Now, therefore, in pursuance of the Power now vested in me as one of Her Majesty's Principal Secretaries of State as aforesaid, I do hereby, by this Provisional Order under my hand, direct as follows:—

That from and after the passing of any Act of Parliament confirming this present Order—

1.—The Local Board of Health for the Borough of Dorchester, in the County of Dorset, shall have power and authority to borrow or to reborrow for the execution and completion of the aforesaid works within such District, and on mortgage of the rates leviable by them under the Public Health Act, 1848, and Local Government Act, 1858, a sum or sums not exceeding in the whole an amount of Two thousand five hundred pounds beyond one year's assessable value of the premises assessable under such Acts within the aforesaid District, to be repaid, with interest thereon, within a period of fifty years from the date of the borrowing thereof.

Given under my Hand this Fifteenth day of June 1860.

(Signed) G. C. Lewis.

CAP. CXIX.

An Act to amend the Law relating to Weights and Measures in *Ireland*.

[28th *August* 1860.]

'WHEREAS it is expedient to amend the Laws relating to Weights and Measures in *Ireland*:' 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 by the Authority of the same, as follows:

Short Title.

I. This Act may for all Purposes be cited as "The Weights and Measures (*Ireland*) Act, 1860."

Interpretation of Terms.

II. In the Construction and for the Purposes of this Act, if not inconsistent with the Context or Subject Matter, the following Expressions shall have the Meanings herein-after assigned to them; (that is to say,)

"Lord Lieutenant" shall mean the Chief Governor or Governors of *Ireland* for the Time being;

"County" shall include Riding, and also any County of a City or County of a Town in *Ireland*, and the Two Constabulary Districts of the County of *Galway* shall respectively be deemed and taken to be Counties for the Purposes of this Act;

"Borough" shall mean any Borough or Town Corporate in *Ireland*;

"Assizes" shall include Presenting Term;

"Treasurer" shall include the Finance Committee and the Secretary of the Grand Jury for the County of *Dublin*.

So much of 5 & 6 W. 4. c. 63. s. 9. as requires Grand Juries to appoint Inspectors of Weights, &c. repealed.

III. So much of Section Nineteen of the Act of the Fifth and Sixth Years of King *William* the Fourth, Chapter Sixty-three, as requires Grand Juries in *Ireland* to appoint Inspectors of Weights and Measures, shall be and the same is hereby repealed; and from and after the passing of this Act no such Inspectors heretofore appointed by Grand Juries under the Provisions of the said Act shall exercise any of the Duties imposed on them as Inspectors of Weights and Measures.

Sect. 18. of 14 & 15 Vict. c. 92. repealed.

IV. The Eighteenth Section of "The Summary Jurisdiction (*Ireland*) Act, 1851," shall be and the same is hereby repealed: Provided always, that nothing herein contained shall extend to alter or affect in any Manner the Appointment of any Head or other Constable in any Petty Sessions District in *Ireland* who shall have been selected, under the Provisions of the said Act, by the County Inspector of Constabulary, with the Approval of the Justices for that Purpose, an *ex officio* Inspector of Weights and Measures within such District.

V. Such

Certain Head and other Constables to be ex officio Inspectors of Weights and Measures.

V. Such Head or other Constables in each Petty Sessions District in *Ireland* as shall have been selected under the Provisions of the said last-mentioned Act, or shall be selected under this Act, by the County Inspector of Constabulary, with the Approval of the Justices for that Purpose, shall be *ex officio* Inspectors of Weights and Measures within such District, and shall possess and exercise all the Powers and Authorities, and be subject to the like Penalties for any Neglect or Offence in the Discharge of such Duties, which any Inspector of Weights and Measures heretofore possessed or exercised or had been liable to under and by virtue of the said Act of the Fifth and Sixth Years of King *William* the Fourth, Chapter Sixty-three, and shall perform such Duties, under the Direction of the Justices at Petty Sessions, without Fee or Reward, and notwithstanding any Manorial Jurisdiction or Claim of Jurisdiction within such District.

As to Custody of Copies of Imperial Standard Weights and Measures.

VI. The Grand Jury of any County in *Ireland* may order and direct any Inspector of Weights and Measures heretofore appointed in such County, under the Provisions of the said last-mentioned Act, in whose Custody any Copy or Copies of the Imperial Standard Weights and Measures shall have been deposited, as therein provided, to transmit the same to such *ex-officio* Inspector of Weights and Measures or Person in such County as shall be appointed by the Inspector General of Constabulary, with the Consent and Approval of the Lord Lieutenant, to have the Custody of the same; and any such Inspector neglecting or refusing to obey such Order shall be liable to a Penalty not exceeding Ten Pounds; and in all Counties of Cities and Boroughs where no Rate is levied, and which Counties of Cities and Boroughs are liable to County Cess, the Expense incurred under this Act shall be defrayed by the respective Counties.

Grand Juries in Counties and Town Councils in Boroughs to provide Sub-Standard Weights and Measures.

VII. It shall be lawful for the Grand Jury of each County and the Town Council of each Borough in *Ireland*, and they are respectively hereby required, from Time to Time, to provide for such County and Borough respectively as many Copies in Iron or other sufficient Material of the County Copies of the Imperial Weights and Measures, and such accurate Beams and Scales, as they shall see fit, and to direct that such Copies shall be duly stamped by such Sub-Inspector of Constabulary as such Grand Jury or Town Council respectively shall appoint for that Purpose, with the Approval of the Inspector General; and the said Copies shall be called the Sub-Standard Weights and Measures; and such Grand Jury and Town Council respectively shall also provide such good and sufficient Stamps for stamping or sealing Weights and Measures used or to be used in such County or Borough respectively as they shall see fit.

Sub-Standard Weights and Measures to be deposited with Head or other Constables.

VIII. Such Sub-Standard Weights and Measures shall be deposited in the Custody of the said Head or other Constables, and shall at least once in every Year, and also at all other Times when required by the County Inspector of Constabulary of the County, or by the Justices at Petty Sessions, be compared with and corrected by the said County Copies of the Imperial Weights and Measures by the said Sub-Inspector of Constabulary so appointed as aforesaid, (subject to such Regulations as the Inspector General of Constabulary shall, with the Consent and Approval of the Lord Lieutenant, frame from Time to Time for such Purpose) and such Sub-Inspector shall adjust the same, and also affix the County or Borough Stamp thereto, and such Sub-Standard Weights and Measures so adjusted and stamped shall, until the next Comparison of the same, to be made in manner aforesaid, be considered to all Intents the same as the said County Copies of the Imperial Weights and Measures, and for all Purposes of Comparison and Verification, and for all other Purposes for which such County Copies of the Imperial Weights and Measures are required, under the Provisions of the said Act of the Fifth and Sixth Years of King *William* the Fourth, or this Act, by any Inspector of Weights and Measures.

As to Supply of Sub-Standard Weights and Measures to Sub-Inspectors.

IX. The Grand Jury in each such County and the Town Council in each such Borough shall and they are hereby required to supply such Sub-Inspector with such Copies of the Imperial Standard Weights and Measures, and such County or Borough Stamps, as the Case may be, as may be necessary for such Comparison, Correction, and Stamping, as hereinbefore mentioned.

X. Pro-

As to Weights to be used until Imperial Weights, &c. shall be supplied.

X. Provided always, That until such Copies of the County Copies of the Imperial Weights and Measures, and such County or Borough Stamps, shall have been supplied by such Grand Jury or Town Council respectively, it shall be lawful for any *ex-officio* Inspector of Weights and Measures to use, for the Purposes of this Act, any Copies of the County Copies of the Imperial Weights and Measures which shall have been provided for the Use of *ex-officio* Inspectors of Weights and Measures, and shall have been duly stamped by any Sub-Inspector, under the Provisions of "The Summary Jurisdiction (*Ireland*) Act, 1851."

Grand Jury may present for Expenses on County.

XI. It shall be lawful for the Grand Jury of any such County to present the Amount of such Expenses as shall be incurred either in procuring or transmitting such Sub-Standard Weights and Measures, or otherwise, in carrying the Provisions of the said last-mentioned Act or this Act into effect in such County, and also all such reasonable and necessary Expenses as shall be incurred by any such Sub-Inspector, Head or other Constable, in relation thereto; and such Sums so presented shall be levied off the County in like Manner as any other Sums presented by such Grand Jury.

Town Council may raise Amount of Expenses by way of Rate on Boroughs.

XII. It shall be lawful for the Town Council in any such Borough to make, assess, and levy such Rate as may be necessary for defraying the Amount of such Expenses as shall be incurred either in procuring or transmitting such accurate Beams and Scales, and such Sub-Standard Weights and Measures, or otherwise, in carrying the Provisions of the said last-mentioned Act or this Act into effect in such Borough; and also all such reasonable and necessary Expenses as shall be incurred by any such Sub-Inspector, Head or other Constable, in relation thereto; and such Rates shall be raised and levied in such Manner as any other Rates are authorized to be raised and levied within such Borough by any Act or Acts in force therein.

Judge of Assize to order Copies of Standards, &c. in Counties in Ireland when it has not been done by Grand Juries.

XIII. The Judge of Assize shall, before the Close of the Assizes which shall be held for any County in *Ireland* next after the passing of this Act, and at the First Assizes which shall be held in every succeeding Year, inquire whether One complete Set of such Copies of the Imperial Standard Weights and Measures and a sufficient Number of Sub-Standard Copies of Weights and Measures, Beams and Scales, and County Stamps has been provided in such County, and in every Case in which it shall not appear to him that One Set at least of such Copies has been so provided such Judge shall forthwith order the Treasurer of the County to provide One complete Set of such Copies of the Imperial Weights and Measures, and such Number of Sub-Standard Weights and Measures, Beams and Scales, and County Stamps, as shall appear to him to be sufficient for such County for the Purposes of this Act; and every such Order shall have the Effect of a Presentment on the County at large for such Sum as may be necessary to procure the same, and such Treasurer shall, within Three Calendar Months next after he shall receive such Order, fully execute the same, or failing so to do shall be liable to any Penalty not exceeding Twenty Pounds.

Chairman of Quarter Sessions to order Copies of Standard Weights and Measures in Boroughs within the County, in case it has not been done by Town Council.

XIV. The Chairman of Quarter Sessions for each County in *Ireland* at the Quarter Sessions of the Peace which shall be held for such County next after the Twenty-fifth Day of *March* in the Year One thousand eight hundred and sixty-one, and at such Quarter Sessions in every succeeding Year, shall inquire whether One complete Set of such Copies of the Imperial Standard Weights and Measures, and a sufficient Number of Sub-Standard Copies of Weights and Measures, Beams and Scales, and Borough Stamps, has been provided in each Borough within such County; and in every Case in which it shall not appear to him that One Set at least of such Copies has been so provided such Chairman of Quarter Sessions shall forthwith order the Town Clerk or other proper Officer of such Borough to provide One complete Set of such Copies of the Imperial Standard Weights and Measures, and also such Number of Sub-Standard Weights and Measures, Beams and Scales, and Borough Stamps as he shall think sufficient; and every such Order shall have the Effect of an Order of the Town Council of such Borough to raise such Amount by way of Rate in such Borough as may be necessary to procure a complete Set of such Copies of the Imperial Standard Weights and Measures, and also such Number of Copies of the Sub-Standard Weights and Measures, Beams and Scales, and Borough Stamps, as shall appear to such Chairman of Quarter Sessions to be sufficient, and as he shall direct; and such Town Clerk

or other proper Officer shall, within Three Calendar Months next after he shall receive such Order, fully execute the same, or failing so to do shall be liable to any Penalty not exceeding Twenty Pounds.

Imperial Standards of Weights and Measures when to be adjusted.

XV. No Copy of any of the Imperial Standards of Weights shall be deemed legal, or used for the Purpose of enforcing the Provisions of this Act or the Act passed in the Session holden in the Fifth and Sixth Years of the Reign of King *William* the Fourth, Chapter Sixty-three, unless the same have been compared or re-verified by the Comptroller General, or some other Officer of the Exchequer duly authorized, within Five Years before the Time when it is so used; and no Model or Copy of any of the Imperial Standards of Measures shall be deemed legal, or used for the Purposes aforesaid, unless it have been compared or re-verified as aforesaid within Ten Years before the Time when it is so used, or unless such Model or Copy have been compared by the Sub-Inspector so appointed as aforesaid, in the County in which it is used, in the Presence of One Justice of the Peace, with a Model or Copy of the Imperial Standard of Weight duly compared and verified at the Exchequer within Five Years of its being so used, and found on such Comparison by such Inspector to be correct, or with a Model or Copy of the Imperial Standard of Measure duly compared and verified at the Exchequer within Ten Years of its being so used, and found on such Comparison by such Inspector to be correct; and the Expenses incurred in and about such Comparison or Re-verification of any such Model or Copy of any Imperial Standard of Weight or Measure shall in all Cases be paid in the same Manner, and out of the same Funds, as is provided for the procuring of such Models and Copies under the Provisions of this Act.

Power to Inspectors to inspect Beams, Scales, &c. in possession of Persons selling in the public Streets.

XVI. It shall be lawful for every *ex officio* Inspector of Weights and Measures, at all reasonable Times, to inspect all Beams, Scales, and Balances, and Weights and Measures, in the Possession of any Person selling, offering, or exposing for Sale any Goods on any open Ground, or in any public Street, Lane, Thoroughfare, or other open Place; and if upon such Inspection or Examination any such Beams, Scales, or Balances, or Weights or Measures, shall be found light or unjust, or otherwise contrary to the Provisions of this Act or the said Act passed in the Fifth and Sixth Years of King *William* the Fourth, or if any Fraud be wilfully committed in the using thereof, the same shall be liable to be seized and forfeited, and the Person or Persons using or having in his or her Possession any such false or unjust Beams, Scales, or Balances, or light or unjust Weights or Measures, shall be liable to any Penalty not exceeding Five Pounds, as shall be adjudged by any Justice or Justices before whom any such Conviction shall take place.

Power to destroy false Weights and Measures.

XVII. Every light or unjust Weight or Measure used by any Person for the Sale of any Article or in the Possession of any Person, shall, on being discovered by any such Head or other Constable as aforesaid, be seized by him, and upon the Conviction of the Person so using or possessing the same shall be forfeited and forthwith destroyed.

Penalty for certain Offences against Provisions of this Act.

XVIII. Any Person who shall stamp any Weight or Measure with the County or Borough Stamp which shall not have been duly and properly compared and adjusted as herein-before mentioned, or shall use the County Sub-Standard Weights and Measures for any Purpose other than that authorized by the said Act of the Fifth and Sixth Years of King *William* the Fourth, Chapter Sixty-three, or this Act, shall, upon being convicted thereof, forfeit and pay any Sum not exceeding Five Pounds as shall be adjudged by any Justice or Justices before whom any such Conviction shall take place.

Penalty for making and selling false Beams and Scales or Weights and Measures.

XIX. Any Person who shall wilfully or knowingly make or sell, or cause to be made or sold, any false or unjust Beam, Scale, or Balance, or any light or unjust Weight or Measure shall, upon being convicted thereof, forfeit and pay any Sum not exceeding Ten Pounds, as shall be adjudged by any Justice or Justices before whom any such Conviction shall take place.

Inspectors authorized to stamp Measures although made

XX. 'And whereas since the passing of the said Act of the Fifth and Sixth Years of 'King *William* the Fourth, Measures for Liquids have been constructed with a small 'Window or transparent Part, through which the Contents, whether to the Brim or to

partly of Glass, &c.

'any other Index thereof, may be seen without Impediment, and the Use of such Measures 'by Publicans and others in the Retail of Malt Liquors and Spirits, and other exciseable 'Liquids, would be attended with Advantage both to the Purchaser and Seller:' Be it therefore enacted, That Measures for such Liquids, which shall correspond in Capacity with the Sub-Standard Measures herein-before mentioned, or Parts or Multiples thereof, although such Measures may be made partly of Copper or other Metal, and partly of Glass or other transparent Medium, may be examined, compared, and stamped by all *ex officio* Inspectors of Weights and Measures, anything in the said recited Act to the contrary notwithstanding: That Measures for such Liquids, the Capacity of which shall exceed the Sub-Standard Measures, or Parts or Multiples thereof, herein-before mentioned, but which shall have the Capacity of such Sub-Standard Measures, or Parts or Multiples thereof, respectively indicated by a level Line drawn through the Centre of the Window or transparent Part, although such Measures may be made partly of Copper or other Metal, and partly of Glass or other transparent Medium, may be examined, compared, and stamped by all such Inspectors of Weights and Measures, anything in the said recited Act to the contrary notwithstanding.

Proceedings under this Act for Recovery of Penalties, &c.

XXI. All Proceedings under this Act as to compelling the Appearance of any Witness, and as to the Hearing and Determination of any Complaints, or any other Matter relating thereto, shall be subject in all respects to "The Petty Sessions (*Ireland*) Act, 1851," as the same is amended by "The Petty Sessions Clerk (*Ireland*) Act, 1858," (when the Case shall be heard in any Petty Sessions District,) and to the Provisions of the Acts relating to the Divisional Police Offices, when the same shall be heard in the Police District of *Dublin* Metropolis, so far as the said Provisions shall be consistent with any special Provisions of this Act; and when any Fine or Penalty is imposed under the Provisions of this Act, such Fines and Penalties shall be paid over to such Purposes and applied in such Manner as is provided by "The Fines Act (*Ireland*), 1851."

Provisions of 5 & 6 W. 4. c. 63. (save such Parts as are hereby repealed) incorporated in this Act.

XXII. The several Clauses and Provisions contained in the said Act of the Fifth and Sixth Years of King *William* the Fourth, Chapter Sixty-three, which are not by this Act expressly or by necessary Implication repealed, so far as the same are applicable, and are not modified by or inconsistent with this Act, shall be incorporated with and be construed as forming Part of this Act: Provided always, that nothing herein contained shall be construed or taken to apply to any Action or Proceeding now pending or which may have been commenced before the passing of this Act.

CAP. CXX.

An Act to amend the Laws relating to the Ballots for the Militia in *England*, and to suspend the making of Lists and Ballots for the Militia of the United Kingdom. [28th *August* 1860.]

'WHEREAS it is expedient to amend the Laws relating to the Ballot for the Militia 'in *England*, and the Proceedings preparatory thereto, in the Cases where a Ballot 'may be required for supplying the Vacancies in the Militias of any Counties or Places; 'and it is also expedient to suspend for a further Period the Ballots for the Militia of the 'United Kingdom:' 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 by the Authority of the same, as follows:

General Meetings of Lieutenancy may alter the existing Subdivisions.

I. The Lieutenant of each County, Riding, and Place in *England* shall as soon as conveniently may be after the passing of this Act, when required or authorized so to do by One of Her Majesty's Principal Secretaries of State, summon a General Meeting of the Lieutenancy of such County, Riding, or Place, and such Lieutenant, together with Three or more Deputy Lieutenants, or in the Absence of the Lieutenant, or, if his Office be vacant,