

ANNO QUINQUAGESIMO QUINTO

GEORGII III. REGIS.

CAP. CLVIII.

An Act to enable Grand Juries to present additional Sums for Constables in *Ireland*, and for the secure Conveyance of Prisoners. [11th *July* 1815.]

WHEREAS by an Act made in the Parliament of *Ireland* in the Thirty-second Year of His present Majesty's Reign, intituled *An Act for regulating the Office of Constable, and for better enforcing the Process of the Criminal Law in certain Parts of this Kingdom*; it is among other Things enacted, that the Grand Jury of each County at large shall and may at each Assizes present any Sum not exceeding Four Pounds for every Constable, in every Barony or Half Barony in which a Constable shall be appointed by the Grand Juries, in certain Counties in *Ireland* under the said recited Act: And whereas by an Act made in the last Session of Parliament, intituled *An Act to provide for the better Execution of the Laws in* Ireland, *by appointing superintending Magistrates, and additional Constables in Counties in certain Cases*, as amended by an Act made in this present Session of Parliament, Constables may have been appointed or continued by Grand Juries in certain other Counties in *Ireland*; and it is expedient to provide for the better Payment of Constables so heretofore appointed or continued, or who may hereafter be appointed or continued; 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, the Grand Jury of every County at large in *Ireland*, shall and may at each and every Assizes present any Sum not exceeding Ten Pounds for every Constable who shall have been appointed or continued at any Time before the passing of this Act, or who at

Irish Act, 32 G. 3. c. 16.

54 G. 3. c. 131.

Grand Juries empowered to present 10 l. at every Assizes, for Constables appointed by

Grand Juries under recited Acts.

at any Time after the passing of this Act shall be appointed by the Grand Jury of such County at large, in every Barony or Half Barony, under the Authority of the said recited Acts, or either of them, not exceeding such Number as may by Law be appointed in any One Barony or Half Barony; and all Sums so to be presented shall be levied and raised out of every such Barony or Half Barony, in such Proportion as the Presentments of the County at large are raised on such Baronies or Half Baronies respectively; and such Sums shall be presented and raised for such Constables, and shall be paid to them respectively by the Treasurers of the said Counties respectively, under such and the like Rules and Regulations as are required and in force with respect to the presenting, raising, and paying the Sums payable to such Constables under any Act or Acts in force in *Ireland* immediately before the passing of this Act.

Grand Juries shall present Sums for Arms for Constables.

III. And be it further enacted, That it shall and may be lawful to and for the Grand Jury, at any Assizes or Presenting Term in *Ireland*, to present such Sum as shall be necessary from Time to Time for providing such Arms, Accoutrements, and Ammunition as such Grand Jury shall deem necessary or fit for any and every such Constable to have, in and for the Execution of his Duty; and the said Sums shall be paid by the Treasurer of the County to such Person or Persons as such Grand Jury shall think proper to employ and contract with for providing such Arms, Accoutrements, and Ammunition as soon as it shall appear to such Treasurer by Receipt of the Constable, verified by the Affidavit of such Contractor, that all such Arms, Accoutrements, and Ammunition have been duly furnished according to the Contract for that Purpose.

Money for such Arms to be paid out of the Consolidated Fund.

III. Provided always, and be it enacted, That it shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, to order and direct the Lord High Treasurer of *Ireland*, or the Commissioners for executing the said Office of Lord High Treasurer, to issue out of the Consolidated Fund of *Ireland*, any such Sum and Sums of Money as he or they shall from Time to Time think necessary for the providing and paying for any such Arms, Accoutrements, and Ammunition, or any Part thereof, at such Times and in such Manner as such Lord Lieutenant or other Chief Governor or Governors of *Ireland* shall order and direct; and that whenever it shall be notified to any such Grand Jury, that such Arms, Accoutrements, and Ammunition have been provided and paid for under such Orders of such Lord Lieutenant or other Chief Governor or Governors, then and in such Case, such Grand Jury shall not enter into any Contract for the Supply of any such Arms, Accoutrements, or Ammunition, or of such Part thereof as shall be mentioned in such Notification; and thereupon such Sum or Sums as shall be presented for the same, or such Part thereof as aforesaid, shall be paid over by the Treasurer of the County to the Collector of Excise of the District, to be by him applied in like Manner as other public Money in his Hands.

Lord Lieutenant may superannuate Constables, and Grand

IV. And be it further enacted, That it shall and may be lawful to and for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*, in his or their Discretion, on the Petition of any such Constable, supported by the Recommendation of the Grand Jury of the County within

within which such Constable shall be appointed, and by such Certificates as such Lord Lieutenant or other Chief Governor or Governors shall require or direct, of the Continuance of the Service of such Constable, and of his having executed the Duty of his Office with Diligence and Fidelity, to order that such Constable shall and may be superannuated, and shall and may receive such yearly Allowance, Remuneration, or Superannuation, as to such Lord Lieutenant or other Chief Governor or Governors shall seem fitting and proper, upon the Conditions, and not exceeding the Proportions in this Act mentioned; and thereupon such Constable shall cease to hold such Office, and the yearly Sum to which he shall so become entitled, shall be presented by the Grand Jury in Two equal Sums, one at each Assize, during his Life, on its being proved to the Satisfaction of such Grand Jury that such Person is living.

Juries shall present yearly Allowances accordingly.

IV. Provided always, and be it enacted, That the Condition and Proportion of such Allowance, Remuneration, or Superannuation shall be as follows: Where any Constable shall be under Sixty Years of Age, it shall not be lawful to grant any such Allowance, Compensation, Remuneration, or Superannuation, unless upon Certificate from the Grand Jury of the County that such Constable is incapable from Infirmity of Mind or Body to discharge the Duties of his Office; in which Case if he shall have served with Diligence and Fidelity for Ten Years, it shall and may be lawful to grant to him by way of Superannuation, any annual Sum not exceeding One-third of the Salary of his Office; if above Ten Years and less than Twenty, any such Sum not exceeding One-half of such Salary; if above Twenty Years, any such Sum not exceeding Two-thirds of such Salary; if such Constable shall be above Sixty Years of Age, and he shall have served Fifteen Years or upwards, it shall and may be lawful, although there shall be no such Certificate of Incapacity, from Infirmity of Body or Mind, to grant to him by way of Superannuation, any annual Sum not exceeding Two-thirds of the Salary of his Office; if Sixty-five Years of Age or upwards, and he shall have served Forty Years or upwards, any Sum not exceeding Three-fourths of such Salary; if Sixty-five Years of Age or upwards, and he shall have served Fifty Years or upwards, any such Sum not exceeding the Whole of such Salary.

Condition and Proportions of Allowances to Constables superannuated.

VI. And whereas on the Removal of Persons under Sentence of Transportation, or pardoned on Condition of Transportation, from the Gaol of the County to the Place of Embarkation, the usual Course in *Ireland* hath been, that the Expence of every such Removal hath been borne by the County in which the Person so removed was convicted; and it is doubtful whether the same be sufficiently provided for by Law; be it therefore enacted, That whenever any Person under Sentence of Transportation, or pardoned on Condition of Transportation, shall be so removed, then and in every such Case the Amount of all and every the Costs, Charges, and Expences of such Removal, being duly vouched by the Affidavit of the Sheriff or Sheriffs or Sub-Sheriff of the County, County of a City, or County of a Town, in which the Person so removed shall have been convicted, or by any other Officer having the Charge of such Removal, shall be presented by the Grand Jury of such County, County of a City, or County of a Town, at the next or any subsequent Assizes or Presenting Term, to be raised on such County, County of a City, or County of a Town; which Sum so presented shall be so raised accordingly, and paid

Grand Juries shall present Expences of removing Transported Felons.

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by the Treaſurer thereof to ſuch Sheriff or Sheriffs, or Sub-Sheriffs or other Officer.

Three-pence per Mile to be paid to Perſons (not exceeding Six in Number) guarding Priſoners for Treaſon or Felony to Priſon.

VII. And be it further enacted, That whenever any Conſtable ſhall, by virtue of a Mittimus under the Hand and Seal of any Juſtice of the Peace, carry and convey and ſafely lodge in the County Gaol, any Perſon or Perſons charged with any Treaſon or Felony, and committed to ſuch Conſtable by ſuch Juſtice, the Sum of Three-pence *per* Mile for each Mile ſuch Priſoner or Priſoners ſhall be carried or conveyed, ſhall be paid to each of ſuch Number of Perſons as ſuch Juſtices ſhall think neceſſary for guarding ſuch Priſoner or Priſoners to the County Gaol, and who ſhall go along with ſuch Conſtable to the County Gaol with ſuch Priſoner or Priſoners; which ſaid Sums ſhall be preſented by the Grand Juries of the reſpective Counties at the next or any ſubſequent Aſſizes, to be raiſed on ſuch County; which Sum ſo preſented ſhall be raiſed accordingly, and ſhall be paid by the Treaſurer of the County: Provided always, that no ſuch Sum or Sums ſhall be paid by any ſuch Treaſurer, unleſs ſuch Perſons ſo employed in guarding ſuch Priſoners to any ſuch Gaols aforeſaid, ſhall produce a Copy of the Mittimus under which ſuch Priſoner or Priſoners were committed, and a Receipt from the Gaoler of ſuch County Gaol, acknowledging that ſuch Priſoner or Priſoners were ſafely lodged in Gaol, and provided that the Number of Perſons ſo employed ſhall not exceed Six on any Occaſion.

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