ANNO QUINQUAGESIMO QUINTO

GEORGII III. REGIS.

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C A P. CXLIV.

An Act to enable the Commiſſioners of Cuſtoms and Port Duties in *Ireland*, to purchaſe Premiſes for the erecting additional Docks, Warehouſes, and Offices, in *Dublin*. [6th *July* 1815.]

WHEREAS it is found expedient that additional Docks, Warehouſes, Stores, and Offices ſhould be made and erected in *Dublin*, for the Department of the Cuſtoms; 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, it ſhall and may be lawful for the Commiſſioners of Cuſtoms and Port Duties in *Ireland* for the Time being, or any Three or more of them, and they are hereby authorized and empowered from Time to Time, by and with the Conſent and Approbation of the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*, and of the Lord High Treaſurer of *Ireland*, or of the Commiſſioners for executing the ſaid Office, or any Three of ſuch Commiſſioners, to contract with the Owner or Owners, Proprietor or Proprietors, of any Houſe or Houſes, or Building or Buildings, or Parcel or Parcels or Plot or Plots of Ground, contiguous to the ſaid Cuſtom Houſe in *Dublin*, and to the Docks there, and with the Leſſee or Leſſees of any ſuch

Commiſſioners of the Cuſtoms may contract with Perſons for the Purchaſe of Premiſes for erecting Docks, Warehouſes, and Offices.

ſuch Houſe, Building or Ground, or with any Body or Bodies Corporate, Sole, or Aggregate, or with the Guardian or Guardians, Truſtee or Truſtees, Committee or Committees, of any Infant, Iſſue unborn, Feme Covert, Idiot, or Lunatic reſpectively, for the Purchaſe of any ſuch Houſe or Houſes, Building or Buildings, Parcel or Parcels, or Plot or Plots of Ground, and for the reſpective Intereſts of all ſuch Perſons who ſhall be entitled thereto, and which ſaid Truſtee or Truſtees, Guardian or Guardians, Committee or Committees, ſhall be and are hereby reſpectively authorized and empowered to contract and agree with, and to ſell and convey unto the ſaid Commiſſioners, to and for the Uſe of His Majeſty, His Heirs and Succeſſors, the Eſtates, Rights, and Intereſts of ſuch Perſons reſpectively as aforeſaid, in order and for the Purpoſe of making and erecting ſuch additional Docks, Stores, Warehouſes, and Offices upon the Scite of ſuch Houſe or Houſes, or Building and Ground reſpectively.

In caſe the Parties cannot agree, a Jury ſhall be returned to aſcertain the Value of the Premiſes.

II. And be it further enacted, That in caſe the ſaid Commiſſioners, and ſuch Owner or Owners, Proprietor or Proprietors, Leſſee or Leſſees, Body or Bodies Corporate, Sole, or Aggregate, or the Guardian or Guardians, Truſtee or Truſtees, Committee or Committees of any Infant, Iſſue unborn, Feme Covert, Idiot, Lunatic, or any of them, cannot agree, the ſaid Commiſſioners for the Time being, or any Three or more of them, are hereby authorized and empowered from Time to Time, by Warrant or Precept under their Hands and Seals, to be directed to the Sheriffs of the City of *Dublin*, to command ſuch Sheriffs to ſummon and return, and ſuch Sheriffs are hereby directed and required, under the Penalty of Twenty Pounds (which Penalty ſuch Commiſſioners may, by an Order under their Hands and Seals, impoſe) to ſummon and return a competent Number of ſubſtantial and diſintereſted Perſons, qualified to ſerve on Juries, and being Inhabitants of the ſaid City, not leſs than Thirty or more than Sixty Perſons, to appear before the ſaid Commiſſioners, at ſuch Time and Place as by ſuch Warrant or Precept aforeſaid ſhall be directed and appointed, of which Time and Place ſuch Perſons ſo ſummoned as Jurors ſhall have Forty-eight Hours previous Notice; and every ſuch Owner or Owners, Proprietor or Proprietors, Leſſee or Leſſees, Body or Bodies Corporate, Sole, or Aggregate, Guardian or Guardians, Truſtee or Truſtees, Committee or Committees, of any Infant, Iſſue unborn, Feme Covert, Idiot, Lunatic, or any of them, if to be found, ſhall have Seven Days previous Notice, and an Advertiſement thereof, and of ſuch Warrant having iſſued, ſhall be publiſhed Three Times in ſome *Dublin* Newſpaper, the Firſt Day of which Publication ſhall be Twenty Days at leaſt previous to the Day on which ſuch Jury ſhall be ſummoned to attend, and ſuch Perſons ſo ſummoned and returned are hereby required, under the Penalty of Five Pounds each (which ſuch Commiſſioners, or any Three of them, may in like Manner as aforeſaid impoſe) to appear before ſuch Commiſſioners at ſuch Time and Place as in ſuch Warrant or Precept ſhall be directed and appointed, and to attend until diſcharged by ſuch Commiſſioners, and out of ſuch Perſons ſo returned, a Jury of Twelve indifferent Perſons ſhall be drawn by Ballot by ſome Perſon to be appointed by ſuch Commiſſioners; and ſuch Jury ſhall upon their Oaths (which Oaths, as alſo Oaths to ſuch Perſon

Perſon or Perſons as ſhall be called upon to give Evidence, ſuch Commiſſioners are hereby reſpectively authorized to adminiſter) aſcertain the Value of ſuch Houſe or Houſes, Building or Buildings, Plot or Plots, Parcel or Parcels of Ground, and the Value of the ſeveral and reſpective Intereſts of ſuch Perſons as ſhall have any Right or Title thereto, and the ſaid Commiſſioners for the Time being, or any Three or more of them, ſhall and may give Judgment for the Sum or Sums of Money at which ſuch Houſe or Houſes, Building or Buildings, Plot or Plots, Parcel or Parcels of Ground ſhall be ſo valued, and ſuch Verdict and Judgment thereupon ſhall be binding and concluſive to all Parties.

On Payment of the Money awarded to the Perſons entitled thereto, or, where there is any Incapacity on the Party to receive, on Payment of the Purchaſe Money into the Court of Chancery, legal Conveyances ſhall be made of the Premiſes to the Commiſſioners of Cuſtoms and Port Duties in Truſt for His Majeſty.

III. And be it further enacted, That upon Payment or Tender in Money or in Notes of the Governor and Company of the Bank of *Ireland*, payable to Bearer, of ſuch Sum or Sums of Money ſo to be awarded and adjudged to the Perſon or Perſons entitled thereto if of full Age, or in caſe any ſuch Perſon or Perſons ſhall be an Infant or Infants, to his, her, or their Guardian or Guardians, or in caſe of any Claims of any Creditors, or of any Diſpute or Difference ariſing with reſpect to the Perſon or Perſons entitled to receive ſuch Sum or Sums of Money, or in caſe the Perſon or Party entitled thereto be under any Diſability or Incapacity, or ſeiſed or poſſeſſed of only a particular or determinable Eſtate or Intereſt therein, upon Payment thereof into the Court of Chancery in *Ireland*, for the Uſe of the Perſon or Perſons entitled thereto, (which Sum or Sums the ſaid Court ſhall and may receive), the Perſon or Perſons to whom the ſame ſhall be paid or tendered, or in caſe ſuch Sum or Sums ſhall be paid into the Court of Chancery as aforeſaid, the Perſon or Perſons in whom the legal Eſtate or Eſtates of and in ſuch Premiſes, ſhall be then veſted, ſhall within the Space of One Calendar Month to be computed from the Time of ſuch Payment or Tender make and execute to the Commiſſioners of Cuſtoms and Port Duties in *Ireland*, for the Time being, or any Three or more of them, and to their Succeſſors in Truſt, for His Majeſty and His Succeſſors, good, legal, and valid Conveyances and Aſſignments of their reſpective Intereſts, in and to ſuch Houſe or Houſes, Building or Buildings, Plot or Plots, Parcel or Parcels of Ground for which ſuch Sum or Sums of Money ſhall be ſo paid or tendered, and all Bargains, Sales, and Conveyances to be made by Perſons of full Age, or by Guardians of Infants, to ſuch Commiſſioners for the Purpoſes of this Act, ſhall have the Force, Effect, and Operation in Law to all Intents and Purpoſes, which any Fine or Fines, Recovery or Recoveries whatſoever, would have if levied or ſuffered by the Perſon or Perſons ſo conveying, or by any ſuch Infant or Infants if of full Age; and ſuch Commiſſioners and their Succeſſors ſhall, from and immediately after the Execution of ſuch Conveyance or Conveyances, or of any Conveyance or Conveyances purſuant to the Directions of this Act, have and hold ſuch Houſe or Houſes, Building or Buildings, Plot or Plots, Parcel or Parcels of Ground abſolutely freed and diſcharged of and from all and every Judgment, Charge, or Incumbrance whatſoever, acknowledged, had, made or created by any ſuch Perſon or Perſons ſo

conveying, or by any Person or Persons from or under whom he, she, or they derive Title.

When Premises are settled by Entail, and no Person entitled to convey, the Person in Possession empowered to convey, and the Court of Chancery shall apply the Purchase Money.

IV. And be it further enacted, That in case any such House or Houses, Building or Buildings, Plot or Plots, Parcel or Parcels of Ground shall be in any Manner settled or entailed, and that there shall not be any Person or Persons in being entitled to convey by himself, herself, or themselves, or by his, her, or their Trustee or Trustees, Guardian or Guardians as aforesaid, the entire and absolute Estate and Interest of and in such Premises, or any of them, then upon Payment of the Sum or Sums, which shall be so awarded and adjudged for such Premises into the Court of Chancery in *Ireland*, for the Use of the Person or Persons who shall be entitled thereto, it shall and may be lawful to and for any Person or Persons who shall be seized of such Premises, for his, her, or their Life or Lives or otherwise, and they are hereby directed and empowered to convey the same, and all Right, Title, Estate, and Interest in or to the same, to such Commissioners and their Successors, freed and absolutely discharged of and from such Settlement or Entail, and all and every Limitation, Proviso, and Condition in such Settlement contained; and the said Court of Chancery shall and may, upon a Petition to be preferred for such Purpose, ascertain and direct to what Person or Persons, and in what Proportions such Sum or Sums of Money shall be paid.

Court of Chancery to order Conveyances to be made, unless good Cause be shewn to the contrary.

V. And be it further enacted, That in case any Person or Persons to whom any Sum or Sums of Money shall be awarded and adjudged for any such House or Houses, Building or Buildings, Plot or Parcel of Ground, shall neglect or refuse to execute a Conveyance or Conveyances to such Commissioners of such House or Houses, Building or Buildings, Plot or Plots, Parcel or Parcels of Ground, or to give such Commissioners the actual Possession thereof, such Commissioners may prefer a Petition to the Court of Chancery in *Ireland*, praying that such Person or Persons who shall so neglect or refuse may be directed to execute such Conveyance or Conveyances, and deliver the Possession of any such Premises; and the said Court shall upon hearing of such Petition, unless some good Cause shall be shewn to the contrary, order and direct such Conveyance or Conveyances to be executed, and shall by the Injunction of the said Court cause such Commissioners to be put into the Possession of such Premises; and in case such Person or Persons who shall be so ordered and directed to execute such Conveyance or Conveyances, shall neglect for the Space of One Calendar Month after such Order shall be pronounced, or shall refuse to execute such Conveyance or Conveyances, it shall and may be lawful to and for the said Court of Chancery, to order and direct One of the Masters of the said Court, to execute a Conveyance or Conveyances of such Premises, to such Commissioners and their Successors, and every such Conveyance by such Master shall have the like Force and Effect in Law and Equity, as if the same had been executed by such Person or Persons so ordered and directed to execute the same.

VI. And

VI. And be it further enacted, That it shall and may be lawful for the said Commissioners of Customs and Port Duties for the Time being, or any Three or more of them, and they are hereby authorized and empowered to summon in Writing such Person or Persons as may be found necessary to give Evidence before any Jury to be impannelled for the Purpose of this Act, as well on Behalf of the said Commissioners as of any Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, Body or Bodies Corporate, Sole or Aggregate, Guardian or Guardians, Trustee or Trustees, Committee or Committees of any Infant, Issue unborn, Feme Covert, Idiot, Lunatic, or any of them, and in case such Person or Persons who shall be so summoned as aforesaid shall (having been tendered his or her reasonable Expences) refuse or neglect to attend at the Place in such Summons to be specified within Twenty-four Hours if resident in the City of *Dublin*, and if resident at a Distance from the said City, within a reasonable Time after Service thereof, or shall refuse to give Evidence, then it shall and may be lawful to and for the said Commissioners for the Time being, or any Three or more of them, upon Proof of the Service of such Summons by the Oath of some credible Person, (which Oath they are hereby empowered to administer), to impose such Fine or Fines on such Person or Persons so refusing or neglecting to attend as aforesaid, or refusing to give Evidence, as to them the said Commissioners may seem proper, any such Fine not to exceed Fifty Pounds.

Penalty on Witnesses refusing to give Evidence before Jury.

VII. And be it further enacted, That it shall and may be lawful to and for the Commissioners of Customs and Port Duties in *Ireland* for the Time being, to pay all such Sums of Money as shall be necessary for the Purposes of this Act, out of any Money in their Hands, arising from the Duties of Customs payable in *Ireland*.

Money to be paid out of the Duties of Customs.

VIII. And be it further enacted, That all and every Penalty and Penalties imposed, or to be imposed by virtue of this Act, shall and may be sued for and recovered by Civil Bill to be brought for the same in the Name of the Secretary of the Customs for the Time being, at any Quarter Sessions of the Peace for the County of the City of *Dublin*, and such Penalties when recovered shall be applied to the same Purposes as the Revenues arising from the Duties on the Importation of Goods under the Management of the Commissioners of Customs of *Ireland*.

Penalties how to be levied and applied.

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