ANNO QUINQUAGESIMO QUARTO

GEORGII III. REGIS.

CAP. XXXII.

An Act to amend the ſeveral Acts for preventing the illicit Diſtillation of Spirits in *Ireland*.

[17th *December* 1813.]

WHEREAS by an Act made in the Forty-ſeventh Year of the Reign of His preſent Majeſty, intituled *An Act to amend an Act made in the Forty-ſixth Year of His preſent Majeſty's Reign for the regulating and ſecuring the Collection of the Duties on Spirits diſtilled in* Ireland, it is amongſt other Things enacted, that it ſhall and may be lawful for any Juſtice of the Peace in *Ireland*, upon Information upon Oath to him given, that any unlicenſed Still, or any Part of a Still, or any Appendage to a Still, or any Worm, or any Utenſil for diſtilling Spirits has been found or uſed in any Place within the Juriſdiction of the ſaid Juſtice, or that any ſuch Waſh, Pot Ale, Low Wines, or Singlings as in the ſaid Act is mentioned and deſcribed, has or have been found in any Place within the Juriſdiction of ſuch Juſtice, to examine into the Truth of the ſaid Information; and if he ſhall find Reaſon to believe that ſuch Still, or Part of a Still, or Appendage to a Still, or ſuch Worm or other Utenſil had been ſo found or uſed as the Caſe may be, or that ſuch Waſh, Pot Ale, Low Wines, or Singlings has or have been ſo found, he ſhall ſign a Notice of ſuch Information directed to, and the ſaid Notice ſhall be ſerved upon any Two Inhabitants, being Houſeholders of the Pariſh (or if ſuch Still, or Part of a Still, or Appendage to a Still, or ſuch Worm or other Utenſil ſhall be found or uſed, as the Caſe may be, or if ſuch Waſh, Pot Ale, Low Wines, or Singlings ſhall be found in any Extra-parochial Place, then ſuch Notice ſhall be directed to and ſerved on Two ſuch Inhabitants of the Townland, Manor

47 G. 3. Sess. 2. c. 17.

or Lordſhip), in which it ſhall appear by ſuch Information that the Place is ſituate where any ſuch Still, or Part of a Still, or Appendage to a Still, or ſuch Worm, or other Utenſil, ſhall have been ſo found or uſed, or any ſuch Waſh, Pot Ale, Low Wines, or Singlings ſhall have been ſo found: And whereas there are many Townlands in *Ireland* which contain but few Inhabitants being Houſeholders therein, and it is expedient to provide for the more effectual Service of the Notices required by the ſaid Act; 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,

Manner of ſerving Notices required by recited Act.

That it ſhall and may be lawful for the Perſon or Perſons who ſhall be employed to ſerve any ſuch Notice, to ſerve the ſame by leaving ſuch Notice at the Dwelling Houſe of each ſuch Inhabitant in ſuch Pariſh, Townland, Manor, or Lordſhip, with any Perſon or Perſons reſident therein above the Age of Sixteen Years; and if no Perſon ſhall appear at ſuch Houſe, on whom ſuch Notice can be ſerved, then the Perſon or Perſons who ſhall be employed to ſerve the ſame ſhall, and he or they is and are hereby required to poſt ſuch Notice on the Door of ſuch Houſe, and ſhall leave the ſame there poſted; and every ſuch Notice ſo ſerved or poſted ſhall be deemed and taken to be a good and ſufficient Notice for proceeding under the ſaid recited Acts and this Act, or any other Act for the preventing the illicit Diſtillation of Spirits in *Ireland*.

II. And whereas in and by the ſaid recited Act of the Fifty-third Year aforeſaid it is amongſt other Things enacted, That all and every the Clauſes and Proviſions in the ſaid recited Act of the Forty-ſeventh Year, and in the ſeveral other Acts in the ſaid Act of the Fifty-third Year mentioned, relating to the impoſing or levying of certain Fines in reſpect of unlicenſed Stills, or Parts of Stills, or Waſh, Pot Ale, Low Wines, or Singlings, being uſed or found in any Townland in *Ireland*, ſhould be revived and be in full Force, except ſo far as the ſame relate to the fining of any Pariſh, Manor, or Lordſhip, or any other Diſtrict than a Townland: And whereas it is expedient that all the Clauſes and Proviſions in the ſaid recited Acts ſhould be extended to Pariſhes, Manors, and Lordſhips, as well as to Townlands in *Ireland*, be it therefore enacted, That all and

Proviſions of 47 G. 3. Seſſ. 2. c. 17. 48 G. 3. c. 81. and 49 G. 3. c. 99. reſpecting levying Fines for unlicenſed Stills revived.

every the Clauſes and Proviſions, relating to the ſuing for, impoſing or levying all or any ſuch Fine or Fines on any Pariſh, Townland, Manor, or Lordſhip, which are contained in an Act made in the Forty-ſeventh Year of His preſent Majeſty, intituled *An Act to amend an Act made in the Forty-ſixth Year of His preſent Majeſty for the regulating and ſecuring the Collection of the Duties on Spirits diſtilled in* Ireland; and in an Act made in the Forty-eighth Year of His preſent Majeſty's Reign, intituled *An Act to amend the ſeveral Acts for the regulating and ſecuring the Collection of the Duty on Spirits diſtilled in* Ireland; and in an Act made in the Forty-ninth Year of His preſent Majeſty's Reign, intituled *An Act to amend the ſeveral Acts for the regulating and ſecuring the Collection of the Duties on Spirits diſtilled in* Ireland, *and for the regulating the Sale of ſuch Liquors by Retail*, ſhall be and the ſame are hereby revived and ſhall be in full Force to all Intents and Purpoſes whatſoever; and that all Proceedings whatever, had or to be had relating to or in any Manner concerning the ſuing for, impoſing, levying or applying any ſuch Fine or Fines on any Pariſh, Townland, Manor, or Lordſhip, ſhall be had and taken under and ſubject to the Rules, Regulations, and Directions contained in the ſaid ſeveral recited Acts of the

Forty-ſeventh, Forty-eighth, Forty-ninth, and Fifty-third Years aforeſaid, and this Act.

Aſſizes may fine Pariſhes for unlicenſed Stills.

III. And be it further enacted, That it ſhall and may be lawful for the Court or Judge at any Aſſizes for any County, County of a City, or County of a Town in *Ireland*, or at any Preſenting Term in the County, or County of the City of *Dublin*, to fine any Pariſh, Townland, Manor, or Lordſhip, for or in reſpect of any unlicenſed Still, or Part of a Still, or any Appendage of a Still, or any Worm, or any Utenſil for diſtilling Spirits, or any Waſh, Pot Ale, Low Wines, or Spirits which at any Time after the paſſing of the ſaid recited Act of the Fifty-third Year aforeſaid ſhall have been or ſhall be uſed or found within any Pariſh, Townland, Manor, or Lordſhip in *Ireland*, in ſuch Sum or Sums of Money or Penalty as is and are, in and by the ſaid recited Act of the Fifty-third Year aforeſaid, directed to be inflicted for or in reſpect of the ſame reſpectively, on any Townland in *Ireland*; and all and every ſuch Fine and Fines on any Pariſh, Townland, Manor, or Lordſhip ſhall be ſued for, impoſed, levied, and applied in the Manner and under and ſubject to the Rules and Regulations by this Act revived, or intended to be revived, relating to ſuch Fines as are contained in the ſaid recited Act, or any of them; any Thing in any Act or Acts to the contrary notwithſtanding.

So much of 53G 3.c.148. as directs Informations to be proceeded in before private Actions, repealed.

IV. And be it further enacted, That ſo much of the ſaid recited Act of the Fifty-third Year aforeſaid as enacts that all Informations for any Offence on account whereof any Townland ſhall be liable to the Payment of any Fine, and all Iſſues and Traverſes concerning ſuch Informations, and for the Recovery of ſuch Penalties, or for the proving or controverting of any Matter or Thing relating to ſuch Information or Penalties, ſhall be proceeded upon by the Court at ſuch Aſſizes or Preſenting Term, before any Iſſue in any civil Caſe or any private Action ſhall be proceeded upon, tried, or determined at any ſuch Aſſizes or Preſenting Term reſpectively, ſhall be and the ſame is hereby repealed.

Proviſions revived to commence from the paſſing of 53G.3 c.148.

V. And be it further enacted, That the ſeveral Clauſes and Proviſions in the ſaid ſeveral recited Acts hereby revived, or intended ſo to be, and this Act, and all and every the Clauſes and Proviſions herein contained, ſhall be deemed and taken to have commenced, and the ſame ſhall be in force to all Intents and Purpoſes whatſoever, from the Time of the paſſing of the ſaid recited Act of the Fifty-third Year aforeſaid, and as if the ſame had been incorporated therein.

Informations for Offences, how to be laid and tried.

VI. Provided always, and be it enacted, That all Informations for any Offence on account whereof any Townland, Pariſh, Manor, or Lordſhip ſhall be liable to the Payment of any Fine or Penalty under this Act, or any of the Acts herein-before recited or revived by the ſaid recited Act of the Fifty-third Year, or this Act, which ſhall be delivered to the Clerk of the Crown, and laid before the Court at any Aſſizes in Manner directed by the ſaid recited Act of the Fifty-third Year aforeſaid, and all Iſſues and Traverſes concerning ſuch Informations, and for the recovering of any ſuch Fine or Penalty, or for the proving or controverting any Matter or Thing relating to any ſuch Information, Fine, or Penalty, ſhall be proceeded upon, and ſhall be fully tried and determined by the Court at ſome Time during the Continuance of ſuch Aſſizes, and before the Judges ſhall depart from the County in which ſuch Aſſizes ſhall be holden,

VII. And

Act may be altered this Session.

VII. 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.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1813.