ANNO QUADRAGESIMO OCTAVO

GEORGII III. REGIS.

CAP. LXXXIX.

An Act for enabling the Commissioners appointed to examine Accounts of Public Expenditure in the Barrack Office, more speedily and effectually to investigate the said Accounts. [23d *June* 1808.]

WHEREAS by an Act, passed in the Forty-seventh Year of the Reign of His present Majesty, intituled, *An Act for investing certain Commissioners appointed for the Examination of Accounts and Expenditure relating to the Office of Barrack Master General, with certain Powers and Authorities necessary for the Examination of such Accounts and Expenditure:* And whereas it is expedient to make further Provision for enabling the Commissioners appointed to examine the Accounts in the said Act mentioned, more effectually to carry into Execution the Purposes of the said Act; May it therefore please Your Majesty that it may be enacted; and 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 it shall be lawful for the said Commissioners appointed to examine the Accounts mentioned in the said recited Act, and they are hereby required from Time to Time when and as soon as the Examination of any Account shall have been compleated by them, to make up and transmit a Statement thereof to the Lords Commissioners of the Treasury, specifying all the Articles forming the Charge and Discharge of such Account, and specifying all Sums disallowed by them in such Accounts; and also all Sums which in their Opinion ought to be set Insuper in such Account upon any Persons concerned in such Account; and the Lords Commissioners of His

47 G. 3. c. 80.

Commissioners to transmit Statements of the Accounts examined to the Treasury, who shall transmit them if approved, to the Auditors of

Publick Accounts, who shall prepare the same for Declaration.

His Majesty's Treasury if they approve of the Statement of such Accounts, shall transmit the same, together with their Warrant to the Commissioners for auditing Public Accounts, to prepare the same for Declaration, which said Commissioners for auditing Public Accounts are hereby authorized to make up and prepare for Declaration such Accounts in conformity to such Statements or Warrants, without any further Examination or Investigation of such Accounts, or of any Vouchers relating thereto, unless any further Examination and Investigation of such Accounts, or of any Part thereof, or of any Vouchers relating thereto, shall appear to the said Commissioners for auditing Public Accounts to be necessary, in which Case the said last mentioned Commissioners shall report their Opinion thereon to the Lords Commissioners of His Majesty's Treasury, and proceed in such Examination and Investigation; and the said Commissioners for auditing the Public Accounts are hereby authorized and directed to cause all Sums which shall be specified as Sums which ought to be set Insuper in any such Statement as aforesaid, and which shall appear to them to be proper to be set Insuper, to be so set Insuper on the several Persons therein mentioned, or in the Warrants accompanying the same, unless upon such further Examination as aforesaid it shall not appear to them to be proper that such Sums should be so set Insuper, and to do all other Acts, Matters and Things for the Declaration of such Accounts, and for putting in Charge as Public Accountants or Sub-Accountants all Persons liable so to be put in charge upon such Accounts, in order to the securing and recovering of all Sums of Money due to His Majesty on the same, in like Manner as if the said Accounts had been examined and Statements thereof made by the said Commissioners for auditing Public Accounts.

When it appears that any Persons ought to account for Public Money or Stores, Commissioners shall transmit the Names of such Persons with their Reasons to the Treasury, who shall require Accounts to be delivered up.

II. And be it further enacted, That it shall be lawful for the said Commissioners appointed under the said recited Act, and they are hereby required whenever it shall appear to them that any Person or Persons ought to account for any Public Money or Stores that may have passed through his or their Hands, forthwith to transmit to the Lords Commissioners of the Treasury the Name or Names of every such Person or Persons, together with the Ground and Reasons for their Opinion, that it would be fit and proper that such Person or Persons should be made Public Accountants, and if the said Lords Commissioners of the Treasury should agree thereto, they the said Lords Commissioners are hereby required to issue their Warrant or Warrants, directing the said Commissioners appointed under the said recited Act, or the Commissioners for auditing the Public Accounts, to call upon and require such Person or Persons to deliver in their Accounts, regularly attested, within a reasonable Time to be limited by such Commissioners respectively, and such Person or Persons shall be compelled so to deliver in their said Accounts in like Manner as if the said Person or Persons had been returned Insuper in any Account declared before His Majesty's Chancellor of the Exchequer; and the said last mentioned Commissioners are also hereby directed to proceed to the Examination of such Accounts, and to transmit the Statements thereof to the Lords Commissioners of the Treasury, for the Purpose of having the same prepared for Declaration in the Manner herein-before directed, with respect to other Accounts.

Commissioners invested with same

III. And be it further enacted, That the Commissioners appointed to examine Accounts of Public Expenditures in the Barrack Office, shall be and

and are hereby invested with, and shall have, use, and exercise all the Powers and Authorities as to the Examination of all Accounts submitted to their Investigation respectively; and as to all Public Accountants, Sub-Accountants, and other Persons concerned in such Accounts, and as to all Matters and Things in anywise relating to such Accounts, or the Examination thereof, or to Public Accountants, Sub-Accountants, or other Persons concerned in any such Account, and shall also be subject and liable to the same Controul, Regulations, and Directions in every respect in relation to the Examination of all such Accounts, and in relation to such Public Accountants, Sub-Accountants and other Persons aforesaid, as the Commissioners for auditing the Public Accounts are invested with or now have, use, or exercise, or are subject or liable to under an Act passed in the Twenty-fifth Year of the Reign of His present Majesty, intituled, *An Act for better examining and auditing the Public Accounts of this Kingdom;* and another Act passed in the Thirty-ninth Year of the Reign of His present Majesty, intituled, *An Act for transferring to the Commissioners for auditing the Public Accounts, the Duties now performed in the Offices of the Auditors of the Land Revenue; and for directing the Mode of attesting the Accounts of the Paymaster General of His Majesty's Forces*; and another Act passed in the Forty-fifth Year of the Reign of His present Majesty, intituled, *An Act to amend an Act, made in the Twenty-fifth Year of His present Majesty, for better examining and auditing the Public Accounts of this Kingdom, and for enabling the Commissioners in certain Cases to allow of Vouchers, although not stamped according to Law*; and another Act passed in the Forty-sixth Year of the Reign of His present Majesty, intituled, *An Act for making more effectual Provision for the more speedy and regular Examination and Audit of the Public Accounts of this Kingdom*; and another Act passed in the Forty-seventh Year of His present Majesty, intituled, *An Act for more effectually charging Public Accountants with Interest upon Balances, and for other Purposes relating to the passing of Public Accounts*: Provided always, that nothing in this Act contained shall authorise such Commissioners appointed to examine Accounts of Public Expenditure in the Barrack Office to prepare or present for Declaration any Account of any Public Accountant, Sub-Accountant, or Person set Insuper, or other Person, which shall have been examined by them, and which shall have been certified by them in Manner directed by this Act.

Powers as the Commissioners for Auditing Public Accounts.

25 G. 3. c. 52.

39 G. 3. c. 83.

45 G. 3. c. 55.

46 G. 3. c. 141.

47 G. 3. c. 39.

But not to present any Account for Declaration.

IV. And be it further enacted, That this Act may be varied, altered, or repealed, by any Act or Acts to be made in this present Session of Parliament.

Act may be altered or repealed this Session.

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