ANNO QUADRAGESIMO PRIMO

GEORGII III. REGIS.

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ſtiled, *The Parliament of the United Kingdom of Great Britain and Ireland*; and that One hundred Commoners ſhould be the Number to ſit and vote on the Part of *Ireland* in the Houſe of Commons of the Parliament of the United Kingdom; and that all Queſtions touching the Election of Members to ſit on the Part of *Ireland* in the Houſe of Commons of the United Kingdom, ſhould be heard and decided in the ſame Manner as Queſtions touching ſuch Elections in *Great Britain* then were, or at any Time thereafter ſhould by Law be heard and decided; ſubject nevertheleſs to ſuch particular Regulations in reſpect of *Ireland*, as, from local Circumſtances, the Parliament of the United Kingdom might from Time to Time deem expedient: 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 paſſing of this Act, all and every the Rules, Regulations, Authorities, and Powers heretofore given or preſcribed by any Act or Acts of the Parliament of *Great Britain*, and in Force at the Time of the paſſing of the ſaid Act for the Union of *Great Britain* and *Ireland*, with reſpect to Petitions preſented to the Houſe of Commons, complaining of undue Elections or Returns of Members to ſerve in Parliament, or complaining of the Omiſſion or Inſufficiency of any ſuch Return, and with reſpect to Petitions of Perſons deſiring to oppoſe any Right of Election, or any Right of chooſing, nominating, or appointing Returning Officers, which ſhall have been deemed valid by the Determination of any Select Committee of the Houſe of Commons, and with reſpect to the Trial and Determination of all ſuch Petitions by ſuch Select Committees, ſhall be in full Force and Effect with reſpect to all ſuch Petitions as ſhall or may be hereafter from Time to Time preſented to the Houſe of Commons of the Parliament of the ſaid United Kingdom, complaining of undue Elections or Returns of Members to ſerve in Parliament for any County, Stewartry, City, Borough, Cinque Port, Town, or Place, in any Part of the ſaid United Kingdom, or of the Omiſſion or Inſufficiency of any ſuch Returns, or from any Perſon or Perſons deſiring to oppoſe any ſuch Right of Election, or of chooſing, nominating, or appointing Returning Officers, in as full and ample a Manner as if the ſame Rules, Regulations, Authorities, and Powers were herein repeated, and particularly and ſpecifically enacted concerning the ſame Petitions, and the Trial and Determination thereof; except ſo far as the ſame are altered in and by this preſent Act.

All former *Britiſh* Acts, reſpecting Petitions to the Houſe of Commons, complaining of undue Elections or Returns, or of the Omiſſion or Inſufficiency of Returns, or for oppoſing the Right of Election, or the Right of chooſing returning Officers extended to ſuch Petitions to the United Parliament from any Place in the United Kingdom.

II. And be it further enacted, That no Petition complaining of an undue Election or Return for any County, City, Borough, Town, or Place, in that Part of the United Kingdom called *Ireland*, or of the Omiſſion or Inſufficiency of any ſuch Return, or from any Perſon or Perſons deſiring to oppoſe any Right of Election, or of chooſing, nominating, or appointing Returning Officers, in or for any ſuch County, City, Borough, Town, or Place, ſhall be proceeded upon by the Houſe of Commons, unleſs the ſame ſhall, in Addition to the Matters and Things required by any Act or Acts now in Force, alſo ſtate the Day on which the Poll cloſed, (if any ſuch Poll took place), and alſo the Day on which the Sheriff or other Returning Officer made his Return, or being required ſo to do, refuſed or neglected to make ſuch Return; nor unleſs the ſame Petition ſhall alſo ſtate all and every the ſeveral Matters and Things of

Petitions for Places in *Ireland* ſhall ſtate all the Circumſtances to which the Petitioners intend to examine Witneſſes.

and concerning which the Petitioner or Petitioners preſenting the ſame is or are deſirous of complaining, and to which he or they purpoſe or intend to call and examine Witneſſes; and that no Witneſs or Witneſſes ſhall be called or examined by or on the Behalf of ſuch Petitioner or Petitioners, either by or before the Select Committee of the Houſe of Commons, to be choſen for the Trial and Determination of the Merits of ſuch Petitions, or by or before the Commiſſioners to be choſen and appointed in *Ireland* in Manner herein-after mentioned, to any Matter or Thing not contained or ſet forth in ſuch Petitions.

Chairman of the Select Committee on any *Iriſh* Election may, on Requeſt of either Party by Warrant, require the Clerk of the Crown in *Ireland* to appoint Commiſſioners to examine Witneſſes, &c. in *Ireland*, and the ſaid Committee ſhall thereupon be diſſolved.

III. And, for the avoiding the Inconvenience and Expence which may in certain Caſes ariſe by reaſon of Witneſſes being brought from *Ireland*, to be perſonally examined before Committees of the Houſe of Commons; be it enacted, That whenever a Select Committee of the Houſe of Commons ſhall at any Time hereafter be appointed for the Trial and Determination of any Petition, complaining of an undue Election or Return of Members to ſerve in Parliament for any County, City, Borough, Town, or Place, in that Part of the United Kingdom called *Ireland*, or complaining of the Omiſſion or Inſufficiency of any ſuch Return, or from any Perſon or Perſons deſiring to oppoſe any Right of Election, or any Right of chooſing a Returning Officer or Returning Officers, in or for ſuch County, City, Borough, Town, or Place, it ſhall and may be lawful to and for the Chairman of the ſaid Select Committee, and he is hereby required, upon the Requeſt and at the Deſire, either of any Petitioner or Party ſigning ſuch Petition, or of the Sitting Member, or of the Returning Officer if complained againſt, or of any other Party petitioned againſt, or whoſe Right to be elected or returned may be affected by the Determination of the ſaid Select Committee, in the firſt Inſtance, and before the ſaid Select Committee ſhall proceed to enquire into or decide upon the Merits of the ſaid Petition, to iſſue a Warrant under the Hand and Seal of him the ſaid Chairman, directed to the Clerk of the Crown in *Ireland*, or his Deputy, ordering and requiring him to nominate and appoint Commiſſioners, in ſuch Manner as is herein-after directed, for the Purpoſe of trying and examining all or any of the Allegations, Matters, and Things mentioned and contained in the ſaid Petition; and which Warrant ſhall be in the following Form; (*videlicet*),

'*To the Clerk of the Crown in* Ireland, *or his Deputy:*

'BY virtue of the Powers in me veſted, by an Act paſſed in the Forty-
'firſt Year of the Reign of His Majeſty King *George* the Third, in-
'tituled, *An Act* [*here ſet forth the Title of this Act*] I
'Chairman of the Select Committee of the Houſe of
'Commons, appointed to try the Merits of a Petition from [*here ſet
'forth the Name or Names of the Petitioner or Petitioners, and of the Place
'to which the Petition relates*] Do hereby authorize and require you, or
'One of you, forthwith to proceed to nominate and appoint Commiſſion-
'ers for the Purpoſe of trying and examining all the Allegations, Matters,
'and Things mentioned and contained in the ſaid Petition [*or otherwiſe
'ſtate the particular Matters and Things which are to be tried and examined
'by the ſaid Commiſſioners, and ſay*, being Part of the Allegations, Matters,
'and

'and Things mentioned and contained in the ſaid Petition] in ſuch 'Manner and Form as in the ſaid Act is particularly mentioned and di- 'rected. Given under my Hand and Seal at *Weſtminſter*, this 'Day of .'

And the ſaid Chairman ſhall annex or cauſe to be annexed to his ſaid Warrant, a true Copy of the Petition which ſhall have been referred to the ſaid Select Committee; and the ſaid Warrant ſhall be conveyed to the ſaid Clerk of the Crown in *Ireland*, or his Deputy, in the Method uſed in conveying Writs; and immediately upon the granting of ſuch Warrant, the ſaid Chairman ſhall report the Proceedings of the ſaid Committee to the Houſe, and thereupon the ſaid Select Committee ſhall be diſſolved, and ſhall not proceed any further on the Trial or Determination of the Petition in queſtion: Provided always, That if none of the Parties intereſted as aforeſaid, ſhall require the Chairman of the ſaid Select Committee to iſſue ſuch Warrant, then and in ſuch Caſe the ſaid Select Committee ſhall proceed to try the Merits of the ſaid Petition in the ſame Manner as controverted Elections are tried for that Part of the United Kingdom called *Great Britain*.

Members of Select Committee, where only ſuch Warrant is iſſued, ſhall not be excuſed from ſerving on another Committee in that Seſſion.

IV. Provided alſo, and be it further enacted, That in caſe no other or further Proceedings or Buſineſs ſhall be had or done by or before ſuch Select Committee, than the iſſuing of a Warrant for the Purpoſes aforeſaid by the Chairman of the ſaid Committee in Manner aforeſaid, no Member of ſuch Select Committee ſhall be deemed to have ſerved on the ſaid Committee, ſo as to be excuſed from ſerving again on any other Select Committee to be choſen in the ſame Seſſion for the Trial of any Petition reſpecting the Matters and Things aforeſaid, or any of them.

In what Caſe the Speaker may iſſue a Warrant to elect ſuch Commiſſioners.

V. Provided alſo, and be it further enacted, That if within Fourteen Days after the preſenting any ſuch Petition to the Houſe of Commons, complaining of an undue Election or Return for any County, City, Borough, Town, or Place, in that Part of the United Kingdom called *Ireland*, or of the Omiſſion or Inſufficiency of any ſuch Return, or from any Perſon or Perſons deſiring to oppoſe any Right of Election, or of chooſing, nominating, or appointing Returning Officers in or for any ſuch County, City, Borough, Town, or Place, either of the Parties petitioning or petitioned againſt, or whoſe Right to be elected or returned may be affected by the Trial of the ſaid Petition, ſhall apply to the ſaid Houſe, praying that the Speaker of the ſaid Houſe may iſſue his Warrant to the ſaid Clerk of the Crown or his Deputy, for the Purpoſe of appointing Commiſſioners as aforeſaid, it ſhall and may be lawful for the ſaid Speaker, with the Leave of the ſaid Houſe, and he is hereby authorized and required to iſſue ſuch Warrant accordingly for that Purpoſe, in ſuch Manner and Form as to him ſhall ſeem requiſite; and that thereupon all ſuch further and other Proceedings ſhall be had, as are herein-before and herein-after directed and appointed, in caſe of a Warrant being iſſued by the Chairman of any Select Committee; and that ſuch Application to the Houſe ſhall be deemed a Proceeding on the ſaid Petition, within the true Intent and Meaning of the Statutes now in Force for the regulating the Trial of controverted Elections or Returns of Members to ſerve in Parliament, or any of them.

VI. And

VI. And be it further enacted, That the ſaid Clerk of the Crown in *Ireland*, or his Deputy, ſhall, immediately upon the Receipt of the Warrant of the Speaker of the Houſe of Commons, or of the Chairman of the ſaid Committee, as the Caſe may be, indorſe on the ſame the Day and Hour when the ſaid Warrant was received by him, and ſhall, in the next Number of the *Dublin Gazette* which ſhall be publiſhed after the Receipt of the ſaid Warrant, give Notice that he will, at the Crown Office in the City of *Dublin*, at the Hour of One of the Clock in the Afternoon of a certain Day to be by him named in ſuch Notice (ſuch Day not being leſs than Three Days nor more than Seven Days diſtant from the Time of inſerting ſuch Notice) proceed to appoint ſuch Commiſſioners for the Purpoſes aforeſaid, in Manner and according to the Proviſions and Directions in and by this preſent Act provided and contained.

Clerk of the Crown in *Ireland* ſhall give Notice of the Time and Place for appointing Commiſſioners.

VII. And be it further enacted, That at the Day and Place ſo appointed, in the Preſence of the ſaid Clerk of the Crown or his Deputy, and alſo in the Preſence of the Petitioners, their Counſel or Agents, and of the Sitting Members, their Counſel or Agents, and alſo in the Preſence of all Parties before the Houſe on diſtinct Intereſts, or complaining or complained of on different Grounds, or whoſe Right to be elected or returned may be affected by the Determination of any Select Committee on the Petition in Queſtion, or their ſeveral and reſpective Counſel or Agents, (or in the Preſence of ſuch of the ſaid Parties, their Counſel or Agents, as ſhall then and there attend) the Names of Six Perſons each having an Eſtate of Freehold for his own Life, or for ſome greater Eſtate, either in Law or in Equity, for his own Uſe and Benefit, of or in Lands, Tenements, or Hereditaments, over and above what will ſatisfy and clear all Incumbrances that may affect the ſame lying or being within that Part of the United Kingdom called *Ireland*, of the Annual Value of Two hundred Pounds, and having conſented to become Commiſſioners, on being appointed in Manner herein-after mentioned, and not being nor having been at the Time of the Election in queſtion, entitled to vote for the County, City, Borough, Town, or Place reſpecting which the Election or Return complained of, or other Subject Matter of the Petition in queſtion, aroſe or happened, and not being nor having been, at the Time of the Election in queſtion, Sheriff of the County, or Returning Officer of the City, Borough, Town, or Place, in or for which the ſaid Election, Return, or other Matter of the Petition in queſtion, aroſe or happened, nor having been Counſel at ſuch Election, ſhall be delivered to the ſaid Clerk of the Crown, or his Deputy, by or on Behalf of each and every of the ſaid diſtinct Parties, or by or on Behalf of ſuch of them as ſhall then and there attend by themſelves, their Counſel, or Agents; and a Liſt of the Whole of ſuch Names ſhall forthwith be made by the ſaid Clerk of the Crown, or his Deputy, and given by him to all the ſaid Parties, their Counſel or Agents, or ſuch of them as ſhall be then and there preſent; and thereupon the ſaid Parties, their Counſel or Agents, beginning on the Part of the ſaid Petitioners, ſhall proceed alternately, or if there ſhall be more than Two Parties before the Houſe on diſtinct Intereſts, or complaining or complained of upon different Grounds, or whoſe Right to be elected or returned may be affected by the Determination of the ſaid Select Committee, the ſaid Parties, their Counſel or Agents, ſhall proceed ſucceſſively, as the Caſe may require, to ſtrike off the Name of One of the ſaid Perſons contained in the ſaid Liſt,

For appointing Four Commiſſioners, Six Perſons having 200*l. per Annum* in Lands in *Ireland*, and not being entitled to vote, nor being Sheriff, *etc.* nor Counſel at the Election, ſhall be nominated by each Party, and a Liſt being made of the Whole, the Names ſhall be reduced to Four.

Liſt, until the Number ſhall be reduced to Four, which ſaid Four Perſons ſhall, together with the Barriſter to be named and appointed in Manner herein-after mentioned, be Commiſſioners for the Purpoſe of trying and examining all ſuch Matters and Things as ſhall be mentioned and contained in the Warrant of the ſaid Speaker, or of the ſaid Chairman of the Select Committee of the Houſe of Commons, on the Petition in queſtion; for that Purpoſe directed to the ſaid Clerk of the Crown, or his Deputy, in Manner herein-before mentioned: Provided always, That if all the Parties intereſted ſhall agree to deliver, and ſhall deliver to the ſaid Clerk of the Crown, or his Deputy, a Liſt of Four Perſons ſo qualified, and conſenting as aforeſaid, ſuch Liſt being ſigned by all the ſaid Parties intereſted, ſuch Four Perſons ſhall be and become Commiſſioners for the Purpoſes aforeſaid, as if the ſaid Four Perſons had been appointed in Manner herein-before mentioned.

A Barriſter ſhall be nominated by all the Parties jointly, or in their Default, by the Clerk of the Crown (not being a Peer) or his Deputy, to be a Fifth Commiſſioner and Chairman of the Commiſſion.

VIII. And be it further enacted, That within Three Days next after the Appointment of the ſaid Four Commiſſioners, all the Parties intereſted in the ſaid Petition, who ſhall have appeared before the ſaid Clerk of the Crown or his Deputy, and ſhall have joined in appointing the ſaid Four Commiſſioners in Manner aforeſaid, ſhall alſo join in nominating and appointing ſome One Barriſter, of not leſs than Six Years ſtanding, who ſhall have been agreed upon by all the ſaid Parties, to be One other Commiſſioner for the Purpoſes aforeſaid, and to be Chairman of the ſaid Commiſſioners as herein-after mentioned, and who ſhall have conſented to be ſo nominated and appointed; which Nomination and Appointment of the ſaid Parties, and Conſent of the ſaid Barriſter, ſhall be ſignified in Writing under the Hands of all the ſaid Parties, and of the ſaid Barriſter reſpectively, and delivered to the ſaid Clerk of the Crown, or his Deputy, at the Crown Office in the ſaid City of *Dublin*, between Twelve and One of the Clock in the Afternoon on the Third Day excluſive from the Day of appointing the ſaid Four Commiſſioners in Manner aforeſaid (or in caſe ſuch Day ſhall be *Sunday*, *Good Friday*, or *Chriſtmas Day*, then between the ſame Hours on the ſucceeding Day); and in caſe ſuch Nomination and Appointment ſhall not be ſo delivered to the ſaid Clerk of the Crown, or his Deputy, within the Time aforeſaid, then the ſaid Clerk of the Crown (not being a Peer of the Realm) or his Deputy, on the Application of any of the ſaid Parties intereſted in the ſaid Petition, ſhall and may, and he is hereby required, authorized, and empowered, at One of the Clock in the Afternoon of the Fourth Day excluſive from the Day of appointing the ſaid Four Commiſſioners (or in caſe ſuch Day ſhall be *Sunday*, *Good Friday*, or *Chriſtmas Day*, then at the ſame Hour on the ſucceeding Day) at the Crown Office in the ſaid City of *Dublin*, to nominate and appoint any Barriſter of Six Years ſtanding, and conſenting as aforeſaid, to be ſuch One other Commiſſioner, and Chairman of the ſaid Commiſſioners for the Purpoſes aforeſaid.

In what Caſes returning Officers ſhall be allowed to join in nominating Commiſſioners.

IX. Provided always, and be it further enacted, That in Caſes of Petitions complaining of any Return made by a Returning Officer or Returning Officers, or of the Omiſſion of ſuch Return, if more than One ſuch Petition ſhall have been preſented to the Houſe of Commons reſpecting the ſame Return, or Omiſſion of a Return, on diſtinct Intereſts, or complaining on different Grounds, the Returning Officer or Officers, or the Perſon appearing or acting for him or them, ſhall not be entitled to deliver in any Liſt

Liſt to the ſaid Clerk of the Crown, or his Deputy, nor to join with the Petitioners in ſtriking off from the Liſt to be made by the ſaid Clerk of the Crown, or his Deputy, in Manner aforeſaid, nor to join with the ſaid Petitioners in nominating a Barriſter to be a Fifth Commiſſioner and Chairman of the ſaid Commiſſioners in Manner aforeſaid, unleſs the ſaid Returning Officer or Officers ſhall produce to the ſaid Clerk of the Crown, or his Deputy, a Certificate under the Hand of the Clerk of the Houſe of Commons, which Certificate the ſaid Clerk of the Houſe of Commons is hereby authorized and required to grant, that ſuch Returning Officer or Officers was or were permitted to ſtrike off from the Liſt of Members of the Houſe of Commons drawn by Lot, on the Appointment of the Select Committee of the ſaid Houſe for the Trial of the ſaid Petition, or that the ſaid Houſe had determined, from the Nature of the Caſe, that the ſaid Returning Officer or Officers ſhould and ought to be ſo entitled.

If neither the Petitioners nor their Counſel ſhall appear, Commiſſioners ſhall not be appointed; but the Clerk of the Crown ſhall certify to the Speaker of the Houſe of Commons that the Petition was not proceeded upon.

X. Provided always, and be it further enacted, That if within One Hour after the Time fixed in purſuance of this Act, for the Purpoſe of proceeding to the Appointment of ſuch Four Commiſſioners in Manner aforeſaid, the Petitioner or Petitioners, or ſome One or more of them who ſhall have ſigned any Petition for the Purpoſes aforeſaid, ſhall not appear before the ſaid Clerk of the Crown or his Deputy, by himſelf or themſelves, or by his or their Counſel or Agents, then and in ſuch Caſe the ſaid Clerk of the Crown or his Deputy ſhall not proceed to the Appointment of ſuch Four Commiſſioners, but ſhall forthwith make and prepare a Certificate that ſuch Petition was not proceeded upon, and ſhall tranſmit the ſaid Certificate to the ſaid Speaker of the Houſe of Commons, upon the Receipt of which Certificate the ſaid Speaker ſhall report the ſame to the Houſe; and thereupon all Orders of the ſaid Houſe, and of the ſaid Select Committee, reſpecting the ſaid Petition, ſhall be diſcharged, and ſuch Petition ſhall not be any further proceeded upon in the Manner directed by this Act, or by any other Act or Acts now in Force reſpecting the ſame; and the Petitioner or Petitioners ſo neglecting to appear, ſhall be held to have made Default in the Recognizance or Recognizances entered into by him or them on the preſenting of the Petition, in the ſame Manner as if the Petitioner or Petitioners had neglected to appear before the ſaid Houſe, or before the Select Committee appointed for the Trial of ſuch Petition.

Regulations for reducing the Liſts where no Party appears to oppoſe the Petition.

XI. And be it further enacted, That if within One Hour after the Time ſo fixed in purſuance of this Act, for proceeding to the Appointment of Commiſſioners as aforeſaid, the Sitting Member or Sitting Members, or other Party or Parties oppoſing the Petition, ſhall not appear by himſelf or themſelves, or by his or their Counſel or Agents, thereupon, for the Purpoſe of reducing the Liſt of ſuch Names as ſhall be delivered by or on Behalf of any Party or Parties appearing before the ſaid Clerk of the Crown, or his Deputy, to Four, the Place of a Party oppoſing the Petition, ſhall be ſupplied by the Clerk of the Crown or his Deputy, who ſhall, as often as it ſhall come to his Turn, as ſupplying the Place of the Party oppoſing the Petition, to ſtrike out a Name, ſtrike out that Name which then ſhall be firſt in the ſaid Liſt; and the ſame Method of reducing the ſaid Liſt to the Number of Four, ſhall be followed whenever any Party ſhall waive his Right of ſtriking off Names from the ſaid Liſt.

XII. And

As soon as the Five Commissioners shall be appointed, the Clerk of the Crown shall issue his Warrant to them to meet at the Place of Election on Penalty of 1000*l.* on a Day named, and insert a Copy of the Warrant in the next *Dublin Gazette.*

XII. And be it further enacted, That when and as soon as Five Commissioners shall be appointed in Manner aforesaid, the said Clerk of the Crown or his Deputy shall issue his Warrant to each of the Commissioners so appointed, commanding and requiring him, under the Penalty of One thousand Pounds, to repair to the City, Town, or Place in or for which the Election or Return complained of, or other Subject Matter of the Petition, arose or happened, on a Day certain, to be named in the said Warrant, and which Day shall not be less than Seven Days nor more than Fourteen Days distant from the Day on which the said Commissioners were appointed in Manner aforesaid; and in case any of the said Commissioners shall neglect or refuse to obey the Injunction of the said Warrant, he or they so neglecting or refusing shall accordingly forfeit the said Sum of One thousand Pounds; and the said Clerk of the Crown or his Deputy shall, together with such Warrant, also transmit to each of the said Commissioners a Copy of the said Warrant of the said Speaker of the House of Commons, or of the Chairman of the said Select Committee, as the Case may be, and of the Petition in question; and the said Clerk of the Crown, or his Deputy, shall also insert a Copy of his said Warrant in the next Number of the *Dublin Gazette* which shall be published after his issuing his said Warrant; and each of the said Parties by or for whom the Names in the said List shall be so struck off as aforesaid, shall pay to the said Clerk of the Crown or his Deputy, in full Satisfaction of his Trouble and Attendance in the Execution of this Act, the Sum of Ten Pounds.

Clerk of the Crown to be paid 10*l.*

At the Time and Place appointed, Commissioners shall meet and be sworn.

XIII. And be it further enacted, That on the Day and at the Place appointed, between the Hours of Ten in the Forenoon and Four in the Afternoon, the said Commissioners shall meet and open their Court, or commence their Proceedings, by appointing the said Barrister so nominated and appointed as aforesaid to be Chairman of the said Commission, and by reading the said Warrant of the said Clerk of the Crown or his Deputy to them directed, and also the Copy of the said Warrant of the said Speaker of the House of Commons, or of the Chairman of the said Select Committee, as the Case may be, directed to the said Clerk of the Crown or his Deputy, and also the Copy of the Petition annexed to the said last mentioned Warrant; and the said Commissioners shall, before further Proceeding on the Business of their said Commission, take and subscribe the following Oath; (that is to say),

Form of Oath.

'I *A. B.* do swear, That I will, without Favour, Affection, or Malice, and according to the best of my Skill and Knowledge, well and truly try and examine all such Matters and Things as shall be brought before me, by virtue of a Warrant under the Hand and Seal of the [Speaker of the House of Commons, *or*, Chairman of a Select Committee of the House of Commons, *as the Case may be*] on a Petition from [*here state the Name or Names of the Petitioner or Petitioners, and of the Place to which the Petition relates*] and that I will in all Things well and truly perform the Duty of a Commissioner appointed to try the said Matters and Things, according to the Rules, Regulations, and Directions contained in an Act passed in the Forty-first Year of the Reign of King *George* the Third, intituled [*here set forth the Title of this Act*], and that I am qualified to act as a Commissioner according to the Directions of the said Act.

'So help me GOD.'

Which Oath the ſaid Chairman of the ſaid Commiſſioners, having firſt taken and ſubſcribed the ſame in the Preſence of the Reſt of the ſaid Commiſſioners, is hereby authorized and empowered to adminiſter to the other and others of them the ſaid Commiſſioners; and if any Perſon ſhall act as a Commiſſioner in the Execution of this Act not being qualified, either by his Eſtate, or by his Degree as a Barriſter, in Manner herein-before mentioned, every ſuch Perſon ſhall for ſuch Offence forfeit and pay the Sum of One thouſand Pounds; and the ſaid Commiſſioners ſhall ſit every Day (*Sundays*, *Chriſtmas Day*, and *Good Friday* only excepted) from the Hour of Ten in the Morning till Four in the Afternoon, and ſhall never adjourn for a longer Time than Twenty-four Hours, except in caſe of the Death or continued Abſence of One or more of the ſaid Commiſſioners, as herein-after provided, unleſs *Sunday*, *Chriſtmas Day*, or *Good Friday* ſhall intervene; and in caſe of ſuch Intervention, every Meeting, Sitting, or Adjournment ſhall be within Twenty-four Hours from the Time of appointing or fixing the ſame, excluſive of ſuch *Sunday*, *Chriſtmas Day*, or *Good Friday*.

Commiſſioners ſhall ſit daily, except in certain Caſes.

XIV. And be it further enacted, That no One of the ſaid Five Commiſſioners ſhall be allowed to abſent himſelf from the ſaid daily Sittings and Meetings, except in Caſes of ſudden Accident or Neceſſity, or in the Caſe of Illneſs; and that ſuch Caſes of ſudden Accident or Neceſſity ſhall be made appear to the others of the ſaid Commiſſioners by Facts ſpecially ſtated and verified upon the Oath of the ſaid Commiſſioner ſo abſenting himſelf, and that ſuch Illneſs ſhall be certified to the others of the ſaid Commiſſioners, on the Oath of a Phyſician, which Oaths ſhall be made before One of His Majeſty's Juſtices of the Peace; and that any Commiſſioner who ſhall ſo abſent himſelf without ſuch lawful Excuſe, ſhall, for every Day on which he ſhall ſo abſent himſelf, forfeit and pay the Sum of Five hundred Pounds.

No Commiſſioner ſhall abſent himſelf, except in caſe of Accident, Neceſſity, or Illneſs, on Penalty of 500*l.* *per* Day.

XV. And be it further enacted, That the ſaid Commiſſioners ſhall never ſit until all the ſaid Five Commiſſioners are met, except in Caſes where the Abſence of a Commiſſioner is verified upon Oath as aforeſaid, and not then except with the Conſent of all Parties; and in caſe all the ſaid Commiſſioners, or ſuch Number as ſhall be ſo conſented to as aforeſaid, (the ſaid Chairman being always One) ſhall not meet within One Hour after the Time to which the Meeting of the ſaid Commiſſioners ſhall have been adjourned, a further Adjournment ſhall be made in the Manner before directed, and ſo from Time to Time until the ſaid Five Commiſſioners as aforeſaid, or ſuch Number as ſhall be ſo conſented to as aforeſaid (the ſaid Chairman being always One) are aſſembled; and that in caſe the Number of the ſaid Commiſſioners able to attend, ſhall at any Time, by Death or otherwiſe, be unavoidably reduced to leſs than Five, and ſhall ſo continue for the Space of Three Sitting Days, the remaining Commiſſioners ſhall thereupon adjourn until the new Commiſſioner to be appointed as herein-after mentioned ſhall attend; and the ſaid Clerk of the Crown or his Deputy ſhall, from Time to Time as Occaſion may require, on the Application of any Party intereſted, and in the Preſence of ſuch of the Parties as ſhall attend, and on the Production of an Affidavit made before One Juſtice of the Peace for the County, City, Town, or Place, at or within which the ſaid Commiſſioners ſhall meet, of the Death of any Commiſſioner, or of the continued Abſence of any Commiſſioner

In caſe of Abſence of any One Commiſſioner, the others ſhall adjourn; and if Commiſſioners are, by ſuch Abſence, or by Death, reduced to leſs than Five for Three ſitting Days, a new Commiſſioner ſhall be from Time to Time appointed.

for the Time aforeſaid, immediately proceed to fill up ſuch Vacancy in Manner following; (that is to ſay), in caſe the ſaid Commiſſioner ſo dying or being abſent, ſhall have been originally nominated by any One of the Parties intereſted in the ſaid Petition, then the Party by whom the ſaid Commiſſioner was ſo originally nominated, ſhall deliver to the ſaid Clerk of the Crown or his Deputy a Liſt of Three Perſons, qualified as aforeſaid, from which Liſt the other Party or Parties intereſted in the ſaid Petition, or the Clerk of the Crown or his Deputy, on Behalf of ſuch other Party or Parties, ſhall ſtrike off Two, and the remaining One ſhall be a Commiſſioner for the Purpoſes aforeſaid, in the Room or Stead of the Commiſſioner ſo dying or being abſent as aforeſaid; and in caſe the ſaid Chairman of the ſaid Commiſſioners ſhall happen to be the Commiſſioner dying or being abſent in Manner aforeſaid, then the Parties intereſted in the ſaid Petition ſhall, within Three Days, proceed to nominate and appoint One other Barriſter, of not leſs than Six Years ſtanding, to be a new Commiſſioner, and Chairman of the ſaid Commiſſioners, or in their Default, the ſaid Clerk of the Crown (not being a Peer of the Realm) or his Deputy, ſhall nominate and appoint ſuch Barriſter, in the ſame Manner and Form as is herein-before directed and appointed with reſpect to the Nomination and Appointment of the firſt or original Chairman of the ſaid Commiſſioners; and the ſaid Clerk of the Crown or his Deputy ſhall iſſue his Warrant to ſuch Commiſſioner ſo from Time to Time to be appointed, commanding and requiring him, under the Penalty of One thouſand Pounds, to repair to the Place of Meeting of the other Commiſſioners, on a Day certain, to be named in the ſaid Warrant, and which Day ſhall be not leſs than Seven Days nor more than Fourteen Days diſtant from the Day on which the ſaid Commiſſioner was appointed in Manner aforeſaid; and in caſe ſuch Commiſſioner ſhall neglect or refuſe to obey the Injunction of the ſaid Warrant, he ſhall accordingly forfeit the ſaid Sum of One thouſand Pounds; and ſuch Commiſſioner ſo from Time to Time to be appointed in the Place or Stead of any Commiſſioner dying or abſenting himſelf for the Time aforeſaid, ſhall in all Reſpects have the ſame Power, Juriſdiction, and Authority, as the Commiſſioner in whoſe Place or Stead he ſhall have been appointed in Manner aforeſaid, and ſhall proceed conjointly with the other Commiſſioners to complete the Purpoſes for which the ſaid Commiſſioners were originally appointed: Provided always, That any Number of Commiſſioners leſs than Five (the ſaid Chairman being always One) may execute all the Purpoſes of this Act, with the Conſent of all Parties intereſted, and which Conſent ſhall be ſpecially entered on the Minutes of the Proceedings of the ſaid Commiſſioners, and ſigned by the Parties, their Counſel or Agents reſpectively.

A leſs Number than Five Commiſſioners, (the Chairman being One), may proceed with Conſent of all Parties intereſted.

XVI. Provided always, and be it enacted, That if any Commiſſioner appointed by virtue of this Act ſhall be prevented from attending at the Day and Place appointed in the Warrant of the ſaid Clerk of the Crown, or his Deputy, by any ſudden Accident, Neceſſity, or Illneſs, to be verified upon Oath in Manner herein-before directed with reſpect to the Abſence of either of the ſaid Commiſſioners after proceeding on the ſaid Commiſſion, then and in ſuch Caſe a new Commiſſioner or Commiſſioners ſhall be choſen and appointed in Manner herein-before directed; and the Commiſſioner or Commiſſioners ſo prevented from attending by ſuch ſudden Accident, Neceſſity, or Illneſs, ſhall not be liable to the ſaid Penalty of

Commiſſioners ſhall not incur Penalty of 1000*l.* for Non-attendance in caſe of Accident, *etc.*

One thousand Pounds; any Thing herein contained to the contrary notwithstanding.

How the Commissioners shall proceed to try and examine the Matters referred to them.

XVII. And be it further enacted, That the Parties appearing before the said Commissioners shall in the first Place interchange with each other, Lists of the Names of all such Votes and Voters to which either of the said Parties purpose and intend to object before the said Commissioners, and shall also interchange with each other, Copies of all Particulars respecting any Right of voting, or of choosing or nominating a Returning Officer, and of all such other Matters and Things as either of the said Parties means to insist upon, or to contend for, or to object to before the said Commissioners; and that the said Commissioners, or the Clerk of the Crown, or his Deputy, previous to the first Meeting of the said Commissioners, by Warrant under his Hand and Seal, shall have Power to send for Persons, Papers, and Records; and the said Commissioners shall examine all Witnesses who shall come before them upon Oath, and shall try and examine all Matters referred to them, and shall in all Respects have the same Powers and Authorities for the trying and examining the said Matters so referred to them, as Select Committees of the House of Commons on controverted Elections now have for the trying and examining the Matters and Things referred to such Select Committees; and the said Commissioners shall appoint a Clerk to take down in Writing Minutes of all the Proceedings of them the said Commissioners, and of all such Evidence as shall be given or produced before them, in as accurate a Manner as the same can possibly be done, and shall proceed in examining all and every Witness and Witnesses who shall come before them, and in determining on the Validity of any Vote or Votes, and in the scrutinizing the Rights of any Voter or Voters, and in determining Objections to Votes or Voters, and in all other Matters and Things whatsoever referred to them, in the same Course and Manner, and according to the same Rules, as Select Committees of the House of Commons on controverted Elections ought and are empowered to proceed in like Cases; and the said Commissioners shall and may be attended by Two Counsel, and no more, on behalf of each of the Parties appearing before them, and complaining or complained of on distinct Grounds or Interests; and the Clerk appointed by the said Commissioners shall from Time to Time make or cause to be made, true Copies of the Minutes of all Proceedings before the said Commissioners, and of all such Evidence as shall be given or produced before them; and shall give One such Copy to each of the Parties interested, or his or their Agent, or to such of them as shall demand the same, on being paid for each Sheet of the said Copy, consisting of Seventy-two Words, the Sum of Sixpence; and such Commissioners shall respectively certify in Writing under their respective Hands, their Adjudication upon every Vote to which any Objection shall be made before them, declaring the said Vote to be good or bad; and within Ten Days after the Evidence before the said Commissioners shall be closed, touching the Matters and Things referred to them, the said Commissioners shall cause Two Copies of the Minutes of all their Proceedings to be made, and shall examine the same with the said Minutes, and shall sign and seal the said Copies; and shall also, under their Hands and Seals, certify the Name or Names of the Person or Persons who shall in the Opinion of the said Commissioners respectively appear to be duly elected, and also their Opinion upon all such other Matters as

shall

ſhall have been put in Iſſue before them upon the Merits of the Petition in queſtion, and ſhall tranſmit by their Clerk One of the ſaid Copies to the Clerk of the Crown, or his Deputy, at the Crown Office in *Dublin*, and the other of the ſaid Copies to the Speaker of the Houſe of Commons of the Parliament of the ſaid United Kingdom, who ſhall accordingly communicate the ſame to the ſaid Houſe; and thereupon ſuch Commiſſion ſhall be diſſolved and determined.

How Evidence rejected by Commiſſioners may be tendered and received.

XVIII. Provided always, and be it further enacted, That in caſe, at any Time in the Courſe of the ſaid Proceedings before the ſaid Commiſſioners, any of the ſaid Parties ſhall tender or offer to produce to the ſaid Commiſſioners, any Witneſs or Evidence to, of, or concerning any Matter or Thing whatſoever in Iſſue before the ſaid Commiſſioners, which Witneſs or Evidence the ſaid Commiſſioners, or a Majority of them, ſhall be of Opinion ought not to be examined, heard, or received, the ſaid Commiſſioners ſhall ſtate in Writing the Reaſons and Grounds upon which they have rejected the ſaid Evidence, and enter the ſame upon their Proceedings; and it ſhall and may be lawful to and for the Party tendering or offering to produce ſuch Witneſs or Evidence, to require of the ſaid Commiſſioners that the ſaid Witneſs or Evidence ſhall be examined, heard, and received by and before them; and the Teſtimony of ſuch Witneſs, or the Purport of ſuch Evidence, ſhall accordingly be taken down in Writing by the Clerk to the ſaid Commiſſioners, ſeparately and apart from all other Evidence before the ſaid Commiſſioners; and a Copy thereof, with a Statement of the Purpoſe to or for which the ſaid Witneſs or Evidence was produced, and by whom the ſame was produced, ſhall be ſigned and ſealed by the ſaid Commiſſioners, in the Nature of a Bill of Exceptions to Evidence, and the ſame ſhall be tranſmitted by the ſaid Commiſſioners together with all the other Proceedings before them, in Manner herein-before mentioned; and if the Select Committee of the Houſe of Commons to whom the Merits of the Petition in queſtion ſhall be afterwards referred in Manner herein-after mentioned, ſhall be of Opinion that the tendering and offering of ſuch Witneſs or Evidence was frivolous or vexatious, or that the Teſtimony of ſuch Witneſs, or the Purport of ſuch Evidence, was impertinent or irrelevant to the Matter in iſſue before the ſaid Commiſſioners, the ſaid Committee ſhall report ſuch their Opinion to the Houſe, together with their Opinion on the other Matters relating to the ſaid Petition; and the Party who ſhall before the ſaid Commiſſioners have oppoſed the examining, hearing, or receiving of ſuch Witneſs or Evidence, ſhall be entitled to recover, from the Perſon or Perſons who ſhall have produced ſuch Witneſs or Evidence, the full Coſts and Expences which ſuch Party or Parties ſhall have incurred in oppoſing the ſame, or by reaſon of the ſame being received in Manner aforeſaid; which Coſts and Expences ſhall be aſcertained and recovered in the ſame Manner and Form as are now provided by Law for the Recovery of Coſts and Expences in Caſes of frivolous or vexatious Petitions, or frivolous or vexatious Oppoſition to any Petition.

The Proceedings and Opinions of Commiſſioners ſhall be laid before a new Committee choſen by the Houſe;

XIX. And be it further enacted, That after the Copy of the ſaid Proceedings, and Certificate of the Opinions of the ſaid Commiſſioners, ſhall be received by the Speaker of the Houſe of Commons of the Parliament of the United Kingdom, a new Select Committee ſhall be appointed by the ſaid Houſe, within Seven ſitting Days, to try the Merits of the ſaid Petition, in the ſame Manner, and under the ſame Rules and Regulations in

all

all Reſpects, as all Committees on controverted Elections are and ought to be appointed; and the ſaid new Committee ſhall accordingly take the ſaid Proceedings and Opinions of the ſaid Commiſſioners into Conſideration, and ſhall proceed to try and determine the Merits of the ſaid Petition, in ſuch and the ſame Manner as Select Committees on controverted Elections are by the Laws now in Force directed to proceed, try, and determine; ſave and except that the ſaid new Committee ſhall not call for or receive any other or further Evidence, written or parole, reſpecting any Matters or Things which ſhall have been tried and examined by the ſaid Commiſſioners in Manner aforeſaid, but the ſaid new Committee ſhall determine on all ſuch Matters and Things, from the written Minutes of the Evidence and Proceedings before the ſaid Commiſſioners, and the Certificates of the ſaid Commiſſioners, ſo ſigned, ſealed, and tranſmitted as aforeſaid: Provided always, That the ſaid new Select Committee ſhall and may be at Liberty to hear Counſel as to the Effect of the ſaid Evidence and Certificates, in like Manner as they may do reſpecting any other Matter in queſtion before them; and that the ſaid Certificates of the ſaid Commiſſioners ſhall not be in anywiſe binding or concluſive upon the ſaid Committee; but that the ſaid new Select Committee may, notwithſtanding the ſame, if they ſhall ſee juſt Cauſe, depart from, vary, or reverſe the Concluſions drawn by the ſaid Commiſſioners, or overrule their ſaid Certificates upon all or any of the Matters ſo certified by them; and that the ſaid new Select Committee ſhall report their own Opinion to the Houſe upon the whole Merits of the ſaid Election, or other Matter of the ſaid Petition.

which Committee ſhall proceed to determine on the Merits of the Petition; but ſhall not receive any new Evidence as to Matters referred to the Commiſſioners;

but may hear Counſel, and ſhall report their own Opinion.

XX. And be it further enacted, That the ſaid Chairman of the ſaid Commiſſioners ſo to be appointed in Manner aforeſaid, ſhall immediately, upon the ſigning and ſealing Two Copies of the Minutes of the Proceedings before the ſaid Commiſſioners, and the Certificate of their Opinions thereon, in Manner aforeſaid, and upon producing a Certificate, under the Hands of the others of the ſaid Commiſſioners, that the ſaid Chairman duly attended during the whole Time of the Execution of the ſaid Commiſſion, and of the Amount of the Travelling Expences of ſuch Chairman, calculated as herein-after mentioned, be entitled to demand and receive the Sum of Two hundred Pounds for his Attendance upon the Execution of the ſaid Commiſſion, together with the Sum of Two Guineas for every Day which the ſaid Chairman ſhall have been, or ſhall be neceſſarily engaged in travelling from or to his uſual Place of Abode, to and from the Place of Meeting of the ſaid Commiſſioners; and alſo the Sum of One Shilling for every Mile which ſuch Chairman ſhall ſo travel, or ſhall have ſo travelled; and the Clerk to the ſaid Commiſſioners ſhall alſo, upon his tranſmitting the ſaid Copies in Manner aforeſaid, be entitled to demand and receive, and ſhall receive ſuch Sum or Sums, for his Attendance on the Execution of the ſaid Commiſſion, as the ſaid Commiſſioners, or any Three of them, ſhall, under their Hands, certify to be reaſonable, not exceeding the Amount of Twenty Shillings for each Day of his Attendance on the Execution of the ſaid Commiſſion; which ſaid ſeveral Sums ſhall be paid to the ſaid Chairman, and to the ſaid Clerk reſpectively, by the ſeveral Parties intereſted in the ſaid Petition, in equal Parts, Shares, and Proportions; and in caſe of Non-payment by either of them the ſaid Parties, the ſaid Chairman, and the

For Payment of the Chairman and Clerk of the Commiſſioners.

ſaid Clerk, or either of them, ſhall and may recover the ſame reſpectively, by Action of Debt againſt any One of the ſaid Parties, in any Court of Record within the ſaid United Kingdom, in which Action it ſhall be ſufficient for the Plaintiff to declare that the Defendant or Defendants is or are indebted to him (in the Sum mentioned in the Certificate of the ſaid Commiſſioners, to the ſaid Chairman and Clerk reſpectively) by virtue of this Act; and the ſaid reſpective Certificates of the ſaid Commiſſioners ſhall be deemed full and ſufficient Evidence in Support of ſuch Action of Debt: Provided always, That in every ſuch Action of Debt, no Eſſoign, Protection, Privilege, or Wager of Law, nor more than One Imparlance, ſhall be allowed; and the Party or Parties in whoſe Favour Judgement ſhall be given in any ſuch Action, ſhall recover his or their Coſts.

Penalties of Perjury on Perſons giving falſe Evidence.

XXI. And be it further enacted, That all and every Perſon and Perſons who ſhall wilfully give falſe Evidence, or make any falſe Oath or Affidavit before the ſaid Commiſſioners, or before any High Sheriff or Juſtice of the Peace, touching any Matter or Thing provided for by this Act, ſhall be proſecuted and indicted for the ſame; and ſuch Perſon or Perſons being convicted thereof, ſhall be ſubject and liable to the ſame Puniſhments and Diſqualifications as Perſons are ſubject and liable to for wilful and corrupt Perjury by the Laws and Statutes of this Realm; and that it ſhall and may be lawful for the ſaid Commiſſioners, and they are hereby authorized and empowered, by Warrant under their Hands and Seals directed to any One or more Conſtable or Conſtables, or to any other Perſon or Perſons ſpecially appointed by ſuch Commiſſioners, which Perſon or Perſons ſhall in ſuch Caſe have all the Powers and Privileges of Conſtables for and in the Execution of ſuch Warrant, to ſummon and require the Attendance of any Witneſs or Witneſſes, or other Perſon or Perſons before them at the Day and Place to be mentioned in the ſaid Warrant; and that all and every Perſon and Perſons ſo ſummoned or required to appear or to give Evidence, who ſhall refuſe to appear, or appearing ſhall refuſe to be ſworn or give Evidence before the ſaid Commiſſioners ſo to be appointed as aforeſaid, unleſs in Caſes of reaſonable Excuſe, to be allowed of by the ſaid Commiſſioners, ſhall and may be proſecuted and indicted for the ſame in any Court of Record in that Part of the ſaid United Kingdom called *Ireland*; and ſuch Perſon or Perſons being convicted of ſuch laſt-mentioned Offence, ſhall be ſubject and liable to ſuch Puniſhment by Fine or Impriſonment, or both, as the ſaid Court before whom ſuch Perſon or Perſons ſhall be tried and convicted, ſhall think proper to inflict.

Commiſſioners empowered by Warrant to ſummon Witneſſes, *etc.*

Witneſſes, *etc.* refuſing to appear or give Evidence, puniſhable by Indictment.

Commiſſioners may commit for Prevarication, Contempt, *&c.*

XXII. And be it further enacted, That if any Witneſs before ſuch Commiſſioner ſhall prevaricate, or ſhall otherwiſe miſbehave in giving or refuſing to give Evidence, or if any Perſon ſhall be guilty of any Contempt or Miſbehaviour whatſoever, of or towards the ſaid Commiſſioners while ſitting and acting in the Execution of their ſaid Commiſſion, the ſaid Commiſſioners are hereby empowered, by a Warrant under their Hands and Seals, and directed to the Gaoler of the Common Gaol of the County or Place in which the ſaid Commiſſioners ſhall ſit, to commit ſuch Perſon (not being a Peer of the Realm or a Lord of Parliament) to the Cuſtody of the ſaid Gaoler, without Bail or Mainprize, for any Time not exceeding Six Calendar Months.

XXIII. And

XXIII. And whereas it was in and by the said Act for the Union of *Great Britain* and *Ireland*, among other Things provided and enacted, That the Qualifications in respect of Property, of the Members elected on the Part of *Ireland*, to sit in the House of Commons of the United Kingdom, should be respectively the same as were then provided by Law in the Cases of Elections for Counties and Cities and Boroughs respectively, in that Part of *Great Britain* called *England*, unless any other Provision should thereafter be made in that Respect by Act of Parliament of the United Kingdom: And whereas, by an Act passed in the Ninth Year of the Reign of Her late Majesty Queen *Anne*, intituled, *An Act for securing the Freedom of Parliament, by the farther qualifying the Members to sit in the House of Commons*, it was amongst other Things enacted, That no Person should be capable to sit or vote as a Member of the House of Commons for any County, City, Borough, or Cinque Port, within that Part of *Great Britain* called *England*, the Dominion of *Wales*, and Town of *Berwick upon Tweed*, who should not have an Estate, Freehold or Copyhold, for his own Life, or for some greater Estate, either in Law or Equity, to and for his own Use and Benefit, of or in Lands, Tenements, and Hereditaments, over and above what would satisfy and clear all Incumbrances that might affect the same, lying or being within that Part of *Great Britain* called *England*, the Dominion of *Wales*, and Town of *Berwick upon Tweed*, of the respective Annual Value therein limited: And whereas, by an Act passed in the Thirty-third Year of the Reign of His late Majesty King *George* the Second, intituled, *An Act to enforce and render more effectual the Laws relating to the Qualification of Members to sit in the House of Commons*, it was enacted, That every Person (except as in the said Act is excepted) who should be elected a Member of the House of Commons, should at the Time and in the Manner in the said last-recited Act directed, produce and deliver in to the Clerk of the said House, at the Table of the said House, a Paper or Account signed by such Member, containing the Names of the Parishes, Townships, Precincts, and Counties, in which the Lands, Tenements, or Hereditaments lay, whereby such Member should make out his Qualification, and should also take and subscribe the Oath in the said last-recited Act mentioned and contained; be it therefore further enacted, That the said last-recited Act, and all Matters and Things therein contained, shall extend and be construed to extend to every Person (except as in the said last-recited Act is excepted) who, from and after the passing of this present Act, shall be elected a Member of the House of Commons of the Parliament of the said United Kingdom, for any County, City, Borough, Cinque Port, Town, or Place, in that Part of the said United Kingdom called *England*, or the Dominion of *Wales*, or Town of *Berwick upon Tweed*, or in that Part of the said United Kingdom called *Ireland*: And that it shall be sufficient that the Lands, Tenements, or Hereditaments, whereby such Member shall make out his Qualification in Manner by the said last-recited Act mentioned and directed, shall lie or be either within that Part of the said United Kingdom called *England*, or the Dominion of *Wales*, or Town of *Berwick upon Tweed*, or within that Part of the said United Kingdom called *Ireland*; any Thing in the said last-recited Act, or in the said Act passed in the Ninth Year of the Reign of her late Majesty Queen *Anne*, to the contrary notwithstanding: Provided always, That nothing in this Act contained shall extend, or be construed to extend, to require any such Qualification as aforesaid on the Part of

39 & 40 *Geo.* III. Cap. 67. (Article IV.)

9 *Anne* Cap. 5.

33 *Geo.* II. Cap. 20.

The latter Act extended to Members elected to the United Parliament for *England, Ireland, Wales*, or *Berwick*.

Qualification may be situate either in *England, Wales, Berwick*, or *Ireland*.

the Member to be from Time to Time elected and returned by the College of the Holy Trinity in *Dublin*; any Thing herein contained to the contrary in anywiſe notwithſtanding.

Recovery of Penalties.

XXIV. And be it further enacted, That all pecuniary Penalties in and by this Act impoſed, ſhall and may be recovered, with full Coſts of Suit, by any Perſon or Perſons who ſhall ſue for the ſame, by Action of Debt in any Court of Record in that Part of the United Kingdom called *Ireland*, in which Action it ſhall be ſufficient for the Plaintiff or Plaintiffs to declare that the Defendant or Defendants is or are indebted to him or them (to the Amount of the Penalty ſued for) by virtue of this Act; and in which Action no Eſſoign, Privilege, Protection, or Wager of Law, ſhall be allowed, nor more than One Imparlance.

Limitation of Actions.

XXV. Provided always, and be it further enacted, That every Indictment, Information, or Action, for any Offence againſt this Act, or any Forfeiture incurred under the ſame, ſhall be found, filed, or commenced within One Year after the Commiſſion of the Fact on which ſuch Indictment, Information, or Action ſhall be grounded, or within Six Months after the Concluſion of the Proceedings in the Houſe of Commons relating to the Petition on the Trial of which ſuch Fact ſhall have ariſen.

Continuance of Act as relates to controverted Elections in *Ireland*, to *May* 1, 1802.

XXVI. Provided always, and be it further enacted, That this Act, ſo far as it relates to regulating the Trial of controverted Elections or Returns of Members to ſerve in the United Parliament of *Great Britain* and *Ireland*, for that Part of the United Kingdom called *Ireland*, ſhall be and continue in force from the paſſing thereof, until the Firſt Day of *May* One thouſand eight hundred and two, and no longer.

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