of two million and forty-nine thousand pounds, and shall repay the moneys so borrowed, with interest not exceeding five pounds per centum per annum, out of the growing produce of the Consolidated Fund at any period not later than the next succeeding quarter to that in which the said moneys were borrowed.

Any sums so borrowed shall be placed to the credit of the account of Her Majesty's Exchequer, and shall form part of the said Consolidated Fund, and be available in any manner in which such fund is available.

Short title.

3. This Act may be cited as the Consolidated Fund (No. 1) Act, 1884 (Sess. 2).

CHAPTER 3.

An Act to amend the Law relating to the Representation of the People of the United Kingdom.

[6th December 1884.]

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:

Preliminary.

Short title of Act.

1. This Act may be cited as the Representation of the People Act, 1884.

Extension of the Household and Lodger Franchise.

Uniform household and lodger franchise.

2. A uniform household franchise and a uniform lodger franchise at elections shall be established in all counties and boroughs throughout the United Kingdom, and every man possessed of a household qualification or a lodger qualification shall, if the qualifying premises be situate in a county in England or Scotland, be entitled to be registered as a voter, and when registered to vote at an election for such county, and if the qualifying premises be situate in a county or borough in Ireland, be entitled to be registered as a voter, and when registered to vote at an election for such county or borough.

Tenure of house by office or service not to invalidate vote.

3. Where a man himself inhabits any dwelling-house by virtue of any office, service, or employment, and the dwelling-house is not inhabited by any person under whom such man serves in such office, service, or employment, he shall be deemed for the purposes of this Act and of the Representation of the People Acts to be an inhabitant occupier of such dwelling-house as a tenant.

Prohibition of Multiplication of Votes.

Restriction on fagot votes.

4. Subject to the saving in this Act for existing voters, the following provisions shall have effect with reference to elections:

(1.) A man shall not be entitled to be registered as a voter in respect of the ownership of any rentcharge except the owner of the whole of the tithe rentcharge of a rectory, vicarage, chapelry, or benefice to which an apportionment of tithe rentcharge shall have been made in respect of any portion of tithes.

(2.) Where two or more men are owners either as joint tenants or as tenants in common of an estate in any land or tenement, one of such men, but not more than one, shall, if his interest is sufficient to confer on him a qualification as a voter in respect of the ownership of such estate, be entitled (in the like cases and subject to the like conditions as if he were the sole owner) to be registered as a voter, and when registered to vote at an election.

Provided that where such owners have derived their interest by descent, succession, marriage, marriage settlement, or will, or where they occupy the land or tenement, and are bonâ fide engaged as partners carrying on trade or business thereon, each of such owners whose interest is sufficient to confer on him a qualification as a voter shall be entitled (in the like cases and subject to the like conditions as if he were sole owner) to be registered as a voter in respect of such ownership, and when registered to vote at an election, and the value of the interest of each such owner where not otherwise legally defined shall be ascertained by the division of the total value of the land or tenement equally among the whole of such owners.

Assimilation of Occupation Qualification.

Assimilation of occupation qualification.

5. Every man occupying any land or tenement in a county or borough in the United Kingdom of a clear yearly value of not less than ten pounds shall be entitled to be registered as a voter and when registered to vote at an election for such county or borough in respect of such occupation subject to the like conditions respectively as a man is, at the passing of this Act, entitled to be registered as a voter and to vote at an election for such county in respect of the county occupation franchise, and at an election for such borough in respect of the borough occupation franchise.

Supplemental Provisions.

Voter not to vote for county in respect of occupation of property in borough.

6. A man shall not by virtue of this Act be entitled to be registered as a voter or to vote at any election for a county in respect of the occupation of any dwelling-house, lodgings, land, or tenement, situate in a borough.

Definition of household and lodger qualification and other franchises, and application of enactments relating thereto.

7. (1.) In this Act the expression "a household qualification" means, as respects England and Ireland, the qualification enacted by the third section of the Representation of the People Act, 1867, and the enactments amending or affecting the same, and the said section and enactments, so far as they are consistent with this Act, shall extend to counties in England and to counties and boroughs in Ireland.

(2.) In the construction of the said enactments, as amended and applied to Ireland, the following dates shall be substituted for the dates therein mentioned, that is to say, the twentieth day of July for the fifteenth day of July, the first day of July for the twentieth day of July, and the first day of January for the fifth day of January.

(3.) The expression "a lodger qualification" means the qualification enacted, as respects England, by the fourth section of the Representation of the People Act, 1867, and the enactments amending or affecting the same, and as respects Ireland, by the fourth section of the Representation of the People (Ireland) Act, 1868, and the enactments amending or affecting the same, and the said section of the English Act of 1867, and the enactments amending or affecting the same, shall, so far as they are consistent with this Act, extend to counties in England, and the said section of the Irish Act of 1868, and the enactments amending or affecting the same, shall, so far as they are consistent with this Act, extend to counties in Ireland; and sections five and six and twenty-two and twenty-three of the Parliamentary and Municipal Registration Act, 1878, so far as they relate to lodgings, shall apply to Ireland, and for the purpose of such application the reference in the said section six to the Representation of the People Act, 1867, shall be deemed to be made to the Representation of the People (Ireland) Act, 1868, and in the said section twenty-two of the Parliamentary and Municipal Registration Act, 1878, the reference to section thirteen of the Parliamentary Registration

30 & 31 Vict. c. 102. s. 4.

31 & 32 Vict. c. 49. s. 4.

41 & 42 Vict. c. 26. ss. 5, 6, 22, 23.

31 & 32 Vict. c. 49.

6 & 7 Vict. c. 18.

Act, 1843, shall be construed to refer to the enactments of the Registration Acts in Ireland relating to the making out, signing, publishing, and otherwise dealing with the lists of voters, and the reference to the Parliamentary Registration Acts shall be construed to refer to the Registration Acts in Ireland, and the following dates shall be substituted in Ireland for the dates in that section mentioned, that is to say, the twentieth day of July for the last day of July, and the fourteenth day of July for the twenty-fifth day of July, and the word "overseers" shall be construed to refer in a county to the clerk of the peace, and in a borough to the town clerk.

(4.) The expression "a household qualification" means, as respects Scotland, the qualification enacted by the third section of the Representation of the People (Scotland) Act, 1868, and the enactments amending or affecting the same, and the said section and enactments shall, so far as they are consistent with this Act, extend to counties in Scotland, and for the purpose of the said section and enactments the expression "dwelling-house" in Scotland means any house or part of a house occupied as a separate dwelling, and this definition of a dwelling-house shall be substituted for the definition contained in section fifty-nine of the Representation of the People (Scotland) Act, 1868.

31 & 32 Vict. c. 48. s. 3.

31 & 32 Vict. c. 48. s. 59.

(5.) The expression "a lodger qualification" means, as respects Scotland, the qualification enacted by the fourth section of the Representation of the People (Scotland) Act, 1868, and the enactments amending or affecting the same, and the said section and enactments, so far as they are consistent with this Act, shall extend to counties in Scotland.

(6.) The expression "county occupation franchise" means, as respects England, the franchise enacted by the sixth section of the Representation of the People Act, 1867; and, as respects Scotland, the franchise enacted by the sixth section of the Representation of the People (Scotland) Act, 1868; and, as respects Ireland, the franchise enacted by the first section of the Act of the session of the thirteenth and fourteenth years of the reign of Her present Majesty, chapter sixty-nine.

30 & 31 Vict. c. 102. s. 6.

31 & 32 Vict. c. 48. s. 6.

13 & 14 Vict. c. 69. s. 1.

(7.) The expression "borough occupation franchise" means, as respects England, the franchise enacted by the twenty-seventh section of the Act of the session of the second and third years of the reign of King William the Fourth, chapter forty-five; and as respects Scotland, the franchise enacted by the eleventh section of the Act of the session of the second and third years of the reign of King William the Fourth, chapter sixty-five; and as respects Ireland the franchise enacted by section five of the Act of the session of the thirteenth and fourteenth years of the reign of Her present Majesty, chapter sixty-nine, and the third section of the Representation of the People (Ireland) Act, 1868.

2 & 3 Will. 4. c. 45. s. 27.

2 & 3 Will. 4. c. 65. s. 11.

13 & 14 Vict. c. 69. s. 5.

31 & 32 Vict. c. 49. s. 3.

(8.) Any enactments amending or relating to the county occupation franchise or borough occupation franchise other than the sections in this Act in that behalf mentioned shall be deemed to be

referred to in the definition of the county occupation franchise and the borough occupation franchise in this Act mentioned.

Definition of "Representation of the People Acts" and "Registration Acts."

8. (1.) In this Act the expression "the Representation of the People Acts" means the enactments for the time being in force in England, Scotland, and Ireland respectively relating to the representation of the people, inclusive of the Registration Acts as defined by this Act.

(2.) The expression "the Registration Acts" means the enactments for the time being in force in England, Scotland, and Ireland respectively, relating to the registration of persons entitled to vote at elections for counties and boroughs, inclusive of the Rating Acts as defined by this Act.

(3.) The expressions "the Representation of the People Acts" and "the Registration Acts" respectively, where used in this Act, shall be read distributively in reference to the three parts of the United Kingdom as meaning in the case of each part the enactments for the time being in force in that part.

(4.) All enactments of the Registration Acts which relate to the registration of persons entitled to vote in boroughs in England in respect of a household or a lodger qualification, and in boroughs in Ireland in respect of a lodger qualification, shall, with the necessary variations and with the necessary alterations of precepts, notices, lists, and other forms, extend to counties as well as to boroughs.

(5.) All enactments of the Registration Acts which relate to the registration in counties and boroughs in Ireland of persons entitled to vote in respect of the county occupation franchise and the borough occupation franchise respectively, shall, with the necessary variations and with the necessary alterations of precepts, notices, lists, and other forms, extend respectively to the registration in counties and boroughs in Ireland of persons entitled to vote in respect of the household qualification conferred by this Act.

(6.) In Scotland all enactments of the Registration Acts which relate to the registration of persons entitled to vote in burghs, including the provisions relating to dates, shall, with the necessary variations, and with the necessary alterations of notices and other forms, extend and apply to counties as well as to burghs; and the enactments of the said Acts which relate to the registration of persons entitled to vote in counties shall, so far as inconsistent with the enactments so applied, be repealed: Provided that in counties the valuation rolls, registers, and lists shall continue to be arranged in parishes as heretofore.

Definition and application of Rating Acts.

9. (1.) In this Act the expression "the Rating Acts" means the enactments for the time being in force in England, Scotland, and Ireland respectively, relating to the placing of the names of occupiers on the rate book, or other enactments relating to rating in so far as they are auxiliary to or deal with the registration of persons entitled to vote at elections; and the expression "the Rating Acts" where used in this Act shall be read distributively in reference to the three parts of the United Kingdom as meaning

in the case of each part the Acts for the time being in force in that part.

(2.) In every part of the United Kingdom it shall be the duty of the overseers annually, in the months of April and May, or one of them, to inquire or ascertain with respect to every hereditament which comprises any dwelling-house or dwelling-houses within the meaning of the Representation of the People Acts, whether any man other than the owner or other person rated or liable to be rated in respect of such hereditament, is entitled to be registered as a voter in respect of his being an inhabitant occupier of any such dwelling-house; and to enter in the rate book the name of every man so entitled, and the situation or description of the dwelling-house in respect of which he is entitled, and for the purposes of such entry a separate column shall be added to the rate book.

(3.) For the purpose of the execution of such duty, the overseers may serve on the person who is the occupier or rated or liable to be rated in respect of such hereditament, or on some agent of such person concerned in the management of such hereditament, the requisition specified in the Third Schedule to this Act requiring that the form in that notice be accurately filled up and returned to the overseers within twenty-one days after such service; and if any such person or agent on whom such requisition is served fails to comply therewith, he shall be liable on summary conviction to a fine not exceeding forty shillings, and any overseer who fails to perform his duty under this section shall be deemed guilty of a breach of duty in the execution of the Registration Acts, and shall be liable to be fined accordingly a sum not exceeding forty shillings for each default.

(4.) The notice under this section may be served in manner provided by the Representation of the People Acts with respect to the service on occupiers of notice of nonpayment of rates, and, where a body of persons, corporate or unincorporate, is rated, shall be served on the secretary or agent of such body of persons; and where the hereditament by reason of belonging to the Crown or otherwise is not rated, shall be served on the chief local officer having the superintendence or control of such hereditament.

(5.) In the application of this section to Scotland the expression rate book means the valuation roll, and where a man entered on the valuation roll by virtue of this section inhabits a dwelling-house by virtue of any office, service, or employment, there shall not be entered in the valuation roll any rent or value against the name of such man as applicable to such dwelling-house, nor shall any such man by reason of such entry become liable to be rated in respect of such dwelling-house.

(6.) The proviso in section two of the Act for the valuation of lands and heritages in Scotland passed in the session of the seventeenth and eighteenth years of the reign of Her present Majesty, chapter ninety-one, and section fifteen of the Representation of the People (Scotland) Act, 1868, shall be repealed: Provided that in any county in Scotland the commissioners of supply,

31 & 32 Vict. c. 48.

or the parochial board of any parish, or any other rating authority entitled to impose assessments according to the valuation roll, may, if they think fit, levy such assessments in respect of lands and heritages separately let for a shorter period than one year or at a rent not amounting to four pounds per annum in the same manner and from the same persons as if the names of the tenants and occupiers of such lands and heritages were not inserted in the valuation roll.

(7.) In Ireland where the owner of a dwelling-house is rated instead of the occupier, the occupier shall nevertheless be entitled to be registered as a voter, and to vote under the same conditions under which an occupier of a dwelling-house in England is entitled in pursuance of the Poor Rate Assessment and Collection Act, 1869, and the Acts amending the same, to be registered as a voter, and to vote where the owner is rated, and the enactments referred to in the First Schedule to this Act shall apply to Ireland accordingly, with the modifications in that schedule mentioned. 32 & 33 Vict. c. 41.

(8.) Both in England and Ireland where a man inhabits any dwelling-house by virtue of any office, service, or employment, and is deemed for the purposes of this Act and of the Representation of the People Acts to be an inhabitant occupier of such dwelling-house as a tenant, and another person is rated or liable to be rated for such dwelling-house, the rating of such other person shall for the purposes of this Act and of the Representation of the People Acts be deemed to be that of the inhabitant occupier; and the several enactments of the Poor Rate Assessment and Collection Act, 1869, and other Acts amending the same referred to in the First Schedule to this Act shall for those purposes apply to such inhabitant occupier, and in the construction of those enactments the word "owner" shall be deemed to include a person actually rated or liable to be rated as aforesaid.

(9.) In any part of the United Kingdom where a man inhabits a dwelling-house in respect of which no person is rated by reason of such dwelling-house belonging to or being occupied on behalf of the Crown, or by reason of any other ground of exemption, such person shall not be disentitled to be registered as a voter, and to vote by reason only that no one is rated in respect of such dwelling-house, and that no rates are paid in respect of the same, and it shall be the duty of the persons making out the rate book or valuation roll to enter any such dwelling-house as last aforesaid in the rate book or valuation roll, together with the name of the inhabitant occupier thereof.

10. Nothing in this Act shall deprive any person (who at the date of the passing of this Act is registered in respect of any qualification to vote for any county or borough,) of his right to be from time to time registered and to vote for such county or borough in respect of such qualification in like manner as if this Act had not passed. Saving.

Provided that where a man is so registered in respect of the county or borough occupation franchise by virtue of a qualification

which also qualifies him for the franchise under this Act, he shall be entitled to be registered in respect of such latter franchise only.

Nothing in this Act shall confer on any man who is subject to any legal incapacity to be registered as a voter or to vote, any right to be registered as a voter or to vote.

Construction of Act.

11. This Act, so far as may be consistently with the tenor thereof, shall be construed as one with the Representation of the People Acts as defined by this Act; and the expressions "election," "county," and "borough," and other expressions in this Act and in the enactments applied by this Act, shall have the same meaning as in the said Acts.

Provided that in this Act and the said enactments—

The expression "overseers" includes assessors, guardians, clerks of unions, or other persons by whatever name known, who perform duties in relation to rating or to the registration of voters similar to those performed in relation to such matters by overseers in England.

The expression "rentcharge" includes a fee farm rent, a feu duty in Scotland, a rent seck, a chief rent, a rent of assize, and any rent or annuity granted out of land.

The expression "land or tenement" includes any part of a house separately occupied for the purpose of any trade, business, or profession, and that expression, and also the expression "hereditament," when used in this Act, in Scotland includes "lands and heritages."

The expressions "joint tenants" and "tenants in common" shall include "pro indiviso proprietors."

The expression "clear yearly value" as applied to any land or tenement means in Scotland the annual value as appearing in the valuation roll, and in Ireland the net annual value at which the occupier of such land or tenement was rated under the last rate for the time being, under the Act of the session of the first and second years of the reign of Her present Majesty, chapter fifty-six, or any Acts amending the same.

Repeal of certain superseded sections.

12. Whereas the franchises conferred by this Act are in substitution for the franchises conferred by the enactments mentioned in the first and second parts of the Second Schedule hereto, be it enacted that the Acts mentioned in the first part of the said Second Schedule shall be repealed to the extent in the third column of that part of the said schedule mentioned except in so far as relates to the rights of persons saved by this Act; and the Acts mentioned in the second part of the said Second Schedule shall be repealed to the extent in the third column of that part of the said schedule mentioned except in so far as relates to the rights of persons saved by this Act and except in so far as the enactments so repealed contain conditions made applicable by this Act to any franchise enacted by this Act.

Commencement of Act.

13. This Act shall commence and come into operation on the first day of January one thousand eight hundred and eighty-five: Provided that the register of voters in any county or borough in

Scotland made in the last-mentioned year shall not come into force until the first day of January one thousand eight hundred and eighty-six, and until that day the previous register of voters shall continue in force.

FIRST SCHEDULE.

ENACTMENTS APPLIED TO IRELAND.

Section 9.

Session and Chapter.	Title.	Enactments applied.
32 & 33 Vict. c. 41. -	The Poor Rate Assessment and Collection Act, 1869.	Section seven; section eight; section nine; section ten, and the enactment of the Representation of the People Act, 1867, therein referred to; section nineteen; section twenty, so far as regards the definition of the word "owner."
41 & 42 Vict. c. 26. -	The Parliamentary and Municipal Registration Act, 1878.	Section fourteen.
42 & 43 Vict. c. 10. -	The Assessed Rates Act, 1879.	The whole Act.

MODIFICATIONS.

Any penalty recoverable on summary conviction may be recovered in accordance with the law relating to summary convictions in Ireland.

In the above-mentioned enactment of the Representation of the People Act, 1867, the thirty-first day of December shall be substituted for the fifth day of January, the first day of May for the first day of June, and the twentieth day of May for the twentieth day of June.

SECOND SCHEDULE.

PART I.

Section 12.

Session and Chapter.	Title or Short Title.	Extent of Repeal.
2 & 3 Will. 4. c. 45.	An Act to amend the Representation of the People in England and Wales.	Section twenty, the words "or who shall occupy as "tenant any lands or tene- "ments for which he shall "be bonâ fide liable to a "yearly rent of not less "than fifty pounds."

Session and Chapter.	Title or Short Title.	Extent of Repeal.
2 & 3 Will. 4. c. 65.	An Act to amend the Representation of the People in Scotland.	Section nine, the words "or "where such tenant shall, "for the foresaid period of "twelve months, have been "in the actual personal "occupancy of any such "subject, where the yearly "rent is not less than fifty "pounds, or where the "tenant, whatever the rent "may be, has truly paid "for his interest in such "subject a price, grassum, "or consideration of not "less than three hundred "pounds."

PART II.

Session and Chapter.	Title or Short Title.	Extent of Repeal.
2 & 3 Will. 4. c. 45.	An Act to amend the Representation of the People in England and Wales.	Section twenty-seven.
2 & 3 Will. 4. c. 65.	An Act to amend the Representation of the People in Scotland.	Section eleven, from the beginning of the section to the words "sixth day of April "then next preceding" inclusive.
13 & 14 Vict. c. 69.	An Act to amend the Laws which regulate the Qualification and Registration of Parliamentary Voters in Ireland, and to alter the Law for rating Immediate Lessors of Premises to the Poor Rate in certain Boroughs.	Sections one and five.
30 & 31 Vict. c. 102.	The Representation of the People Act, 1867.	Section six.
31 & 32 Vict. c. 48.	The Representation of the People (Scotland) Act, 1868.	Section six.
31 & 32 Vict. c. 49.	The Representation of the People (Ireland) Act, 1868.	Section three.

THIRD SCHEDULE.

FORM OF REQUISITION BY OVERSEERS REQUIRING NAMES OF INHABITANT OCCUPIERS. Section 9.

To *E.F.*

You are hereby required to fill up accurately the under-written form.

If this form is not returned to [us], accurately filled up, within twenty-one days after the service hereof, you will be liable, under the Representation of the People Act, 1884, to a penalty not exceeding forty shillings.

Dated this day of 18 .

A.B.
C.D.

Overseers [or assistant overseer] for the parish of

Form of Return.

1.	2.	3.
Property in respect of which the Person making the Return is rated [*or* liable to be rated, *or* occupier].	Situation or Description of every Dwelling-house, as defined by the Representation of the People Acts, forming part of the Property in First Column.	Surname and other Name of every Man who was on the fifteenth [*or in English Counties or in Scotch Counties or Boroughs* last, *or in Irish Counties or Boroughs* twentieth] day of July last, and has been up to the date of the Return an Inhabitant Occupier of any Dwelling-house in the Second Column.

I declare that the above is a true and complete return.

(Signed) *E.F.*

Dated the day of 18 .