

ANNO QUINQUAGESIMO PRIMO

GEORGII III. REGIS.

CAP. LXXVIII.

An Act to make Proviſion in certain Caſes for the Wives and Families of Serjeants, Corporals, Drummers, and Privates, ſerving in the Militia of *Ireland*. [15th *June* 1811.]

WHEREAS it is expedient to make ſome Proviſion in the Caſes herein-after mentioned, for the Families of Serjeants, Corporals, Drummers, and Privates, ſerving in the Militia of *Ireland*, when called out into actual Service, and the Laws at preſent in force are inſufficient for that Purpoſe; 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 Commencement of this Act, an Act made in the Forty-ninth Year of His preſent Majeſty, intituled, *An Act to make Proviſion in certain Caſes for the Wives and Families of ballotted Men, Subſtitutes, and Volunteers, ſerving in the Militia of* Ireland, ſhall ſtand and be repealed, ſave ſo far as the ſame repeals any former Act of Parliament, or any Clauſe, Matter, or Thing therein; and alſo ſave as to the Payment and Allowance of any Sum or Sums of Money which ſhall have become due before the Commencement of this Act, under or by virtue of the ſaid Act, and the obtaining of the proper and neceſſary Voucher for receiving or vouching any ſuch Payment; and alſo ſave as to any Offence which ſhall or may before that Time

49 G. 3. c. 86. repealed.

Time have been committed againſt the ſaid Act, and any Proceedings to be taken for the Puniſhment of the Offender or Offenders, or the recovering or levying any Penalty for or by reaſon of any ſuch Offence.

Militia-men deſirous of obtaining Relief for their Family to make the following

II. And be it further enacted, That from and after the Firſt Day of *July* One thouſand eight hundred and eleven, whenever the Militia of any County, City, or Place in *Ireland*, is or ſhall be embodied and called out into actual Service, and any Man ſerving or enrolled therein as a Serjeant, Corporal, or Drummer, ſhall have a Family leſs able in conſequence of his Abſence to ſupport themſelves, and ſhall be deſirous of obtaining for ſuch Family any Allowance payable to them under the Rules, Regulations, and Reſtrictions in this Act expreſſed and contained, ſuch Serjeant, Corporal, Drummer, or Private, ſhall make and ſubſcribe before the Commanding Officer of the Regiment, Battalion, or Corps, for the Time being, to which he ſhall belong, a Declaration in Writing in the Form following; (that is to ſay),

Declaration:

'I *A. B.* of the Regiment of Militia, do declare, That I am a married Man [*or*, a Widower, *as the Caſe may be*], and that I have One Child, [*or*, Children, born in Wedlock, under the Age of Ten Years, whoſe Name or Names and Age or Ages reſpectively, is or are as follows; (that is to ſay), [*the Names and Ages*]; and that my Wife [*or*, my ſaid Child or Children, *or*, my Wife and my ſaid Child or Children, *as the Caſe may be*], reſides [*or*, reſide] at [*here inſert the County, and the Barony, and the Pariſh or Townland, or the City or Town, and Street or Place, as the Caſe may require, in which ſuch Family ſhall reſide*], and that my ſaid Child or Children, [*or* Wife and Child or Children, *as the Caſe may be*] by reaſon of my Abſence is [*or*, are] leſs able to procure neceſſary Support, and that I was married to my ſaid Wife [*or*, if no Wife living, to the Mother of the ſaid Children], at on the Day of in the Year

To which the Commanding Officer ſhall ſign the following Certificate.

III. And be it further enacted, That the Commanding Officer before whom ſuch Declaration ſhall be made, ſhall at the Foot of the ſaid Declaration give and ſign a Certificate in Writing in the Form following;

'I *C. D.* Colonel, [*or*, Commanding Officer, *as the Caſe may be*] of the Militia, do hereby certify, That *A. B.* a Serjeant, [Corporal, Drummer, or Private, ballotted Man, Subſtitute or Volunteer, *as the Caſe may be*] in the ſaid Militia, was called out into actual Service, and did on the Day of march from, and is now abſent on Service from the ſaid [County, Town, City, or Place, *as the Caſe may be*], and that he hath in my Preſence made a Declaration that his Family reſides at , and conſiſts of , and that by his Abſence they are rendered leſs able to ſupport themſelves: And I do certify, That the ſaid *A. B.* never deſerted from the ſaid Militia, and that the ſaid *A. B.* was enrolled on the Day of ; and that the ſaid *A. B.* was married after his Enrolment with the Conſent of his Commanding Officer according to Law, [*or*, before his Enrolment, *as the Caſe may be.*]'

Such Declaration and Certificate

IV. And be it further enacted, That every ſuch Declaration and Certificate ſhall be atteſted and counterſigned by the Adjutant of the Regi-

ment, Battalion, or Corps of Militia, to which the Militia-man making such Declaration shall belong; and such Adjutant shall carefully keep and preserve all such Declarations and Certificates, and shall also keep a Book or Register containing the Names of all the Serjeants, Corporals, Drummers, and Privates in such Regiment, Battalion, or Corps, who shall have made such Declaration, alphabetically arranged; and shall from such Declarations and Certificates so delivered to him, enter in such Book opposite to the Name of each Man, whether he is married or a Widower, and hath any and what Child or Children, with the Date of such Declaration, and the Name or Names and Age or Ages of such Child or Children respectively, at the Time of making such Declaration, and the Residence of such Wife, Child or Children, as stated in such Declaration. shall be attested by the Adjutant of the Regiment, &c.

V. And be it further enacted, That whenever such Declaration and Certificate shall have been made in the Manner and Form herein-before contained and set forth, then and in such Case the Family of every such Militia-man who shall have made such Declaration, (the Requisites hereinafter mentioned being first duly performed), shall be entitled to and shall receive during his Absence on actual Service the Monthly Allowances here following; (that is to say), after the Rate of Four *British* Shillings in every Calendar Month for every Child born in Wedlock, and under the Age of Ten Years, not exceeding the Numbers herein-after mentioned respectively; and of Eight *British* Shillings in every Calendar Month for the Wife of such Man if he shall be a ballotted Man, and Four *British* Shillings in every Calendar Month for the Wife of any such Man who shall not be a ballotted Man; the said Allowance to the Wife in either of the said Cases to be paid whether such Man shall or shall not have any Child or Children, provided she does not follow the Regiment. Rates of Allowances to be made to such Families.

VI. Provided always, and be it enacted, That the Wife of any Militia-man so called out on actual Service shall not be entitled to the aforesaid Allowance for each Child for more than Two Children; and in case there shall be no Wife of such Militia-man living, the Allowance to the Children of such Militia-man shall not extend to more than Four Children in the Whole. Limitation as to Children.

VII. Provided always, and be it further enacted, That no Allowance under this Act shall be given or ordered to be given to the Family of any Man who shall be enrolled at any Time after the passing of this Act in the said Militia of *Ireland* as a Substitute, hired Man, or Volunteer; and that all such Allowances shall, from and after the passing of this Act, be confined to the Families of such ballotted Men, Substitutes, and Volunteers, as are now serving in the Militia of *Ireland*, and to the Families of such ballotted Men only as shall hereafter be enrolled in the said Militia. Substitutes' Families not entitled to Allowances.

VIII. Provided also, and be it further enacted, That no Allowance under this Act shall be given or ordered to be given to the Family of any Substitute or Volunteer who shall be married at the Time of the passing of this Act, and who hath married while in actual Service, and after the passing of an Act made in the Forty-third Year of His present Majesty's Reign, intituled, *An Act to make Provision in certain Cases for the Wives and Families of ballotted Men, Substitutes, and Volunteers, serving in the Militia of* Ireland; nor to the Family of any Man now in the Militia of *Ireland*, Further Restrictions as to Allowances.

Ireland, who ſhall marry at any Time after the paſſing of this Act; nor to the Family of any ballotted Man who ſhall hereafter be enrolled in the ſaid Militia of *Ireland*, and ſhall marry after ſuch Enrolment, unleſs every ſuch Marriage reſpectively ſhall have taken place, or ſhall take place, with the Conſent of the Colonel or Commanding Officer, being a Field Officer, of the Regiment, Battalion, or Corps to which ſuch Man ſhall belong; and that ſuch Conſent ſhall have been certified under the Hand of ſuch Colonel or other Commanding Officer, being a Field Officer; and no Certificate as required by this Act ſhall be granted by any ſuch Commanding Officer for the Purpoſe of entitling the Family of any Militia-man to any Allowance under this Act in Caſes where ſuch Militia-man ſhall have ſo married while on actual Service without ſuch Conſent firſt had and obtained as aforeſaid.

Juſtices to enquire into the Circumſtances of the Family of the Militia-man, and indorſe his Opinion on the Certificate.

IX. And be it further enacted, That it ſhall and may be lawful for the neareſt reſident Juſtice of the Peace acting in and for the Barony, or Half Barony, City, Town, or Place, in which the ſaid Family ſhall reſide, on the Production of ſuch Certificate, to enquire into the Circumſtances of the Family of the Militia-man to whom ſuch Certificate ſhall have been granted, and whether they reſide in the Pariſh or Place mentioned in the Declaration of ſuch Militia-man, on the Oath of the Wife of ſuch Militia-man if there ſhall be One, and if not, then of ſuch Perſon above the Age of Eighteen, with whom ſuch Child or Children ſhall reſide, and of ſuch other Perſon or Perſons as ſuch Juſtice of the Peace ſhall think proper to examine thereupon; and if on Enquiry ſuch Juſtice of the Peace ſhall find that ſuch Family do ſo reſide, and if ſuch Juſtice ſhall be of Opinion that ſuch Family is leſs able to ſupport itſelf in conſequence of the Abſence of ſuch Militia-man, he ſhall indorſe ſuch his Opinion in Writing under his Hand, on the Back of the ſaid Certificate, with the Date of the Month and Year, and ſhall ſubjoin thereto an Order in the Form following; (that is to ſay),

Order for Payment.

'I *C. D.* do hereby certify, That I have made Enquiry on the Oath or Oaths of , and that I am ſatisfied that the Family of *A. B.* within mentioned reſides at the Place, and conſiſts of the Perſons within ſtated; and that I am a Juſtice of the Peace of the County or Diſtrict of , within which the ſaid Family ſo reſides, and that there is not to my Knowledge any other Juſtice of the Peace for the ſaid County or Diſtrict reſiding nearer to the ſaid Family: I do thereupon hereby order that the Sums allowed by Law in ſuch Caſe be paid to the ſaid Family, (that is to ſay), the Sum of on the Twenty-fourth Day of each Month, or as ſoon after as the ſame ſhall be demanded, not exceeding Fourteen Days from the ſaid Day.'

And ſuch Certificate, with the Opinion and Order of ſuch Juſtice thereon, ſhall be forthwith depoſited by the Perſon or Perſons ſeeking Benefit thereby, or ſome of them, or ſome Perſon or Perſons on their, his, or her Behalf, with the Collector of the Public Ceſs in ſuch Barony or Half Barony, or the Treaſurer of ſuch City or Town.

Every Three Months Juſtices to make freſh Enquiry into the

X. And be it further enacted, That at the Expiration of Three Calendar Months next after the Date of any ſuch Order of ſuch Juſtice, Application ſhall be made by ſuch Baronial Collector or Treaſurer, to the Juſtice who ſhall have made ſuch Order, or to ſuch other Juſtice of the Peace acting

acting in and for such Barony or Half Barony, City or Town, who shall reside nearest to the then Place of Residence of such Family, and on Production of the original Certificate aforesaid, and of the Order so first made thereon, it shall be lawful for such Justice to make a fresh Enquiry on Oath in Manner aforesaid, into the Circumstances of such Family; and if such Circumstances are not altered, such Justice shall on the Back of such original Certificate, and at the Foot of such first Order, sign his Name in Affirmance and Renewal of the same, with the Date of the Month and Year; or if it shall be made appear to such Justice that the Circumstances of such Family are any way altered, such Justice shall make a new Order for such Allowance as aforesaid, specifying the Names and Ages of each Person of such Family entitled to the same at the Time of such Order, and so after the Expiration of every Three Calendar Months a like Enquiry and Order shall from Time to Time be made, and renewed or altered by such Justice of such Barony or Half Barony, City or Town, as shall be resident nearest to the Place of Residence of such Family, so long as any such Allowance shall be claimed on Behalf of such Family.

Circumstances of the Militia-man's Family, and certify his Opinion.

XI. And be it further enacted, That every such Baronial Collector or Treasurer shall from Time to Time within Three Days after any such Order or Orders shall be made by such Justice, prepare and sign an Abstract of every such Order, and shall forthwith deliver or send such Abstract duly dated by him, to the Collector of His Majesty's Excise for the District in which the Barony, Half Barony, City, or Town shall be situate, together with such Certificate and the Order thereupon; and such Collector of Excise having compared such Abstract with such Order shall, if the same shall agree therewith, countersign such Order, and shall forthwith restore the same to such Baronial Collector or Treasurer, or to the Person by whom the same was sent, and shall then countersign and file such Abstract, and shall keep the same as a Voucher for his future Payments in Manner herein-after mentioned.

Abstracts of Orders for Relief shall be sent by the Baronial Collector to the Collector of Excise, who shall keep them as Vouchers for future Payments.

XII. And be it further enacted, That every such Baronial Collector or Treasurer, on obtaining any such Order countersigned by such Collector of Excise, shall from Time to Time pay the several Allowances mentioned in such Order to such Family, until the Expiration of Three Calendar Months next after the Date of such Order, except in the Cases herein-after mentioned.

Baronial Collector shall on obtaining such Orders countersigned pay the Allowances.

XIII. Provided always, and be it enacted, That the Allowances under and by virtue of this Act shall be claimed and paid Monthly on the Twenty-fourth Day of every Month, or on such subsequent Day as the same shall be duly demanded, being not more than Fourteen Days after such Twenty-fourth Day of each Month; and that the first Allowances under this Act shall become due on the Twenty-fourth Day of *July* One thousand eight hundred and eleven; and that no Wife of any such Militia-man, nor any other Person on Behalf of such Wife or of the Family of any such Militia-man, shall be entitled to receive at any one Time more than one Month's Allowance to such Wife and Family, under or by virtue of this Act.

Allowances when payable.

XIV. And be it further enacted, That every such Monthly Allowance to be paid under this Act by any Baronial Collector or Treasurer respectively to the Family of any Militia-man, shall be repaid quarterly to such Baronial

Allowances to be paid by Baronial Collector to be

repaid quarterly by the Collector of the Exciſe.

Baronial Collector and Treaſurer reſpectively, by the Collector of His Majeſty's Exciſe for the Diſtrict in which ſuch Barony, Half Barony, City, or Town ſhall be ſituate, out of any Public Money in his Hands, upon ſuch Baronial Collector or Treaſurer reſpectively producing and delivering to ſuch Collector of Exciſe an Account in Writing, verified by his Affidavit, of all Sums ſo paid by him, ſetting forth in alphabetical Order the Names of all Militia-men, to or for whoſe Families any ſuch Payments ſhall have been made, with the Date and Amount of each Payment, and to whom made; and the Sums ſo paid by ſuch Collector of Exciſe ſhall be allowed to him in his Accounts upon ſuch Collector of Exciſe producing ſuch Accounts ſo verified, together with the Receipts of ſuch Baronial Collector or Treaſurer at the Foot thereof reſpectively, and alſo the ſeveral other Documents by this Act required to be kept by him.

If neceſſary, Collector of Exciſe ſhall make Monthly Payments.

XV. Provided always, and be it further enacted, That if at any Time ſuch Baronial Collector or Treaſurer ſhall not have in his Hands ſufficient Money for Payment of the ſeveral Sums ſo directed to be paid by him as aforeſaid, ſuch Baronial Collector or Treaſurer ſhall and may and is hereby required from Time to Time as Occaſion ſhall require, to certify the ſame to the Collector of Exciſe for the Diſtrict; and it ſhall thereupon be lawful for ſuch Collector of Exciſe, and he is hereby authorized and required to remit or pay out of ſuch Public Monies as may be in his Hands to the ſaid Baronial Collector or Treaſurer reſpectively, at leaſt once in every Month if required, a Sum ſufficient to ſatisfy and pay the Monthly Amount of the Sums which ſhall then be payable under and by virtue of the ſeveral Abſtracts, which ſhall then be in Poſſeſſion of ſuch Collector of Exciſe under the Proviſions of this Act.

But no Payments ſhall be made in Advance.

XVI. And be it further enacted, That it ſhall not be lawful for any ſuch Collector of Exciſe to pay or remit to any ſuch Baronial Collector or Treaſurer any Sum whatſoever, in advance for or towards the Payment of any Allowances under this Act, until ſuch Collector of Exciſe ſhall have received from ſuch Baronial Collector or Treaſurer one or more Account or Accounts in Writing, ſigned and verified by an Affidavit before ſome Juſtice of the Peace by ſuch Baronial Collector or Treaſurer as aforeſaid, of the Application of each and every Sum and Sums, if any, previouſly advanced by ſuch Collector of Exciſe to ſuch Baronial Collector or Treaſurer reſpectively, ſetting forth in alphabetical Order the Names of all Militia-men to or for whoſe Families any ſuch Payments ſhall have been made by ſuch Baronial Collector or Treaſurer, together with the Date and Amount of each Payment, and to whom was made; and no Sum advanced by any Collector of Exciſe for any of the ſaid Purpoſes ſhall be allowed him, until ſuch Account ſo verified of the Application of every former Advance made by him to the ſame Perſon, ſhall be produced and delivered by ſuch Collector of Exciſe to the proper Officer or Officers whoſe Duty it ſhall be to audit or ſettle his Accounts.

Abſtract of Orders to be laid before Quarter Seſſions.

XVII. And be it further enacted, That every ſuch Baronial Collector ſhall tranſmit to the Clerk of the Peace of the County within which the Barony for which he is Collector ſhall be ſituate, and the Treaſurer of any City or Town ſhall tranſmit to the Clerk of the Peace thereof, Three Days previous to each Quarter Seſſions, an Abſtract of all Orders which he ſhall have received as aforeſaid, ſince the laſt preceding Quarter Seſſions,

to be by the ſaid Clerk of the Peace laid before the Juſtices at ſuch Seſſions; and it ſhall be lawful for the Juſtices there to ſet aſide or alter any ſuch Order of any ſuch Juſtice as aforeſaid, which upon due Enquiry in open Court upon Oath ſhall appear to have been fraudulently obtained, or not to be warranted by this Act; and in any ſuch Caſe ſuch Juſtices at ſuch Seſſions ſhall make an Order that ſuch Baronial Collector or Treaſurer ſhall bring in, or cauſe to be brought in the Order of ſuch Juſtice, and deliver the ſame to the Clerk of the Peace for ſuch County, City, or Town; and ſuch Collector or Treaſurer ſhall, within Seven Days after the Service of ſuch Order on him, bring in and deliver, or cauſe to be brought in and delivered, the ſaid Order of the ſaid Juſtice accordingly to ſuch Clerk of the Peace, who ſhall then cancel the ſaid Order, if the ſame ſhall be wholly ſet aſide, or if the ſame ſhall be altered, he ſhall write under ſame a Copy of the Order for altering the ſame, and ſhall in that Caſe reſtore the ſame to ſuch Baronial Collector or Treaſurer, who ſhall proceed thereupon, and the ſame ſhall be counterſigned in the ſame Manner in all reſpects as herein-before directed, with reſpect to any ſuch Order as aforeſaid.

Allowances to be ſtopped or leſſened according to Circumſtances.

XVIII. Provided always, and be it enacted, That if ſuch Baronial Collector or Treaſurer reſpectively ſhall have reaſon to believe, or ſhall receive Notice from the Collector of Exciſe of the Diſtrict that he has reaſon to believe that, by the Death of any of the Family of any Militia-man, or by any other Circumſtance, the Allowance to ſuch Family ought to be ſtopped or leſſened in Amount, then and in either of ſuch Caſes it ſhall be lawful for ſuch Baronial Collector or Treaſurer, and he is hereby required to ſtop or leſſen ſuch Allowance accordingly, until the Juſtice of the Peace reſiding neareſt to the Reſidence of ſuch Family as aforeſaid ſhall direct him otherwiſe by Writing under his Hand and Seal.

Family entitled to Relief only while Militia-man ſerves, &c.

XIX. Provided alſo, and be it further enacted, That no Allowance ſhall be ordered or paid under this Act, to the Wife or Family of any Perſon ſerving in the Militia for any longer Period than ſuch Perſon ſhall continue to ſerve and remain embodied in actual Service, nor in any Caſe while the Wife in reſpect of or by whom any ſuch Relief is demanded, ſhall follow the Regiment, Battalion, or Corps, in which her Huſband ſhall ſerve.

State of Families to be given to the Adjutant every Month.

XX. And be it further enacted, That every Serjeant, Corporal, Drummer, and Private, to whom ſuch Certificate ſhall have been given, ſhall on or after the Firſt and before the Sixth Day of every Month deliver or cauſe to be delivered to the Adjutant of his Regiment, or to the Perſon acting as ſuch, a Return or Account in Writing, ſubſcribed by himſelf, either with his Name or Mark, and ſtating whether ſince the obtaining ſuch Certificate or ſince his laſt Return any, and if any, then how many, and which of his Family, and of what Names and Ages reſpectively, have or hath died, or have or hath received or become entitled to any and what Maintenance, Proviſion, or Property, and to what Amount, and whether his Wife, if he be married, follows the Regiment; and every Change that ſhall have taken place in any of the ſaid reſpects in the Family of any ſuch Militia-man ſhall be noted by ſuch Adjutant in his Regiſter aforeſaid, according to ſuch Return, or according to the Truth, if the ſame ſhall have come to his Knowledge, by any other means.

XXI. And

Adjutant to make Returns monthly of the State of Families to the Collectors of Excise, &c.

XXI. And be it further enacted, That the Adjutant of every Regiment, Battalion, or Corps of the said Militia shall, within Four Days after the Sixth Day of every Month during the Time the Militia to which he shall belong shall remain embodied or in actual Service, draw out a Return for each and every Collector of Excise within whose District the Family of any Militia-man in his Regiment entitled to any of the said Allowances shall reside, and shall in every such Return set forth an alphabetical List of the Names of all the Serjeants, Corporals, Drummers, and Privates in his Regiment, whose Families are so entitled and reside within such District; and also a distinct Statement of such Promotions and Vacancies, and of such Deaths and Desertions, and other Casualties (if any) as may have occurred among such Militia-men of the said Regiment; and also of such of their Wives as may have joined the Regiment since the last Return, and of all such other Alterations as may have taken place in the Family of any of the said Militia-men, in Manner herein-before mentioned; and if no such Promotion, Vacancy, Death, or Desertion, Casualty or Alteration, shall have happened, then such Adjutant shall by such Return certify to that Effect; and every such Adjutant shall within the said Four Days enclose all the said Returns which he shall have so drawn out to the Secretary of the Commissioners of Excise in *Dublin*, who shall cause the same to be forwarded to the Collectors of Excise respectively as speedily as may be.

Who shall send Copies to the Baronial Collectors, to enter Alterations at the Foot of the Orders made by Justices.

XXII. And be it enacted, That every such Collector of Excise shall, immediately on the Receipt of any such Return, transmit to the said Secretary a written Acknowledgement of the Receipt thereof, specifying the Date thereof, and shall forthwith enter at the Foot of each Abstract so filed by him as aforesaid, all new Matters respectively, which shall be noted in such Return as aforesaid, and shall thereupon file the said Return, and send or deliver to each Baronial Collector or Treasurer in his District, a Copy of so much of the said Return as relates to his Barony or Half Barony, City, or Town respectively; and such Baronial Collector or Treasurer shall enter the new Matters therein contained at the Foot of the Orders made by Justices of Peace so kept by him respectively.

No Payment to be made until such Returns are received.

XXIII. And be it further enacted, That no Payment shall be made by any such Baronial Collector or Treasurer to the Family of any Militia-man until he shall have received from the Collector of Excise such Copy extracted from such Return as aforesaid for the preceding Month; and from and after the End of every Three Calendar Months from the Date of any Order of a Justice, or of the Justices at Sessions as aforesaid, no Payment shall be made by any such Baronial Collector or Treasurer to the Family of any Militia-man until a new Order of a Justice of the Peace as aforesaid shall have been received by such Baronial Collector or Treasurer in Manner aforesaid.

Payments to be made according to such Returns.

XXIV. And be it further enacted, That when any such Entry shall be duly made at the Foot of such Order or Abstract, or any Alteration shall be made in any such Order, then and from thenceforth such Monthly Sum and no other shall be paid and payable to the Family therein mentioned, as would have been payable to the said Family by the Provisions of this Act if an Order for Payment had been made and given by a Justice according to the Circumstances of such Family at the Time of making such Entry or Alteration.

XXV. And

XXV. And be it further enacted, That in order to recompence the said Baronial Collectors and Treasurers of Cities or Towns for the Trouble and Expence which they may severally incur by virtue of this Act, it shall be lawful for the Grand Jury of each County, City, or Town at each Assizes, and for the Grand Juries of the County of *Dublin* and County of the City of *Dublin*, at each Presenting Term, to present any Sums they shall think reasonable to be raised off the Counties at large, Counties of Cities, or Counties of Towns, to be applied and paid as such Grand Juries shall direct, to the said respective Collectors and Treasurers, over and above all Sums or Allowances to which they or any of them are or may be entitled by virtue of any other Law or Laws then in force, as a Reward for their Trouble and Expence in carrying the Provisions of this Act into Execution: Provided always, that such Grand Jury shall be satisfied by the Affidavits of such Collectors and Treasurers respectively, that such Collectors and Treasurers have duly paid the several Allowances to the Families of Militia-men in Manner directed by this Act: And provided also, that the Sum so to be presented shall not exceed Five *per Centum* on the Sums paid by such Collector or Treasurer since the last preceding Assizes or Presenting Term.

Recompence to be made to Baronial Collectors for their Trouble.

XXVI. And be it further enacted, That if any Collector of a Baronial Cess, Treasurer, Clerk of the Peace, Officer of the Peace, Collector of Excise respectively, shall wilfully neglect or refuse to carry the Provisions of this Act or any of them into Execution, and shall be thereof convicted on Presentment or Indictment at the Assizes, or if in the County or City of *Dublin*, in the Court of King's Bench, every such Person so offending shall be fined at the Discretion of the Court any Sum not exceeding Fifty Pounds.

Penalty on Baronial Collectors for Neglect of Duty;

XXVII. And be it further enacted, That if any Collector of the Baronial Cess, or Treasurer of a City or Town, shall on Demand duly made refuse or neglect to pay and satisfy any Sum or Sums of Money then payable by him to the Family of any Militia-man by virtue of this Act, every such Collector or Treasurer so refusing or neglecting to make such Payment shall for every such Neglect forfeit the Sum of Five Pounds, to be recovered upon Conviction of the said Offender before any Justice of the Peace for the County, City, or Place where the Offence shall be committed; which said Justice is hereby authorized and required upon Information exhibited or Complaint made by the Party aggrieved in that Behalf, to summon the Party accused, and to examine into the Matter of Fact; and upon Proof thereof upon the Oath of One Witness, not being the Party entitled to receive such Sum or Sums of Money, to give Judgement for such Penalty, to be levied by Distress and Sale of the Offender's Goods and Chattels, in case the same shall not be forthwith paid, by Warrant under the Hand and Seal of such Justice, causing the Overplus (if any) after deducting the Charges of such Distress and Sale to be rendered to the Party, and the Penalty so adjudged shall be paid to the Use of the Party so aggrieved as aforesaid.

And for neglecting to pay the Sums due to Militia-men's Families.

XXVIII. And be it enacted, That every such Conviction shall be in the Form here following, or in some other Form of Words of the same Import; (that is to say),

Conviction to be according to the following Form.

'BE it remembered, That *A. B.* Collector of Cess in the Barony of in the County of [*or*, Treasurer of the County of the City, or Town of , *as the Case may be*], is convicted before me *C. D.* One of the Justices of the Peace for the said County, of not having paid the Allowance on the Day of last past to the Family of , a Serjeant, [Corporal, Drummer, Private, *as the Case may be*] actually serving in the Regiment of Militia, although the same was duly demanded of him on the Day of last past. Witness my Hand and Seal this Day of in the Year .'

And every such Conviction in the said Form, or any other Form of the same Import, shall be good and sufficient in Law.

Affidavits to be made before a Justice.

XXIX. And be it enacted, That all and every Affidavits and Affidavit by this Act required to be made, taken, or produced, shall and may be made before any Justice of the Peace within his proper Jurisdiction; and that every Person who shall swear falsely in any Affidavit required or authorized by this Act to be taken, shall, on being convicted thereof, be adjudged guilty of wilful and corrupt Perjury, and be punished accordingly.

Half Barony to be deemed a Whole.

XXX. And be it enacted, That a Half Barony shall be deemed and taken to be a Barony, to all the Purposes of this Act.

Act may be altered or repealed this Session.

XXXI. And be it further enacted, That this Act may be altered, amended, or repealed by any Act or Acts to be passed in this present Session of Parliament.

Commencement of Act.

XXXII. And be it further enacted, That this Act, and all and every Clause, Matter, and Thing therein contained, shall commence and take Effect, and be in force from and after the Twenty-fourth Day of *June* One thousand eight hundred and eleven, in all Cases where no other Period is expressly stated for the Commencement of any Clause or Provision in this Act contained.

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