CHAPTER 71.

An Act to regulate the Practice in Registry Courts in Ireland. [15th August 1879.]

WHEREAS it is desirable to amend the law regulating the practice in Registry Courts 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:

Short title.

1. This Act may be cited for all purposes as the Registry Courts (Ireland) Amendment Act, 1879.

Limitation of Act.

2. This Act shall apply to Ireland only.

Commencement of Act.

3. This Act shall commence and take effect on and from the first day of September one thousand eight hundred and seventy-nine.

Explanation of certain part of the 56th section of 13 & 14 Vict. c. 69.

4. So much of the Act passed in the thirteenth and fourteenth years of the reign of Her present Majesty, chapter sixty-nine, intituled "An Act to amend the laws which regulate the qualifica- " tion 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," as declares that at the holding of any court under the said Act no party or other person should appear or be attended or heard by counsel, shall not be read and construed to apply to any counsel who for the time being may be a member of Parliament, in respect to his appearance or attending in any court of registration purposes in the county or borough which he may for the time being represent: Provided, however, that nothing herein contained shall confer on him any right of exclusive audience or pre-audience.

CHAPTER 72.

An Act to provide for the re-hearing of Investigations into Shipping Casualties, and to amend the rules as to the mode of holding, and procedure at, such Investigations. [15th August 1879.]

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; that is to say,

Short title.

1. This Act may be cited as the Shipping Casualties Investigations Act, 1879.

Re-hearing of and appeal against investigation into shipping casualty or misconduct of officer. 17 & 18 Vict. c. 104.

2. (1.) Where an investigation into the conduct of a master, mate, or engineer, or into a shipping casualty, has been held under the Merchant Shipping Act, 1854, or any Act amending the same, or under any provision for holding such investigations in a British possession, the Board of Trade may, in any case, and shall, if new and important evidence which could not be produced at the investigation has been discovered, or if for any other reason there has in their opinion been ground for suspecting a miscarriage of justice, order that the case be re-heard, either generally or as to any

part thereof, and either by the court or authority by whom it was heard in the first instance, or by the wreck commissioner, or in England or Ireland by a judge of Her Majesty's High Court of Justice exercising jurisdiction in Admiralty cases, or in Scotland by the Senior Lord Ordinary, or any other judge in the Court of Session whom the Lord President of that court may appoint for the purpose, and the case shall be so re-heard accordingly.

(2.) Where, in any such investigation, a decision has been given with respect to the cancelling or suspension of the certificate of a master, mate, or engineer, and an application for a re-hearing under this section has not been made or has been refused, an appeal shall lie from the decision to the following courts; namely,

(*a.*) If the decision is given in England or by a naval court, the Probate, Divorce, and Admiralty Division of Her Majesty's High Court of Justice:

(*b.*) If the decision is given in Scotland, either division of the Court of Session:

(*c.*) If the decision is given in Ireland, the High Court of Admiralty, or the Judge or Division of Her Majesty's High Court of Justice exercising jurisdiction in Admiralty cases.

(3.) Any re-hearing or appeal under this section shall be subject to and conducted in accordance with such conditions and regulations as may from time to time be prescribed by general rules made under section thirty of the Merchant Shipping Act, 1876.

39 & 40 Vict. c. 80.

Rules as to investigations into shipping casualties and misconduct of officers.

3. (1.) The list of persons approved as assessors for the purpose of formal investigations into shipping casualties shall be in force for three years only, but persons entered in any such list may be approved for any subsequent list. The list of those persons in force at the passing of this Act shall continue in force until the end of the year one thousand eight hundred and eighty, but nothing in this section shall affect the power of the Secretary of State to withdraw his approval of any name on any such list or to approve of any additional name.

(2.) The assessor or assessors for each such investigation shall, instead of being appointed by the commissioner, justices, or other authority holding the investigation, be appointed in such manner and according to such regulations as may be from time to time prescribed by general rules made under section thirty of the Merchant Shipping Act, 1876.

39 & 40 Vict. c. 80.

(3.) Where any such investigation involves or appears likely to involve any question as to the cancelling or suspension of the certificate of a master, mate, or engineer it shall be held with the assistance of not less than two assessors having experience in the merchant service.

(4.) A master, mate, or engineer shall not be required to deliver his certificate under section four hundred and thirty-eight of the Merchant Shipping Act, 1854, or section twenty-four of the Merchant Shipping Act, 1862, unless the certificate is suspended or cancelled, and the words "or is to be" in the latter of those sections are hereby repealed.

17 & 18 Vict. c. 104.
25 & 26 Vict. c. 63.

(5.) Investigations into shipping casualties shall be held in some town hall, assize or county court, public building, or in some other suitable place to be determined according to general rules made for

the purpose by the Lord High Chancellor of Great Britain, and unless no other suitable place is in the opinion of the Board of Trade available, shall not be held in a court ordinarily used as a police court.

Rules to be laid before Parliament.

4. Any general rule made in pursuance of this Act shall be laid before both Houses of Parliament within thirty days after it is made, if Parliament be then sitting, or if not, within thirty days after the commencement of the then next ensuing session.

Commencement of Act.

5. This Act shall commence and come into operation on the first day of November one thousand eight hundred and seventy-nine: Provided that any rules which may be required for the purposes of this Act may be made at any time before the commencement of this Act, but, if so made, shall not come into operation until the commencement of this Act.

CHAPTER 73.

An Act to authorise the Commissioners of Her Majesty's Woods and Forests and Land Revenues to agree with the Conservators of the River Thames on the Payments for Piers or Landing-places in or upon the Bed or Shore of the River Thames. [15th August 1879.]

20 & 21 Vict. c. cxlvii.

WHEREAS under the Thames Conservancy Act, 1857, the Conservators of the River Thames (in this Act referred to as the Conservators) are required annually to render to the Commissioners of Her Majesty's Woods, Forests, and Land Revenues (in this Act referred to as the Commissioners), on behalf of Her Majesty, a correct schedule and account (among other matters) of sales, leases, or grants of piers and landing-places in or upon any portions of the bed or shores of the River Thames, and of all rents, revenues, and proceeds of what nature or kind soever accruing or arising from the bed or shores of the River Thames, and further to pay over to the Commissioners one equal third part of all such rents and proceeds:

And whereas under the said Act the Conservators have erected or acquired, by means of moneys derived from the Conservancy Fund, certain piers and landing-places in or upon a portion of the bed or shore of the River Thames, which piers and landing-places are under their management:

And whereas it is expedient to authorise the Commissioners and the Conservators to agree upon the annual payments to be made by the Conservators to the Commissioners for such piers and landing-places:

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 bb the authority of the same, as follows:

Short title.

1. This Act may be cited as the Commissioners of Woods (Thames Piers) Act, 1879.

Power to Commissioners and Conservators to agree as to

2. The Commissioners, or one of them, acting with the consent of the Commissioners of Her Majesty's Treasury, and the Conservators may from time to time make, and when made revoke and