

ANNO TERTIO

GEORGII IV. REGIS.

CAP. LXXXIV.

An Act to authorize certain temporary Advances of Money, for the Relief of the Distresses existing in *Ireland*. [26th *July* 1822.]

WHEREAS by reason of the Distress that exists in many Parts of *Ireland*, it is in many Counties thereof impossible, without great Severity and great Mischief to the Country, to levy and raise the Sums heretofore presented by the Grand Juries of such Counties respectively, and which ought by Law to be levied and raised on or within the said Counties respectively: And whereas the Roads and Works and other Objects and Purposes for which many of the said Sums have been presented cannot be delayed without great Injury to the Persons interested therein, and the Commencement of such Works, by employing the Poor, must tend to alleviate the existing Distress: And whereas in some Parts of *Ireland* the Grand Juries, from a Sense of the Distresses of the Country, have declined to make Presentments for the Repair of useful Roads, and other existing Public Works which stand in need of Repair; and such Repairs, if executed at this Time, must afford considerable Relief to the Distresses of the Poor in those Places respectively: And whereas, moved by the Considerations aforesaid, His Excellency the Lord Lieutenant of *Ireland* hath issued Orders to several Treasurers of Counties, Counties of Cities, or Counties of Towns, in *Ireland*, to withhold their Warrants for the levying of the said Sums so presented, to be raised on or within their respective Counties, Counties of Cities, or Counties of Towns, or some Parts or Proportions of such Sums respectively, or to recall such Warrants if previously issued; and the said Lord Lieutenant of *Ireland* hath,

hath, in some Instances, ordered the Issue and Advance of divers Sums of Money from His Majesty's Exchequer in *Ireland*, or from some of the Public Funds or Monies therein, to the Treasurers of divers Counties, to be applied to the Purposes expressed in such Presentments, or some of them, or to the Repair of Roads or other Public Works in such Counties respectively, and to be hereafter repaid; and it is fit to provide for the said several Cases in Manner herein-after contained: 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 every Order so issued or to be issued by the said Lord Lieutenant, whether for the withholding or recall of any such Warrant or Warrants, or for the partial Execution thereof, or for the Issue or Advance of any such Sum from His Majesty's Exchequer, or otherwise as aforesaid, and the Advance of any such Sum accordingly, shall be and be deemed and taken to be and to have been good, valid, and effectual in Law, according to the Import thereof respectively; and that all and every Person and Persons who have heretofore in anywise acted or omitted to act, or shall hereafter act or omit to act, as directed by any such Order, shall be and is and are hereby indemnified for the same, and shall be deemed and taken to have acted legally and properly therein.

All Orders issued by the Lord Lieutenant for withholding or recall of Warrants for levying Sums presented, and all Advances made by him on that Account declared valid.

II. And be it further enacted, That it shall be lawful to and for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the Time being, to order such farther Advances as he or they shall think necessary, to be made in like Manner to any Treasurer of any County, or County of a City, or County of a Town, for the Repair of Roads, or for other Public Works in any County, whether any Presentment shall have been made for such Purposes or not; and that such Advances may be made accordingly at any Time or Times before the Assizes for such Counties, Counties of Cities, or Counties of Towns respectively, which shall be next after the passing of this Act.

Lord Lieutenant may order further Advances for Public Works, whether presented for or not previous to Assizes next ensuing.

III. And be it further enacted, That each and every Sum and Sums of Money so issued or advanced, or to be advanced, by, from, or out of His Majesty's Exchequer in *Ireland*, or by, from, or out of any Public Fund or Money whatsoever, to any such Treasurer as aforesaid, shall be paid and applied by such Treasurer according to the Orders and Directions received by him from the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*, concerning the same; and in default of such Orders, shall be paid and applied to or towards the Purposes and Objects expressed in the Presentments, for or towards the Execution whereof such Sums shall have been so issued or advanced; and if the said Sums, or any of them, or any Part or Parts thereof respectively, have or hath already been so applied, such Application thereof respectively shall be deemed and taken to have been lawful; and every such Treasurer shall be answerable and accountable for every Sum so received by him, in like Manner as for all other Sums received by him as such Treasurer, and shall in such Accounting be allowed Credit for all and every Sum and Sums which he shall apply, or shall have applied thereout, in Manner or to the Purposes in that Behalf aforesaid.

Sums so advanced shall be applied by Treasurers according to Orders of Lord Lieutenant, or to Purposes expressed in the Presentments for which they are advanced.

IV. And be it further enacted, That it shall and may be lawful to and for the Chief Secretary to the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the Time being, or in his Absence the Under Secretary, to certify to the Grand Jury of each and every or any County, County of a City, or County of a Town in *Ireland* respectively, the Amount of each and every Sum and Sums of Money which shall have been so issued and advanced as aforesaid, to the Treasurer of such County, City, or Town, and of the Presentment or Presentments (if any) for which such Advance or Advances shall have been made respectively; and each and every such Certificate shall at the next or some succeeding Assizes be laid before the Grand Jury of such County, City, or Town, and thereupon it shall and may be lawful to and for such Grand Jury, and they are hereby required to present the Amount of every such Advance, to be raised as follows; that is to say, so much of every or any such Sum so advanced as was applicable to the Purposes of any Presentment directed to be raised off the County, City, or Town, or to the Repair of any Public Work, the Repairs whereof ought by Law to be defrayed by the County, City, or Town, shall be presented to be raised off the County, City, or Town; and so much of any Sum so advanced as was applicable to the Purposes of any Presentment directed to be raised off any Barony, or Half Barony, or any District less than an entire County, or to the Repair of any Public Work, the Repair of which ought to be borne by any Barony, Half Barony, or District, shall be presented to be raised off such Barony, Half Barony, or District; and every such Sum, whether to be raised off a County, County of a City, County of a Town, Barony, Half Barony, or District, shall be directed in and by the Presentment for raising the same to be raised and levied by such Number of equal Half-yearly Instalments, not being less than Four nor more than Twelve, as such Grand Jury shall think reasonable, according to the State of the Country.

On Certificate of Chief Secretary to Grand Jury of Amount of Sums advanced, Grand Jury shall present the same, to be raised by Half-yearly Instalments not less than 4, nor more than 12.

V. And be it further enacted, That in Cases where any Presentment shall have been made, the raising and levying of which shall have been prevented as aforesaid, in consequence of any Order of the Lord Lieutenant, and for which no Advance shall have been made as aforesaid, and also in Cases where any such Advance shall have been made in part only of any such Presentment, it shall and may be lawful to and for the Grand Jury, at the Assizes next after the passing of this Act, or at the Assizes next succeeding, to present the Amount of any former Presentment on which no such Advance shall have been made, and also the Amount of the Residue of any Presentment on which any such Advance shall have been made in part only, to be raised respectively for the Purposes for which such Presentments were originally made, but to be raised and levied in like Manner and by the like Instalments as hereinbefore mentioned, if such Grand Jury shall think proper so to do; and every such Presentment which shall be hereafter made as aforesaid, shall be raised and levied accordingly, and the Treasurer shall, without further Authority, include the several Instalments thereof in his Warrants, as the Periods for the Payment of such Instalments respectively shall accrue:

Amount of Presentments on which an Advance has been made, or Residue of Amount on which Advances have been made in Part only, may be presented by Grand Jury at future Assizes, to be raised by like Instalments,

or by such Instalments as shall be directed by Lord Lieutenant, as set forth in Certificate of Chief Secretary.

accrue: Provided always, that if in any Certificate of the Chief Secretary or Under Secretary, of the Amount of any Advances heretofore made, or hereafter to be made under the Provisions of this Act, there shall be contained or set forth any Direction from the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*, as to the Number, Amount, or Periods of the Instalments, by which the Amount of such Advances shall be required to be raised and repaid, such Instalments shall be so presented accordingly, and the Grand Jury shall not be at liberty in such Case to depart therefrom.

Advances may be made by Lord Lieutenant on any such Presentments.

VI. And be it further enacted, That as soon as any such Presentment shall be made, for any Sum not previously advanced as aforesaid, it shall and may be lawful to and for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*, on Receipt of a Copy of such Presentment, certified by the Clerk of the Crown, to order, if he or they shall think proper so to do, that the Sum so presented, or any Part or Parts thereof, shall be advanced and paid from and out of the Consolidated Fund to the Treasurer of the County, City, or Town, to be by him applied to the Purposes of such Presentment, and accounted for as if the same had been presented and raised in the ordinary Form; and that when and as each of the several Instalments so presented as aforesaid shall be raised and received by the Treasurer of the County, City, or Town for the Time being, such Treasurer shall pay over the same respectively to the Collector of Excise, until the Sums so heretofore advanced, or hereafter to be advanced respectively, shall be repaid, but without Interest.

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