

ANNO QUADRAGESIMO NONO

GEORGII III. REGIS.

CAP. LXXVIII.

An Act for raiſing the Sum of One million two hundred and fifty thouſand Pounds, by way of Annuities and Treaſury Bills for the Service of *Ireland*.

[10th *June* 1809.]

Moſt Gracious Sovereign,

WE, Your Majeſty's moſt dutiful and loyal Subjects, the Commons of the United Kingdom of *Great Britain* and *Ireland*, in Parliament aſſembled, being deſirous to raiſe the neceſſary Supplies which we have cheerfully granted to Your Majeſty in this Seſſion of Parliament, have reſolved that the Sum of One million two hundred and fifty thouſand Pounds *Iriſh* Currency, be raiſed in *Ireland* in Manner hereinafter mentioned; and do therefore moſt humbly beſeech 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 every Contributor towards raiſing the ſaid Sum of One million two hundred and fifty thouſand Pounds *Iriſh* Currency, his Heirs, Executors, Adminiſtrators, and Aſſigns, ſhall, for every Sum of One hundred Pounds *Iriſh* Currency contributed and paid, be entitled to the Principal Sum of One hundred and twenty Pounds, in Annuities after the Rate of Three Pounds Ten Shillings *per Centum per Annum*, transferrable at the Bank of *Ireland*, and the Intereſt thereon to commence from the Twenty-fifth Day of *December* One thouſand eight hundred and eight, and

Contributors for every 100l. ſhall be entitled to the Annuities herein mentioned.

to be payable at the ſaid Bank Half-yearly, on the Twenty-fourth Day of *June* and the Twenty-fifth Day of *December* in every Year; and that every ſuch Contributor ſhall likewiſe be entitled to the Sum of Nine Pounds Two Shillings and Sixpence *Iriſh* Currency in Treaſury Bills, payable in Four Years from the Twenty-fifth Day of *March* One thouſand eight hundred and nine, and bearing Intereſt at the Rate of Five Pounds *per Centum per Annum* from that Period.

Contributors to pay in their Subſcriptions in the Proportion, and within the Periods herein-after mentioned.

II. And whereas, purſuant to and upon the Terms and Conditions expreſſed in the ſaid Reſolution, ſeveral Perſons have ſubſcribed together the Whole of the ſaid Sum of One million two hundred and fifty thouſand Pounds to be raiſed in Manner aforeſaid, and have made a Depoſit of Five Pounds *per Centum* on the reſpective Sums by them ſo ſubſcribed to the ſaid Sum of One million two hundred and fifty thouſand Pounds; be it therefore enacted, That it ſhall and may be lawful for ſuch Contributors who have made ſuch Depoſits to advance and pay unto the Caſhier or Caſhiers of the Governor and Company of the Bank of *Ireland* (which Caſhier or Caſhiers is and are hereby appointed the Receiver and Receivers of ſuch Contributions, without any other Warrant to be had in that Behalf), the ſeveral Remainders of the Sums by them reſpectively ſubſcribed towards the ſaid Sum of One million two hundred and fifty thouſand Pounds, at or before the reſpective Days and Times and in the Proportions herein-after limited and appointed in that Behalf; (that is to ſay), the further Sum of Five Pounds *per Centum* on or before the Second Day of *June* One thouſand eight hundred and nine; the further Sum of Ten Pounds *per Centum* on or before the Twenty-fourth Day of *June* then next following; the further Sum of Ten Pounds *per Centum* on or before the Twenty-ſecond Day of *July* then next following; the further Sum of Ten Pounds *per Centum* on or before the Twenty-fifth Day of *Auguſt* then next following; the further Sum of Ten Pounds *per Centum* on or before the Twenty-ſeventh Day of *September* then next following; the further Sum of Ten Pounds *per Centum* on or before the Twenty-fifth Day of *October* then next following; the further Sum of Ten Pounds *per Centum* on or before the Twenty-ſecond Day of *November* then next following, the further Sum of Fifteen Pounds *per Centum* on or before the Twenty-third Day of *December* then next following; and the remaining Sum of Fifteen Pounds *per Centum* on or before the Third Day of *January* One thouſand eight hundred and ten.

Allowance to be made to Contributors paying Money in Advance.

III. And be it further enacted, That every Contributor, paying in the whole of the Sums by them reſpectively ſubſcribed in reſpect of the ſaid Sum of One million two hundred and fifty thouſand Pounds to be contributed as aforeſaid, at any Time on or before the Twenty-ſecond Day of *December* One thouſand eight hundred and nine, ſhall be entitled to an Allowance of ſo much Money as the Intereſt of each Sum ſo paid in Advance for completing his, her, or their Contribution reſpectively ſhall amount unto, after the Rate of Three Pounds Ten Shillings *per Centum per Annum* from the Day of completing the ſame to the Third Day of *January* One thouſand eight hundred and ten, which Allowance is to be paid by the ſaid Caſhier or Caſhiers out of the Monies to be contributed in purſuance of this Act, as ſoon as ſuch reſpective Contributors, their Executors, Adminiſtrators, and Aſſigns, ſhall have completed ſuch Payments.

IV. And be it further enacted, That the ſaid ſeveral Subſcribers or Contributors, their Executors, Adminiſtrators, or Aſſigns, ſhall, for every One hundred Pounds, by him, her, or them reſpectively advanced and paid, be entitled to the Principal Sum of One hundred and twenty Pounds in Annuities, after the Rate of Three Pounds Ten Shillings *per Centum*, which Annuities ſhall commence from the Twenty-fifth Day of *December* One thouſand eight hundred and eight, and ſhall be payable and paid Half-yearly at the Bank of *Ireland*, by even and equal Portions, on the Twenty-fourth Day of *June* and the Twenty-fifth Day of *December* in every Year; the Firſt Payment thereon to be due on the Twenty-fourth Day of *June* One thouſand eight hundred and nine, and ſhall alſo be entitled to receive Treaſury Bills to the Amount of Nine Pounds Two Shillings and Six-pence, payable in Four Years from the Twenty-fifth Day of *March* One thouſand eight hundred and nine, bearing Intereſt at the Rate of Five Pounds *per Centum per Annum* from that Period; but the ſaid Annuities ſhall not be payable, nor ſhall the ſaid Treaſury Bills be delivered until the reſpective Subſcribers, or Contributors, their Executors, Adminiſtrators, or Aſſigns, ſhall have completed the Whole of the Sums by them ſubſcribed for the Purchaſe of the ſaid Annuities and Treaſury Bills.

Annuities to be paid Half yearly at the Days herein mentioned.

V. And be it enacted, That as ſoon as any Contributors who ſhall have ſubſcribed for any Principal Sum in Annuities transferrable at the Bank of *Ireland*, their Executors, Adminiſtrators, or Aſſigns, ſhall have completed their Payments of ſuch Part of the whole Sum payable by them reſpectively, towards the ſaid Sum of One million two hundred and fifty thouſand Pounds, as ſhall be payable in reſpect of the ſaid Annuities of Three Pounds Ten Shillings *per Centum*, the Principal Sum or Sums in the ſaid Annuities ſhall forthwith be, in the Books of the Bank of *Ireland*, placed to the Credit of the reſpective Contributors, their Executors, Adminiſtrators, and Aſſigns, completing their Payments reſpectively; and the Perſons to whoſe Credit ſuch Principal Sums ſhall be ſo placed, their reſpective Executors, Adminiſtrators, or Aſſigns, ſhall have Power to aſſign and transfer the ſame, or any Part, Share, or Proportion thereof, to any Perſon or Perſons; and the ſaid Governor and Company of the Bank of *Ireland* are hereby required, as ſoon as conveniently may be, to prepare proper Books for the Purpoſe of entering the Names of all ſuch Contributors, and placing to their Credit the Principal Sums ſo paid by them reſpectively; and that ſuch of the ſaid Contributors, their Executors, Adminiſtrators, or Aſſigns, who ſhall complete their Payments of ſuch Part of the whole Sum payable by them reſpectively, towards the ſaid Sum of One million two hundred and fifty thouſand Pounds, as ſhall be payable in reſpect of the ſaid Annuities, at any Time before the Governor and Company of the Bank of *Ireland* ſhall have prepared their Receipts, according to the Directions of this Act, ſhall be entitled to have the Sums ſo paid, forthwith placed to their Credit in the Books of the Bank of *Ireland*; and the ſaid Governor and Company are hereby required to cauſe ſuch Sums to be forthwith placed to the Credit of the Perſons entitled to the Annuities in reſpect thereof in the Books of the Bank of *Ireland* accordingly, and ſuch Entries in the ſaid Books ſhall be in lieu of the Receipts hereby directed to be given for all Sums paid in Manner aforeſaid; and ſuch Sums ſhall carry Annuities after the Rate of Three Pounds and Ten Shillings *per Centum per Annum*, redeemable by Parliament, and ſhall be taken and deemed to be Stock transferable, according to the true Intent and Meaning of this Act, until Redemption thereof.

As ſoon as Subſcriptions are completed Annuities may be transferred, &c.

VI. And

Treasury may issue Bills to be payable at the Exchequer.

VI. And be it further enacted, That it shall and may be lawful for the Lord High Treasurer of *Ireland* for the Time being, or for the Commissioners for executing the Office of Lord High Treasurer of *Ireland*, or any Three or more of them, now or for the Time being, to prepare or make and issue, or cause to be prepared or made or issued, any Number of Bills entitling the Bearer to the Sum or Sums to be respectively specified therein, not exceeding in the whole the Amount hereby authorized, and declaring such Sum or Sums to be payable, or such Bills to pass current, at the Receipt of His Majesty's Exchequer in *Ireland*, after the Twenty-fifth Day of *March* One thousand eight hundred and thirteen, which shall be expressed in such Bills respectively, and the said Bills shall be numbered in arithmetical Progression beginning with Number 1.

Deposits in Default of Payment of the whole Sum subscribed to be forfeited.

VII. And be it further enacted, That the Sum of Five Pounds *per Centum*, deposited and paid by every Subscriber towards the said Sum of One million two hundred and fifty thousand Pounds, shall remain as a Security for the due Payment of the Remainder of the Sum subscribed by him; and that in case any Subscriber, his Executors, Administrators, or Assigns, shall not pay the Residue of the Sum or Sums so subscribed at the Times and in Manner before mentioned, then and in every such Case the said Deposit shall be forfeited for the Benefit of the Publick, and all Right and Title to the Annuities and Treasury Bills depending thereon, shall be extinguished; any Thing herein contained to the contrary thereof notwithstanding.

Bank to give Receipts for Payments, which may be assigned.

VIII. And be it further enacted, That the Cashier or Cashiers of the Governor and Company of the Bank of *Ireland*, who hath or have received, or shall receive any Part of the said Contributions towards the said Sum of One million two hundred and fifty thousand Pounds, shall give a Receipt or Receipts in Writing to every such Contributor for all such Sums, and that the Receipts so to be given shall be assignable by Indorsement thereon; and shall from Time to Time pay all such Monies as soon as he or they shall receive the same, or any Part thereof, or within Five Days afterwards at the farthest, into and shall account for the same in the Exchequer of *Ireland*, according to the due Course thereof, deducting thereout such Sums as shall have been paid by him or them, in pursuance of this Act, for which Sums so paid Allowance shall be made in his or their Accounts.

Book to be kept in the Accountant General's Office for entering Contributors Names, &c.

IX. And be it further enacted, That in the Office of the Accountant General of the Governor and Company of the Bank of *Ireland* a Book or Books shall be provided and kept, in which the Names of the Contributors shall be fairly entered; which Book or Books, every Contributor, his Executors, Administrators, and Assigns, may from Time to Time, and at all seasonable Times, resort to and inspect without Fee or Reward; and the said Accountant General shall, on or before the Twenty-fourth Day of *June* One thousand eight hundred and ten, transmit an attested Duplicate, fairly written on Paper, of such Book or Books, into the Office of the Auditor of His Majesty's Exchequer of *Ireland*, there to remain for ever.

Annuities to be Personal Estate.

X. And be it further enacted, That all Persons who shall be entitled to any of the Annuities hereby granted in respect of the said Sum of One million two hundred and fifty thousand Pounds, and all Persons lawfully

claiming under them, shall be possessed thereof as of Personal Estate, which shall not be descendible to Heirs.

Annuities to be one joint Stock with the present 3l. 10s. per Cents, of Ireland.

XI. And be it further enacted, That all the Annuities aforesaid shall be added to and made one joint Stock with the present Annuities of Three Pounds Ten Shillings *per Centum* now subsisting in *Ireland*, and shall be payable and transferable at the Bank of *Ireland*, at the same Time and in the same Manner as the said present Annuities of Three Pounds Ten Shillings *per Centum* are payable and transferable; and that the said Annuities shall be free from all Taxes, Charges, and Impositions whatsoever.

Treasury Bills if not paid off by March 25, 1813, to be taken at the Exchequer in Payment of the Revenue.

XII. And be it further enacted, That in case the Treasury Bills which shall be issued in pursuance of this Act, or any of them, shall not be paid off and discharged on or before the Twenty-fifth Day of *March* One thousand eight hundred and thirteen, then the said Treasury Bills, or such of them as shall not be so paid off and discharged, shall be received and taken by and be current to any Receiver or Collector in *Ireland* of the Customs, Excise, or any Revenue, Aid, or Tax in *Ireland*, for and in Satisfaction of any Customs, Excise, or any Revenue, Aid, or Tax, then or thereafter to become due or payable to His Majesty, His Heirs and Successors, in *Ireland*, and shall be taken, pass, and be current at the Receipt of His Majesty's Exchequer in *Ireland*, from every such Receiver or Collector, for or in respect of the Customs, Excise, or any Revenue, Aid, or Tax by him collected or received at or after the said Twenty-fifth Day of *March* One thousand eight hundred and thirteen.

Interest to cease when Bills are taken by Collector.

XIII. And be it further enacted, That as soon as any of the said Treasury Bills, which shall or may be issued in pursuance of this Act, shall be received by any such Receiver or Collector, all Interest shall cease from the Day of such Receipt, and shall be no longer payable thereon, and the same when paid by such Receiver or Collector into the Receipt of His Majesty's Exchequer in *Ireland* shall be cancelled.

Application of the Money.

XIV. And be it further enacted, That it shall and may be lawful for Three or more of the Commissioners of the Treasury in *Ireland*, or the Lord High Treasurer of *Ireland* for the Time being, to issue and apply from Time to Time all such Sums of Money as shall be so paid into the Receipt of His Majesty's Exchequer of *Ireland*, by the said Cashier or Cashiers, to such Services as shall have been voted by the Commons of the United Kingdom of *Great Britain* and *Ireland*, in this present Session of Parliament.

Money to be carried to the Consolidated Fund of Ireland.

XV. And be it further enacted, That all the Monies received by the said Cashier or Cashiers of the Bank of *Ireland*, shall be paid into the Receipt of His Majesty's Exchequer at *Dublin*, and shall be carried to and form Part of the Consolidated Fund of *Ireland*.

Annuities to be payable out of the Consolidated Fund;

XVI. And be it enacted, That all the said Annuities and the Interest on the said Treasury Bills, which shall become payable in respect of the said Sum of One million two hundred and fifty thousand Pounds, shall be charged and chargeable upon and are hereby charged upon and made payable out of the Consolidated Fund of *Ireland*.

and to be paid to the Bank of Ireland.

XVII. And be it enacted, That so much Money shall from Time to Time be set apart at the Receipt of the Exchequer in *Ireland*, out of the Consolidated Fund of *Ireland*, and shall be paid to the Governor and Company of the Bank of *Ireland*, as shall be sufficient to satisfy and pay all such Annuities as shall be created by virtue of this Act, together with the Charges attending the same; and that the Interest on the said Treasury Bills shall commence from the said Twenty-fifth Day of *March* One thousand eight hundred and nine, and shall be paid to the Person or Persons entitled thereto, without any Fee or Charge, and free from all Deductions whatsoever, until such Person or Persons shall be respectively paid their Principal Money at One entire Payment; and that the said Lord High Treasurer of *Ireland*, or the said Commissioners of the Treasury, or any Three of them, for the Time being, shall have Power to discharge all such incidental Charges, as shall necessarily attend the Execution of this Act, in such Manner as to them shall seem just and reasonable.

Books to be kept for entering Transfers.

XVIII. And be it further enacted, That Books shall be constantly kept by the said Accountant General for the Time being, wherein all Assignments or Transfers of all Sums advanced or contributed towards the said Sum of One million two hundred and fifty thousand Pounds, shall be entered and registered; which Entry shall be conceived in proper Words for that Purpose, and shall be signed by the Parties making such Assignments or Transfers, or if such Parties be absent, by their respective Attorney or Attornies, thereunto lawfully authorized by Writing under his or their Hand and Seal, or Hands and Seals, to be attested by Two or more credible Witnesses; and that the several Persons to whom such Transfers shall be made, shall respectively underwrite their Acceptance thereof, and that no other Method of assigning and transferring the said Annuities, or any Part thereof, or any Interest therein, shall be good and available in Law; and that no Stamp Duties whatsoever shall be charged on any of the said Transfers.

Persons forging Receipts for Contributions or Debentures, &c. guilty of Felony.

XIX. And be it further enacted, That if any Person or Persons shall forge or counterfeit, or cause or procure to be forged or counterfeited, or shall willingly act or assist in the forging or counterfeiting any Receipt or Receipts for the Whole of or any Part or Parts of the said Contributions towards the said Sum of One million two hundred and fifty thousand Pounds, either with or without the Name or Names of any Person or Persons being inserted therein as the Contributor or Contributors thereto, or Payer or Payers thereof, or of any Part or Parts thereof, or shall alter any Number, Figure, or Word therein, or utter or publish, as true, any such false, forged, counterfeited, or altered Receipt or Receipts, with Intent to defraud the Governor and Company of the Bank of *Ireland*, or any Body Politick or Corporate, or any Person or Persons whatsoever, every such Person or Persons so forging or counterfeiting, or causing or procuring to be forged or counterfeited, or willingly acting or assisting in the forging or counterfeiting, or altering, uttering, or publishing as aforesaid, being thereof convicted in due Form of Law, shall be adjudged guilty of Felony, and shall suffer Death as a Felon without Benefit of Clergy.

Fees not to be taken, on Penalty of 20l.

XX. And be it further enacted, That no Fee, Reward, or Gratuity whatsoever, shall be demanded or taken of any of His Majesty's Subjects, for receiving and paying the said Subscription or Contribution Monies,

or any of them, or for any Receipt concerning the ſame, or for paying the ſaid Annuities, or any of them, or for any Transfer of any Sum great or ſmall, to be made in purſuance of this Act, upon Pain that any Officer or Perſon offending, by taking or demanding any ſuch Fee, Reward, or Gratuity, ſhall, for every ſuch Offence forfeit the Sum of Twenty Pounds to the Party aggrieved, with full Coſts of Suit, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majeſty's Courts of Record at *Dublin*, wherein no Eſſoign, Protection, Privilege, Wager of Law, Injunction, or Order of Reſtraint, or any more than One Imparlance, ſhall be granted or allowed.

Perſons ſued may plead the General Iſſue.

XIX. And be it further enacted, That if any Perſon or Perſons ſhall be ſued, moleſted, or proſecuted, for any Thing done by virtue or in purſuance of this Act, ſuch Perſon or Perſons ſhall and may plead the General Iſſue, and give this Act and the Special Matter in Evidence, in his, her, or their Defence or Defences; and if afterwards a Verdict ſhall paſs for the Defendant or Defendants, or the Plaintiff or Plaintiffs ſhall diſcontinue his, her, or their Action or Proſecution, or be nonſuited, or Judgement ſhall be given againſt him, her, or them, upon Demurrer or otherwiſe, then ſuch Defendant or Defendants ſhall have Treble Coſts awarded to him, her, or them, againſt any ſuch Plaintiff or Plaintiffs.

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