ANNO QUINQUAGESIMO QUINTO

GEORGII III. REGIS.

CAP. LXXIX.

An Act to regulate the Collection and Management of the Stamp Duties on Law Proceedings, Attornies, Solicitors, Proctors, and Corporate Officers in *Ireland*.

[14th *June* 1815.]

WHEREAS it is expedient that permanent Regulations ſhould be made for the better and more effectual Collection and Management of the Stamp Duties on Law Proceedings, and in reſpect of Attornies, Solicitors, Proctors, and Corporate Officers in *Ireland*; 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, every Perſon who ſhall apply to be ſworn or admitted an Advocate, Proctor, Attorney, Solicitor, Clerk, or other Officer, in any Court in *Ireland*, in reſpect of whoſe Admiſſion any Stamp Duty ſhall be payable, ſhall, previous to being ſo ſworn and admitted, produce and deliver to the proper Officer to whom he ſhall apply to be ſo admitted a Certificate ſigned under the Hand or Hands of ſome Perſon appointed for that Purpoſe by the Commiſſioners of Stamps for the Time being, ſtating that ſuch Perſon has paid ſuch Duty as ſhall be then by Law payable on or in reſpect of ſuch Admiſſion, and ſtating the Amount of ſuch Duty, which Certificate ſhall remain in the Cuſtody of ſuch Officer, to be uſed and diſpoſed of as herein-after mentioned; and that every ſuch Officer ſhall keep Two Books, in each of which the Names of all Perſons who after the Commencement of this Act ſhall be admitted by him as aforeſaid, together with the Amount of the Stamp

On Admiſſion of Advocates, Proctors, Attornies, &c. they ſhall produce a Certificate of Payment of the Duty to the Admitting Officer, who ſhall enter their Names, &c. in Books, one of which ſhall be tranſmitted quarterly to the

Stamp Office to be ſtamped with the proper Duty, and returned to the Officer.

Stamp Duty paid by every ſuch Perſon, according to ſuch Certificate, ſhall be fairly written in due and regular Order; and ſuch Officer ſhall Four Times in every Year, on the Second *Monday* in *January*, the Second *Monday* in *April*, the Second *Monday* in *July*, and the Second *Monday* in *October*, deliver or cauſe to be delivered, between the Hours of Eleven of the Clock in the Forenoon, and Three of the Clock in the Afternoon, at the Stamp Office in *Dublin*, if the Court in which ſuch Perſon ſhall be ſo admitted ſhall ſit or be holden in the County, or County of the City of *Dublin*, to ſuch Perſon as ſhall be appointed for that Purpoſe by the Commiſſioners of Stamps; and if ſuch Court ſhall ſit or be holden in any other Part of *Ireland*, then to the Diſtributor of Stamps in whoſe Diſtrict ſuch Court ſhall ſit or be holden, at the Office of ſuch Diſtributor one of the ſaid Books with the Names of all Perſons ſo admitted, and the Sums paid by them as aforeſaid ſo written therein, together with all the ſaid Certificates ſo delivered by the ſeveral Perſons, if any, who ſhall have been ſo admitted in the Quarter of a Year ending on the Quarter Day preceding the Delivery of ſuch Book; and every ſuch Diſtributor ſhall forthwith tranſmit to the Stamp Office in *Dublin* every ſuch Book, together with the Certificates ſo delivered to him therewith, and every ſuch Book which ſhall be ſo delivered at or tranſmitted to the ſaid Stamp Office in *Dublin*, ſhall be forthwith examined by an Officer appointed for that Purpoſe, and ſhall be compared with the Certificates accompanying the ſame, and if they ſhall be found to agree, then ſuch Officer ſhall certify at the Foot of the Names then entered in ſuch Book the Number of Admiſſions appearing therein for the laſt Quarter, and that the proper Stamp Duty has been paid thereon, and thereupon ſuch Book ſhall be ſtamped with one or more Stamp or Stamps denoting the Payment of ſuch Duty, and ſhall be returned without any unneceſſary Delay to the proper Officer of ſuch Court.

Like Certificate of Payment of Duty on Articles of Clerkſhip.

II. And be it further enacted, That every Perſon who ſhall be bound an Apprentice to any Attorney, Proctor, or Notary Public in *Ireland*, ſhall in like Manner obtain, from ſome Perſon appointed for that Purpoſe by the ſaid Commiſſioners of Stamps, a written Certificate of his having paid the Duty which ſhall be by Law payable on ſuch Indentures of Apprenticeſhip at the Time of executing the ſame; which Certificate ſhall be lodged with the proper Officer of the Court in which ſuch Indentures ſhall be enrolled, or of the Court, or One of the Courts, to which the Maſter of ſuch Apprentice ſhall belong, or in the Caſe of Notaries, with the Regiſtrar of the Court of Prerogative; and the Officer or Officers of ſuch Court is and are hereby required to take Charge of and keep ſuch Certificate, ſo that the ſame may and ſhall be produced and read in open Court before any ſuch Perſon ſhall be admitted to be an Attorney, Proctor, or Notary, and ſhall be produced to a Maſter of the Court of Chancery in *Ireland*, before any ſuch Perſon ſhall be admitted and ſworn a Solicitor in the ſaid Court of Chancery as aforeſaid.

No Perſon ſhall be admitted whoſe Name does not appear in ſuch Books.

III. And be it further enacted, That no Perſon, in reſpect of whoſe Admiſſion any Stamp Duty ſhall be payable, ſhall be capable of practiſing or acting as an Advocate, Proctor, Attorney, Solicitor, Clerk, or other Officer in any Court whatſoever in *Ireland*, under or by virtue of any Admiſſion made after the Commencement of this Act, nor ſhall ſuch Admiſſion be valid or effectual, unleſs his Name ſhall appear ſo written in

the ſaid Books required by this Act to be kept as aforeſaid, or in ſuch of them as ſhall from Time to Time be in the Poſſeſſion of the proper Officer of the Court, and ſhall be duly ſtamped as aforeſaid; and that no ſuch Officer of any Court ſhall deliver the ſame Book in Two ſucceſſive Quarters, but that One of the ſaid Books ſhall be delivered as aforeſaid in *January* and in *July*, and the other of the ſaid Books in *April* and in *October*, ſo as that ſuch of the ſaid Books as ſhall from Time to Time remain in the Hands of the proper Officer of the Court ſhall appear to have been inſpected and ſtamped at the Stamp Office in its Turn.

Books of Admiſſion to be truly kept.

IV. And be it further enacted, That the ſaid Books ſhall be kept ſo as to agree as nearly as poſſible with each other, and that whenever any ſuch Book ſhall be returned from the Stamp Office as aforeſaid to the proper Officer of the Court, he ſhall forthwith cauſe to be fairly and regularly entered therein the Names of all Perſons admitted in ſuch Court while ſuch Book was out of his Poſſeſſion, ſo as to correſpond in that reſpect with the other of the ſaid Books which remained in his Poſſeſſion; and if any ſuch Officer of any Court ſhall neglect or omit ſo to deliver, or cauſe to be delivered, any ſuch Book as aforeſaid, together with ſuch Certificates conformable thereto, at the Times and in Manner hereinbefore required, he ſhall for ſuch Offence forfeit the Sum of Fifty Pounds; and if ſuch Officer ſhall wilfully deface or deſtroy any ſuch Book, or make any falſe Entry therein, or ſhall, without the Order of the Court, eraſe or alter any Entry therein, or ſhall knowingly permit or ſuffer any of the ſaid Matters to be done, he ſhall, for every ſuch Offence, forfeit the Sum of Five hundred Pounds, and ſhall be for ever after incapable of holding any Office under His Majeſty in anywiſe connected with the Adminiſtration of Juſtice.

Attornies ſhall not practiſe except in the Courts where they are ſworn.

V. And be it further enacted, That no Attorney ſhall practiſe in his own Name, or in the Name of any other Attorney in any of His Majeſty's Courts of Law, or in any Court of Record whatſoever in *Ireland*, in which Attornies are admitted, except only in ſuch Court or Courts in which he ſhall actually have been admitted and ſworn an Attorney, on Pain of the Perſon ſo practiſing being rendered incapable of being ſworn or practiſing as an Attorney or Solicitor in any Court in *Ireland*; and every Attorney who ſhall ſo practiſe in any Court in which he ſhall not have been admitted and ſworn an Attorney, ſhall be diſabled from recovering the Coſts of any Proceedings carried on by him in any Court.

Annual Certificate of practiſing Attornies, &c.

VI. And be it further enacted, That every Perſon admitted, ſworn, enrolled, and regiſtered as a Solicitor or Attorney, or as a Proctor, Agent, or Procurator in any of His Majeſty's Courts in *Dublin*, or in any Eccleſiaſtical Court, or in any Court of Admiralty in *Ireland*, or in any other Court in *Ireland* holding Plea, where the Debt or Damage doth amount to Forty Shillings or more, ſhall annually before he ſhall commence, carry on, or defend any Action, Suit, or Proceeding whatſoever, in any of the ſaid Courts, deliver or cauſe to be delivered to the Commiſſioners of Stamp Duties, or to ſome Officer or Officers appointed by them for that Purpoſe, at the Stamp Office in *Dublin*, a Paper or Note in Writing containing the Name and uſual Place of Reſidence of ſuch Perſon, and ſtating whether he has been ſo admitted Three Years or not, and thereupon and upon Payment of the Duties which ſhall then be by Law impoſed on him as

as ſuch Solicitor, Attorney, Proctor, Agent, or Procurator, according to the Time he has been admitted as ſtated in ſuch Paper or Note in Writing, every ſuch Perſon ſhall be entitled to a Certificate duly ſtamped, to denote the Payment of the ſaid Duty by him, deſcribing him in ſuch Certificate according to the Deſcription contained in the ſaid Note ſo given in by him, which Certificate the ſaid Commiſſioners, or ſuch Perſon or Perſons as ſhall be appointed by them for that Purpoſe, ſhall cauſe to be immediately iſſued under the Hand and Name of the proper Officer in ſuch Manner and Form as the ſaid Commiſſioners ſhall deviſe.

Such Certificates in force to 1ſt of January yearly.

VII. And be it further enacted, That every ſuch Certificate iſſued to any Solicitor or Attorney, Proctor, Agent, or Procurator under the Directions of this Act, ſhall bear Date on the Day on which the ſame ſhall be iſſued, and ſhall commence and be of force on and from the Day of iſſuing the ſame; or on and from the Firſt Day of *January* next following, according as the Perſon obtaining the ſame ſhall deſire, and every ſuch Certificate ſhall ceaſe and determine on the Firſt Day of *January* next after the Day on which the ſame ſhall ſo commence and be of force.

Entry of ſuch Annual Certificates on Rolls of each Court where the Solicitor or Attorney ſhall practiſe.

VIII. And be it further enacted, That every Annual Certificate ſo to be obtained as aforeſaid ſhall be produced in every Court in which the Perſon deſcribed therein ſhall be admitted, enrolled, ſworn, or regiſtered, to ſome Officer or Officers of the ſaid Court, to be appointed for that Purpoſe by the Judges of the ſaid Courts reſpectively, before ſuch Attorney, Solicitor, Proctor, Agent or Procurator, ſhall be permitted to practiſe as aforeſaid, and every ſuch Officer ſo to be appointed ſhall and he is hereby required from Time to Time upon the Production of ſuch Annual Certificate duly ſtamped, and upon the Payment of the Fee of One Shilling, to enter in its Order alphabetically the Name of the Perſon deſcribed in ſuch Annual Certificate, together with the Place of ſuch his Reſidence and the Time he has been admitted as aforeſaid, and the Date of ſuch Annual Certificate in a Book or Roll to be prepared for that Purpoſe, to all which Books or Rolls in the ſaid Courts reſpectively, all Perſons ſhall and may at all reaſonable Times have free Acceſs, without Fee or Reward.

Penalties on Attornies practiſing without ſuch Certificate.

IX. And be it further enacted, That if any Perſon ſhall in his own Name or in the Name of any other Perſon or Perſons ſue out any Writ or Proceſs, or commence, proſecute, carry on or defend any Action or Suit, or any Proceeding as an Attorney or Solicitor, Proctor, Agent, or Procurator in any of the Courts aforeſaid, without having obtained ſuch annual Certificate which ſhall be then in force, and cauſed the Matters therein ſtated to be entered in ſuch Court, in ſuch Manner as herein-before is directed, or ſhall deliver in to the Commiſſioners of Stamp Duties, or to the Officer to be appointed by them for the Purpoſe of iſſuing, granting, or regiſtering ſuch Annual Certificate, any falſe or fictitious Place of Reſidence, or any falſe or fictitious Statement of his having been admitted an Attorney, Solicitor, Proctor, Agent or Procurator, or of the Time when he ſhall have been ſo admitted; every ſuch Perſon ſhall for every ſuch Offence forfeit and pay the Sum of One hundred Pounds, and ſhall be and is hereby made incapable to maintain or proſecute any Action or Suit in any Court of Law or Equity, for the Recovery of any Fee, Reward, or Diſburſement, on account of proſecuting, carrying on, or defending any ſuch Action, Suit, or Proceeding.

X. And

X. And be it further enacted, That every Attorney, Solicitor, Proctor, Agent, or Procurator, in whose Name, either singly or together with that of any other Person or Persons, any Writ or Process shall be sued out, or any Action, Suit, or Proceeding shall be commenced, prosecuted, carried on, or defended in any of the said Courts, shall on any Trial or Hearing whatsoever, whether for or relating to any Penalty under this Act, or for or relating to any other Purpose whatever, be deemed and taken to have so sued out such Writ or Process, or to have so commenced, prosecuted, carried on, or defended such Action, Suit, or Proceeding; unless previous to such Trial or Hearing such Writ, Process, or Proceeding shall have been set aside by the Court on Examination into the Facts, on Oath, and not by Consent, as having been so sued out, commenced, prosecuted, carried on, or defended without the Directions, Privity, or Permission of the Attorney, Solicitor, Proctor, Agent, or Procurator in whose Name such Writ or Process shall be sued out, or such Action, Suit, or Proceeding shall have been commenced, carried on, or defended.

Attorney to be answerable for all Acts done in his Name unless set aside.

XI. And be it further enacted, That no Officer of any Court whatsoever shall suffer any Writ or Process to be issued or sued out, or any Action or Suit to be commenced, prosecuted, carried on, or defended, or any Proceeding had or taken in or from his Office, in the Name of any Attorney, Solicitor, Proctor, Agent, or Procurator, either singly or together with any other Person or Persons, unless such Attorney, Solicitor, Proctor, Agent, or Procurator shall have previously obtained such annual Certificate as aforesaid, which shall be then in force, and shall have caused the Matters therein stated to be entered in such Court; and if any such Officer shall offend herein, he shall for every such Offence forfeit the Sum of Twenty Pounds; and it shall not be necessary in any Proceeding for the Recovery of such Penalty to prove that any such Officer was himself personally concerned in any of the Matters aforesaid, but it shall be sufficient that such Offence was committed in his Office or Department.

Officers not to permit any Attorney to practise till he has obtained his Certificate.

XII. And be it further enacted, That every Appearance for any Defendant or Defendants in the Court of Chancery in *Ireland*, shall be entered in the Office of the Registrar of the said Court, in a Book to be there kept for that Purpose, and that any Appearance in any other Office, or in any other Manner, shall be null and void to all Intents and Purposes whatsoever; and that such Registrar, as also the proper Officer in whose Office any such Appearance shall be entered in the Equity Side of the Court of Exchequer, or in any of the Courts of Common Law or Ecclesiastical Courts in *Ireland*, shall for every such Appearance receive the Sum of Five-pence, and no more, and shall thereupon give a Certificate of such Appearance, which Certificate shall be annexed to, and filed together with, the First Answer, Plea, Demurrer, or other Pleading, of what Nature or Kind soever, which shall be thereafter put in, in such Cause, by or on Behalf of the Party so appearing; and if any such Answer, Plea, Demurrer, or other Pleading shall be filed without having such Certificate annexed thereto, then any Officer receiving or filing the same, and also the Solicitor in whose Name the same shall be filed, shall forfeit and pay a Sum of Ten Pounds each.

Appearances to be entered and certified, and Certificate to be filed with First Pleading.

XIII. And be it further enacted, That a Memorandum of every Petition to the Court of Chancery in *Ireland* shall, before delivering the same to the

Entering Memorandum of Peti-

tion in Chancery.

the Secretary of the Lord Chancellor or to the Perſon then acting as ſuch Secretary, or on his Behalf, be entered in the Office of the Regiſtrar of the ſaid Court in a Book to be by him kept for that Purpoſe, for which Entry ſuch Regiſtrar ſhall receive a Fee of One Shilling and no more, and ſuch Regiſtrar ſhall thereupon certify at the Foot of ſuch Petition that the ſame is ſo entered, and if ſuch Secretary or Perſon acting as or on Behalf of ſuch Secretary, ſhall receive any ſuch Petition without ſuch Certificate at the Foot thereof, he ſhall for every ſuch Offence forfeit the Sum of Five Pounds, and any Order made on ſuch Petition ſhall be null and void to all Intents and Purpoſes whatſoever.

Penalties on Attornies, &c. not paying Stamp Duties charged by them.

XIV. And be it further enacted, That if any Six Clerk in the Court of Chancery, or any Attorney or Solicitor or any Proctor in any Eccleſiaſtical or Admiralty Court in *Ireland*, or any other Perſon whatſoever, ſhall charge to or receive from the Plaintiff or Defendant, Promovant or Impugnant in any Suit, or to or from any other Perſon whatſoever on any Occaſion, the Amount of any Stamp Duty, and ſhall not have actually made uſe of or iſſued or filed the Warrant, Writ, Monition, Proceſs, Pleading, Rule, Order, Record, Inſtrument or Proceeding, for which ſuch Charge ſhall be made, or ſuch Amount ſhall be received, duly ſtamped with the Duty which ſhall be payable thereon at the Time of ſo uſing, iſſuing, or filing the ſame, ſuch Six Clerk, Attorney, Solicitor, Proctor or other Perſon ſhall for every ſuch Offence forfeit the Sum of One hundred Pounds; and if any Six Clerk, Attorney, Solicitor, Proctor, or other Perſon ſhall charge to or receive from any Plaintiff or Defendant, Promovant or Impugnant or other Perſon, any Sum as and for the Coſt, Expence, or Charge of or for any Warrant, Writ, Monition, Proceſs, Pleading, Rule, Order, Record, Inſtrument or Proceeding, and ſhall not at the ſame Time charge, demand, or receive as Part of ſuch Sum a ſeparate and diſtinct Sum expreſsly as and for the Amount of the Stamp Duty on ſuch Warrant, Writ, Monition, Proceſs, Pleading, Rule, Order, Record, Inſtrument, or Proceeding, ſuch Six Clerk, Attorney, Solicitor, or Proctor ſhall thereupon, and without further Evidence, be deemed and taken to have made uſe of, iſſued, or filed ſuch Warrant, Writ, Monition, Proceſs, Pleading, Rule, Order, Record, Inſtrument, or Proceeding, without the ſame having been duly ſtamped, and ſhall be liable to all and every Penalty and Penalties provided in ſuch Caſe, and no Evidence to the contrary thereof ſhall be received.

Charging without ſpecifying the Stamp ſhall be Evidence of having omitted to uſe it.

Charge by the Skin for Equity Pleadings, ſhall be according to the Number of Stamps, and Coſts taxed in Chancery accordingly.

XV. And be it further enacted, That where any Bill of Coſts ſhall be taxed in any of His Majeſty's Courts of Chancery or Exchequer in *Ireland* in which there ſhall be any Charge or Charges for drawing or for engroſſing on Parchment any Bills, Anſwers, or other Equity Pleadings in the ſaid Courts reſpectively, which ſhall be engroſſed or written, or filed in either of the ſaid Courts, or for drawing or engroſſing any Deed or Deeds, the Officer who ſhall tax ſuch Bill of Coſts ſhall tax the Charges for drawing and engroſſing ſuch Bills, Anſwers, and other Pleadings, or ſuch Deeds reſpectively, ſo as not to exceed the uſual Charge by the Skin according to the Number and Amount of the Stamps actually appearing on ſuch Pleadings or Deed reſpectively; and ſuch Officer, if the Bill of Coſts to be taxed be in a Cauſe in the Court of Chancery, ſhall ſignify at the Foot of ſuch Bill of Coſts that the Number and Amount of Stamps appearing on the Pleadings mentioned therein hath been certified to him by the Deputy Maſter or Keeper of the Rolls of the Court of Chancery, or his Deputy;

and if such Bill of Costs be in a Cause in the Court of Exchequer, or if any Deed shall be charged for therein, the Officer who shall tax the same, shall signify at the Foot of such Bill that he hath inspected the Engrossment of the Pleadings mentioned in such Bill of Costs, or the Original Deed so charged for; and in case such Officer respectively who shall tax such Bill of Costs as aforesaid shall neglect or refuse to apply to the Clerk of the Rolls for such Certificate as aforesaid, or to inspect the Engrossment of the Pleadings, or of the Deeds or Deed mentioned in such Bill of Costs, or shall neglect or refuse to tax the Charges for drawing or engrossing such Bills, Answers, or other Pleadings or Deeds in Manner herein-before directed, every such Officer so neglecting or refusing respectively as aforesaid shall forfeit for every such Neglect or Refusal the Sum of Ten Pounds; and in case the Deputy Master or Keeper of the Rolls of the Court of Chancery shall neglect or refuse to inspect and certify the Number and Amount of Stamps appearing on every such Pleading as aforesaid to the proper Officer of such Court, upon being applied to by him for that Purpose, such Deputy Master or Keeper of the Rolls shall for every such Neglect or Refusal forfeit in like Manner the Sum of Ten Pounds; which said several Forfeitures together with the Costs of recovering the same, shall as to the Pleadings and Proceedings in the said Courts be enforced in a summary Way, upon Motion by Order of the said Courts of Chancery or Exchequer, upon Complaint made to them respectively against any Officer who shall be guilty of any such Neglect or Refusal, and shall enure to His Majesty, His Heirs and Successors, and as to Deeds shall be recovered as other Penalties under this Act.

Not to extend to Bills, &c. which do not contain a certain Number of Words.

XVI. Provided always, That nothing in this Act contained shall extend, or be construed to extend, to the Charge to be made for engrossing any Bill, Answer, or other Pleading in Equity, or Deed, the whole Contents of which shall not amount to the Number of Two thousand one hundred and sixty Words.

Charges on Copies of Affidavits.

XVII. And be it further enacted, That every Copy of every Affidavit which shall be read in any Court whatever in *Ireland*, shall be engrossed or written in such Manner as that the Quantity of Writing contained in any One Sheet or Piece of Paper shall not be deemed more than One Sheet, according to the Manner in which the Officers of the Courts in which such Affidavit shall be respectively filed charge by the Sheet for such Affidavit; and if any Officer of any Court shall charge or demand for the Quantity of Writing contained in any One Sheet or Piece of Paper, on which any Copy of such Affidavit shall be written, more than the Fees to which he would be entitled for One Sheet, according to the Course of the Court in which such Affidavit shall be filed, he shall, for every such Charge so made or demanded, forfeit and pay the Sum of Ten Pounds, with Treble Costs of Suit, to any Person or Persons who shall sue for the same.

Affidavits stamped on each Side.

XVIII. And be it further enacted, That where more than One Side or Page of any Sheet of Paper shall be stamped or marked with the Duties which shall then be by Law charged on the Paper on which such Copy of an Affidavit shall be written, each Side or Page so marked or stamped shall be deemed a separate Sheet or Piece of Paper within the Intent and Meaning of this Act, and of every Act in force from Time to Time, for the Imposing

posing, Collection, or Management of any Stamp Duty, unless the contrary shall be expressly declared.

Transcripts of Records in Exchequer Chamber.

XIX. And be it further enacted, That every Record, or Transcript of a Record, to be brought in to the present Court of Exchequer Chamber in *Ireland*, shall, when copied for the Judges or others, be copied in like Manner as in the former Court of Exchequer Chamber in *Ireland*.

Records, &c. shall be written in the usual way.

XX. And be it further enacted, That all Records, Writs, Pleadings, and other Proceedings in the Courts of Law and Equity, and Ecclesiastical Courts, Courts of Admiralty, and all other Courts in *Ireland*, and all Office Copies thereof respectively, which shall from Time to Time be charged with any Stamp Duty, shall be engrossed or written in such Manner as they usually have been accustomed to be written, save as is or may be otherwise provided by Law.

Attested Copies of Depositions, &c. in Equity

XXI. And be it further enacted, That every attested Copy of any Interrogatory or Interrogatories, or Deposition or Depositions, in the Court of Chancery, or in the Equity Side of the Court of Exchequer, shall be signed by the Examiners of the said Courts respectively, and every such Examiner shall state and appoint in Writing, at the Foot of every such attested Copy, whether the same is to be read by or on the Part of any Complainant or Plaintiff, or by or on the Part of any Defendant, in the Suit in which such Interrogatories or Depositions shall have been taken; and it shall not be lawful for any such Complainant or Plaintiff to read or give in Evidence any Copy of such Interrogatories or Depositions which shall be so appointed to be read on Behalf of any Defendant in such Suit; nor for any Defendant to read or give in Evidence any such Copy which shall be so appointed to be read on Behalf of the Complainant, unless the same respectively shall be doubly stamped, any Law, Usage, or Custom to the contrary notwithstanding.

The Copy of Depositions appointed for one Party not to be read by the other unless doubly stamped.

XXII. And be it further enacted, That no Deposition shall be entered as read on Behalf of any Plaintiff or Defendant respectively, until the Officer entering the same shall have inspected the Copy from which the same was so read, and have seen that the same was either doubly stamped, or duly appointed as aforesaid, to be read for the Party so desiring to enter the same; and if any such Officer shall offend herein, he shall for every such Offence forfeit the Sum of Five Pounds; and if any Six Clerk in the Court of Chancery, or any Attorney in the Court of Exchequer in *Ireland*, shall read on Behalf of any Plaintiff any Copy so appointed to be read on the Part of the Defendant or Defendants, the same not being doubly stamped as aforesaid, or shall read on Behalf of any Defendant any Copy appointed to be read on the Part of the Plaintiff, the same not being doubly stamped as aforesaid, any such Person so offending shall, for every such Offence, forfeit the Sum of Ten Pounds.

Number of Sheets to be marked on attested Copies of Pleadings.

XXIII. And be it further enacted, That whenever any Officer of any Court of Law or Equity in *Ireland* shall make out, attest, or deliver any attested Copy of any Pleading or Proceeding of any Nature or Kind whatever in such Court, such Officer shall in the Book in which Entry shall be made of any such Pleading or Proceeding mark in Figures the Number of Office Sheets of which such Copy shall consist, and shall in

like Manner mark on the Back of every ſuch Copy the Number of Office Sheets contained therein, and if ſuch Officer ſhall neglect or omit ſo to do, he ſhall for every ſuch Neglect or Omiſſion forfeit the Sum of Twenty Pounds.

None but atteſted Copies of Records, &c. ſhall be given by Officers, &c.

XXIV. And be it further enacted, That from and after the Commencement of this Act, no Officer of any Court of Law or Equity in *Ireland*, ſhall give or deliver, or cauſe or permit to be given or delivered, to any Perſon or Perſons whomſoever, any Copy or Extract of any Pleading, Proceeding, Record, or Document filed or remaining in ſuch Court, or in any Office thereunto belonging, unleſs ſuch Copy or Extract ſhall be duly atteſted, and that no ſuch Officer ſhall atteſt any ſuch Copy, unleſs the Vellum, Parchment, or Paper on which the ſame ſhall be written ſhall be duly ſtamped in ſuch Manner as ſhall be then by Law required for ſuch atteſted Copy or Extract; and that no ſuch Officer ſhall permit any Perſon whatſoever to write, or take down in Writing, any Copy or Extract of or from any ſuch Pleading, Proceeding, Record, or Document, unleſs ſuch Perſon ſhall ſo write or take down the ſame on Paper, Parchment, or Vellum duly ſtamped in ſuch Manner as ſhall be then by Law required for ſuch Copy or Extract when duly atteſted; and if any ſuch Officer ſhall give, or deliver, or atteſt, or ſhall knowingly cauſe or permit to be given, or delivered, or atteſted, or written, any ſuch Copy or Extract, contrary to the Directions of this Act, he ſhall, for every ſuch Offence, forfeit the Sum of Forty Pounds.

Stamps for Copies required to be re-atteſted.

XXV. Provided always, and be it further enacted, That in caſe it ſhall happen that any Perſon ſhall require that any Copy of any Record, Document, Proceeding, Matter, or Thing whatſoever, which ſhall have been made and atteſted by the proper Officer of any Court, ſhall be again atteſted by the proper Officer, and in reſpect of which atteſted Copy any Stamp Duty ſhall be payable, greater in Amount than was paid or payable at the Time of ſuch Firſt Atteſtation, it ſhall and may be lawful to and for the proper Officer ſo again to atteſt ſuch Copy, if the ſame ſhall have thereon, and on the ſeveral and reſpective Sheets thereof, due and lawful Stamps to the Amount of the Duties payable thereon at the Time of ſuch Requeſt, although any ſuch Copy may have been before atteſted by the proper Officer for the Time being, and though ſuch Stamps, or any of them, ſhall have been on ſuch Copy at the Time of ſuch former Atteſtation, and may have been the Stamps or Stamp in reſpect whereof ſuch former Atteſtation was made, and every Copy ſo atteſted, on Stamps to the proper Amount reſpectively, ſhall be deemed to be duly ſtamped to all Intents and Purpoſes; and if any Copy of any ſuch Record, Document, Proceeding, Matter, or Thing, having any Stamps thereon, ſhall be brought to the Stamp Office in *Dublin* to be farther ſtamped, then and in every ſuch Caſe, if ſuch Copy ſhall appear to have been previouſly atteſted, and to have had any Stamp or Stamps thereon, at the Time of ſuch previous Atteſtation, ſuch other and further Stamps ſhall be impreſſed thereon as ſhall be required by the Perſon ſo bringing the ſame, ſuch Perſon firſt paying the Amount of ſuch Stamps; and in ſuch Caſe the Officer to whom the ſame ſhall be produced at the ſaid Stamp Office ſhall draw a Line acroſs ſuch former Atteſtation, and ſhall write the Initials of his Name, and the Date of the Month and Year, under the ſame, and thereupon ſuch Copy ſhall never after be read or uſed by virtue of ſuch Atteſtation, nor until ſuch Copy ſhall be again atteſted by the proper Officer at

ſome Time ſubſequent to the ſame being ſo ſtamped; and if ſuch Copy ſo to be brought to ſuch Stamp Office ſhall not appear to have been previouſly atteſted, then ſuch Stamp or Stamps as ſhall be required by the Perſon bringing the ſame ſhall be impreſſed thereon, he or ſhe firſt paying the Amount thereof; and if any ſuch Officer as aforeſaid ſhall impreſs any Stamp on any ſuch Copy ſo formerly atteſted, and ſhall not in Manner aforeſaid draw a Line acroſs ſuch Atteſtation, and write his Initials under the ſame as aforeſaid, he ſhall, for every ſuch Offence, forfeit the Sum of Ten Pounds.

Signing Writs for Arreſt.

XXVI. And be it further enacted, That every Officer or Clerk belonging or that ſhall hereafter belong to the Court of King's Bench, Court of Common Pleas, or Law Side of the Court of Exchequer in *Ireland*, who ſhall ſign any Writ or Proceſs before Judgment to arreſt any Perſon or Perſons thereupon, ſhall at the Time of ſigning thereof ſet down upon ſuch Writ or Proceſs the Day and Year of ſigning the ſame, which ſhall be entered upon the Remembrance Roll, or in the Book wherein the Abſtract of ſuch Writ or Proceſs ſhall be entered, upon Pain to forfeit the Sum of Ten Pounds for every Offence or Neglect of ſuch Officer or Clerk as aforeſaid.

Duty on Entry to be paid to the Officer marking ſame.

XXVII. And be it further enacted, That when any Perſon whatſoever ſhall deſire to have any Judgment marked or any other Entry whatſoever made in or upon any Record, Book, or Roll of any Court of Juſtice in *Ireland*, in reſpect of which Entry any Stamp Duty ſhall be payable, and ſhall not produce a Certificate of having paid ſuch Stamp Duty where ſuch Certificate is required by Law, ſuch Perſon ſhall, over and above the Fee, if any, payable for ſuch Entry of ſuch Judgment or other Matter, pay to the Officer whom he ſhall ſo require to make ſuch Entry, the Amount of ſuch Duty, and ſuch Officer ſhall afterwards pay over ſuch Duty in Manner herein-after mentioned; and if any ſuch Officer ſhall make or ſuffer to be made any ſuch Entry without Production of ſuch Certificate when required, or without having received the Amount of ſuch Stamp Duty thereon where ſuch Officer is to receive ſuch Stamp Duty, ſuch Officer ſhall be reſponſible for ſuch Duty, and be bound to pay over the ſame in Manner hereafter provided, in the ſame Manner, in all Reſpects, as if he had actually received ſuch Duty.

Duplicate ſhall be kept of Judgment Books.

XXVIII. And be it further enacted, That any Officer who ſhall have the Cuſtody of any Book wherein Judgment ſhall be entered in *Ireland*, ſhall keep and have a Duplicate of every ſuch Book wherein all ſuch Entries of Judgments ſhall be truly copied, and ſhall in Conſideration thereof be entitled to have and receive from the Perſon entering any ſuch Judgment, a Fee of Sixpence over and above all other Fees, if any, chargeable thereon.

Stamping Books of Courts.

XXIX. And be it further enacted, That every Officer of every Court of Juſtice, which ſhall be held or ſhall ſit in the County or County of the City of *Dublin*, having the legal Cuſtody of the ſeveral Records, Rolls, or Books belonging to ſuch Court reſpectively, or of any of them, wherein any ſuch Entry whatever ſhall be made relating to the Rules or other Proceedings, Proceſs or Judgments of ſuch Courts, ſhall, within Ten Days after the Firſt Day of each and every Term, produce and bring every Duplicate Book of the Entry of Judgments required to be kept as herein-before mentioned, and every

every original Record, Roll, or Book of any of the ſaid other Entries, to ſome Perſon to be appointed for that Purpoſe by the ſaid Commiſſioners of Stamps at the Stamp Office in *Dublin*; and every ſuch Officer ſo bringing any ſuch Record, Roll, or Book, ſhall inſert therein, immediately after the laſt Entry therein, at the Time of producing the ſame, a Certificate duly ſigned by him, ſtating the Number of ſuch Entries made thereon or therein in the Term and Vacation immediately preceding, as are ſubject by Law to any Stamp Duty or Duties, and every ſuch Officer ſhall thereupon pay the full Amount of all ſuch Stamp Duties as ſhall be then by Law payable for or in reſpect of all ſuch Entries therein reſpectively, and every ſuch Record, Roll, or Book ſhall thereupon be ſtamped reſpectively with ſome Stamp or Stamps denoting the full Amount of the Whole of the Stamp Duties which ſhall be then paid, in reſpect of the ſeveral Entries ſo made therein reſpectively, in ſuch preceding Term and Vacation, which Stamp or Stamps ſhall be as few in Number as can conveniently be, to denote the full Payment of the Amount of the ſaid Duties in Pounds, Shillings, and Pence, and ſhall be placed in the ſame Page or Place on which the Certificate of ſuch Officer ſhall be written as aforeſaid; and if any Officer of the ſaid Courts ſhall neglect or omit to bring any ſuch Record, Roll, Book, or to furniſh ſuch Certificate therein, or pay ſuch Duties as aforeſaid, or ſhall make any falſe Entry or Copy, or omit to make any true Entry or Copy, in any ſuch Duplicate Book of Judgments, then and in every ſuch Caſe every ſuch Officer ſhall, for every ſuch Offence, forfeit the Sum of Forty Pounds; and in ſuch Caſe whenever ſuch Record, Roll, or Book ſhall be produced at the ſaid Stamp Office, if ſuch Certificate ſhall not appear therein, the proper Officer at the ſaid Stamp Office ſhall himſelf make the ſaid Certificate, and on Payment of the Duties thereby appearing to be due, the ſaid Record, Roll, or Book ſhall be duly ſtamped as aforeſaid.

Stamp Duty to be placed on the Entry of Judgments.

XXX. And be it further enacted, That whenever any Officer of any Court ſhall mark any Judgment not interlocutory, whether for the Plaintiff or Plaintiffs, or for the Defendant or Defendants, or any of them, the Amount of the Sum, if any, to be recovered thereby, whether in reſpect of Debt, Damages, or Coſts, ſhall be ſtated in the ſaid Entry thereof, ſo far as the ſame ſhall be then aſcertained, in order that the Stamp Duty payable in reſpect thereof may be then calculated and paid, and be afterwards accounted for and paid over by ſuch Officer as aforeſaid; and if on any ſuch Judgment, whether for Plaintiff or Defendant, Coſts ſhall be recoverable, and the Amount of ſuch Coſts ſhall not be then aſcertained, then a Blank ſhall be left for the Amount of ſuch Coſts, whether Single, Double, or Treble; and as ſoon as the ſaid Coſts ſhall be aſcertained, and before any Record ſhall be made up or Execution iſſued on ſuch Judgment, ſuch Blank ſhall be filled up with the Amount of ſuch Coſts, and the Perſon requiring ſuch Entry, if Coſts only ſhall be recovered in ſuch Judgment, ſhall pay the Stamp Duty in reſpect of ſuch Amount; and if Debt and Damages, or Debt or Damages alſo be made recoverable therein, then ſuch Perſon ſhall pay the Difference between the Stamp Duty, if any, theretofore paid as aforeſaid, in reſpect of ſuch Debt and Damages, or Debt or Damages, and the Duty payable in reſpect of the whole Amount adjudged; and if by any Means ſuch Stamp Duty ſhall not have been theretofore paid, then the Perſon requiring ſuch Entry ſhall pay to ſuch Officer the whole Stamp Duty payable in reſpect of the entire Sum adjudged, and ſuch Officer ſhall in any of the ſaid Caſes fill up the ſaid Duplicate

Book, and account for and pay over the Sums ſo received by him in Manner aforeſaid; and if any ſuch Judgment ſhall have been ſo marked or entered on or previous to the laſt Day of the Term immediately preceding the filling up of ſuch Blank, then ſuch Officer when he ſhall be ſo required to fill up ſuch Blank, and before he ſhall fill up the ſame, ſhall enter a Memorandum thereof in his Book, in the ſame Place as if ſuch Memorandum were a Judgment entered on that Day, and ſuch Memorandum ſhall ſtate the Amount of ſuch Coſts, and ſhall refer to the Judgment ſo previouſly marked and then about to be filled up, ſo that the ſame may immediately be found by ſuch Reference, and a Reference to ſuch Memorandum ſhall alſo be made in the Margin of ſuch Judgment; and when ſuch Officer ſhall afterwards certify, in the Duplicate of ſuch Book, the Amount of the Stamp Duties for the Term and Vacation next preceding as aforeſaid, he ſhall include therein the Duty ſo payable on the filling up of ſuch Blank as aforeſaid; and if any Officer ſhall mark or enter any ſuch Judgment without ſtating therein the Amount of the Sum recoverable thereby, ſo far as the ſame ſhall be then aſcertained, or ſhall iſſue or ſuffer to be iſſued any Execution on any ſuch Judgment, or ſhall ſuffer any Record thereof to be made up before full Entry ſhall have been made, of the Sum to be recovered by ſuch Judgment as aforeſaid, or ſhall omit to make ſuch Memorandum as aforeſaid, every ſuch Officer ſo offending ſhall for every ſuch Offence forfeit the Sum of Forty Pounds.

Penalty on Officer not ſtating in Entry the Amount of the Judgment.

Stamps on Proceſſes to enforce Appearances.

XXXI. And be it further enacted, That all Proceſs which ſhall be entered or obtained to enforce the Appearance or Appearances of any Defendant or Defendants in any Court of Law or Equity in *Ireland*, or to enforce the Anſwer or Anſwers of any Defendant or Defendants in any Court of Equity in *Ireland*, ſhall be engroſſed and made out upon Vellum, Parchment or Paper ſtamped with the Duty which ſhall be then payable upon ſuch Proceſs; and in caſe the Officer or Officers who ſhall enter or cauſe ſuch Proceſs to be entered as aforeſaid, ſhall neglect to have ſuch Proceſs made out as aforeſaid, he and they ſhall for every ſuch Neglect forfeit to His Majeſty, His Heirs and Succeſſors, the Sum of Ten Pounds, which Sum ſhall be enforced in a ſummary Way upon Motion by Order of the Court in which ſuch Proceſs ſhall be entered, together with the Coſts of ſo recovering the ſame.

Proceſs of Attachment in Chancery, &c.

XXXII. And be it further enacted, That any Writ of Attachment, Alias Pluries, Proclamation, Commiſſion of Rebellion, Sergeant at Arms, or Sequeſtration, which ſhall iſſue in or from the Court of Chancery in *Ireland*, ſhall be entered in the Office of the Regiſtrar of the ſaid Court, and that ſuch Regiſtrar and alſo the proper Officer for entering ſuch Writs in the Equity Side of the Court of Exchequer in *Ireland*, ſhall receive a Fee of Sixpence and no more, for every ſuch Writ which ſhall be ſo entered by him, and ſhall certify ſuch Entry on the Back of ſuch Writ, and that every ſuch Writ ſhall be ſo entered and iſſued before the Return Day thereof, and not afterwards; and that none of the ſaid Writs, after the ſaid Writ of Attachment, ſhall be ſo entered or iſſued, unleſs all the preceding Writs in the Order aforeſaid ſhall previouſly have been actually and duly entered and iſſued as aforeſaid; and that no Order, Decree, or Proceeding ſhall be made or taken in or by either of the ſaid Courts grounded on any ſuch Writ or Proceſs, nor ſhall ſuch Court take any Notice of the Exiſtence of any ſuch Writ, until ſuch Writ and the Cer-

tificate of the Entry thereof, ſhall have been produced and read to ſuch Court: Provided always, that it ſhall and may be lawful to and for the ſaid Officers reſpectively, to iſſue any ſuch Writ or Writs at any Time after the Return or Returns thereof reſpectively, ſo as the ſame ſhall be done under an Order ſpecially made for that Purpoſe by the Court either on Conſent of Parties or on the particular Circumſtances of the Caſe, and that every ſuch Order ſhall be liable to a Duty equal to the full Amount of the Stamp Duties payable on each and every Writ which ſhall or by Poſſibility may be iſſued under the Authority thereof, and that in ſuch Caſe, any Writ which ſhall be afterwards iſſued under ſuch Order, ſhall have a Memorandum written on the Face of ſuch Writ referring to ſuch Order as the Authority for iſſuing the ſame, and ſigned by the proper Officer for iſſuing ſuch Writ, and thereupon ſuch Writ ſhall not be ſubject to any Stamp Duty; and if any of the aforeſaid Writs ſhall be iſſued without having been ſo entered, the ſame ſhall be void to all Intents and Purpoſes, and each and every Perſon concerned in ſo iſſuing the ſame, and any Perſon who ſhall make any Charge for the ſame, in any Bill of Coſts or otherwiſe, and alſo the Officer from whoſe Office the ſame ſhall be ſo iſſued, ſhall forfeit and pay a Sum of Twenty Pounds Sterling.

Penalty on Officers, Attornies, &c. for forged Stamps uſed by them or their Servants, unleſs bought at the Stamp Office, or of ſome Diſtributor or Perſon duly licenſed.

XXXIII. And be it further enacted, That whenever any Officer of any Court of Law or Equity, or of any Eccleſiaſtical or Admiralty Court in *Ireland*, ſhall certify, ſubſcribe, engroſs or write any atteſted Copy, or any other Matter whatſoever in anywiſe relating to the Buſineſs of ſuch Court in reſpect of which any Stamp Duty ſhall be payable, and whenever any Six Clerk in Chancery, or any Attorney, Solicitor, Proctor, Agent, Procurator, Notary Public or Scrivener, ſhall cauſe any Pleading, Order, or Proceeding whatſoever, in reſpect whereof any Stamp Duties ſhall be payable, to be filed in any ſuch Court, or ſhall by himſelf, his Clerks, Agents or Servants, prepare or cauſe to be prepared or written or engroſſed, any Deed, Inſtrument, or Writing in reſpect whereof any Stamp Duty ſhall be payable; and in caſe it ſhall happen that the Vellum, Parchment, or Paper upon which ſuch atteſted Copy or other Matter, Pleading, Order or Proceeding, Deed, Inſtrument, or Writing ſhall be written or engroſſed, ſhall be ſtamped or marked with a falſe, forged, or counterfeited Stamp, or Mark, every ſuch Officer, Six Clerk, Attorney, Solicitor, Agent, Procurator, Proctor, Notary Public, or Scrivener reſpectively, ſhall, for every ſuch falſe, forged, or counterfeited Stamp or Mark, forfeit and pay the Sum of Ten Pounds *Britiſh* Currency, unleſs he ſhall prove that the Vellum, Parchment, or Paper ſo ſtamped or marked was bought with the Stamps or Marks thereon at the Stamp Office in *Dublin*, or of ſome Diſtributor or Sub-Diſtributor of Stamps, or of ſome Perſon licenſed to ſell Stamps.

Stamps to be examined before Regiſtry or Enrolment.

XXXIV. And be it further enacted, That whenever any Deed or other Inſtrument which ſhall be ſubject to any Stamp Duty whatſoever ſhall be delivered for Regiſtry to the Regiſtrar or Deputy Regiſtrar for regiſtering Deeds in *Ireland*, or ſhall be delivered for Enrollment to any Officer of any of His Majeſty's ſuperior Courts in *Dublin*, or to any Clerk of the Peace or other Perſon entruſted to enroll Deeds in *Ireland*, ſuch Regiſtrar, Deputy Regiſtrar, Officer, Clerk of the Peace or other Perſon ſhall, before the ſame ſhall be ſo regiſtered or enrolled reſpectively, examine carefully ſuch Deed and the Stamp thereon, for which Examination the

Perſon actually making the ſame, whether Principal or Deputy, ſhall receive for his own proper Uſe from the Perſon ſo delivering ſuch Deed or Inſtrument, a Sum or Fee of Sixpence and no more, over and above all other lawful Fees, and if ſuch Deed ſhall not be ſtamped with a proper and legal Stamp, to denote the Payment of the Duty which ſhall appear to be payable thereon, ſuch Regiſtrar or ſuch Perſon ſhall not ſuffer ſuch Deed to be regiſtered or enrolled reſpectively, until the ſame ſhall be duly ſtamped; and if any ſuch Regiſtrar, Deputy Regiſtrar, Officer, Clerk of the Peace, or other Perſon, ſhall offend herein, he ſhall, for every ſuch Offence, forfeit and pay the Sum of Fifty Pounds Sterling.

Officer not to receive Memorial without Deed or Inſtrument referred to in it.

XXXV. And be it further enacted, That no Memorial ſhall be received for Regiſtry by any ſuch Regiſtrar, or Deputy Regiſtrar, in *Ireland*, unleſs he ſhall receive at the ſame Time the Deed or other Inſtrument required to be regiſtered thereby; and if any ſuch Regiſtrar, or Deputy Regiſtrar, ſhall receive ſuch Memorial without ſuch Deed or other Inſtrument, he ſhall, for every ſuch Offence, forfeit the Sum of Twenty Pounds.

Certificate of Judgment being ſtamped.

XXXVI. And be it further enacted, That no atteſted Copy of any Final Judgment which ſhall have been entered in *Ireland* before the Commencement of this Act, and which ſhall have required a Stamp, ſhall be given or received in Evidence, unleſs the Officer atteſting the ſame ſhall certify, not only that the ſame is a true Copy of ſuch Judgment, but that ſuch Judgment has been duly ſtamped as aforeſaid reſpectively; and if any Officer ſhall certify the ſame falſely, he ſhall, for every ſuch Offence, forfeit the Sum of Forty Pounds.

Stamping Aſſignments of Bail Bond after Execution thereof.

XXXVII. And be it further enacted, That if any Perſon or Perſons ſhall be arreſted by virtue of any Writ or Proceſs of any of His Majeſty's Superior Courts of Record in *Dublin*, at the Suit of any common Perſon, and the Sheriff or other Officer ſhall take Bail from ſuch Perſon againſt whom ſuch Writ or Proceſs ſhall iſſue, the Sheriff or other Officer, at the Requeſt and Coſt of the Plaintiff in ſuch Action or Suit, or of his lawful Attorney, ſhall duly aſſign to the Plaintiff in ſuch Action or Suit, the Bail Bond, or other Security taken from ſuch Bail by Endorſement according to Law; and alſo when and ſo often as it ſhall become neceſſary for any Sheriff or other Officer in *Ireland*, having Authority to grant Replevins, to aſſign any Bail Bond of any Plaintiff in Replevin to the Avowant or Defendant in ſuch Action, then and in every of the ſaid Caſes ſuch Aſſignment may be made without any Stamp: Provided nevertheleſs, that no Action ſhall be brought under any Aſſignment until the ſame ſhall have been firſt duly ſtamped with ſuch Stamp as ſhall be then by Law required for ſuch Aſſignment, and the ſaid ſeveral Aſſignments ſhall, on Application at the Stamp Office in *Dublin*, at any Time before any Action be brought thereupon, be duly ſtamped, in ſuch Manner as ſhall be then required by Law, without Payment of any Penalty or other Sum, ſave only the Duty which ſhall be then payable thereon.

On the Sale of any Property, the Purchaſe or Conſideration Money ſhall be fully and truly ſet

XXXVIII. And be it further enacted, That from and after the Commencement of this Act, in all Caſes of the Sale of any Lands, Tenements, Rents, Annuities, or other Property, Real or Perſonal, or of any Right, Title, Intereſt, or Claim, in, to, out of or upon any Lands, Tenements, Rents, Annuities, or other Property where a Duty is or ſhall be from Time to Time impoſed on the Conveyance thereof, in Proportion to the Amount

Amount of the Purchaſe or Conſideration Money therein or thereupon expreſſed, the full Purchaſe or Conſideration Money, which ſhall be directly or indirectly paid or ſecured, or agreed to be paid for the ſame, ſhall be truly expreſſed and ſet forth in Words at length, in or upon the Principal or only Deed or Inſtrument, whereby the Land or other Thing ſold ſhall be granted, aſſigned, transferred, releaſed, renounced, or otherwiſe conveyed to or veſted in the Purchaſer or Purchaſers, or to or in any other Perſon or Perſons by his, her, or their Direction, and alſo where upon the Sale of any Annuity, Eaſement, Servitude, or other Right, not before in Exiſtence, the ſame ſhall not be created by actual Grant or Conveyance, but ſhall only be ſecured by Bond, Warrant of Attorney, Covenant, Contract, or other Security, the full Purchaſe or Conſideration Money which ſhall be directly or indirectly paid or ſecured or agreed to be paid for the ſame, ſhall be truly expreſſed and ſet forth in Words at Length, in or upon the Bond or other Inſtrument or Inſtruments by which the ſame ſhall be ſecured; and if in any of the ſaid Caſes the full Purchaſe or Conſideration Money ſhall not be truly expreſſed and ſet forth in Manner hereby directed, the Purchaſer or Purchaſers, Seller or Sellers ſhall forfeit the Sum of Fifty Pounds, and ſhall alſo be charged and chargeable with, and be holden liable to the Payment of Five Times the Amount of the Exceſs of Duty, which would have been payable for ſuch Deed, Bond, or other Inſtrument as aforeſaid, in reſpect of the full Purchaſe or Conſideration Money, in caſe the ſame had been truly expreſſed and ſet forth in or upon ſuch Deed, Bond, or Inſtrument, beyond the Amount of the Duty actually paid for the ſame, which Quintuple Duty ſhall be deemed and taken to be a Debt to His Majeſty, His Heirs and Succeſſors, of, and from the Party or Parties reſpectively hereby made liable to pay the ſame, and may be recovered by a ſummary Application to the Court of Exchequer, againſt ſuch Party or Parties, or any one or more of them, in like Manner as any unpaid Stamp Duty may be recovered under the Proviſions of any Act of Parliament made or to be made in that Behalf.

forth in the Conveyance, &c.

Penalties on Purchaſers and Sellers for Default thereof.

XXXIX. Provided always, and be it further enacted, That if any or either of the Parties hereby made liable to the Payment of ſuch Penalty and Quintuple Duty as aforeſaid, ſhall give Information to the Commiſſioners of Stamps whereby ſuch Penalty or Quintuple Duty, or any Part thereof, ſhall be recovered from any other Party or Parties liable thereto, the Party or Parties giving the Information ſhall not only be indemnified and diſcharged of and from ſuch his, her, or their Liability, but ſhall alſo be rewarded by the Commiſſioners of Stamps out of the Penalty or Quintuple Duty ſo recovered, to ſuch Extent as the ſaid Commiſſioners ſhall think proper, but not exceeding One Half of what ſhall be ſo recovered; and where any other Perſon ſhall give Information whereby ſuch Penalty or Quintuple Duty ſhall be recovered, he or ſhe ſhall be rewarded in the like Manner.

Parties liable to Penalties informing againſt others to be indemnified and rewarded.

XL. And be it further enacted, That where the full Purchaſe or Conſideration Money ſhall not be truly expreſſed or ſet forth in the Manner hereby directed, it ſhall be lawful for the Purchaſer or Purchaſers, or any of them, or his, her, or their Executors or Adminiſtrators, to recover back from the Seller or Sellers, his, her, or their Executors or Adminiſtrators, ſo much and ſuch Part of ſuch Purchaſe or Conſideration Money as ſhall not be expreſſed and ſet forth as aforeſaid, or the Whole thereof, if no Part

Where the Conſideration ſhall not be truly ſet forth, the Purchaſer may recover back ſo much of the Conſideration

Money as ſhall not be ſtated.

Part of the ſame ſhall ſo be expreſſed and ſet forth, either in an Action for Money had and received for the Uſe of the Party or Parties ſuing for the ſame, or by Action of Debt, Bill, Plaint, or Information in any of His Majeſty's Superior Courts of Record in *Dublin*, wherein no Eſſoign, Protection, Wager of Law, nor more than One Imparlance ſhall be allowed, together with Double the Coſts of Suit; but ſuch Purchaſe or Conveyance ſhall not therefore be affected or impeached for any Want or Inadequacy of Conſideration, but the ſame ſhall be of the ſame Force, Validity, and Effect, as if the Sum ſo recovered had been expreſſed in the Deed or other Conveyance as the Conſideration or Part of the Conſideration thereof, and had been duly paid and retained accordingly.

Penalties on Attornies, Solicitors, and others, for not inſerting the full and true Conſideration in any Conveyance, &c.

XLI. And be it further enacted, That if any Attorney, Solicitor, or other Perſon, who ſhall be employed in or about the preparing of any ſuch Deed, Bond, or other Inſtrument in or upon which the full Purchaſe or Conſideration Money is hereby required to be truly expreſſed and ſet forth as aforeſaid, or who ſhall be employed for any of the Parties thereto, in anywiſe about or relating to the Tranſaction therein mentioned, ſhall knowingly and wilfully inſert or ſet forth, or cauſe to be inſerted or ſet forth, in or upon any ſuch Deed, Bond, or other Inſtrument, any other than the full and true Purchaſe or Conſideration Money directly or indirectly paid or ſecured, or agreed to be paid for the ſame, or ſhall in anywiſe aid or aſſiſt in the doing thereof reſpectively, every ſuch Attorney, Solicitor, or other Perſon ſo offending ſhall, for every ſuch Offence, forfeit the Sum of Five hundred Pounds, and every Attorney and Solicitor ſo offending, and being thereof lawfully convicted, ſhall alſo be from thenceforth diſabled to practiſe as an Attorney or Solicitor; and any other Perſon being entitled, entruſted, or inſtructed to prepare any ſuch Deed or other Inſtrument in virtue of any Public Office or Employment, and being guilty of ſuch Offence in the Execution of his Office or Employment, and being thereof lawfully convicted, ſhall alſo forfeit and loſe his Office or Employment, and be from thenceforth incapable of holding the ſame.

But not to attach unleſs the Duty paid be leſs than the Duty payable on the full Conſideration.

XLII. Provided always, and be it further enacted, That no Party, Attorney, Solicitor, or other Perſon whomſoever, ſhall be liable to any Penalty, Diſability, or Forfeiture whatſoever, by reaſon of the full Purchaſe or Conſideration Money not being truly expreſſed and ſet forth in or upon any ſuch Deed, Bond, or other Inſtrument as aforeſaid, unleſs the Duty or Duties actually paid for the ſame, ſhall be leſs than would have been payable for the ſame, in caſe the full Purchaſe or Conſideration Money had been truly expreſſed and ſet forth according to the Directions of this Act.

In caſe of Duplicates of Mortgages or Conveyances on Sale, One Part only to be charged with the ad valorem Duty.

XLIII. And be it further enacted, That where there ſhall be Duplicates or Triplicates, or more than One Part made of any Inſtrument which ſhall be then by Law charged with any ad valorem Duty, one of ſuch Duplicates, Triplicates, or Parts ſhall be charged with the ſaid ad valorem Duty, and the other or others of them ſhall be exempted therefrom, but ſhall nevertheleſs be charged with the ordinary Duty on Deeds and Conveyances in general, and the ſaid Commiſſioners of Stamps upon all the Parts of the ſaid Inſtruments being produced to them, duly ſtamped as hereby required, ſhall cauſe the Duplicates, Triplicates, or all other Parts, except that on which the ad valorem Duty ſhall be ſtamped, to be alſo ſtamped

with ſome particular Stamp, for denoting or teſtifying the Payment of the ſaid ad valorem Duty, and thereupon, but not before, or otherwiſe ſuch Duplicate or Triplicate, or other Part, ſhall or may be received as Evidence in any Court of Juſtice.

In Caſes of ſeveral Deeds for effecting the Conveyance of Property ſold, and of Doubts ariſing which is the Principal Deed, liable to the ad valorem Duty, the Parties may determine for themſelves.

XLIV. And be it further enacted, That where there ſhall be ſeveral Deeds or Inſtruments for effecting the Conveyance of any Property upon the Sale thereof, and any Doubt ſhall ariſe which is the Principal Deed or Inſtrument chargeable with the ad valorem Duty, in reſpect of ſuch Sale, it ſhall be lawful for the Parties concerned to determine for themſelves, which ſhall be the Principal Deed or Inſtrument, and upon all the ſaid Deeds or Inſtruments being produced, and appearing to be duly ſtamped, it ſhall be lawful for the ſaid Commiſſioners of Stamps to cauſe thoſe which ſhall not be ſtamped with the ad valorem Duty to be alſo ſtamped with ſome particular Stamp for denoting or teſtifying the Payment thereof and thereupon, but not otherwiſe, ſuch Deeds which ſhall not be ſtamped with the ad valorem Duty, ſhall and may be received as Evidence in any Court of Juſtice.

Affidavits for grounding Preſentments.

XLV. And be it further enacted, That no Affidavit made for the Purpoſe of grounding thereon any Preſentment of any Grand Jury, for raiſing Money for Repair of Roads, or for any other Public Purpoſe, ſhall be lodged with or received by the Secretary of any Grand Jury, nor ſhall be entered in any Schedule delivered to any Grand Jury, nor ſhall any ſuch Affidavit be delivered by him to or laid by him before any Grand Jury, unleſs ſuch Affidavit ſhall be written on Paper ſtamped with the Stamp which ſhall be then by Law required for the ſame, nor ſhall any Affidavit for accounting for any Money preſented by any Grand Jury, be laid before any Grand Jury by the Secretary, or be read in Court, or authorize the Court to diſcharge any Query, unleſs it ſhall be written on Paper duly ſtamped.

Preſentations, &c. are to be in Writing on Stamps, and lodged with Regiſter of Dioceſe.

XLVI. And be it further enacted, That no Collation, Preſentation, or Donation, to or of any Benefice, or Spiritual or Eccleſiaſtical Promotion in *Ireland*, ſhall be good, valid, or effectual, unleſs the ſame ſhall be in Writing under Hand and Seal, and ſhall be duly ſtamped, if a Stamp ſhall be neceſſary thereon; and that every ſuch Writing, as alſo all and every Preſentation or Donation under the Great Seal of *Ireland*, ſhall be depoſited with the Regiſtrar of the Dioceſe, who ſhall forthwith cauſe the ſame to be filed in the Regiſtry of the Dioceſe, and ſhall give to the Perſon ſo depoſiting the ſame, a Certificate that the ſame has been ſo depoſited, and ſuch Certificate ſhall further ſtate either that ſuch Inſtrument is duly ſtamped or that the ſame is not by Law ſubject to any Stamp, and ſhall alſo ſtate the Date of ſuch Inſtrument, and the Day of the Month and Year when ſuch Inſtrument was ſo depoſited or filed; and no Perſon ſhall be inducted into any Benefice or Promotion in *Ireland*, who ſhall not previous to and at the Time and Place of ſuch Induction, produce ſuch Certificate to the Perſon or Perſons authorized to make ſuch Induction; and if any Induction ſhall be made contrary to this Proviſion, the ſame ſhall be wholly void and of no Effect, and every Perſon making the ſame ſhall forfeit and pay the Sum of Fifty Pounds Sterling.

No Induction to be without his Certificate.

Fees on filing Certificates, &c.

XLVII. And be it further enacted, That every such Registrar shall, for so receiving and filing such Instrument, and granting such Certificate thereof, be entitled to receive a Fee of Two Shillings and Sixpence and no more, and a Fee of One Shilling and Sixpence for any new Certificate of the same Matter that may be afterwards required; and if any such Registrar shall refuse, neglect, or omit to receive and file such Instrument, or to grant any such new Certificate on reasonable Demand thereof, or shall certify therein any Thing which shall not be true, (of the Truth whereof the Proof shall lie on him), he shall for every such Offence forfeit the Sum of One hundred Pounds Sterling.

Penalty for refusing it.

Certificate to be Part of Title.

XLVIII. And be it further enacted, That every Person who from and after the Commencement of this Act shall receive any Benefice, or Spiritual or Ecclesiastical Promotion in *Ireland*, shall be bound to produce and prove, and shall produce and prove such Certificate as aforesaid, as Part of his Title to such Benefice or Promotion, upon any Trial or Hearing of any Action, Suit, or Proceeding for the Recovery of any Tithe or Glebe, or other Purpose whatever, before any Court of Law or Equity, or any Ecclesiastical Court, or any summary Jurisdiction whatsoever, wherein it shall be necessary for him to produce or prove such his Title; and that without the Production and Proof of such Certificate, such Court or Jurisdiction shall deem such Title to be imperfect and not duly proved, shall decide accordingly, notwithstanding any Consent or Admission of the Parties, or of any of them.

Stamping Admissions into Corporations.

XLIX. And whereas the Payment of Stamp Duties imposed on the Admission of Fellows into the College of Physicians or Surgeons, and of Freemen and others into other Corporations, Guilds, or Companies in *Ireland*, has been and may be evaded; be it therefore enacted, That it shall be lawful for the said College of Physicians or Surgeons, and for every Body Politic or Corporate, Corporation, Guild, or Company in *Ireland*, which shall admit any Person or Persons into any such College, Corporation, Guild, or Company, by themselves, or by some Person or Persons employed by such College, Corporation, Guild, or Company, and they are hereby required, previously to the Admission of any such Person into such College, Corporation, or Company, to demand and receive for the Use of His Majesty, His Heirs and Successors, of and from the Person so admitted, the several and respective Stamp Duties which shall be then by Law payable on the Entry, Minute, or Memorandum of Admission of such Person into such College, Corporation, Guild, or Company, and the proper Officer of such College, or Body Politic or Corporate, Corporation, or Company, shall make an Entry, Minute, or Memorandum of such Admission, upon the proper Stamp, in some Book, Roll, or Record of such College, Corporation, or Company, within One Month after such Person shall be so admitted into such Corporation or Company; and if such Officer shall neglect or refuse so to do, he shall, for every such Offence, forfeit the Sum of Ten Pounds; and every such College, Corporation, Guild, or Company shall be answerable for all such Duties, without any Proof of the same having been so received, or whether the same respectively shall have been so received or not, and the same shall be a Debt to His Majesty, and recoverable with Costs, by a summary Application to the Court of Exchequer, as any other unpaid Stamp Duty may be recovered under any Act of Parliament now made or hereafter to be made.

L. And

Inspection of Corporate Books by Stamp Officers

LI. And be it further enacted, That any and every Officer of the College of Physicians or Surgeons, or of any Corporation, Guild, or Fraternity in *Ireland*, who shall from Time to Time have in his Custody any Book, File, Record, Remembrance, Docket, or Proceeding of or belonging to such College, Corporation, Guild, or Fraternity, the Sight or Knowledge whereof may tend to the securing any of His Majesty's Stamp Duties which now are or shall at any Time be by Law payable in *Ireland*, or to the Proof or Discovery of any Fraud or Omission in relation thereto, or to any of them, shall at all seasonable Times permit any Person thereunto authorized by the Commissioners of Stamps, to try, search, inspect, and View all such Books, Files, Records, Remembrances, Dockets and Proceedings as aforesaid, without Fee or Reward, and to take thereout such Notes and Memorandums as shall be necessary for the Purposes last-mentioned, without Fee or Reward, and if any such Officer shall refuse or neglect so to do upon Demand made by such Person so authorized as aforesaid, such Officer so refusing or neglecting shall for every such Refusal or Neglect forfeit and pay the Sum of Ten Pounds.

Commencement of Act.

LI. And be it further enacted, That this Act and the several Clauses, Provisions and Regulations therein contained, shall commence and take Effect from and after the Fifth Day of *July* One thousand eight hundred and fifteen, and not sooner.

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