ANNO PRIMO & SECUNDO

GEORGII IV. REGIS.

****

CAP. LXXIII.

An Act to permit, for Three Years, the Transfer from certain Public Stocks or Funds in *Ireland*, to certain Public Stocks or Funds in *Great Britain*. [2d *July* 1821.]

WHEREAS an Act was made in the Fifty-seventh Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to permit the Transfer of Capital from certain Public Stocks or Funds in* Great Britain, *to certain Public Stocks or Funds in* Ireland, and which Act was amended by an Act made in the Fifty-eighth Year of the Reign of His said late Majesty; and it is expedient that the Transfer of Capital should likewise be permitted to be made from certain Public Stocks or Funds in *Ireland* to certain Public Stocks or Funds in *Great Britain*: 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 at any Time after the Fifth Day of *July* One thousand eight hundred and twenty-one, it shall and may be lawful for any Person or Persons holding Stock in the Three Pounds and Ten Shillings *per Centum per Annum* Annuities and Debentures transferrable at the Bank of *Ireland*, or in the Four Pounds *per Centum per Annum* Annuities transferrable at the said Bank of *Ireland*, to transfer or cause to be transferred such Stock or Annuities respectively, for the Purpose of having corresponding Sums written in and consolidated with and made Part of the Capital of Four Pounds *per Centum per Annum* Consolidated Annuities transferrable at the Bank of *England*; and that it shall and may be lawful at any Time after the said Fifth Day of *July* One thousand eight hundred and twenty-one, for any Person or Persons holding Stock in the Five Pounds *per Centum per Annum* Annuities and Debentures transferrable at the Bank of *Ireland*, to transfer or cause to be transferred such Stock or Annuities, for the Purpose of

57 G. 3. c. 79.

58 G. 3. c. 80.

Persons holding 3½ or 4 per Cent. Irish Stock, may transfer same for corresponding Stock in British 4 per Cents,

and Irish 5 per Cents. for British Navy 5 per Cents.

of having corresponding Sums written in and consolidated with and made Part of the Capital of Five Pounds *per Centum per Annum* Annuities transferrable at the Bank of *England*, usually called *The Navy Five per Cents*, and which were created by an Act made in the Twenty-fourth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for granting Annuities to satisfy certain Navy, Victualling, and Transport Bills, and Ordnance Debentures*, and by several subsequent Acts; and that all such Transfers shall be made according to the Scale and on the Terms and Conditions specified and contained in this Act.

24 G. 3. sess. 2. c. 39.

Not less than 1,000*l.* Stock to be transferred by any Person under this Act.

II. Provided always, and be it enacted, That it shall not be lawful for any Person or Persons holding Stock in any of the Funds or Annuities transferrable at the Bank of *Ireland*, mentioned in this Act, to transfer at any Time any Sum less than the Sum of One thousand Pounds of such Stock, Funds, or Annuities, for the Purposes of this Act; any thing in this Act to the contrary in anywise notwithstanding.

Scale upon which Transfers shall be made under this Act:

100*l.* in the 3½ per Cents. to be entitled to 80*l.* 16*s.* in the 4 per Cents. in England.

100*l.* in 4 per Cents. to be entitled to 92*l.* 6*s.* 6*d.* in 4 per Cents. in England; and 100*l.* in 5 per Cents. to be entitled to 92*l.* 6*s.* 6*d.* in England.

III. And be it further enacted, That the Scale upon which every such Transfer shall be made under the Authority of this Act, of any Sum or Sums from the several before-mentioned Stocks, Funds, Annuities, or Debentures transferrable at the Bank of *Ireland*, for the Purpose of having corresponding Sums written into or consolidated with the said several before-mentioned Stocks, Funds, or Annuities transferrable at the Bank of *England*, shall be as follows; that is to say, that every Person who shall so transfer any such Sum or Sums shall, for every One hundred Pounds in the Three Pounds and Ten Shillings *per Centum per Annum* Annuities and Debentures transferrable at the Bank of *Ireland*, so transferred, be entitled to the Sum of Eighty Pounds Sixteen Shillings in the Four Pounds *per Centum per Annum* Consolidated Annuities transferrable at the Bank of *England*; and for every Sum of One hundred Pounds in the Four Pounds *per Centum per Annum* Annuities transferrable at the said Bank of *Ireland*, so transferred, every such Person shall be entitled to the Sum of Ninety-two Pounds Six Shillings and Sixpence in the said Four Pounds *per Centum per Annum* Consolidated Annuities transferrable at the Bank of *England*; and for every Sum of One hundred Pounds in the Five Pounds *per Centum per Annum* Annuities and Debentures transferrable at the Bank of *Ireland*, every such Person shall be entitled to the Sum of Ninety-two Pounds Six Shillings and Sixpence in the said Navy Five Pounds *per Centum per Annum* Annuities transferrable at the Bank of *England*; and so in proportion for any greater or less Sum than One hundred Pounds of any such Stocks, Funds, or Annuities, exceeding the Sum of One thousand Pounds, so transferred respectively.

No Transfers to be made at the Bank of Ireland after certain Days preceding the several Dividend Days.

IV. Provided always, and be it enacted, That it shall not be lawful for any Person to make any Transfer, for the Purposes of this Act, of any such *Irish* Three Pounds and Ten Shillings *per Centum per Annum* Annuities and Debentures, or of any such *Irish* Four Pounds *per Centum per Annum* Annuities, transferrable at the Bank of *Ireland*, at any Time on or after the Twelfth Day of *December* next preceding the Fifth Day of *January*, nor on or after the Twelfth Day of *June* next preceding the Fifth Day of *July* in any Year, nor to make any Transfer for the Purposes of this Act of any such *Irish* Five Pounds *per Centum per Annum*

Annum Annuities or Debentures, transferrable at the Bank of *Ireland*, at any Time on or after the Twelfth Day of *March* next preceding the Fifth Day of *April*, nor on or after the Twelfth Day of *September* next preceding the Tenth Day of *October* in any Year; any thing herein-before contained to the contrary in anywise notwithstanding.

No Sums shall be written into the Books of the Bank after certain Days preceding the several Dividend Days.

V. Provided also, and be it enacted, That it shall not be lawful to write into or consolidate any such Sum or Sums in the Books of the Governor and Company of the Bank of *England*, relating to the Four Pounds *per Centum per Annum* Consolidated Annuities transferrable at the said Bank, at any Time on or after the First Day of *March* next preceding the Fifth Day of *April*, nor on or after the First Day of *September* next preceding the Tenth Day of *October*, in any Year; nor to write in or consolidate any such Sum or Sums relating to the Five Pounds *per Centum per Annum*, usually called *The Navy Five per Cents*, transferrable at the said Bank of *England*, at any Time on or after the First Day of *December* next preceding the Fifth Day of *January*, nor on or after the First Day of *June* next preceding the Fifth Day of *July*, in any Year; any thing in this Act contained to the contrary thereof in anywise notwithstanding.

Application may be made to the Bank of Ireland, for Permission to make such Transfers to the Commissioners for the Reduction of the National Debt, whereupon a Certificate shall be granted.

VI. And be it further enacted, That it shall and may be lawful for any Person or Persons having or possessing any Stock in the several before-mentioned Stocks, Funds, or Annuities, transferrable at the Bank of *Ireland*, to apply in Writing to the Governor and Company of the Bank of *Ireland*, or to cause Application to be made to the said Governor and Company by some Person on his, her, or their Behalf, and which Application shall be according to such Form as shall be established by the said Governor and Company, in concurrence with the Governor and Company of the Bank of *England*, and shall be the same in all Cases, for Permission to transfer or cause to be transferred such Stocks, Funds, Annuities, or Debentures respectively, for the Purpose of having corresponding Sums written in and consolidated with the several Stocks, Funds, or Annuities transferrable at the Bank of *England*, set forth in this Act, as the Case may require, according to the Provisions of this Act; and thereupon, and upon such Person or Persons transferring or causing to be transferred such Stocks, Funds, Annuities, or Debentures, so transferrable at the Bank of *Ireland*, into the Names of the Commissioners for the Reduction of the National Debt, for the Purpose of their cancelling and discharging the same from the National Debt in *Ireland*, it shall and may be lawful for the Governor or Deputy Governor of the Bank of *Ireland*, or for the Accountant General or Deputy Accountant of the said Governor and Company, or for the Secretary or Deputy Secretary of the said Governor and Company for the Time being, and they are hereby respectively authorized and required, to grant a Certificate to the Person or Persons making such Transfer, or on whose Behalf such Transfer shall have been made, directed to the Governor and Company of the Bank of *England*; and which Certificate shall be also according to a Form which shall be established by the said Governor and Company of the Bank of *Ireland*, in concurrence with the Governor and Company of the Bank of *England*, and shall be the same in all Cases; and such Certificate shall state that the Person or Persons therein mentioned has or have transferred or caused to be transferred the Stock, Funds, Annuities, or Debentures therein described, to the Commissioners for the Reduction of the National Debt, for the Purpose

pose of having corresponding Sums written in the Name of such Person or Persons, and consolidated with such Stock, Funds, or Annuities transferrable at the Bank of *England*, as the same are applicable to, describing the same, and stating the Amount in such *British* Stock, Funds, or Annuities to which such Person or Persons shall be so entitled in respect of such Transfer, according to the Scale set forth in this Act.

Bank of Ireland shall give Notice of the Transfer to the Commissioners of the National Debt.

VII. And be it further enacted, That in every Case where any Transfer shall be made as aforesaid, the said Governor and Company of the Bank of *Ireland* shall cause Notice thereof to be given and transmitted to the Commissioners for the Reduction of the National Debt, at their Office in *London*, on the same Day on which such Transfer shall be made; and the said Commissioners shall, upon the Receipt thereof, transmit the said Notice to the Governor and Company of the Bank of *England*.

Stock transferred at the Bank of Ireland to such Commissioners shall be cancelled there.

VIII. And be it further enacted, That immediately upon any such Transfer as aforesaid being made at the Bank of *Ireland*, to the Commissioners for the Reduction of the National Debt, the Stocks, Funds, or Annuities so transferred to them shall be cancelled, and for ever discharged from the Amount of the National Debt in *Ireland*.

Books to be provided for entering such Transfers.

IX. And be it further enacted, That in the Office of the Accountant General of the Governor and Company of the Bank of *Ireland* for the Time being, a Book or Books shall be provided and kept, in which shall be fairly entered the Names of all Persons making any such Transfer of any such Stocks, Funds, Annuities, or Debentures to the Commissioners for the Reduction of the National Debt under the Provisions of this Act, to which Book or Books it shall and may be lawful for all Persons making any such Transfer, their respective Executors, Administrators, and Assigns, from Time to Time and at all seasonable Times, to resort and to inspect the same without any Fee or Charge; and the said Accountant General shall, on or before the Fifteenth Day of *March*, the Fifteenth Day of *June*, the Fifteenth Day of *September*, and the Fifteenth Day of *December*, in each and every Year, transmit a Certificate fairly written on Paper, of the total Amount of the several Stocks, Funds, or Annuities so transferred, specifying the annual Interest thereon, into the Office of the Auditor of His Majesty's Exchequer in *Ireland*, and also into the Office of the Commissioners for the Reduction of the National Debt in *London*; and the Monies heretofore set apart at His Majesty's Exchequer in *Ireland*, for the Payment of the Interest of the Capitals of the said Stocks, Funds, Annuities, or Debentures so transferred, shall thenceforward cease and determine, and be no longer issued out of the Consolidated Fund in *Ireland*.

On Production of the Certificates of the Bank of Ireland, the Bank of England shall write the Sums into their Books, to be consoli-

X. And be it further enacted, That it shall and may be lawful for the Governor and Company of the Bank of *England*, and they are hereby authorized and required, upon the Production to them of any such Certificate or Certificates of the Governor or Deputy Governor of the Bank of *Ireland*, or of the Accountant General or Deputy Accountant, or of the Secretary or Deputy Secretary of the Governor and Company of the said Bank, so given for the Purposes of this Act, to write or cause to be written into the Books of the Bank of *England* relating to the several Stocks, Funds, or Annuities respectively, the

Sums specified and contained in every such Certificate, in the Name or Names of the Party or Parties specified in every such Certificate; and all and every such Sums and Sum shall be respectively added to and made one Joint Stock with the then existing Annuities of Four Pounds *per Centum per Annum*, or Navy Five Pounds *per Centum per Annum*, respectively, transferrable at the Bank of *England*, as the Case shall require, and shall be payable and transferrable at the Bank of *England* at the same Time and in the same Manner as such existing Annuities of Four Pounds and Five Pounds *per Centum per Annum* respectively are payable and transferrable; and all such Sums so written into the said Books of the Bank of *England* shall be entitled to Interest or Dividend from the last Dividend which became due immediately previous to the Transfer made under this Act of the several *Irish* Stocks, Funds, Annuities, or Debentures, in respect of which such Sums were so written in, and up to which Day the Dividend or Interest on such several *Irish* Stocks, Funds, Annuities, or Debentures, shall have been payable at the Bank of *Ireland*.

dated with the several existing Stocks specified in such Certificates.

XI. And whereas the Dividends on the Four Pounds *per Centum per Annum* Consolidated Annuities, transferrable at the Bank of *England*, are payable on the Fifth Day of *April* and the Tenth Day of *October* in each Year, and the Dividends on the Three Pounds and Ten Shillings *per Centum per Annum* Annuities and Debentures, transferrable at the Bank of *Ireland*, and on the Four Pounds *per Centum per Annum* Annuities, transferrable at the said Bank of *Ireland*, are payable on the Fifth Day of *January* and the Fifth Day of *July* in each Year: And whereas the Dividends on the Navy Five Pounds *per Centum per Annum* Annuities, transferrable at the Bank of *England*, are payable on the Fifth Day of *January* and the Fifth Day of *July* in each Year; and the Dividends on the Five Pounds *per Centum per Annum* Annuities, transferrable at the Bank of *Ireland*, are payable on the Fifth Day of *April* and the Tenth Day of *October* in each Year; and it will thereby happen, that upon the Transfer of certain of the said *Irish* Stocks, Annuities, or Debentures under this Act, for the Purpose of having corresponding Sums written into or consolidated with such *English* Stocks or Annuities, the Dividends whereon are payable at such different Periods, the Amount of the Dividend payable on the Dividend Day next after the making any Transfer under this Act, would in certain Cases be Three Fourths of a Year's Dividend, and in certain other Cases would be only One Fourth of a Year's Dividend; and it is expedient that Provision should be made in such Cases; be it therefore enacted, That whenever any Stock, Funds, Annuities, or Debentures, transferrable at the Bank of *Ireland*, shall be transferred for the Purposes of this Act, at any Time in the Quarter of a Year commencing from the Day on which the last preceding Dividend was payable on the corresponding *British* Stock or Annuities, into which such *Irish* Stock, Annuities, or Debentures is to be transferred or written, and ending on the Day on which the next succeeding Dividend would have been payable on the *Irish* Stock, Annuities, or Debentures so transferred, in case the same had not been so transferred, it shall and may be lawful for the Governor and Company of the Bank of *Ireland*, and they are hereby authorized and empowered, to pay or cause to be paid to every Person or Persons who shall make or cause to be made any such Transfer of *Irish* Stock, Annuities, or Debentures, for the Purposes aforesaid, a

Regulation as to Dividends, in case of Transfer from Irish Funds to British Funds taking place at broken Periods, by Payments to be made at the Time of Transfer at the Bank of Ireland.

Sum of Money equal to One Fourth Part of One Year's Dividend for every One hundred Pounds of such Stock or Annuities which shall be transferred out of the Books of the said Bank of *Ireland*, for the Purposes aforesaid, in pursuance of this Act; and such Payment of such Sum shall be made in *Ireland* by the said Governor and Company, at the Time when such Stock or Annuities shall be so transferred out of the Books of the said Bank of *Ireland*, and the Governor and Company of the Bank of *England* shall pay to such Person or Persons as shall be entitled to receive the Dividend becoming due on the corresponding Stock or Annuities written into the Books of the said Bank of *England*, on the Dividend Day next after such Transfer, the Amount of One Half Year's Dividend and no more, in like Manner as on all other such Stock or Annuities standing in the Books of the said Governor and Company; and that whenever any Stock, Annuities, or Debentures, transferrable at the Bank of *Ireland*, shall be transferred for the Purposes of this Act, at any Time in the Quarter of a Year commencing from the Day on which the last preceding Dividend was payable on such *Irish* Stock, Annuities, or Debentures, and ending on the Day on which the next succeeding Dividend will become payable on the corresponding *British* Stock or Annuities into which such *Irish* Stock, Annuities, or Debentures is to be transferred or written, the Person or Persons who shall make or cause to be made any such Transfer shall pay to the said Governor and Company of the Bank of *Ireland*, and the said Governor and Company are hereby authorized and empowered to receive, a Sum of Money equal to One Fourth Part of a Year's Dividend for every One hundred Pounds of such Stock, Annuities, or Debentures so transferred out of the said Books of the Bank of *Ireland*, for the Purposes aforesaid, in pursuance of this Act; and such Payment of the said Sum of Money shall be made to the said Governor and Company of the Bank of *Ireland* at the Time when such Stock or Annuities shall be so transferred out of the Books of the said Bank of *Ireland*; and the said Governor and Company of the Bank of *England* shall and they are hereby authorized and required to pay to such Person or Persons as shall be entitled to receive the Dividends becoming due on the corresponding Stock or Annuities written into the Books of the said Bank of *England*, on the Dividend Day next after such Transfer, the Amount of One Half Year's Dividend, in like Manner as on all other such Stock or Annuities standing in the Books of the said Governor and Company.

Bank of Ireland shall certify to the Exchequer Half-yearly, Amount of Payments and Receipts in respect of Transfers made at broken Periods, and may apply for Balance due to them to be issued accordingly.

XII. And be it further enacted, That the said Governor and Company of the Bank of *Ireland* shall, upon making up their Books preparatory to the Payment of each and every Half-yearly Interest or Dividend, certify to the Auditor General of His Majesty's Exchequer in *Ireland*, and the Loan Clerk there, the Amount of all Sums of Money paid and received by the said Governor and Company to and from all Persons having made Transfers of any Stock, Funds, or Annuities or Debentures under this Act, at such Periods when the Amount of One Quarter's Dividend is by this Act required to be paid or received by the said Governor and Company to or from such Persons; and in case the whole Amount so paid by the said Governor and Company shall at any Time exceed the whole Amount so received by them, and the said Governor and Company shall make Application for the Payment or Issue of the Balance due to them in respect of such

Payments and Receipts, or for the Payment or Issue of any Sum of Money on account of such Balance, such Loan Clerk shall certify to the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*, by his Signature, such Application for such Balance or Sum of Money, provided such Demand from the said Governor and Company shall be correct; and thereupon it shall and may be lawful for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the Time being, and he or they is and are hereby authorized and required, to grant his or their Warrant, to issue out of the Produce of the Consolidated Fund arising in *Ireland*, a sufficient Sum of Money for paying to the said Governor and Company of the Bank of *Ireland* the Amount of such Balance, or of such Sum so applied for; any Act or Acts in force in *Ireland*, or any Law, Usage, or Custom to the contrary in anywise notwithstanding.

Bank of England shall certify to the Treasury and Auditor of the Exchequer, the Amount of Stock written into their Books within each Half Year, and the Interest shall be issued out of the Consolidated Fund arising in Great Britain.

XIII. And be it further enacted, That the said Governor and Company of the Bank of *England* shall, upon making up their Books preparatory to the Payment of each and every Half-yearly Interest or Dividend, certify to the Commissioners of His Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland*, and to the Auditor of the Receipt of His Majesty's Exchequer in *Great Britain*, the Amount of all Stocks, Funds, and Annuities which shall have been written into the Books of the said Governor and Company, pursuant to this Act, in the Course of the preceding Half Year, and for which Interest or Dividend shall be and become payable pursuant to this Act; and upon the Receipt of such Certificate, it shall and may be lawful for the said Commissioners of His Majesty's Treasury, or any Three of them, to direct the said Auditor of the Receipt of His Majesty's Exchequer in *Great Britain*, to issue out of the Produce of the Consolidated Fund arising in *Great Britain*, such Sum of Money as shall be sufficient for paying to the said Governor and Company of the Bank of *England*, the Amount of all such Interest or Dividend as shall so appear to be payable, according to the usual Course of the Receipt of the Exchequer in *Great Britain*; any Act or Acts in force in *Great Britain*, or any Law, Usage, or Custom to the contrary in anywise notwithstanding.

Duplicates may be granted of Certificates lost or destroyed.

XIV. Provided always, and be it further enacted, That in case of the Loss or Destruction of any Certificate of the Governor or Deputy Governor, Accountant General or Deputy Accountant, Secretary or Deputy Secretary of the Bank of *Ireland*, given for the Purposes of this Act, it shall and may be lawful for the Governor or Deputy Governor of the said Bank, and they are hereby respectively authorized and empowered, upon Proof of such Loss or Destruction to their Satisfaction, to grant a Duplicate of such Certificate, and such Duplicate shall be full and sufficient Authority to the Governor and Company of the Bank of *England* for the Purposes of this Act, and shall stand in the Place and Stead of the original Certificate, if such original Certificate shall not have been previously found and produced to and acted upon by the Governor and Company of the Bank of *England*: Provided always, that upon any Loss or Destruction, or alleged Loss or Destruction of any such original Certificate, and on the Production of any such Duplicate Certificate, the Governor and Company of the Bank of *England* shall and they are hereby authorized and required to demand and take from the Party or Parties tendering

Security to be given against the Production of the Original.

tendering any such Duplicate, full and sufficient Security to His Majesty, His Heirs and Successors, to indemnify the said Governor and Company against the Production of, or any Claim which shall be made under or by virtue of any such original Certificate so lost or destroyed, or alleged to have been lost or destroyed; and if at any Time after a Duplicate Certificate shall have been produced and acted upon under this Act, the Original of such Certificate shall be tendered to the said Governor and Company of the Bank of *England*, it shall and may be lawful for the said Governor and Company, and they are hereby authorized and required to detain such original Certificate, and to cancel the same, and to transmit the same so cancelled to the Governor and Company of the Bank of *Ireland*, and to deliver up such Security as shall have been entered into touching the said original Certificate to the Party or Parties entering into such Security, or such of them as shall require the same.

Persons counterfeiting Certificates, &c. guilty of Felony.

XV. And be it further enacted, That if any Person or Persons shall forge or counterfeit, or cause or procure to be forged or counterfeited, or shall willingly act or assist in the forging or counterfeiting, any such Certificate or Duplicate Certificate, or shall alter any Number, Figure, or Word therein, or shall alter or publish as true any such false, forged, counterfeited, or altered Certificate, with Intent to defraud the Governor and Company of the Bank of *Ireland*, or the Governor and Company of the Bank of *England*, or any Body Politic or Corporate, or any Person or Persons whomsoever; every such Person or Persons so forging or counterfeiting, or causing or procuring to be forged or counterfeited, or willingly acting or assisting in the forging or counterfeiting, or altering, uttering, or publishing as aforesaid, being thereof convicted in due Form of Law, shall be adjudged guilty of Felony, and shall suffer Death as a Felon without Benefit of Clergy.

No Fees to be taken for receiving any Certificates, &c. on Penalty of 20*l*.

XVI. And be it further enacted, That no Fee, Reward, or Gratuity whatsoever, shall be demanded or taken of any of His Majesty's Subjects for receiving any such Certificate or Duplicate Certificate, or for paying the said Annuities, or any of them, or for any Transfer of any Sum, great or small, to be made in pursuance of this Act, upon Pain that any Officer or Person offending, by taking or demanding any such Fee or Reward or Gratuity, shall for every such Offence forfeit the Sum of Twenty Pounds to the Party aggrieved, with full Costs of Suit, to be recovered by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at *Westminster* or *Dublin* respectively, wherein no Essoign, Protection, Privilege, Wager of Law, Injunction, or Order of Restraint, nor any more than One Imparlance, shall be granted or allowed.

Continuance of Act.

XVII. And be it further enacted, That this Act shall be in force for the Term of Three Years, from the Fifth Day of *July* One thousand eight hundred and twenty-one, and no longer.

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