

ANNO QUINQUAGESIMO OCTAVO

GEORGII III. REGIS.

CAP. XC.

An Act to alter and amend certain of the Provisions of an Act passed in the Fifty-first Year of His Majesty's Reign, intituled *An Act to provide for the Administration of the Royal Authority, and for the Care of His Majesty's Royal Person, during the Continuance of His Majesty's Illness; and for the Resumption of the Exercise of the Royal Authority by His Majesty.*

[5th *June* 1818.]

WHEREAS due Attention to the Care of Her most Excellent Majesty's Health may require that Her Majesty should be occasionally absent from His most Excellent Majesty's Place of Residence, and it is expedient that at such Times One or more Members of Her Majesty's Council, as it may please Her Majesty to order and direct, should personally attend at His Majesty's Place of Residence: And whereas several of the present Members of Her Majesty's Council, appointed under the Authority of an Act passed in the Fifty-first Year of His Majesty's Reign, intituled *An Act to provide for the Administration of the Royal Authority, and for the Care of His Majesty's Royal Person, during the Continuance of His Majesty's Illness, and for the Resumption of the Exercise of the Royal Authority by His Majesty*, by reason of their official Duties are frequently unable to give such personal Attendance, and it is therefore fit that the Number of the Members of such Council should be increased: 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, 51 G. 3. c. 1.

Members of Her Majesty's Council appointed.

sembled, and by the Authority of the same, That *George* Earl of *Macclesfield*, *William* Lord Bishop of *London*, *Alleyne* Lord *Saint Helens*, and *Morton* Lord *Henley*, shall be and are hereby constituted and appointed Members of Her Majesty's said Council; and if it should happen that any of them should depart this Life, or by Instrument in Writing signify to Her Majesty their Intention to decline to act, that then it shall be lawful for Her most Excellent Majesty, by any Instrument or Instruments in Writing, revocable at Her Will and Pleasure, to nominate and appoint some one Person, being or having been a Member of His Majesty's most Honourable Privy Council, to be a Member of Her Majesty's said Council in the room or place of each and every of them so departing this Life, or declining to act as aforesaid; every of which Members hereby constituted and appointed, and so to be nominated and appointed, shall have such and the like Powers and Authorities, and execute and discharge such and the like Duties, as any of the present Members of Her Majesty's Council now hath, or can, or may execute or discharge under the Provisions and Authorities made and given by the said before-mentioned Act, first taking the Oath required to be taken by the Members of Her Majesty's Council by the said Act, in the Manner and at the Time thereby prescribed; provided that every such Nomination and Appointment so to be made by Her Majesty as aforesaid shall be forthwith certified by an Instrument in Writing, signed and sealed by Her Majesty, to the Lords of His Majesty's most Honourable Privy Council, and shall be entered in the Books of the said Privy Council.

Her Majesty empowered to appoint others in case of Death, &c.

So much of recited Act as provides for the Meeting and Sitting of Parliament in the Cases therein mentioned, repealed.

II. And be it further enacted by the Authority aforesaid, That so much of the said Act, passed in the Fifty-first Year of His Majesty's Reign, as enacts, that in the Case therein for that Purpose mentioned, The Regent of the United Kingdom should forthwith order and direct a Proclamation to be issued under the Great Seal of the United Kingdom, and published, declaring as in the said Act is directed; and also so much of the said Act as enacts, as therein is enacted, in case such Proclamation so ordered and directed by The Regent should issue, touching the Meeting and Sitting of the Parliament at that Time in being, or of the last preceding Parliament, or of a new Parliament, in the respective Cases in which it is by the said Act provided that such Parliaments respectively should immediately meet, convene, and sit; shall be and the same is hereby repealed.

In case of The Regent ordering a Proclamation to be issued, under the Circumstances mentioned in the recited Act, the Care of His Majesty's Person shall vest in Her Majesty's Council until Parliament shall make due Provision relating thereto.

III. And be it further enacted by the Authority aforesaid, That if the Case shall happen in which it was enacted by the said Act, that The Regent should forthwith order and direct such Proclamation to be issued and published as aforesaid, then, from and immediately after the same shall happen, the Care of His Majesty's sacred Person, and all and every the Powers and Authorities vested in Her Majesty by Parliament touching the Care of His Majesty's Person, and the disposing, ordering, and managing all Matters and Things relating thereto, shall become vested and continue vested in Her Majesty's Council, until Parliament shall make due Provision relating thereto, in like Manner and as fully as such Care, Powers, and Authorities were vested or intended to be vested in such Case by the before-mentioned Act of the Fifty-first Year of His Majesty's Reign in Her Majesty's Council, until such due Provision should have been made according to the said Act.

IV. And be it further enacted by the Authority aforeſaid, That if ſuch Caſe as aforeſaid ſhall happen, and the Parliament in being at the Time ſhall then be ſeparated, The Regent ſhall forthwith cauſe to be iſſued and publiſhed a Proclamation under the Great Seal of the United Kingdom of *Great Britain* and *Ireland*, declaring that ſuch Caſe hath happened, and requiring the ſaid Parliament to meet and ſit at *Weſtminſter* at the Day to which ſuch Parliament had been adjourned or prorogued, or upon ſome Day to be mentioned in ſuch Proclamation, and being within Sixty Days, to be computed from the Date of ſuch Proclamation, and the Parliament ſhall thereby be deemed and taken to be duly prorogued to ſuch Day ſo to be mentioned in ſuch Proclamation.

In caſe Parliament ſhall be ſeparated, Proclamation to be iſſued for the Meeting within 60 Days.

V. And be it further enacted by the Authority aforeſaid, That if ſuch Caſe as aforeſaid ſhall happen, and there ſhall be no Parliament in being at the Time, and the ſame ſhall happen before the Day appointed by any Writs of Summons then iſſued for calling and aſſembling a new Parliament, then and in ſuch Caſe The Regent ſhall forthwith cauſe to be iſſued and publiſhed a Proclamation under the Great Seal aforeſaid declaring that ſuch Caſe hath happened, and requiring ſuch new Parliament to convene and ſit at *Weſtminſter*, either upon the Day appointed by ſuch Writs of Summons for aſſembling the new Parliament, or upon ſome Day to be mentioned in ſuch Proclamation, and being within Sixty Days, to be computed from the Date of ſuch Proclamation; and in ſuch latter Caſe, upon the Day appointed by the ſaid Writs of Summons for aſſembling the new Parliament, the ſame ſhall in the due and accuſtomed Manner be prorogued to ſuch Day ſo to be mentioned in ſuch Proclamation.

If there be no Parliament, and ſuch Caſe ſhall happen before the Day of Meeting appointed by Writ of Summons, Proclamation ſhall be iſſued for the Meeting either on the Day appointed, or within 60 Days.

VI. And be it alſo enacted by the Authority aforeſaid, That if ſuch Caſe as aforeſaid ſhall happen upon or after the Day appointed by any Writ of Summons then iſſued for calling and aſſembling a new Parliament, and before ſuch new Parliament ſhall have met and ſat as a Parliament, then and in ſuch Caſe The Regent ſhall forthwith cauſe ſuch a Proclamation as aforeſaid to be iſſued and publiſhed, declaring that ſuch Caſe hath happened, and requiring the new Parliament either to convene and ſit at *Weſtminſter* immediately after ſuch Proclamation ſhall have been publiſhed, or upon ſome Day to be mentioned in ſuch Proclamation, and being within Sixty Days to be computed from the Date of the ſaid Proclamation; and in each Caſe the Parliament ſo convening and ſitting ſhall be and be deemed to be a Parliament to all Intents and Purpoſes under the Proviſions of this Act.

If the Caſe ſhall happen on or after the Day appointed by ſuch Writ, Proclamation ſhall be iſſued in like Manner for the Parliament to meet within 60 Days.

VII. And whereas by an Act paſſed in the Thirty-ſeventh Year of the Reign of His preſent Majeſty, intituled *An Act to ſhorten the Time now required for giving Notice of the Royal Intention of His Majeſty, His Heirs and Succeſſors, that the Parliament ſhall meet and be holden for the Diſpatch of Buſineſs, and more effectually to provide for the Meeting of Parliament in the Caſe of a Demiſe of the Crown;* it is amongſt other Things enacted, that in the Caſe of the Demiſe of His Majeſty, His Heirs or Succeſſors, ſubſequent to the Diſſolution or Expiration of a Parliament, and before the Day appointed by the Writs of Summons for aſſembling a new Parliament, the laſt preceding Parliament ſhall immediately convene and ſit at *Weſtminſter*, and be a Parliament, for ſuch Time to all Intents and Purpoſes, and ſubject as therein is provided: And whereas by the aforeſaid Act paſſed in the Fifty-firſt

In the Caſes of the Demiſe of His Majeſty, or of The Regent, ſubſequent to the Diſſolution or Expiration of a Parliament, and before the Day appointed for the Meeting of a new Parliament, the

Writs of Summons shall be superseded and discharged.

37 G. 3. c. 127.
51 G. 3. 1.

Fifty-first Year of His Majesty's Reign, it is amongst other Things enacted, that if His Royal Highness The Prince of *Wales* shall depart this Life during the Continuance of the Regency by that Act established, or cease to be Regent under any of the Provisions thereof, the Lords of His Majesty's most Honourable Privy Council shall forthwith cause a Proclamation to be issued in His Majesty's Name, under the Great Seal of the United Kingdom of *Great Britain* and *Ireland*, declaring the same; and in case any such Proclamation shall issue at any Time subsequent to the Dissolution or Expiration of a Parliament, and before the Day appointed by any Writs of Summons then issued for assembling a new Parliament, then and in such Case the last preceding Parliament shall immediately convene and sit at *Westminster*, and be a Parliament, for such Time to all Intents and Purposes, and subject as therein is mentioned: And whereas Doubts may arise as to the Effect of the Demise of His Majesty, and of His Royal Highness The Prince of *Wales*, Regent, respectively, or of His Royal Highness ceasing to be Regent as aforesaid, subsequent to the Dissolution or Expiration of a Parliament, and before the Day appointed by any Writs of Summons then issued for assembling a new Parliament, with respect to the Execution or further Execution of such Writs of Summons; be it therefore declared and enacted, That upon such Events respectively taking place as aforesaid subsequent to the Dissolution or Expiration of a Parliament, and before the Day appointed by any Writs of Summons then issued for assembling a new Parliament, such Writs of Summons shall be and be deemed and taken to be superseded and discharged, such Event of His Majesty's Demise being notified by Proclamation under the Great Seal, and such the Demise of The Prince of *Wales* as aforesaid, or his ceasing to be Regent as aforesaid, being notified by Proclamation under the Great Seal, so caused to be issued by the Lords of His Majesty's most Honourable Privy Council, and that Persons respectively charged with the Execution thereof shall not proceed or further proceed in the Execution of such Writs; and all Acts before done or afterwards done in the Execution thereof shall be deemed and taken to be invalid and of no Effect.

Not to affect the Provisions of any other Act providing for the Meeting of Parliament.

VIII. Provided nevertheless, and be it enacted by the Authority aforesaid, That nothing herein contained, nor any Act which shall be done by virtue hereof, shall be deemed or taken to repeal, or in any Manner to alter or affect, otherwise than is herein expressly provided, the Provisions of any Act or Acts of Parliament heretofore passed and now in force, so far as the same regulate, require, or provide for the meeting, convening, and sitting of Parliament in case of the Demise of His Majesty, or His Heir or Heirs, Successor or Successors, or in case The Regent shall depart this Life or cease to be Regent, or to repeal, alter, or affect the Provision heretofore made by any Act now in force for shortening the Time which had before been required for giving Notice of the Royal Intention that the Parliament should meet and be holden for the Dispatch of Business.

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