

ANNO QUINQUAGESIMO NONO

GEORGII III. REGIS.

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and of 55G.3.c.151. and of 56G.3.c.112. continued to a certain Period; and then to cease and determine.

An Act to amend the Laws for imposing and levying of Fines in respect of unlawful Distillation of Spirits in Ireland, as relates to Fines on Townlands and Places in *Ireland;* and also so much of an Act made in the Fifty-sixth Year of His present Majesty's Reign, intituled *An Act to make certain Provisions for modifying the several Acts for imposing and levying of Fines in respect of unlawful Distillation of Spirits in* Ireland, as relates to Fines on Townlands and Places in *Ireland*, shall continue in force in the several Counties, Counties of Cities, and Counties of Towns in *Ireland*, until and upon the last Day of the several Summer Assizes respectively, in the Year One thousand eight hundred and twenty, and no longer; and that from and after the last Day of the said Summer Assizes respectively, all and every the Clauses and Provisions in the said recited Acts, relating to Fines on Townlands and Places in *Ireland*, shall cease and determine, except in Cases herein-after provided for, and except so far as relates to the levying, recovering, applying, mitigating, paying, and accounting for such Fines as shall have been imposed under the said recited Acts, at any Time before the End of the said Summer Assizes; which Fines shall and may be levied, recovered, applied, mitigated, paid, and accounted for, according to the Powers and Directions of the said recited Acts, or any of them, but subject to the Provisions of this Act.

Fines in respect of Heads or Worms of unlicensed Stills, repealed. 54G.3.c.150.

II. And be it further enacted, That from and after the passing of this Act it shall not be lawful for the Court or Judge at any Assizes for any County or County of a City or Town in *Ireland*, or at any presenting Term in the County or County of the City of *Dublin*, to fine any Parish, Townland, District, Division or Place whatever in *Ireland*, in any Sum of Money or Penalty for or in respect of any Head or Worm only, or any Head and Worm only, of a Still being found in any Parish, Townland, Manor, Lordship, or Place whatever, within such County, or County of a City or Town, any Thing in the said recited Act made in the Fifty-fourth Year of His present Majesty's Reign, or in any Act for amending the Laws for imposing and levying of such Fines, or in any other Act or Acts in force in *Ireland*, to the contrary notwithstanding; and that all and every the Provisions in the said recited Act of the Fifty-fourth Year aforesaid, and in any other Act or Acts in force in *Ireland*, contained with respect to any Information concerning the finding any such Head or Worm or Head and Worm of any unlicensed Still, so far as relates to the imposing or levying of any Fine or Fines on any Parish, Townland, District, or Division, on such Account only, shall from and after the passing of this Act be and the same are hereby repealed.

Commissioners of Excise, with Consent of Treasury, may levy the Whole or Part of Fines, or suspend the Levy thereof.

III. And be it further enacted, That from and after the passing of this Act it shall and may be lawful for the Commissioners of Inland Excise and Taxes in *Ireland*, from Time to Time to direct, that the Whole of any Fines which may at any Time before the passing of this Act have been imposed on any Parish, Townland, or District, (other than such Fines in respect of Heads or Worms of Stills which are by this Act repealed) or of any such Fines as may hereafter be imposed on any Townland or District, in respect of the unlawful Distillation of Spirits, under the several Acts in force in *Ireland*

Ireland for the Suppression of illicit Distillation, or that any Part or Proportion only of such Fines, may be from Time to Time levied on the Parishes, Townlands, or Districts on which such Fines (except as aforesaid) shall have been or shall be imposed, or that the levying of any such Fines, or any Part thereof, may be suspended; and that the levying of such Fines, or any Part thereof, or the Suspension of such Levy, shall take place at such Times and in such Manner, and under such Rules and Regulations, as the said Commissioners of Inland Excise and Taxes shall think fit to make in that Behalf, subject to such Orders and Directions as shall be from Time to Time given or made by the Lord High Treasurer, or the Commissioners of His Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland*, or any Three of them.

All Fines not levied within Three Years remitted.

IV. Provided always, and be it enacted, That no Fine or Fines which at any Time before the passing of this Act shall have been imposed, or which at any Time after the passing of this Act shall be imposed, on any Parish, Townland, District, or Place, under the said recited Act, or any Act or Acts for the Suppression of illicit Distillation in *Ireland*, nor any Part thereof, shall be levied off any such Parish, Townland, District, or Place, at any Time after the Expiration of Three Years next after the last Day of the Assizes or presenting Term at which such Fines shall have been or shall be respectively imposed, any Thing in this Act, or in any other Act or Acts in force in *Ireland*, to the contrary thereof in anywise notwithstanding; but that all such Fines, and all and every or any Part thereof which shall not be levied before the Expiration of such Term of Three Years, shall be and the same are hereby declared to be remitted, pardoned, and released, to all Intents and Purposes whatsoever.

Persons convicted of certain Offences declared Misdemeanors by 52 G. 3. c. 97. and 55 G. 3. c. 151. shall be punished by Fine and Imprisonment.

V. And be it further enacted, That whenever any Person or Persons shall be convicted, under any Act or Acts in force in *Ireland* at the Time of the passing of this Act, of a Misdemeanor, for the Offence of making use of any unlicensed Still, Still Head or Worm, or for distilling, or for having or keeping in his Possession any such Still, Still Head or Worm, or for making any Low Wines, Singlings or Spirits, or for brewing, making, or fermenting any Worts, Wash, or Pot-ale, wherewith or with Intent to distil Low Wines, Singlings or Spirits, without having a Licence in force pursuant to Law for distilling; or for the Offence of being found passing in any Part of *Ireland*, knowingly and willingly having in his, her, or their Custody or Possession any Spirituous Liquors distilled in *Ireland*, on which all Duties payable by Law shall not have been duly paid, or for which, if the Quantity shall exceed One Gallon, a proper Permit shall not be obtained for the Removal thereof; or for the Offence of being found passing in any Part of *Ireland*, knowingly and willingly having in his or her Care, Custody or Possession, any unlicensed Still, Still Head, Worm or Appendage of a Still, (except removing from or to a Brazier's, or Maker or Mender of Stills, under a proper Permit); or for the Offence of having any Malt, ground or unground, or any Corn or Grain wetted or steeped to be made into Malt, found in his, her, or their Custody or Possession, such Person not

not being entitled by Law to have the same in his, her, or their Custody or Possession; or for the Offence of being found passing in any Part of *Ireland*, knowingly and willingly having in his, her, or their Possession any Malt, ground or unground, upon which all Duties payable by Law thereon shall not have been paid, or for the Removal of which a proper Permit shall not have been granted; or for the Offence of being found passing in any Part of *Ireland*, knowingly and willingly having in his, her, or their Custody any Corn or Grain wetted or steeped, wherewith or with Intent to make the same into Malt; in every Case of Conviction for such Offences or any of them, the Court or Judge before whom the Offender shall be convicted, shall, in lieu of any Punishment to which any such Offender is subject under any Act or Acts in force in *Ireland*, sentence such Offender to pay such Fine not less than the Sum of Forty Shillings and not exceeding the Sum of One hundred Pounds, or to undergo Imprisonment for not less than One Calendar Month and not exceeding Six Calendar Months, or to inflict either or both of such Punishments, as such Court or Judge shall think proper; and in case such Court or Judge shall sentence any such Offender to pay any Fine, such Court or Judge shall also sentence such Offender, in default of the Payment of such Fine, to be imprisoned for any Time not less than One Calendar Month, and not exceeding Six Calendar Months, unless such Fine shall be sooner paid; any Thing in an Act made in the Fifty-second Year of His present Majesty's Reign, intituled *An Act to amend several Acts relating to the Revenue of Inland Excise and Taxes in* Ireland; or in the said Act made in the Fifty-fifth Year of His Majesty's Reign, intituled *An Act to amend the Laws for imposing and levying of Fines in respect of unlawful Distillation of Spirits in* Ireland, or in any other Act or Acts in force in *Ireland*, to the contrary in anywise notwithstanding.

Offenders shall be punished by Fine and Imprisonment, in Discretion of the Court.

52 G. 3. c. 97.

55 G. 3. c. 151.

VI. And for the better Prevention and Suppression of Offences against the Laws relating to illicit Distillation in *Ireland*; be it enacted, That from and after the passing of this Act, it shall and may be lawful to and for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, by the Advice of the Privy Council of *Ireland*, to declare by Proclamation from Time to Time, when and as often as Occasion shall require, that any County or County of a City, or County of a Town in *Ireland*, or any one or more Barony or Baronies, or Half Barony or Half Baronies, in such County at large, or any Part or Parts or District or Districts of any such County or County of a City or County of a Town respectively, to be specified in such Proclamation, is or are in such State with respect to the Prevalence of Offences against any Laws for the Suppression or Prevention of illicit Distillation, as to require an extraordinary Establishment of Police; and thereupon it shall and may be lawful to and for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the Time being, by Warrant under Hand and Seal, to appoint one Chief Magistrate for the Purposes of this Act, for such County, or County of a City, or County of a Town, or for any one or more Barony or Baronies, or Half Barony or Baronies, or Part or Parts, or District or Districts, of or in any such County, or County of a City or County of a Town, which may require such Establish-

For preventing illicit Distillation, Proclamation may be made by Lord Lieutenant that an extraordinary Establishment of Police is required; and thereupon a Chief Magistrate shall be appointed.

Establishment, so that there shall not be more than one such Chief Magistrate for any one County, County of a City, or County of a Town, and so that if there shall be more than one such Barony or Half Barony, or more than one such separate and distinct Part or District, there may be either one or more such Chief Magistrate or Magistrates, not exceeding one for each Barony or Half Barony, or separate and distinct Part or District, as shall seem best; and the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the Time being, shall have full Power from Time to Time to remove any such Chief Magistrate, and upon such or any Vacancy or Vacancies, to appoint one or more Chief Magistrate or Magistrates, either according to the same Arrangement, or to any other which the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the Time being, shall think proper to make as aforesaid.

One Chief Magistrate may be appointed for Two adjoining Counties or Parts thereof.

VII. Provided always, and be it enacted, That whenever it shall happen that the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*, and the Privy Council, shall by any Proclamation or Proclamations declare any Two adjoining Counties, whether one of them be a County of a City or County of a Town or not, or any Districts situate in such Counties respectively, to require an extraordinary Establishment of Police under this Act, for the Prevention or Suppression of Offences relating to illicit Distillation, it shall and may be lawful to and for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the Time being, in his or their Discretion, to appoint in Manner herein-before mentioned, either One or Two Persons to be Chief Magistrate or Chief Magistrates for such adjoining Counties or Districts, or in and for each of such Counties or Districts respectively, as to such Lord Lieutenant or other Chief Governor or Governors shall seem most fitting and expedient; and in case only one such Chief Magistrate shall be appointed for such adjoining Counties or Districts, it shall be lawful for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*, from Time to Time to appoint in which of such Counties such Chief Magistrate shall reside.

Magistrate shall be sworn before a resident Justice.

VIII. And be it further enacted, That every Chief Magistrate who shall be appointed under this Act, shall, before he shall proceed to act in the Execution of this Act, take the Oath required to be taken by Justices of the Peace in *Ireland*, before any Justice of the Peace of any County, County of a City, or County of a Town, for which or for any Part of which he shall be appointed Chief Magistrate as aforesaid, which Oath such Justice of the Peace is hereby authorized and required to administer; and on being so duly sworn, such Chief Magistrate shall be, to all Intents and Purposes, a Justice of the Peace in and for each County, County of a City, or County of a Town, for the Purposes of this Act, for which or for any Part of which he shall be so appointed, and in and for each and every County, County of a City, and County of a Town adjoining to such County, County of a City, or County of a Town, for which or for any Part of which such Magistrate shall be so appointed; and every such Chief Magistrate appointed under this Act, shall be constantly resident and present in the County, or in one of the Counties for which

he shall be so appointed, according to the Directions of the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*; save and except when he shall be authorized by the Permission of such Lord Lieutenant, or other Chief Governor or Governors for the Time being, to depart therefrom.

Salary to Chief Magistrate of 500*l.* a Year, and a House, &c.

IX. And be it further enacted, That every such Chief Magistrate while he shall hold the said Office shall have and receive a Salary not exceeding Five hundred Pounds Sterling by the Year, and rateably for any lesser Period, and shall have a suitable House, Furniture, and Outhouses within the County or Place for which he shall be so appointed Chief Magistrate, and in or adjoining to such House a suitable and proper Office for the Discharge of his Business, the same respectively to be paid and provided in Manner herein-after mentioned; and such House, Out Offices, and Office of Business to be such as the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being shall direct and approve.

Resident Justices to be aiding the Chief Magistrate, and to deliver in Examinations, &c.

X. And be it further enacted, That each and every Justice of the Peace resident in the County, County of a City, or County of a Town wherein such Chief Magistrate shall be so appointed, shall be aiding and assisting for the Purposes of this Act, in such their Capacity of Justice of the Peace, to such Chief Magistrate; and every such Justice of the Peace shall, during the Residence of such Chief Magistrate, deliver or cause to be delivered to such Chief Magistrate, as speedily as the Nature of each Case shall admit, Notices setting forth the Particulars of all and every Examination, Information, or Intelligence which he shall take or receive concerning any Offence against any Act or Acts for the suppressing of illicit Distillation committed or intended to be committed within the County, County of a City, County of a Town or District, for which such Chief Magistrate shall be so appointed.

Lord Lieutenant to appoint, for Support of Chief Magistrate, a Chief Constable and not more than 50 Sub-Constables in each District.

XI. 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* for the Time being, to appoint, for the Aid and Support of every such Chief Magistrate, and to remove, at his or their Pleasure, such and so many Chief Constables and Sub-Constables as such Lord Lieutenant or other Chief Governor or Governors shall think proper; provided always, that there shall not in any Case be more than one such Chief Constable, nor more than Fifty such Sub-Constables, for any one Barony or Half Barony, or for any County of a City, or County of a Town, or for any District of less Extent than any Barony or Half Barony of the County in which any such District may be situate; and that there may be any such lesser Number as to the Lord Lieutenant or other Chief Governor or Governors for the Time being may seem necessary and proper from Time to Time; and it shall and may be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, also to order such Arms and Accoutrements, Saddles and Bridles, to be delivered from His Majesty's Stores to such Chief and Sub-Constables, and also to order such Horses for the same, to be purchased and provided for such Chief and Sub-Constables or any of them,

Arms, &c. for Constables.

them, as Occasion may require, and as such Lord Lieutenant or other Chief Governor or Governors shall think proper; and every such Chief Constable and all such Sub-Constables shall attend such Chief Magistrate, and shall obey and execute his lawful Warrants, Orders, and Commands in the Execution of this Act, and shall not attend any other Magistrate or Magistrates of any such County, unless by the express Orders of such Chief Magistrate; and it shall be lawful for every such Chief Constable and Sub-Constable, and every such Chief Constable and Sub-Constable are hereby authorized and empowered to take and apprehend all Offenders against any Acts in force for the Suppression of illicit Distillation, and to seize, take, and carry away or destroy all Stills and Parts of Stills, Worms, Utensils for distilling Wash, Pot-ale, Low Wines, and Singlings, and all Corn, Malt, and Spirits liable to Seizure and Forfeiture, under any Act or Acts for the Suppression or Prevention of illicit Distillation, and to do all other lawful Matters and Things for the Prevention and Suppression of illicit Distillation, and for the Apprehension and Punishment of such Offenders, as shall from Time to Time be directed and required by such Chief Magistrate. Duty of Chief and Sub-Constables.

XII. And be it further enacted, That every Chief Constable and Sub-Constable who shall be appointed under this Act, shall, before he shall do any Act in his said Office, take and subscribe the Oath following: Oath of Chief and Sub-Constable.

'I *A. B.* do swear, That I will well and truly serve our Sovereign Lord the King, in the Office of Constable, in the County [*or* Counties, *as the Case may be*,] of for the Suppression and Prevention of Offences relating to illicit Distillation, without Favour or Affection, Malice or Evil Will; and that I will well and truly execute, according to Law, all Warrants and Precepts to me directed from *C. D.* Chief Magistrate of the said County [*or* Counties, *as the Case may be*,] or from any other Person who may be appointed such Chief Magistrate for the said County [*or*, for the said Counties, *as the Case may be*,] in the Place and Stead of the said *C. D.*; and I will well and truly, according to my Power, Knowledge, and Ability, do and execute all other Things belonging to the Office of a Constable appointed to assist such Chief Magistrate, so long as I shall continue in the said Office.'

And every such Oath shall be administered by and subscribed in the Presence of the Chief Magistrate, under whose Orders such Chief Constable or Sub-Constable shall be placed, which Chief Magistrate is hereby authorized and required to administer and attest the same; and thereupon every such Chief Constable and Sub-Constable shall have all the Powers of a Constable, and be to all Intents and Purposes a Constable of and in the County, County of a City or Town, and of and in each and every County, if more than one, for which or for any Part of which such Chief Constable or Sub-Constable shall have been so appointed, and in and for each and every County, County of a City, and County of a Town adjoining to such County, County of a City, or County of a Town, for which or for any Part of which such Chief Constable or Sub-Constable shall be so appointed; and every such Chief Constable and Sub-Constable shall be constantly resident and

and present in the County, or one of the Counties, in or for either of which he shall be so appointed, according to the Direction of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, save and except when he shall be authorized, by the Permission of such Chief Magistrate, to depart therefrom.

Salary to Chief Constable 150*l.* and to Sub-Constables 50*l.* a Year.

XIII. And be it further enacted, That there shall be paid to every such Chief Constable a Salary not exceeding One hundred and fifty Pounds by the Year, and to every such Sub-Constable a Salary not exceeding Fifty Pounds by the Year, and rateably to each and every of the said Persons for any lesser Period, in Manner hereinafter mentioned; and they shall have suitable Lodgings provided for them, in case the same shall be thought necessary, and shall be directed by the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being.

Chief Magistrate to return Monthly to Lord Lieutenant a State of the County for which he shall be appointed.

XIV. And be it further enacted, That every such Chief Magistrate shall, once in every Calendar Month, and oftener if necessary, make a Return in Writing, signed by himself, to the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being; and in such Return there shall be set forth a true and accurate Account of the State of the County, County of a City or Town, Barony, Half Barony, District or Place for which such Chief Magistrate shall be so appointed, with respect to the State of illicit Distillation therein; and of all Seizures made of any Still or Part of a Still, Worm, or other Utensil for distilling, or of any Wash, Pot-ale, Low Wines or Singlings, or Malt, Corn, or Spirits, and of the Apprehension of any Offenders, and of all other Measures taken by him, or with his Knowledge or Privity, for or towards the Prevention or Suppression of illicit Distillation there, and of the Conduct of the Chief and Sub-Constables under his Orders, and of all other Matters and Things which may contribute to the Prevention or Suppression of illicit Distillation as aforesaid.

No Fines in respect of illicit Distillation shall be imposed on Townlands where such Magistrates shall be appointed.

XV. And be it further enacted, That whenever a Chief Magistrate of Police shall be appointed for any County, County of a City, or County of a Town, Barony or Half Barony, or other District, under the Authority and for the Purposes of this Act, no Fine shall be incurred by or imposed on any Townland or Place within such County, County of a City, or County of a Town, Barony, Half Barony, or District, for or in respect of any Offence against any Act or Acts in force in *Ireland* for the Suppression of illicit Distillation, which shall be committed in such Townland or Place during such Time as such Chief Magistrate shall be appointed and act for the County, County of a City or Town, Barony, Half Barony, or other District within which such Townland or Place shall be situate; any Thing in the herein-before recited Act of the Fifty-fourth Year of His Majesty's Reign, or in any other Act or Acts in force in *Ireland*, to the contrary thereof in anywise notwithstanding.

Grand Jury may make Representation to the

XVI. And be it further enacted, That it shall and may be lawful for the Grand Jury of every County, County of a City, and County of a Town in *Ireland*, from Time to Time at any Assizes or

 presenting

presenting Term after the passing of this Act, and either before, at, or after the Summer Assizes which shall be in the Year One thousand eight hundred and twenty, or the major Part of such Grand Jury, such major Part not being less than Twelve in Number, upon Consideration of the State of such County, County of a City or Town, with respect to the Prevalence of illicit Distillation therein, or in any Barony, Half Barony, or other District thereof, to make a Representation in Writing, signed with their Names, to the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, that such County, County of a City, or County of a Town, or any Barony, Half Barony, or other District therein to be specified in such Representation, is in such a State as to render it expedient that the Townlands or other Places therein should be subject and liable to the Imposition of Fines in respect of Offences against the Laws in force for the Suppression or Prevention of illicit Distillation, for such Period as shall be specified in such Representation; and it shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, by the Advice of the Privy Council of *Ireland*, upon such Representation, to declare by Proclamation, that from and after any Day to be mentioned in such Proclamation, such Fines as are imposed and made payable under the Authority of the several herein-before recited Acts of the Fifty-fourth, Fifty-fifth, and Fifty-sixth Years of His present Majesty's Reign, shall be incurred by and imposed and levied on any Townland or Place within such County, County of a City, or County of a Town, Barony, Half Barony, or District, as shall be specified in such Representation, for or in respect of any Offence against any Act or Acts in force in *Ireland* for the Suppression of illicit Distillation which shall be committed in such Townland or Place after the Day so mentioned in such Proclamation, and during such Period as shall be mentioned in such Proclamation, not exceeding the Period mentioned in such Representation; and the several Provisions of the said several herein-before recited Acts (except as repealed by this Act), shall thereupon be and remain and continue in force, and be revived and have Effect against such Townlands and Places during the Period mentioned in such Proclamation; any Thing in this Act contained to the contrary thereof in anywise notwithstanding.

Lord Lieutenant when any County is in such a State as to require its being put under Fines, who shall thereupon declare that such Fines are imposed.

XVII. Provided always, and be it further enacted, That it shall be lawful for any Grand Jury, at any Assizes or presenting Term, in like Manner to make a Representation to the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*, that the State of any County, County of a City, or County of a Town, or any Barony or Half Barony thereof, or District therein, which shall by such Proclamation have been made subject to such Fines, is such as to render it expedient that the Period specified in such Proclamation should be shortened, and should cease and determine at any Day to be mentioned in such Representation, or that the District specified in such Proclamation should be diminished, as the Case may to such Grand Jury appear to require; and the Lord Lieutenant or other Chief Governor or Governors of *Ireland* shall thereupon declare, by Proclamation, that such Period shall cease and determine on the Day mentioned in such Representation, or that such District shall be diminished according to such Representation; and thereupon all and every

Representation may be made in like Manner for shortening the Time of paying such Fines.

every the Clauses and Provisions in the said recited Acts of the Fifty-fourth, Fifty-fifth, and Fifty-sixth Years aforesaid, relating to such Fines, shall cease and determine, except only so far as relates to the levying, recovering, or applying, mitigating, paying, and accounting for such Fines as shall during such Period have been imposed under the said recited Acts, which Fines shall and may be levied, recovered, applied, mitigated, paid, and accounted for according to the Powers and Directions of the said recited Acts, or any of them, and of this Act.

While under Imposition of Fines, no Chief Magistrate, &c. to be appointed under this Act.

XVIII. And be it further enacted, That whenever, in consequence of any Representation of any Grand Jury any such Proclamation shall be issued, whereby any Townland or Place within any County, County of a City, or County of a Town, or within any Barony or Half Barony thereof, or District therein, shall be subject to the Imposition of such Fines in Manner aforesaid, it shall not be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, to appoint any Chief Magistrate or Chief Constable or Sub-Constable under the Authority of this Act, nor for any Chief Magistrate or Chief Constable or Sub-Constable to act or continue to act within such County, County of a City, County of a Town, Barony, Half Barony, or District so proclaimed, during the Time that the Townlands or Places within the same shall be so subject to the Imposition of such Fines, any Thing herein-before contained to the contrary notwithstanding; and in case any Chief Magistrate, Chief Constable, or Sub-Constable shall have been previously appointed under the Authority of this Act in such County, County of a City, or County of a Town, Barony or Half Barony, or District, the Office of all and every Chief Magistrate, Chief Constable, and Sub-Constable therein, shall cease and determine, and every such Chief Magistrate, Chief Constable, and Sub-Constable respectively, shall forthwith cease to hold and exercise such Office therein.

Lord Lieutenant may declare by Proclamation when any County is restored to good Order.

XIX. Provided also, and be it enacted, That it shall and may be lawful to and for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*, for the Time being, by the Advice of the Privy Council of *Ireland*, to declare by Proclamation, that any County, County of a City, or County of a Town, or any Barony or Half Barony or District, in which a Chief Magistrate and an Establishment of Police shall be resident and acting for the Purposes of this Act, is restored to good Order, so as not to require the Continuance of the Establishment of such Police; and that such Establishment shall be discontinued accordingly, from and after any Day to be mentioned in such Proclamation.

After such Proclamations, Magistrates shall cease to act, &c.

XX. And be it further enacted, That whenever any such Proclamation for the Discontinuance of such Police Establishment, in either of the Cases herein-before mentioned, shall extend to the whole County, or to all such Part or Parts thereof as had been subject to such Establishment of Police, then and from thenceforth the Office of all and every such Chief Magistrate, Chief Constable, and Sub-Constable therein, shall cease and determine, and every such Chief Magistrate, Chief Constable and Sub-Constable therein, shall forth-

with cease to hold and exercise such Office respectively; but if any Part or District shall remain in a State to require the Continuance of such Establishment of Police, then and from thenceforth every such Chief Magistrate, and each and every such Chief Constable and Sub-Constable under the Authority of such Chief Magistrate, shall continue to act for such Part or District, unless it shall be otherwise ordered by the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being: Provided always, that it shall be lawful for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the Time being, to reduce the Number of Sub-Constables in any such proclaimed District, from Time to Time, at any Time whatever, when and as to him or them shall seem fitting and expedient.

Lord Lieutenant may lessen the Number of Constables at any Time.

XXI. And be it further enacted, That it shall and may be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, to order such Sum or Sums of Money as he or they shall think proper, to be advanced and paid out of the Produce of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland* arising in *Ireland*, for the Payment of the several Salaries and the Proportions thereof, or Allowances herein-before directed to be paid and given to the several Chief Magistrates, Chief Constables, and Sub-Constables, and of all Rates and Taxes, and of all other Costs and Charges of the Houses and Appurtenances to be provided for such Chief Magistrate as aforesaid, and for purchasing and providing any Horses with their Saddles and Bridles which Occasion may require, or which shall or may be found necessary for the several Chief Constables and Sub-Constables, and for all other reasonable and necessary Costs, Charges, and Expences of the several Establishments under this Act, at such Times and in such Manner, and in such Proportion between Two adjoining Counties under the same Chief Magistrate, and under any such Rules and Regulations, as such Lord Lieutenant, or other Chief Governor or Governors, or his or their Chief Secretary, shall from Time to Time order and direct.

Money to be advanced out of the Consolidated Fund for defraying Salaries and other Charges.

XXII. And be it further enacted, That upon the Production to the Grand Jury at any Assizes or presenting Term, for any County, County of a City, or County of a Town in *Ireland*, of the Certificate of the Chief Secretary for the Time being of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or of his or their Under Secretary for Civil Affairs, of the Amount of Money advanced and paid out of the Consolidated Fund, by Order of the Lord Lieutenant or other Chief Governor or Governors, for Expences incurred in carrying this Act into Effect in any such County, County of a City, or County of a Town, or in any Part or Parts thereof respectively, according to such Proportion as shall be specified in such Certificate, it shall be lawful for such Grand Jury and they are hereby required to present, to be raised off such County, County of a City, or County of a Town, if the whole thereof shall have been proclaimed under this Act, or otherwise off the Barony or Baronies, Half Barony or Half Baronies, or District or Districts which shall have been so proclaimed, and within which this Act shall have been carried into Execution, the Amount of One-half of the Sum mentioned in such Certificate;

Half of the Sum advanced out of the Consolidated Fund shall be levied on the County or offending Baronies.

Certificate; and the Amount of such Sum shall, when raised, be paid by the Treasurer of such County, County of a City, or County of a Town to the Collector of Excise for the District, to be by him applied in like Manner as any other Public Money in his Hands; and no other Presentment shall be fiated by the Judge or Court at such Assizes, until such Presentment shall have first been made by the Grand Jury thereat.

Where Doubts arise on Proclamation, common Reputation to be Evidence.

XXIII. And be it further enacted, That if on any Occasion, or in any Court of Law or Equity, Civil or Criminal, any Question shall arise concerning any Proclamation under this Act, or the Appointment or Qualification of any Chief Magistrate or other Officer, common Reputation shall be deemed, taken, and received as sufficient Evidence of every such Matter, unless by contrary Evidence a reasonable Doubt shall be raised as to the Truth of such Reputation.

When good Order is restored, Arms, &c. to be delivered up.

XXIV. And be it further enacted, That when and as soon as any County, County of a City, County of a Town, Barony, Half Barony or District shall be declared to be restored to good Order as aforesaid, all and every the Arms and Accoutrements, Saddles and Bridles, which shall have been delivered to such Chief Constables or Sub-Constables, and as shall then be remaining, shall be forthwith delivered into His Majesty's Military Stores, to be preserved for future Use, or to such Person or Persons, and at such Time and Place, and to be kept and disposed of in other Places for the Purposes of this Act, in such Manner as the Lord Lieutenant of *Ireland* for the Time being shall direct or appoint; and that all Horses which may have been found necessary to be provided for the Chief Constable or Sub-Constable, shall either be sold at such Time and Place as the Lord Lieutenant of *Ireland* for the Time being shall direct, and the Produce thereof paid to the Treasurer of the County, to be applied to the County Charge, or such Horses shall be disposed of in such other Manner, for the Purposes of this Act, as such Lord Lieutenant or other Chief Governor or Governors shall direct.

Penalty on Constables not delivering up Arms to such Persons as may be deputed by Government to receive them.

XXV. And be it further enacted, That if any Person who shall be appointed a Chief Constable or Sub-Constable under this Act, shall not within One Week after he shall cease to hold such Office, deliver over any Arms and Accoutrements, Horse, Saddle or Bridle supplied to him under this Act, to his Successor in such Office, if such there shall be, and if not, then to such Person and at such Time and Place as shall be directed by the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being; every such Person so offending shall, for such Offence, forfeit the Sum of Twenty Pounds *Irish* Currency, to be recovered by Civil Bill, in the Court of proper Jurisdiction, by any Person who shall sue for the same.

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