


ANNO QUINQUAGESIMO SEPTIMO

# GEORGII III. REGIS.

**********************************************************

## CAP. LXVIII.

### An Act to amend the Laws relating to Sheriffs in *Ireland*. [7th *July* 1817.]

WHEREAS it is expedient that the Laws relating to Sheriffs in *Ireland* ſhould be amended, as well for the Relief of ſuch Sheriffs as to enforce a more regular Diſcharge of their Duty; be it therefore enacted by the King'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, That from and after the Commencement of this Act it ſhall and may be lawful to and for every Sheriff in *Ireland* to account and make like Return for, upon, and in reſpect of any Writ or Proceſs iſſued againſt the Perſon's Lands and Goods, or any of them, of any former Sheriff, as if ſuch Writ or Proceſs had iſſued againſt any other Perſon whatſoever; any Law, Uſage, Conſtruction, or Intendment to the contrary in anywiſe notwithſtanding.

Sheriffs may make like Return of Writs againſt former Sheriffs as againſt any other Perſons.

II. And be it further enacted, That whenever any Sheriff, or any Perſon or Perſons who ſhall have been a Sheriff or Joint Sheriff in *Ireland*, ſhall obtain Judgment in any Action againſt any Perſon who ſhall then be or ſhall have been his or their Under Sheriff, or againſt the Surety or Sureties or any of the Sureties of ſuch Under Sheriff ſuch Surety or Sureties having become ſuch after the Commencement of this Act, for or by reaſon or in reſpect of any Breach of the Duty of ſuch Office,

Sheriffs ſhall recover Double Coſts in Actions againſt their Under Sheriffs, &c. for Breach of Duty.

Office, or for or by reaſon or in reſpect of any Malfeazance, Misfeazance, Nonfeazance or Neglect therein, then and in every ſuch Caſe the Plaintiff in every ſuch Action ſhall be entitled to Double Coſts of Suit, to be included in ſuch Judgment, and ſuch Plaintiff ſhall for that Purpoſe be entitled, under the Direction of the Court in which ſuch Action ſhall be brought, to ſuggeſt on the Record that ſuch Action was brought for ſuch Cauſe, if the ſame ſhall not ſufficiently appear on the Pleadings.

Actions for Neglect in Office of Sheriff may be brought againſt the UnderSheriff.

III. And be it further enacted, That in all Caſes in which by Law any Action or Actions might be maintained againſt any Sheriff for any Neglect or Miſconduct in Office, it ſhall and may be lawful for the Perſon or Perſons to whom ſuch Action or Actions ſhall accrue, to bring ſuch Action or Actions againſt the Under Sheriff, in lieu and in ſtead of the High Sheriff, if ſuch Perſon or Perſons ſhall think proper ſo to do, unleſs it ſhall appear that the Cauſe of Action aroſe from ſome immediate Act or Default of the High Sheriff alone, and not at all from any Act or Default of the Under Sheriff.

Sheriffs paying Money into Exchequer before the Time required by Law ſhall be allowed Diſcount thereon.

IV. And be it further enacted, That it ſhall and may be lawful to and for any Sheriff, or any Perſon who ſhall have been Sheriff in *Ireland*, to pay or cauſe to be paid into His Majeſty's Exchequer of *Ireland*, at any Time before ſuch Sheriff ſhall by Law be bound or required ſo to do, any Sum or Sums of Money which he ſhall think proper, on account of any Revenue which it ſhall belong to him or be his Duty to collect, receive, or account for; and ſuch Sheriff in ſuch Caſe ſhall be entitled to have and obtain an Acquittance from the proper Officer for ſuch Sum or Sums ſo paid, and ſhall be entitled to Credit for the ſame, and for Intereſt by way of Diſcount, out of the Sum ſo paid, at the Rate of Six Pounds *per Centum per Annum* from the Time of ſuch Payment until the Time when, by or under any Act of Parliament, or by the Courſe of the Court of Exchequer, ſuch Sheriff ought to pay in the ſame.

After Attachment for not accounting, Sheriff ſhall pay Intereſt for all Money remaining unpaid by him.

After Attachment for Non-payment, Sheriff ſhall pay Double Intereſt.

V. And be it further enacted, That from and after the Time when any Attachment ſhall be ſealed in the Court of Exchequer in *Ireland*, againſt any Sheriff or Perſon who ſhall have been Sheriff, for not accounting, ſuch Sheriff ſhall be chargeable and charged with and ſhall pay legal Intereſt on all and every Sum and Sums of Public Money with which he ſhall be chargeable, ſo long as ſuch Sum or Sums ſhall remain unpaid; and that from and after the Time when any Attachment ſhall be actually ſealed in the Court of Exchequer in *Ireland*, againſt any Sheriff or Perſon who ſhall have been Sheriff, for the Non-payment of any Sum of Public Money, ſuch Sheriff ſhall be chargeable and charged with and ſhall pay double the ordinary legal Intereſt on ſuch Sum until the Payment of ſuch Sum; and the Payment of all ſuch Intereſt and double Intereſt ſhall be enforced in the ſame Manner as the Payment of the Principal Sum in reſpect whereof ſuch Intereſt or double Intereſt ſhall be payable as aforeſaid.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's moſt Excellent Majeſty. 1817.