


ANNO PRIMO & SECUNDO

# GEORGII IV. REGIS.

## CAP. CXII.

**An Act to grant, for the Term of Five Years, additional Stamp Duties on certain Proceedings in the Courts of Law, and to repeal certain other Stamp Duties, in *Ireland*.** [10th *July* 1821.]

WHEREAS, under and by virtue of certain Acts passed in the present Session of Parliament, divers Sums of Money will become annually payable out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, for Salaries, Allowances, or Compensations to the Judges of the superior Courts of Common Law in *Ireland*, and to divers Officers of and in the said Courts, in lieu of certain Fees heretofore payable to such Judges and Officers respectively, and of the Profits of certain Offices which are to cease and determine, or to be abolished; and it is reasonable, in order to meet the said Charges, that certain Duties of Stamps, herein-after specified, should be granted and paid for, upon or in respect of several Proceedings in the said Courts, heretofore liable to the Payment of Fees to the said Judges or Officers, or some of them: Be it 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 Expiration of Ten Days next after the passing of this Act, there shall be granted, raised, levied, collected and paid in *Ireland*, unto His Majesty, His Heirs and Successors, for and in respect of the several Instruments, Articles,

Certain Stamp Duties specified in Schedule shall be raised over and above all other Duties.

ticles, Matters, and Things, mentioned, enumerated, and described in the Schedule to this Act annexed, the several Sums of Monies and Duties, as they are respectively inserted, described, and set forth in Words and Figures in the said Schedule, and in every Part thereof, over and above and in addition to any Stamp Duties or other Duties payable by Law for, upon, or in respect of the said several Matters and Things, or any of them respectively; and that the said Schedule, and every Clause, Regulation, Matter, and Thing therein respectively contained, shall be and be deemed, taken, and considered as Part of this Act.

Duties under Care of Commissioners and Regulations of 56 G. 3. c. 56.

II. And be it further enacted, That the said Duties shall be under the Care and Management of the Commissioners of Stamps in *Ireland*, and shall be and be deemed and construed to be Stamp Duties; and that the several Duties, Penalties, Clauses, and Matters contained in this Act, shall be subject to the several Rules, Regulations, and Provisions contained in an Act passed in the Fifty-sixth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to repeal the several Stamp Duties in* Ireland, *and also several Acts for the Collection and Management of the said Duties, and to grant new Stamp Duties in lieu thereof, and to make more effectual Regulations for collecting and managing the said Duties;* so far as the same shall be respectively applicable, and save as herein-after is otherwise expressly provided.

Duties to be paid in British Currency; except a Duty of 4*d.* payable in Irish Currency.

III. And be it further enacted, That the Duties by this Act granted and made payable, shall be paid and payable according to the Amount thereof in *British* Currency, except a Duty of Four-pence in the said Schedule inserted, which shall be paid and payable according to the Amount thereof in *Irish* Currency.

Separate Types and Stamps to be used at the Stamp Office, for denoting the Duties in the Schedule.

IV. And be it further enacted, That separate and particular Types, Marks, and Stamps shall be kept and used for denoting and marking on Vellum, Parchment, or Paper, the several and respective Duties granted by this Act; and that each and every of such Types, Marks, and Stamps shall have marked or expressed thereon the Words "Law Fund," exclusive of and besides such other Words, or such Marks, Figures, or Devices, as may be deemed necessary for denoting and marking on Vellum, Parchment, or Paper, the said several and respective Stamp Duties payable thereon respectively; and that such Types, Marks, and Stamps shall be the only true and lawful Types, Marks, and Stamps, for the stamping and impressing of all Vellum, Parchment, and Paper, to denote the Payment of the Stamp Duties so granted by this Act; and that such Types, Marks, and Stamps shall not be used or deemed to denote any Stamps save those granted by this Act; and that if at any time there shall not be any such Type, Mark, or Stamp, denoting precisely any of the Stamp Duties which shall from Time to Time be so payable, or if it shall for any other Reason be thought fit and expedient so to do, it shall be lawful for the Commissioners of Stamps to direct that Two or more of such Types, Marks, or Stamps, the Duties denoted whereby shall in the whole amount to the Stamp Duties so payable respectively, shall be used on the same Piece of Vellum, Parchment, or Paper, for denoting

Where there is no precise Stamp to denote the Duty, Two or more Stamps may be used.

ing such Duties, or, at their Discretion, to cause to be provided new Types, Marks, or Stamps, for denoting such Duties, or any of them, and to cause all Vellum, Parchment, or Paper chargeable with such Duties, to be stamped or marked with the same; and it shall and may be lawful for the said Commissioners to direct that such Devices, Stamps, or Marks shall be used, as may express the Amount of the Duty, either directly in Words and Figures, or in any other Manner whatsoever, whereby the same shall or may be sufficiently denoted, at their Discretion.

Devices may be changed or altered, of which Notice shall be given in the Dublin Gazette.

V. And be it further enacted, That the Devices, Types, Stamps, or Marks, used or to be used for denoting on Vellum, Parchment, and Paper, the Payment of any of the Stamp Duties granted by this Act, which shall be payable from Time to Time, may be discontinued, changed, varied, or altered from Time to Time, and new or other Devices, Types, Stamps, or Marks may be used in lieu of the Devices, Types, Stamps, or Marks so discontinued, as His Majesty, His Heirs and Successors, or the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, or the Commissioners of Stamps in *Ireland* for the Time being, shall think fit; provided that whenever any of the Devices, Types, Stamps, or Marks aforesaid shall be changed, varied, or altered, then and in every such Case, public Notice of every such Change, Variation, or Alteration shall be given by Advertisement in the *Dublin Gazette*, and in some other public Newspaper, a convenient Time before the Types, Marks, or Stamps, on which such new Devices or Marks shall be made, shall be used.

Writings not having the proper Stamps to be void.

VI. And be it further enacted, That such Types, Marks, or Stamps, having the Words "Law Fund" impressed thereon, together with such other Words, Figures, and Devices as before mentioned, shall be the only proper Types, Marks, and Stamps for denoting the several Duties granted by this Act; and that all Vellum, Parchment, or Paper, not marked with such Types, Stamps, or Marks, shall be of no other Effect than if the said Matters respectively had been written or printed on Vellum, Parchment, or Paper not marked or stamped, although any other Stamps or Stamp may be impressed thereon, of the Amount by Law required, or of any greater Amount; and all Persons who shall so write or print any such Article, Matter, or Thing respectively, on any Paper, Vellum, or Parchment having any such improper Stamp or Stamps thereon, shall incur and suffer such Penalty as they would be liable to in case such Article, Matter, or Thing respectively, had been written or printed on Paper, Parchment, or Vellum not marked or stamped.

Persons subject to Penalty for writing on Paper, &c. not having the proper Stamps.

Writing to cover the Stamps, that they may not be applicable to any other Purpose.

VII. And be it further enacted, That all Matters and Things, in respect whereof any of the said Stamp Duties shall be payable by this Act, shall be written or printed, or written and printed, in such Manner (and if printed or written in part or entirely before being stamped, shall be so stamped) that some Part of the Writing or Printing thereof shall be on the Stamps or Marks which shall be placed on the Vellum or Parchment or Paper thereof, and such Writing or Printing shall from thence be continued in the usual Form of writing, printing, or engrossing

engrossing Deeds or Writings, so that no Blank Space shall be left whereby such Stamps might be made applicable to any other Deed or Instrument whatsoever, upon Pain that any Person who shall so write, engross, or print or stamp, or caused to be written, engrossed, or printed or stamped, any such Writing, Matter, or Thing, contrary to the true Intent and Meaning hereof, shall for every such Offence forfeit the Sum of Ten Pounds.

Penalty, 10*l.*

Instruments engrossed inadvertently, without the proper Stamp, brought to the Stamp Office within Sixty Days, the Commissioners may remit the Penalty, and cause them to be properly stamped.

VIII. And be it further enacted, That when any Instrument, Article, Matter, or Thing charged with a Duty by this Act, marked with any Type, Device, or Mark authorized by this Act, shall have been engrossed or written on Parchment, Vellum, or Paper not duly stamped with the proper Amount of Duty, and it shall satisfactorily appear to the said Commissioners of Stamps, upon Oath or Affirmation or otherwise, that the same hath happened either by Accident or Inadverteney, or from urgent Necessity or unavoidable Circumstances, and without any Intention in any Party to defraud His Majesty, His Heirs or Successors, of the Duty chargeable upon such Instruments, then and in every of the said Cases, if such Instrument shall, within Sixty Days from the Preparation or first Execution thereof, be brought to the Stamp Office in the City of *Dublin* to be stamped, and the Duty chargeable upon such Instrument shall be paid, it shall and may be lawful for such Commissioners, if they shall think proper so to do, to remit any Penalty payable on stamping such Instrument, or any Part thereof, so executed without being stamped, and to cause such Instrument to be stamped with the proper Stamp; and every Person concerned in engrossing any such Instrument, or executing the same, shall be thereupon exempt from all Penalties on account thereof.

Stamps spoiled from being written upon and not used, may be exchanged for others, Oath being made to certain Particulars,

IX. And be it further enacted, That upon Proof on Oath, or solemn Affirmation (if by a Quaker), made before the said Commissioners, or any of them, or before any inferior Officer by them in that Behalf appointed (and which Oath or Affirmation such Officer is hereby empowered to administer), to the Satisfaction of such Commissioner or Officer, that any Deed or Instrument, Article, Matter, or Thing, written or printed upon any stamped Vellum, Parchment, or Paper, marked and stamped as required by this Act with the appropriate Stamp for any of the Duties granted by this Act, hath not been executed or signed by any Party or Parties, or that such Vellum, Parchment, or Paper hath not been used for any of the Purposes for which the same was or were intended, or that any Form of any Instrument whatever, printed with Blanks to be filled up according to each Case, hath by the Death of any Party, Repeal of any Act of Parliament, or other Event or Fatality, become unfit for the Purpose intended, and the Person making such Affidavit or Affirmation hath not, nor hath any other Person on his Account received, and that such Person will not receive any Money or other Consideration for the Stamp thereupon, and that the said Stamp or Stamps is or are really and truly the Property of the Person making such Affidavit, and have or hath been paid for by such Person to the full Amount of the Duty thereon, and that such Person will be a Loser to such Amount unless such Person shall receive other Stamps in lieu thereof; and upon the Person or Persons who should produce such Proof delivering such stamped

Vellum, Parchment, or Paper as aforesaid, and delivering at the same Time a like Quantity of Vellum, Parchment, or Paper to be stamped, then and in every such Case the said Commissioners shall cause the same to be stamped or marked with such appropriate Stamps, to denote the several and respective Duties granted by this Act, which shall be stamped, marked, or impressed on the stamped Vellum, Parchment, or Paper so then delivered in, or to denote any of the other Duties granted by this Act which may be required, the Persons so requiring the same first paying the Difference of Amount in that Behalf (if any): Provided always, that such stamped Vellum, Parchment, or Paper so delivered in, shall be brought to the Commissioners of Stamps at the Stamp Office in *Dublin*, within Six Calendar Months next after such Deed or Instrument shall have been engrossed or written, or such blank Form shall have been rendered unfit for the Purpose intended, if the same shall belong to any Person or Persons resident in *Dublin*, or within Ten Miles of the Castle of *Dublin*, or within Twelve Calendar Months if the same respectively shall belong to Persons resident elsewhere: Provided also, that the said Commissioners, or any Officer under their Authority, shall not be required or obliged to impress on any Paper, Parchment, or Vellum so brought, any Stamp or Mark which shall then be confined to Paper having the Water-mark of the said Stamp Office.

if brought within the Time herein mentioned.

X. And be it further enacted, That in case any Person or Persons shall at any Time file, or cause to be filed, in any Court of Law, any Pleading, Affidavit, or other Proceeding, Matter, or Thing whatsoever, in respect whereof any Stamp Duty shall be payable, and there shall not be any Time expressly allowed by Law for stamping the same after the filing thereof, and that such Pleading, Affidavit, Proceeding, Matter, or Thing shall not at the Time of filing thereof be duly stamped as directed by this Act, then and in every such Case every Person who shall so file the same, or cause the same to be filed, and also every Officer of such Court in whose Office the same shall be received, shall for every such Offence forfeit the Sum of Twenty Pounds.

Law Proceedings not to be filed without the proper Stamps.

Penalty, 20*l.*

XI. And be it further enacted, That every Officer, who in respect of any Office or Employment is or shall be entitled or intrusted to make, engross, or write, or cause to be made, engrossed, or written, any Record, Entry, Deed, Writ, Instrument, or Writing whatsoever, which shall be chargeable with a Stamp Duty under or by virtue of this Act, or to issue any Process, or to file any Proceedings, or to do any Act in the Execution of his Office, with respect to any Article, Matter, or Thing chargeable with any Duty by this Act, in whose Office there shall be any Fraud, Practice, or Neglect, by means whereof His Majesty, His Heirs or Successors, may be deprived of any Duty granted by this Act, by any Person making, engrossing, or writing any such Record, Entry, Deed, Writ, Instrument, or Writing, upon Vellum, Parchment, or Paper not duly marked or stamped according to Law, or upon Vellum, Parchment, or Paper marked or stamped with any counterfeit Mark, Stamp, or Impression, or by any Person engrossing or writing any such Record, Deed, Writ, Instrument, or other Writing, upon Vellum, Parchment, and Paper

Officers entrusted to write Records, &c. defrauding the Revenue:

which shall be marked or stamped for a lower Duty than the Duty which shall be by Law payable for the same, or by the Neglect of any thing required to be done in the Execution of the Duties of his said Office, or by the doing of any thing contrary to the Duties of the same, in relation to any Stamp Duty or Duties, then and in every such Case such Officer in whose Office any such Fraud, Practice, or Neglect shall take place, shall for every such Fraud, Practice, or Neglect, forfeit the Sum of One hundred Pounds.

Penalty 100*l.*

Officers in Courts engrossing Records, &c. on counterfeited Stamps, deemed to have known the same, unless they prove same were bought at the Stamp Office.

XII. And be it further enacted, That every Officer in whose Office any Pleading, Affidavit, Proceeding, Matter, or Thing shall be received, shall, as to the Purposes of this Act, be deemed and taken to have received the same; and that every Clerk, Officer, or other Person, who shall make, engross, or write, or cause to be made, engrossed, or written, any Record, Entry, Deed, Instrument, or Writing, upon any Vellum, Parchment, or Paper marked or stamped with any Mark, or Stamp, or Impression, which shall be counterfeited to resemble any Type, Mark, or Stamp to denote the Payment of any of the Duties under this Act, shall in any Proceeding for the Recovery of the Penalty in that Respect aforesaid, be deemed and taken to have known such Mark, Stamp, or Impression to be counterfeited, unless he shall prove that the same was bought at the Stamp Office in *Dublin*, or at the Office of some Distributor or Sub-distributor of Stamps, or in the Office or Shop of a Person licensed to sell Stamps.

Officers to pay over the Duty payable on Entries made in the Courts of Justice.

XIII. And be it further enacted, That when any Person whosoever shall desire to have any Judgment marked or satisfied, or any other Entry whatsoever made in or upon any Record, Book, or Roll of any Court, in respect of which Entry any Stamp Duty shall be payable under this Act, such Person shall pay to the Officer who shall be by him required to make such Entry, the Amount of such Duty, and such Officer shall afterward pay over such Duty in Manner herein-after mentioned; and if any such Officer, or any Person in his Office, shall make or suffer to be made any such Entry, without having received the Amount of such Stamp Duty thereon, where such Officer is to receive such Stamp Duty, such Officer shall be responsible for such Stamp Duty, and shall be bound to pay over the same in Manner herein-after provided, in the same Manner in all Respects as if he had actually received such Duty.

Principals in Public Offices, &c. liable for Duties received by subordinate Officers or Clerks as herein.

XIV. And be it further enacted, That if the Person who shall receive such Stamp Duties on Entries, shall be a Deputy or Clerk acting in the Office of any superior Officer, having Power to appoint such Deputy or Clerk, then and in every such Case, if such Deputy or Clerk shall not duly pay over such Stamp Duties respectively, such superior Officer shall be liable to pay the same.

Public Officers to pay Duties as directed under Orders of Court.

XV. And be it further enacted, That every Officer or other Person, who under or by virtue of any of the Provisions of this Act, or of any other Act or Acts in anywise relating to the Collection or Management of any Stamp Duty or Stamp Duties payable in respect of any Part of the Business of any Court of Justice, shall, either by himself or by any other Person appointed by him, receive from any Person or

Persons whomsoever, any Sum or Sums of Money as or for the Amount, or in Part of any such Stamp Duty or Duties, then and in every such Case every such Officer so receiving, or who shall be responsible for the same, shall be accountable to His Majesty, His Heirs and Successors, for the same, and the Amount thereof shall be a Debt from such Person to His Majesty, His Heirs and Successors, and recoverable as such; and that in every such Case it shall and may be lawful to and for the Court in respect of any Business wherein such Duty shall have been so paid, upon Application to be made for that Purpose, by Affidavit, on behalf of the Commissioners of Stamps, if the said Commissioners shall think proper to proceed in that Manner, to grant a Rule requiring such Officer to shew Cause why he should not forthwith pay, according to Law, the Amount of all such Sums so received and then due by him, and if necessary, why he should not deliver, in such Way as such Court shall direct, an Account on Oath of all such Duties so due, and also to refer the taking of such Account to any Officer of such Court or other Person, and when such Court shall be satisfied as to the Amount of the Sum so due, to make such Order for the Payment thereof, and also of the Costs of so recovering the same, as to such Court shall seem fit.

Duplicate Book of Entries of Judgments to be kept.

XVI. And be it further enacted, That every Officer in the Civil Side of the Court of King's Bench, or in the Court of Common Pleas, or in the Pleas or Common Law Side of the Court of Exchequer, in *Ireland*, who shall have the Custody of any Book wherein the marking of any Judgments shall be entered, or wherein shall be entered the Satisfaction of any Judgment, shall keep and have a Duplicate of every such Book, wherein all such Entries shall be truly copied.

Books containing Entries of final Judgments to be kept as directed, and to be delivered at Stamp Office Four Times in each Year, at the Periods pointed out.

XVII. And be it further enacted, That in each and every of the said Courts there shall be kept Two Books, which shall be Transcripts of each other, or as nearly so as the Provisions herein-after contained shall permit, and that all the final Judgments of such Courts shall be entered in each of the said Books in the same Order and Form; and that the proper Officer of each Court shall Four Times in every Year, that is to say, within Ten Days after the First Day of each and every Term, deliver or cause to be delivered, between the Hours of Eleven of the Clock in the Forenoon and Three of the Clock in the Afternoon, at the Stamp Office in *Dublin*, to such Person as shall be appointed for that Purpose by the Commissioners of Stamps, one of the said Books, with the Judgments so entered therein in the Term and Vacation next preceding, together with a Certificate therein written and signed by him immediately after the last Entry therein, stating the Number of Judgments liable to any Stamp Duty under this Act entered therein within the said Term and Vacation, and the Amount of the Stamp Duties so payable thereon under this Act; and such Officer shall thereupon pay to the Person to whom he shall so deliver such Book, the full Amount of such Stamp Duties; and if the Sum so paid shall be found to be the Sum properly payable in respect of such Judgments in that Behalf, such Officer shall certify at the Foot of the Judgments then entered in such Book, that the proper Stamp Duty under this Act has been paid thereon; and thereupon such Book shall be stamped with one or more Stamp or Stamps of the Kind required

If the proper Duties be paid, the Books shall be stamped accordingly.

quired by this Act, denoting the Payment of such Duty, and shall be returned without any unnecessary Delay to the proper Officer of such Court; and that the said Books shall be and be called "The Books of Final Judgments," in such Courts respectively.

Books containing Entries of the Satisfaction of Judgments to be kept as directed.

XVIII. And be it further enacted, That in each and every of the said Courts there shall be kept Two Books, which shall be Transcripts of each other, or as nearly so as the Provisions herein contained shall permit, in each of which shall be entered the Particulars of all Judgments on the Record of which Satisfaction shall be entered, that is to say, the Names of the Cognizor and Cognizee in each Judgment, the Sum for which each Judgment may have been obtained, and the Term in or as of which each Judgment may have been entered up; and that the proper Officer of each Court shall Four Times in every Year, that is to say, within Ten Days after the First Day of every Term, deliver or cause to be delivered, between the Hours of Eleven of the Clock in the Forenoon and Three of the Clock in the Afternoon, at the Stamp Office in *Dublin*, to such Person as shall be appointed for that Purpose by the Commissioners of Stamps, One of the said Books, with such Entry of all the Judgments satisfied therein within the Term and Vacation next preceding, together with a Certificate therein written and signed by him, immediately after the last Entry therein, stating the Number of Judgments which may have been so satisfied, entered therein, within the said Term and Vacation, and the Amount of the Stamp Duties so payable thereon, under this Act; and such Officer shall thereupon pay to the Person to whom he shall so deliver such Book, the full Amount of such Duties; and if the Sum so paid shall be found to be the Sum properly payable under this Act, in respect of the Entry of the Satisfaction of such Judgments, such Officer shall certify, at the Foot of such Entry or Entries then entered in such Book, that the proper Stamp Duty under this Act has been paid thereon; and thereupon such Book shall be stamped with one or more Stamp or Stamps of the Kind required by this Act, denoting the Payment of such Duty, and shall be returned without any unnecessary Delay to the proper Officer of such Court; and that the said Books shall be and be called "The Satisfaction Judgment Entry Books," in such Courts respectively.

If the proper Duties be paid, the Books shall be stamped accordingly.

Interlocutory Judgment Books being kept for the Entry of same in each Court as directed, and the Duties accounted for.

XIX. And be it further enacted, That there shall also be kept in every such Court Two Books, wherein the interlocutory Judgments of such Court shall in like Manner be entered; and which shall be called "The Books of Interlocutory Judgments," in such Court, and shall, from and after the Expiration of Ten Months next after the passing of this Act, be the only Books of interlocutory Judgments therein, and which shall, as far as possible, be exact Transcripts of each other, one of which shall be delivered at the Time and in Manner aforesaid respectively, and shall, when necessary, be forwarded as aforesaid; and every such Book, when so delivered, shall have such Certificate as aforesaid written *mutatis mutandis*, and signed therein as aforesaid, and the Amount of the Stamp Duty thereon under this Act shall be delivered therewith as aforesaid, and the same shall be examined, certified, and returned as aforesaid, and the same shall be made and prepared, dealt with and disposed of, in every Respect in the same Manner as concerning the Books of Final Judgments is herein-before provided;

provided; save only that interlocutory Judgments only, and not final Judgments, are to be entered therein.

Judgment Books, being Transcripts of each other, to be of equal Force.

XX. And be it further enacted, That in each and every of the Cases aforesaid, the Books which shall be so Transcripts of each other, shall be of equal Force and Validity, and both of them shall be, and be deemed, taken, and considered to be, Originals, and neither of them, as to any Part thereof, be deemed, taken, or considered as a Copy.

Duty of Officers in keeping such Books.

XXI. And be it further enacted, That the said Books shall be kept so as to agree as nearly as possible with each other; and that whenever any such Book shall be returned from the Stamp Office to the proper Officer, such Officer shall forthwith cause to be fairly and regularly written therein, exact Transcripts of all Judgments in the said Court while such Book was out of his Possession, so as to correspond in that Respect with the other of the said Books, which remained in his Possession.

One of the Books to be delivered in Hilary and Trinity Terms, and the other in Easter and Michaelmas.

XXII. And be it further enacted, That no such Officer shall deliver the same Book in Two successive Terms, but that one of the said Books shall be delivered as aforesaid in *Hilary* and *Trinity* Terms, and the other of said Books in *Easter* and *Michaelmas* Terms, in every Year, so as that such of the said Books as shall from Time to Time remain in the Hands of the proper Officer shall appear to have been inspected and stamped at the Stamp Office in its Turn.

Penalty on Officers neglecting to deliver such Book, or to enter Judgment, 50*l*.

Making false Entry, &c. 500*l*.

XXIII. And be it enacted, That if any such Officer shall neglect or omit so to deliver, or cause to be delivered, any such Book as aforesaid, at the Times and in the Manner herein-before required, or shall omit to make or cause to be made an Entry of any Judgment in any such Book as aforesaid, he shall for every such Neglect or Omission forfeit the Sum of Fifty Pounds; and if such Officer shall wilfully deface or destroy any such Book, or make any false Entry therein, or shall, without the Order of the Court or other competent Authority, erase or alter any Entry therein, or shall knowingly permit or suffer any of the said Matters to be done, he shall for every such Offence forfeit the Sum of Five hundred Pounds.

All Books of Entries to be produced to be inspected by the proper Officer at the Stamp Office, within Ten Days after the First Day of each Term.

XXIV. And be it further enacted, That every Officer of the said Courts, having the legal Custody of the several Books belonging to such Courts respectively, or any of them, wherein any Entry whatsoever shall be made relating to the Rules or other Proceedings or Judgments of such Courts, shall within the Ten Days after the First Day of each and every Term, produce and bring every Duplicate Book of the Entry of Judgments, or of the Entry of Satisfaction of Judgments, required to be kept as herein mentioned, and every Original Book of any other Entry or Entries, subject to the Payment of any Stamp Duties, to some Person to be appointed for that Purpose by the said Commissioners of Stamps at the Stamp Office in *Dublin*; and every such Officer so bringing any such Book shall insert therein, immediately after the last Entry therein, at the Time of producing the same,

same, a Certificate duly signed by him, stating the Number of such Entries made thereon or therein, in the Term and Vacation immediately preceding, as are subject to any Stamp Duty or Duties under this Act; and every such Officer shall thereupon pay the full Amount of all such Stamp Duties, for or in respect of all such Entries therein respectively, and every such Book shall thereupon be stamped respectively, with the proper and appropriate Stamp or Stamps denoting the full Amount of the whole of the Stamp Duties under this Act so then paid in respect of the several Entries so made therein respectively in such preceding Term and Vacation, which Stamp or Stamps shall be as few in Number as can conveniently be, to denote the full Payment of the Amount of the said Duties in Pounds, Shillings, and Pence, and shall be placed in the same Page or Place on which the Certificate of such Officer shall be written as aforesaid; and if any Officer of the said Courts shall neglect or omit to bring any such Book, or to furnish such Certificate therein, or to pay such Duties as aforesaid, or in case of any false Entry made therein, or in the Copy thereof, or in case of any Omission to make any true Entry or Copy in any such Duplicate Book of Judgments, then and in every such Case every such Officer shall, in every such Case, forfeit the Sum of Twenty Pounds; and in such Case, whenever such Book shall be produced at the said Stamp Office, if such Certificate shall not appear therein, the proper Officer of the said Stamp Office shall himself make the said Certificate, and on Payment of the Duties thereby appearing to be due under this Act, the said Book shall be duly stamped as aforesaid.

Duties to be paid and Books stamped.

Penalty on Officer neglecting to produce such Books, &c. 20*l.*

Clerks or other Persons so acting that Officers of Courts shall be subject to any Penalty, such Clerks or other Persons to be deemed guilty of a Contempt of Court.

XXV. And be it further enacted, That if at any Time any Clerk or other Person, acting or employed in any Part of the Business of any of the said Courts, shall be guilty of any Neglect or Misconduct, by reason or means whereof any Officer of such Court respectively may be or become liable to any of the Penalties aforesaid, whether such Penalties shall be in fact levied or sued for, or completely incurred or not, then and in every such Case every such Clerk or other Person shall be deemed guilty of a Contempt of such Court, and shall and may be attached and punished for the same at the Discretion of such Court, as usual in Cases of Contempts.

Distinct Accounts to be kept by Commissioners of Stamps of the Duties granted by this Act, and Produce paid into the Exchequer, and carried to the Consolidated Fund.

XXVI. And be it further enacted, That a separate and distinct Account shall be kept by the Commissioners of Stamps, and by and under their Directions, of all Sums which shall from Time to Time be received by, from, or under the said Duties so made payable by this Act; and Copies of such Accounts shall from Time to Time, that is to say, on the First *Monday* in every Calendar Month, and as much oftener as the Nature of the Case shall admit of, be furnished to the Receiver General of Stamp Duties; and such Receiver General, as speedily as possible after receiving every such Account, shall, out of any Money in his Hands, or out of the first Money that shall come to his Hands, pay into the Receipt of His Majesty's Exchequer in *Dublin*, what shall remain of all and every Sum and Sums appearing thereby to have been so received on account of the said Duties; and all and every Sum and Sums so paid into the Receipt of the said Exchequer,

chequer, shall be carried to and made Part of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, until Provision shall be otherwise made by Parliament.

Separate Accounts of the Produce of Stamps, and Payments of Judges Salaries, &c. shall be kept at the Exchequer, and, with the Accounts from the Stamp Office, shall be transmitted to Chief Secretary's Office, and laid before Parliament annually.

XXVII. And be it further enacted, That a separate and distinct Account shall be kept at the Receipt of His Majesty's Exchequer in *Dublin*, of all and every Sum and Sums so paid into the Receipt of the said Exchequer on account of the said Duties granted by this Act, and also of all increased Salaries and Allowances and Compensations which shall be paid out of the Consolidated Fund to the Judges of the superior Courts of Common Law in *Ireland*, and to any Officers of or in the said Courts, in lieu of any Fees, or in lieu of the Profits of any Offices which shall cease, determine, or be abolished, under or by virtue of any Act or Acts to be passed in this present Session of Parliament; and that such Account, as also the Account by this Act required to be kept by the Commissioners of Stamps, of all Sums received on account of the Duties made payable by this Act, shall be transmitted by the proper Officer in the said Exchequer, and by the Secretary to the said Commissioners of Stamps, to the Office of the Chief Secretary of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, within Fourteen Days next after the Fifth Day of *January* One thousand eight hundred and twenty-two, and in like Manner within Fourteen Days next after the Fifth Day of *January* in every succeeding Year, and shall be laid before both Houses of Parliament within One Month after such Fifth Day of *January*, if Parliament shall be then sitting, or otherwise within Fourteen Days after the then next Meeting of Parliament.

Death of Prothonotaries to be notified in the Gazette, upon which certain Duties herein mentioned shall cease.

XXVIII. And whereas certain Allowances to a considerable Amount are to be payable to the Persons who heretofore held the Offices of Prothonotaries in the Civil Side of the Court of King's Bench, and in the Court of Common Pleas, in *Ireland*, and are to terminate on the Deaths of the Survivors of the said Persons respectively; that is to say, One of the said Allowances to Lords *Henry* and *Robert Seymour Conway*, late Prothonotaries of the Civil Side of the Court of King's Bench; and the other of the said Allowances to Lord Viscount *Northland*, and the Honourable *Vesey Knox*, late Prothonotaries of the Court of Common Pleas, in *Ireland*; and it is therefore reasonable that so much of the said Duties as may be sufficient to countervail the said Allowances should cease at the Deaths of the Survivors of the said Persons respectively; be it therefore enacted, That as soon as the Death of the Survivor of them the said Lords *Henry* and *Robert Seymour Conway*, late Prothonotaries of the said Civil Side of the said Court of King's Bench, shall come to the Knowledge of the Commissioners of Stamps for the Time being, in *Ireland*, they shall forthwith notify and publish the same in the *Dublin Gazette*; and that from and after the Expiration of One Calendar Month from the Publication of such Gazette, the Duties herein-after immediately mentioned shall cease and determine, and shall be no longer payable; that is to say, the Duties of Five Shillings, Ten Shillings, and One Pound, imposed by the Schedule to this Act annexed, on the Certificate of each and every Bill of Costs taxed

taxed by any Taxing Officer appointed to tax Bills of Costs in the Court of King's Bench, Common Pleas, or Exchequer; and also the Duty of Eight Shillings imposed by the Schedule to this Act annexed, on any Writ or Process which shall issue out of or pass the Seal of any of the said Courts of King's Bench, Common Pleas, or Exchequer, in any Action or other Proceeding, after any Judgment shall be obtained in such Action or other Proceeding; and that as soon as the Death of the Survivor of them the said Lord Viscount *Northland* and the Honourable *Vesey Knox*, late Prothonotaries of the said Court of Common Pleas, shall come to the Knowledge of the said Commissioners of Stamps for the Time being, they shall in like Manner forthwith notify and publish the same in the *Dublin Gazette*; and that from and after the Expiration of a like Period of One Calendar Month from the Publication of such Gazette, the Duties herein-after immediately mentioned shall cease, determine, and be no longer payable; that is to say, the Duty of Two Shillings imposed by the Schedule to this Act annexed, on every Affidavit, Affirmation, or Deposition taken before any Person or Persons authorized to take the same, in order to be used or filed in any of the said Courts; and also the Duty of Four Shillings, in the said Schedule mentioned, on any Writ, Mandate, Subpœna, or other Writ or Process whatsoever, other than Writs of *Habeas Corpus*, which shall issue out of or pass the Seal of any of the said Courts of King's Bench, Common Pleas, or Exchequer.

Duty of ½d. on Hand Bills, under 56 G. 3. c. 56. Schedule, Part IV. shall cease.

XXIX. And be it further enacted, That from and after the Expiration of Ten Days next after the passing of this Act, the Stamp Duty of One Halfpenny upon every Hand Bill, or Bill for posting, containing a single Advertisement, imposed by an Act made in the Fifty-sixth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to repeal the several Stamp Duties in* Ireland, *and also several Acts for the Collection and Management of the said Duties, and to grant new Stamp Duties in lieu thereof, and to make more effectual Regulations for collecting and managing the said Duties*, and the Schedule, Part the Fourth, to the said Act annexed, shall cease and be discontinued, so that hereafter there shall not be any Stamp Duty payable on any such Hand Bill, or Bill for posting.

Duty of 10*s.* on Postea, under 56 G. 3. c. 56. Schedule, Part II. shall cease.

XXX. And be it further enacted, That from and after the Expiration of Ten Days next after the passing of this Act, the Stamp Duty of Ten Shillings imposed upon every Postea by the said recited Act of the Fifty-sixth Year of His late Majesty's Reign, and the Schedule, Part the Second, to the said Act annexed, shall cease and be discontinued, so that thereafter there shall not be any Stamp Duty whatsoever payable upon any Postea.

Continuance of Act.

XXXI. And be it further enacted, That this Act shall continue in force for the Term of Five Years from the passing thereof, and no longer.

## SCHEDULE to which this Act refers.

SCHEDULE of the DUTIES of STAMPS which are to be paid and payable in Ireland, for and in respect of the First Skin, Sheet, or Piece of Vellum, Parchment, or Paper, upon which the several Instruments, Matters, and Things herein mentioned shall be respectively written or printed, except where the Duties are imposed according to the Number of Words therein contained, or are expressly charged in any other Manner; and which Duties shall be payable over and above any other Duties payable by Law on the like Proceedings.

| | £ | s. | d. |
|---|---|---|---|
| Affidavit, Affirmation, or Deposition,—taken before any Person or Persons authorized by Law to take the same, in order to be used or filed in the Civil Side of the Court of King's Bench, or in the Court of Common Pleas, or in the Pleas Side of the Court of Exchequer, in Ireland - - | 0 | 2 | 0 |
| This Duty on Affidavits is to expire after the Decease of the Survivor of the late Prothonotaries of the Court of Common Pleas.—*See* the Act to which this Schedule is annexed. | | | |
| Appearance,—on the Entry of any, in any of the said Courts, for each and every Defendant named in such Entry - - - - - | 0 | 2 | 0 |
| Bill of Costs,—on each and every, taxed by any Taxing Officer appointed to tax Bills of Costs for Business in the said Courts of King's Bench, Common Pleas, or Exchequer, or any of them, on the Certificate thereof— | | | |
| Where the Sum to be allowed on any Bill of Costs, taxed by the proper Officer on any Proceeding whatsoever, shall exceed £5, and shall not exceed £20 - - - - - | 0 | 5 | 0 |
| Where the Sum to be allowed shall exceed £20, and shall not exceed £50 - - - - - - | 0 | 10 | 0 |
| Where the Sum allowed shall exceed £50 - - - | 1 | 0 | 0 |
| These Duties on Bills of Costs, in the Court of King's Bench, Common Pleas, or Exchequer, are to expire after the Decease of the Survivor of the late Prothonotaries on the Civil Side of the Court of King's Bench.—*See* the Act to which this Schedule is annexed. | | | |
| Copy,—attested or otherwise, issuing from any Office of any of the said Courts of King's Bench, Common Pleas, or Exchequer, of any Affidavit therein filed, or of any Record, Judgment, Fine, Recovery, Declaration, Demurrer, Plea, Replication, Rejoinder, or other Pleading or Proceeding whatsoever; for each and every Sheet, each Sheet to contain Seventy-two Words, and no more - - - - - - | 0 | 0 | 4 |
| Copy,—issuing from any such Office, of any Rule or Order made or given on any Petition or Motion, or otherwise - - - - | 0 | 2 | 0 |
| Declaration,—in any of the said Courts - - - - | 0 | 4 | 0 |
| Deed,—to be enrolled in any of the said Courts, except the Assignments of Judgments, and except Indentures of Apprenticeship to Attornies - | 3 | 0 | 0 |
| Demurrer,—in any of the said Courts, the same Duty as on a Declaration. | | | |
| Fine,—on that Part of the Præcipe and Concord of a Fine acknowledged at Bar and lodged with the Chirographer - - - | 3 | 0 | 0 |
| Fine,—Search for Fines, not exceeding Five Years, and for each County - | 0 | 3 | 0 |

SCHEDULE—*continued.*

| | £ | s. | d. |
|---|---|---|---|
| Fines,—Search for, exceeding Five and not exceeding Ten Years - - | 0 | 6 | 0 |
| If above Ten Years, then for every Ten Years or Fraction of Ten Years, after the First Ten Years - - - - - | 0 | 6 | 0 |
| Judgment Interlocutory,—in any of the said Courts, on the Entry of each - | 1 | 0 | 0 |
| Judgment not Interlocutory,—in any of the said Courts, except Judgments on Cognovit Actionem, on the Entry of each - - - - | 1 | 0 | 0 |
| Judgment,—on Cognovit Actionem in any of the said Courts, on the Entry of each - - - - - - - - | 0 | 11 | 0 |
| Judgments,—in any of the said Courts, on the Entry of the Satisfaction of each such Judgment - - - - - - | 0 | 10 | 0 |
| Judgments,—in any of the said Courts, Search for, commonly called a Negative Search for Judgments appearing on Record against any Person, issued from any Office of any of the said Courts, whether such Search shall contain any Extract or Extracts of any Judgment or not, on the Officer's Certificate subscribed thereto; for each Person, as against whom such Search shall be made, and for every Twenty Years or Fraction of Twenty Years, comprized in such Search - - - - - | 0 | 7 | 6 |
| Judgments,—in any of the said Courts, Search for, commonly called a Common Search for Judgments, issuing from any Office of any of the said Courts, whether such Search shall contain any Extract of any Judgment or Judgments or not, or whether such Search shall be signed by or on Behalf of any Officer or Clerk of any such Office; for each Person against whom such Search shall be made, and for every Twenty Years, or Fraction of Twenty Years, comprized in such Search - - - - | 0 | 2 | 6 |
| Memorial,—of the Assignment of a Judgment in any of the said Courts, for each Judgment assigned - - - - - | 0 | 7 | 6 |
| Order or Rule,—on any made or given, in any of the said Courts, whether such Rule or Order shall be made in open Court on Motion, or by any Judge of such Courts respectively in his Chamber, by way of Fiat, for an Order or otherwise, in any Manner, or whether the same be issued or not— | | | |
| For the Entry of every such Rule or Order in the Book kept by the Clerk of the Rules or other Officer, whether written on One or more Sheets or Leaves - - - - - - | 0 | 4 | 0 |
| And further, for every Rule or Order for the entering Judgment on any Postea in any of His Majesty's superior Courts of Law in Ireland - | 1 | 0 | 0 |
| Plea,—in any of the said Courts, the same Duty as on a Declaration. | | | |
| Pleading,—of any Kind, in any of the said Courts, not otherwise charged in any Schedule, the same Duty as on a Declaration. | | | |
| Record,—of or in any of the said Courts, or any Nisi Prius Record, or on the Transcript of any such Record, on the First Skin or Sheet of Vellum, Parchment, or Paper, on which the same may be written, to contain no more than 720 Words - - - - - | 3 | 0 | 0 |
| And for every further complete Quantity of 720 Words - - | 0 | 15 | 0 |
| Recovery,—on each Remembrance Roll thereof, marked "Suffered at Bar," containing any Quantity of Words - - - - | 4 | 10 | 0 |
| Recovery,—on Searches for; the same Duty as on Searches for Judgments. | | | |
| Report,—in any of the said Courts, on each and every - - | 0 | 10 | 0 |
| Rules,—*see* Order. | | | |

SCHEDULE—*continued.*

| | £ | s. | d. |
|---|---|---|---|
| Summons,—on each and every, signed or issued by any of the Officers for taxing Law Costs, or by any Officer of any of the said Courts - - | 0 | 2 | 6 |
| Writ of Habeas Corpus,—issued by or from any of the said Courts, or any Judge thereof respectively - - - - - - - | 0 | 4 | 0 |
| Writ, Mandate, Subpœna, or other Writ or Process whatsoever,—not otherwise charged in this Schedule, which shall issue out of or pass the Seal of any of the said Courts, in any Action or other Proceeding, before any Judgment shall be obtained in such Action or other Proceeding - - | 0 | 4 | 0 |
| This Duty of 4*s.* is to expire after the Decease of the Survivor of the late Prothonotaries of the Court of Common Pleas.—*See* the Act to which this Schedule is annexed. | | | |
| Writ of Capias ad Respondendum, or any Writ marked to hold the Defendant to Bail - - - - - - - | 0 | 2 | 0 |
| Writ,—any Writ or Process whatsoever, not otherwise charged in this Schedule, which shall issue out of or pass the Seal of any of the said Courts, in any Action or other Proceeding, after any Judgment shall be obtained in such Action or other Proceeding, except Writs of Habeas Corpus - | 0 | 8 | 0 |
| This Duty of 8*s.* is to expire after the Decease of the Survivor of the late Prothonotaries in the Civil Side of the Court of King's Bench.—*See* the Act to which this Schedule is annexed. | | | |

## GENERAL EXEMPTIONS
### From the foregoing Stamp Duties.

All Proceedings for or on the Behalf of any Person legally admitted to sue or defend in formâ pauperis.

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## ALLOWANCES on the PURCHASE of STAMPS.

To any Person who shall bring Vellum, Parchment, or Paper to the Stamp Office in Dublin, to be stamped with the above Duties, or any of them (all Duties payable in respect of the Entry of any Matter excepted), or who shall buy any stamped Vellum, Parchment, or Paper at the said Stamp Office impressed with such Duties, or any of them, the Duties whereof respectively shall amount to Twenty Pounds or upwards, an Allowance after the Rate of One Pound and Ten Shillings for every One hundred Pounds, upon prompt Payment of the said Duty upon such Vellum, Parchment, or Paper, so brought or stamped.

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