

ANNO QUARTO

GEORGII IV. REGIS.

****

CAP. LXX.

An Act for the better Administration of Justice in the Equity Side of the Court of Exchequer in *Ireland*. [11th *July* 1823.]

WHEREAS it hath appeared, by Reports made to the King's most Excellent Majesty from the Commissioners appointed by His Majesty upon an Address of the Knights, Citizens, and Burgesses, in Parliament assembled, to inquire into the Duties and Emoluments of the Officers, Clerks, and Ministers of Justice in all Temporal and Ecclesiastical Courts in *Ireland*, that the several Ministerial Officers of the Equity Side of His Majesty's Court of Exchequer in *Ireland* require Regulations for ensuring the more easy, cheap, and expeditious Administration of Justice in the said Court: And whereas some of such Regulations may be carried into effect by General Orders of the said Court; but certain other Regulations are required which cannot be carried into effect without the Aid of Parliament: And whereas it is expedient that the Fees to be taken by the said several Officers of the said Court should be ascertained and regulated by Law: May it therefore please Your Majesty that it may be enacted; and be it 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

The Officers of the Court of Exchequer empowered to take the Fees specified in Tables annexed.

assembled, and by the Authority of the same, That from and after the Commencement of this Act, it shall and may be lawful for the several Officers in, of, or belonging to the said Court, mentioned and described in the several Tables to this Act annexed, to ask, demand, have, receive, take, and accept, for and by reason, and on account of the several Acts, Matters, and Things to be done in or concerning the Business of their several and respective Offices, or of the several Services to be performed touching or concerning such Offices, the several Fees, Payments, and Sum and Sums of Money in the said Tables hereunto annexed respectively mentioned, and none other or greater Fees or Sums of Money whatever; and that no Officer or Attendant of the said Court, nor any Deputy or Clerk of any such Officer, nor any Person acting in any of the said Offices of the said Court, or doing any Part of the Business thereof, mentioned in the said Tables, or either of them, shall ask, demand, or receive, from any of the Suitors of the said Court, or from any Person or Persons whomsoever on their Behalf, any Fee or Sum or Sums of Money whatever, on account of, or for the Performance of, or under pretence of performing any Act, Matter, or Thing whatsoever, in anywise relating to the Business of the said Court, not mentioned in the said Tables, or some or one of them, as payable for or in respect of such Act, Matter, or Business, except under the Provisions of this Act, any Law, Usage, or Custom at any Time heretofore made, used, or exercised, to the contrary in anywise notwithstanding; and that the said Tables, and all Directions, Matters, and Things contained therein, shall be taken as Part of this Act to all Intents and Purposes whatsoever.

Fees may be altered or new Fees allowed by Order of the Court.

II. Provided always, and be it enacted, That it shall and may be lawful for the said Court from Time to Time to vary and alter the Amount of any of the Fees aforesaid, by decreasing or increasing the same, or to abolish any of the said Fees altogether; and also to direct and authorize the Payment of any new or additional Fee to the several Officers and Persons in the said Tables mentioned, or any of them, or to any other Persons, for or in respect of any Matters or Things mentioned in the said Tables, or any of them, or of any other Matter or Things to be done in the Execution of the Duty of the Office of such Officers or Persons respectively; and all such Fees, the Amount whereof shall be so altered, and also such new or additional Fees which shall be so made payable, and also any Order for the Abolition of any Fee, shall be specified and set forth in a Table or Tables to be made by order of the said Court, and signed by Three at least of the Barons thereof, and such Order shall specify the Grounds and Reasons upon which such Fees shall have been altered, abolished, or made payable respectively; and a Copy of every such Order, signed as aforesaid, shall be transmitted by the Chief Baron of the said Court to the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, who shall cause Copies of the same to be laid before both Houses of Parliament, immediately after the Commencement of the then next Session of Parliament; and thereupon every such Fee shall be and be deemed and taken to be a legal Fee according to the Terms of such Order, and payable and receivable as such from

Such Orders shall be transmitted to the Lord Lieutenant, who shall cause Copies thereof to be laid before Parliament.

from and after the last Day of such Session of Parliament, as if the same had been included in any of the Tables annexed to this Act.

Court may alter Course of Proceedings in Suits, and Stamp Duties shall be applied to Process so altered.

III. Provided also, and be it enacted, That it shall and may be lawful for the said Court to make any such Order or Orders of the said Court, for the altering or discharging any Course of Proceedings in Suits pending or to be brought at the Equity Side of the said Court, and to direct that such Process shall issue, and in such Manner and Course in all such Suits as to the said Court shall appear fit and expedient, in the same Manner and with the same Force and Effect in all respects as if this Act had not passed; and that no Clause, Matter, or Thing contained in any Act or Acts from Time to Time in force in *Ireland*, for the granting or regulating the Payment of any Stamp Duty, or any Process in any Suit at the Equity Side of the said Court, shall extend or be construed to extend to prevent, alter, or affect the Course of any of such Proceedings, or the issuing of any such Process, or to warrant or authorize the Receipt of any greater Fee, by the Alteration of the Number of Words in any Sheet of Proceeding; and that the several Stamp Duties from Time to Time imposed or payable on any such Proceeding or Process, shall be paid and payable upon the same as altered by the said Court, or upon such Proceeding or Process as shall be substituted for any which may be abolished, such Process or Proceeding being by such Order declared to be so substituted.

Penalty on any Deputies or Clerks taking any Fees contrary to this Act, 100*l.*

IV. And be it further enacted, That if any Officer at the Equity Side of the said Court, mentioned in the said Tables or either of them, shall at any Time after the Commencement of this Act ask or demand, or shall have, take, accept, or receive from any Suitor, Solicitor, or other Person whomsoever, save and except only from the Principal Officer by and under whom any such Deputy or Clerk, or other Person, shall be immediately employed, any Gift, Fee, Reward, or Remuneration, for or by reason, or on account, or under pretext of any Service of their own, or of any Person or Persons employed by or under them respectively, in any of the Offices of the said Court, or if any such Deputy or Clerk, or other Person, shall ask or demand, or shall have, take, receive, or accept any Gift, Fee, or Reward, Gratuity, or Remuneration, for or by reason, or on account, or under pretext of the Services of their Principals or Employers, or for, or by reason, or on account, or under pretext of any Matter or Thing whatever, done in and about the Business of their respective Offices, other than and except only such Fees and Sums of Money as shall from Time to Time be lawful, under the Provisions of this Act, every Deputy, Clerk, or other Person so offending, shall for every such Offence forfeit and lose the Sum of One hundred Pounds.

Penalty on Principals in Offices taking Fees contrary to this Act, 100*l.*, Loss of Office, and Incapacity.

V. And be it further enacted, That if any Person who shall hold any of the said Offices mentioned and described in any of the Tables to this Act annexed, shall by himself, or by his Deputy, or by any Clerk or Person authorized on his Behalf, wilfully and knowingly ask, demand, have, take, receive, or accept, directly or indirectly, any Gift, Fee, Reward, Gratuity, or Remuneration, for or by reason, or on account, or under pretext of any Service in any of the Offices in the said

said Tables specified, other than and except only such Fees and Sums of Money as shall from Time to Time be lawful under the Provisions of this Act, or shall wilfully and knowingly ask, demand, have, take, or receive or accept, directly or indirectly, any Gift, Fee, Reward, Gratuity, or Remuneration, for or by reason, or on account, or under pretext of any Service in any way concerning or relating to the Business of any of the said respective Offices, not then allowed to be taken under the Provisions of this Act, every such Person so offending shall for every such Offence forfeit and lose the Sum of One hundred Pounds, and shall also forfeit and lose all and every Office and Offices in or under the said Court, which such Person shall hold or be possessed of at the Time of such Offence, and shall for ever after be incapable and incapacitated from holding any Office in or under the said Court.

Oath of Office by Officers of the Court of Exchequer.

VI. And be it further enacted, That from and after the Third Day of the *Michaelmas* Term next after the passing of this Act, no Person whatsoever shall in anywise act in the Business of any of the Offices or Places in the Equity Side of the said Court of Exchequer, mentioned in the Tables to this Act annexed, or any of them; or shall do any Act relating to the Business of any such Office, whether as a Principal or Deputy, or a Clerk, until such Person shall have taken and subscribed before the Chief, or one other Baron of the said Court, an Oath in the Form following; that is to say,

Oath.

'I *A. B.* do solemnly swear, That I will, to the best of my Knowledge, Skill, and Judgment, execute and perform such of the Duties of the Office of at the Equity Side of the Court of Exchequer in *Ireland*, as I shall personally execute, and that I will well and faithfully pay every Deputy or Clerk, whom I shall or may at any Time employ in any Part of the Business of the said Office, such Salaries and Allowances as they shall from Time to Time be respectively entitled to by Law, or such additional Sum as I shall contract or agree to pay them respectively; and that I will not by myself, or by any Deputy or Clerk, or other Person or Persons, ask or demand, or have, take, accept, or receive any Gift, Fee, Reward, Gratuity, or Remuneration whatever, other than such as shall at the Time of receiving the same be authorized and allowed by the Tables which shall be then in force, or under the Provisions of some Act of Parliament; and that I will in all Things relating to my said Office conduct myself according to the Rules and Regulations which shall from Time to Time be in force for the Regulation of such Office, and of the Business thereof. So help me GOD.'

Penalty on acting without having taken the Oath, 20*l.* per Day.

And any Officer, Deputy, Clerk, or other Person, who shall at any Time after the Third Day of the said *Michaelmas* Term personally act in any Matters relating to the Business of any such Office in the said Court, without having taken and subscribed such Oath as aforesaid, shall for every Day on which he shall so act forfeit the Sum of Twenty Pounds.

Officers shall affix Tables of Fees in their Offices.

VII. And be it further enacted, That every Officer at the Equity Side of the said Court of Exchequer shall, on or before the Third Day

Day of the *Michaelmas* Term next after the passing of this Act, and every Officer of the said Court who shall be hereafter appointed, within Three Calendar Months after he shall have taken the Oath of Office required by this Act, affix, or cause to be affixed or hung up in his Office, a Table of all such Fees as it shall be then lawful to receive pursuant to the Directions of this Act, in his said Office, in respect of the Business thereof; and if at any Time any of such Fees shall be altered or abolished, or any new Fee or Fees authorized according to the Directions of this Act, in respect of the Business of such Office, then and in every such Case such Officer shall, within One Week from the Time of such Change, alter such Table so kept in his Office pursuant and according to such Change, and to the Order for making the same; and such Table shall at all Times be written or printed in fair and legible Characters, and shall be framed and glazed, so as to be preserved from being erased or altered in any other Manner save as aforesaid, and shall be always kept affixed or hung up in such Manner that the same shall be accessible to and legible by all Persons resorting to such Office; and in case such Table shall not be so affixed or hung up, and continually kept so framed and glazed and legible in the said Office, such Officer shall, for every Day on which such Table shall not be so kept and legible as aforesaid in such Office, forfeit the Sum of Twenty Pounds.

Penalty 20*l.* per Day.

VIII. And be it further enacted, That every Officer at the Equity Side of the said Court of Exchequer shall, in every Five Years, that is to say, in *Michaelmas* Term One thousand eight hundred and twenty-eight, and in like Manner on some Day in *Michaelmas* Term One thousand eight hundred and thirty-three, and so in *Michaelmas* Term in every Fifth Year succeeding, deliver to the Chief Remembrancer of the said Court, in open Court, a Table or Schedule, under the Hand and Seal of such Officer respectively, specifying and setting forth the Rate of all Fees charged or received in the Office of such Officer at any Time during Five Years then next immediately preceding, and paid to or received by such Officer, or any his Deputy or Clerk, or other Person whatsoever, directly or indirectly, for the Benefit of such Officer, or his Deputy or Clerks respectively; and every such Officer shall, at the Time of the Delivery of such Table, make Oath to the Truth thereof in open Court, to the best of his Knowledge and Belief, which Oath shall be written at the Foot of such Table, and shall be signed by such Officer.

Every Officer shall, in Michaelmas Term 1828 and 1833, and so regularly in each Five Years, deliver to the Chief Remembrancer, on Oath, a Table of Fees taken in his Office during the preceding Five Years.

IX. And be it further enacted, That the Chief Remembrancer of the said Court shall, upon the Receipt of such Tables, carefully examine the same and the several Fees therein stated and set forth, and shall compare the same with the several Fees contained in the Tables to this Act annexed, and with such Orders of the said Court as may have altered the said Fees, or any of them, or may have added any new or other Fees; and in case it shall appear to such Chief Remembrancer, upon Examination, that any Fee or Fees contained in the said Table shall exceed in Amount the Fee allowed to be taken according to the Tables to this Act annexed, or any Orders of the said Court for altering the same, or shall not be included in or allowed by

Chief Remembrancer shall check such Tables by the Tables to this Act annexed and subsequent Orders, and if correct shall file them, and transmit Copies to the Privy Council.

by such Tables or Orders respectively, the said Chief Remembrancer shall file all such Tables of Fees to which on Examination no Objection shall appear, or which shall be approved of by the said Court, and shall transmit a Copy of every such Table of Fees so filed, signed by such Chief Remembrancer, to the Clerk of His Majesty's Privy Council in *Ireland*, on or before the Thirty-first Day of *December* next ensuing every such *Michaelmas* Term in which the same shall have been delivered as aforesaid.

Remembrancer shall transmit to Privy Council Lists of Officers omitting to return Table of Fees.

Penalty for Neglect, 200*l.*

X. And be it further enacted, That the said Chief Remembrancer of the said Court shall, on or before the Thirty-first Day of *December* next after every such *Michaelmas* Term, in each Fifth Year, transmit to the Clerk of His Majesty's Privy Council in *Ireland* a List of all Officers of the said Court who shall have neglected or omitted to deliver the Tables required by this Act, for the Five Years preceding such *Michaelmas* Term; and if any Officer shall omit or neglect to deliver such Table as is required by this Act, or if the Chief Remembrancer shall neglect or omit to transmit to the Privy Council Copies of the Tables so delivered as aforesaid, by the Officers of the said Court, or any of them, or shall neglect or omit to transmit a List of such Officers so neglecting to deliver in such Tables, every such Officer and Chief Remembrancer so making Default shall forfeit the Sum of Two hundred Pounds.

Officers of the Court disabled from practising as Solicitors or Attornies.

Penalty 200*l.*

XI. And be it further enacted, That from and after the First Day of *August* next after the passing of this Act, it shall not be lawful for any Person who now holds or shall hereafter hold any of the Offices of the said Court, mentioned and specified in any of the Tables to this Act annexed, or who now is or shall hereafter be appointed a Deputy or Clerk to any Person who now holds or shall hereafter hold any such Office, to act or practise, either in his own Name or in the Name of any other Person or Persons, as an Attorney or Solicitor, in any of the Courts of Law or Equity in *Ireland;* and every such Officer or Person who shall directly or indirectly, by himself, or any other Person in Partnership with or in trust for him, act as such Attorney or Solicitor, contrary to the true Intent and Meaning of this Act, shall for every Time he shall so act forfeit the Sum of Two hundred Pounds.

Officers shall keep Writing Clerks in their Offices, and pay them not less than 1½d. per Office Sheet.

XII. And be it further enacted, That all Officers of the said Court of Exchequer who shall be entitled to any Fees under the Provisions of this Act, shall employ in their respective Offices a sufficient Number of Writing Clerks to make Copies of Bills, Pleadings, Affidavits, Orders, Decrees, and other Things belonging to their respective Offices, and required by or on behalf of the Suitors of the said Court, and to do and perform all other Business requisite to be done and performed in such respective Offices, so that the Business of any Suitor of the said Court shall not be unnecessarily delayed therein; and such Officer shall pay to every such Writing Clerk for all Copies made by such Writing Clerk after the Rate of not less than One Penny Halfpenny for every Office Sheet, consisting of Seventy-two Words of every such Copy made by such Clerk, and for a Part or

Portion of any Office Sheet; and it shall not be lawful for any such Officer to cause or direct, or knowingly permit any such Copy, or any Part thereof, to be made in any other Place or by any other Person, than in the proper Office of such Officer, and by a Writing Clerk employed in such Office, and paid exclusively by such Officer after the Rate aforesaid, at least; and every such Officer shall be responsible for the Accuracy of every Copy so made in his Office, and for the same being duly compared with the Original from which it shall be made; and every such Officer who shall cause or direct, or knowingly permit any Copy to be made contrary to this Act, or who shall not pay the Writing Clerk for writing the same, according to the Rate by this Act directed at the least, shall for every such Offence forfeit the Sum of Twenty Pounds.

Officers shall not permit Copies to be made out of their Offices.

Penalty 20*l.*

XIII. Provided always, and be it enacted, That if at any Time or Times it shall be ascertained by Affidavit or otherwise, to the Satisfaction of the Court, that any Officer of the said Court hath not in his Office sufficient Room for the reasonable Accommodation of himself, his Deputies and Assistants, and of a sufficient Number of Clerks to do and perform the Business so required to be done in such Office as aforesaid, then and in every such Case it shall and may be lawful to and for such Court to make an Order, declaring that the same has been so proved, and that it shall be lawful for such Officer to cause, direct, or permit any such Copy, or any Part thereof, to be made in any Place and by any Person whatever; and that for every Copy or Part of a Copy which shall be so made in any other Place than the said Office, such Officer, in ascertaining and charging his Fees in respect thereof, shall allow out of the Fees usually payable on such Copies or Parts of Copies, One Penny Halfpenny for every Office Sheet thereof; and every such Order shall be good and valid, and shall be a sufficient Justification in all respects to any Person acting in pursuance thereof, for One Year from the Date thereof, unless sooner rescinded, and shall and may be renewed from Time to Time, until by reason of new Buildings or new Arrangements, or otherwise, sufficient Room shall have been obtained for the Purposes in that Behalf aforesaid; and the Residue only of the Fees to which such Officer would then be lawfully entitled in case such Copying had been regularly done in his Office, which shall remain after such Deduction as aforesaid, shall be deemed and taken to be the lawful Fees or Fee of such Officer in such Case.

In case of Want of Room, the Court may make annual Order for permitting Copies to be made out of the Office.

XIV. Provided also, and be it further enacted, That it shall and may be lawful for any Attorney or Solicitor of the said Court to prepare, for the Attestation of the proper Officers of the said Court, Engrossments and Copies of all or any such Decrees, Reports, Accounts, Affidavits, and other Matters or Things as such Attorney or Solicitor shall have Occasion to file; and that every such Officer shall compare and attest such Copy, and shall in such Case deduct and allow, out of the Fee payable to such Officer for such attested Copy, the Sum of One Penny Halfpenny for every Office Sheet thereof, and shall mark the Fees on such Documents, pursuant to this Act, as if such Copy had been prepared by such Officer; and further, that it shall and may be lawful for any Attorney or Solicitor of the said Court

Solicitors may prepare Copies of Decrees, Affidavits, &c. and mark Fees thereon.

Court to prepare Drafts of Decrees and all other Documents, in like Manner as the Attornies or Solicitors of the said Court have heretofore been accustomed to do.

In all Copies, &c. Fraction of a Sheet, &c. may be charged as a whole Sheet.

XV. And be it further enacted, That in all Copies, Engrossments, Exemplifications, or Extracts of any Rules, Pleadings, Decrees, or other Matters chargeable according to the Length thereof, whether the Charge for the same shall be computed according to the Sheet, the Skin, the Roll, or the Side, a Fraction of a Sheet, Skin, Roll, or Side respectively, of any such Copy, Engrossment, Exemplification, or Extract, may be charged for by any Officer as an entire Sheet, Skin, Roll, or Side; provided that on each such Copy, Engrossment, Exemplification, or Extract respectively, there shall be charged only One such Fraction of a Sheet, Skin, Roll, or Side respectively.

In all Copies, Sums, Dates, and Numbers shall be expressed in Figures and charged as such.

XVI. And be it further enacted, That in all Copies of Accounts and Schedules whatsoever issued from any Office at the Equity Side of the said Court, the Charge or Fee whereupon is or are or shall or may be lawfully computed according to the Contents, all Sums of Money, and Dates of the Year and Days of the Month, and Numbers, shall be expressed in Figures, and shall be charged as if the same were expressed in Figures and not in Words, in manner and according to the Directions following; (that is to say), One Pound, or any Number of Pounds, shall be charged as One Word; One Shilling, or any Number of Shillings, shall be charged as One Word; One or more Penny or Pence, whether with or without any Fraction of a Penny, shall be charged as One Word; every Fraction of a Penny not joined with any Penny or Pence shall be charged as One Word, whether the same shall occur singly or shall be combined in any Mode or Form whatsoever; and any definite Number whatever shall be charged as One Word and no more.

Charge of Fees shall be endorsed on all Copies and Documents.

XVII. And be it further enacted, That upon the Back of all Copies, Engrossments, Exemplifications, and Writings which shall be issued from any Office at the Equity Side of the said Court, or by any Officer at the Equity Side of the said Court, there shall be endorsed and written by the said Officer, or his sufficient Deputy or Clerk, the full Amount of all Office Fees charged on such Copy, Engrossment, Exemplification, or Writing respectively, and the Rate of such Fees, and the Mode of Charge according to which such Fees shall be computed, and the Number of Sheets, Skins, or Sides on which such Fees shall be charged or calculated; and upon any Taxation of Costs between Party and Party, or between Attorney and Client, such Copy, Engrossment, Exemplification, or Writing shall be produced before the Taxing Officer in all Cases where it shall appear to him practicable; and it shall not be lawful for the Taxing Officer to allow any Charge of any Solicitor or Attorney, with respect to any such Document so produced upon which the Amount and Rates of Fees shall not be so endorsed, but that all and every such Charge shall be struck out of the Bills of such Solicitor or Attorney by such Taxing Officer.

XVIII. And

Taxing Officers shall examine into Justice of Charges on Bills of Costs.

XVIII. And for the Removal of Doubts as to the Extent of the Duty of the Taxing Officer at the Equity Side of the said Court, be it further enacted, That upon all Taxations of Bills of Costs, whether between Party and Party or between Attorney and Client, it shall be the bounden Duty of the Taxing Officer, whether he shall be required so to do or not, and whether any Objection shall have been made or not, to examine and ascertain by all reasonable Methods, that each and every Charge in any Bill of Costs contained, (whether such shall be a Fee for Counsel, Solicitor, or Officer of Court, or Stamp Duty, or any other Disbursement whatsoever, or any Charge for Business done by the Person charging the same), is the proper Charge which, under the Circumstances of the Case, ought to be made; and that upon all such Taxation the Taxing Officer shall determine upon all Charges made by any Officer of the said Court of Exchequer, and allow all such as shall appear to him made according to the true Right of such Officer respectively.

Not to prevent Taxing Officer from taxing Bills of Costs for Business done previous to Michaelmas 1823.

XIX. Provided always, and be it further enacted, That nothing in this Act contained shall be construed to prevent the Taxing Officer of said Court from taxing all Bills of Costs for Business done previous to the First Day of *Michaelmas* Term One thousand eight hundred and twenty-three, according to the Rules and Regulations by which any Bill of Costs were taxable at or immediately previous to the Day of passing this Act.

Grants to the Office of Chief Remembrancer to cease, the present Deputy shall be appointed Chief Remembrancer.

XX. And whereas the Office of Chief Remembrancer of the said Court of Exchequer is now vested in the Most Honourable *Richard* Marquess *Wellesley* and the Right Honourable *William* Lord *Maryborough*, for and during the Life of and for the Benefit of the said Marquess *Wellesley*, and the said Office has been granted in Reversion to *Richard Wellesley* Esquire, during his Life: And whereas the Duties of the said Office have heretofore been performed by a Deputy, and by certain Clerks acting under him, entitled the Register, the Clerk in Register's Office, the Secondary, and the Filazer: And whereas it is expedient that the Duties heretofore appertaining to the said Office of Chief Remembrancer should in future be performed by the Chief Remembrancer, and certain other Officers, as herein-after provided; be it therefore enacted, That the Grants of the said Office of Chief Remembrancer, heretofore made to the said *Richard* Marquess *Wellesley* and *William* Lord *Maryborough*, and to the said *Richard Wellesley* Esquire, shall, from and after the passing of this Act, absolutely cease and determine; and that the said *Richard* Marquess *Wellesley* and *Richard Wellesley* successively, shall receive such Compensation as herein-after provided, for the Loss by them sustained by reason of this Act; and that *Anthony Richard Blake*, Barrister at Law, the present Deputy Chief Remembrancer of the said Court, shall, from and after the passing of this Act, become and be Chief Remembrancer of the said Court, and shall hold the said Office during his good Behaviour, and that it shall be his Office and Duty to receive all such References, on Matters of Account, and on all other Matters and Things on the Equity Side of the said Court, and to report thereupon to the said Court, as shall be ordered by the said Court, and to perform all such other Duties heretofore appertaining to the said Office

of Chief Remembrancer as have heretofore been performed by the Deputy Chief Remembrancer of the said Court for the Time being, save as herein-after provided.

Register, Assistant Register, Secondary, and Filazer appointed.

XXI. And be it further enacted, That for the Performance of the several Duties heretofore appertaining to the said Office of Chief Remembrancer, which have heretofore been performed by the said Officers or Clerks called the Register, the Clerk in the Register's Office, the Secondary, and the Filazer, there shall be at the Equity Side of the said Court a Register, an Assistant Register, a Filazer and a Secondary; and that *Francis Harrison Biddulph*, the Person at present performing the Duties of Register in the said Chief Remembrancer's Department, shall be the Register at the Equity Side of the said Court; and that *George James Baldwin*, the Person at present performing the Duties of Clerk in the Register's Office in the said Department, shall be the Assistant Register; and that *James Cathrew*, the Person at present performing the Duties of Secondary in the same Department, shall be the Secondary at the Equity Side of the same Court; and that *Richard Eames*, the Person at present performing the Duties of Deputy Filazer in the said Department, shall be the Filazer at the Equity Side of the said Court; and that the said several Officers shall hold their said several Offices during good Behaviour, and shall perform the several Duties mentioned and allotted to them respectively in the Tables to this Act annexed.

Duties of Chief Remembrancer.

XXII. Provided always, and be it further enacted, That the said Chief Remembrancer shall at all Times superintend the Conduct and Proceedings of the several Officers at the Equity Side of the said Court, and shall inspect their several and respective Offices, and all Records, Books, Accounts, Papers, and Documents therein respectively, and shall hear and receive all Complaints which may be made to him of or concerning any Neglect, Delay, or Misconduct in any of the said Offices respectively, and shall inquire into the same, and shall admonish such Officers respectively, when he shall find reason so to do; and in any Case which he shall deem of sufficient Importance, shall report the Facts specially to the Court; and it is hereby declared to be the Duty of all the subordinate Officers, and their Clerks, to submit themselves quietly and respectfully to such Superintendence and Admonition as aforesaid.

Documents to be signed by the Officers issuing them.

XXIII. Provided also, and be it enacted, That from and after the Commencement of this Act, it shall not be necessary for the Chief Remembrancer to sign or attest any Document whatever, issuing from the Office of the Register, Assistant Register, Secondary, or Filazer, or any or either of them, but that every such Document shall be signed or attested by the Officer issuing the same.

On Vacancy of the Office of Chief Remembrancer, His Majesty may grant the same to any

XXIV. And be it further enacted, That upon the said Office of Chief Remembrancer becoming vacant at any future Time, it shall be lawful for His Majesty, His Heirs and Successors, by any Letters Patent under the Great Seal of *Ireland*, to grant the said Office of Chief Remembrancer of the said Court of Exchequer in *Ireland*, unto any Person being a practising Barrister at Law, of Ten Years

standing

standing at the least, and who shall during that Period have actually practised as such in some one of His Majesty's Courts at *Dublin* or *Westminster*, to hold the said Office during his good Behaviour; and that upon any of the said Offices of Register, Assistant Register, Secondary, or Filazer becoming vacant at any future Time, it shall be lawful for His Majesty, by Letters Patent under the Great Seal of *Ireland*, to appoint a proper Person to such Office, to hold the same during his good Behaviour.

practising Barrister of 10 Years standing: Register, Assistant, Secondary, and Filazer to be appointed by His Majesty.

XXV. And in order to ascertain the Amount of the annual Compensation which ought to be made to the said Marquess *Wellesley* during his Life, and to the said *Richard Wellesley* in Remainder during his Life, for the Loss sustained by them by reason of this Act; be it further enacted, That the Chief Justice of His Majesty's Court of King's Bench in *Ireland* for the Time being, the Master of the Rolls in *Ireland* for the Time being, and the Chief Justice of the Court of Common Pleas in *Ireland* for the Time being, or any Two of them, shall, upon the Application of the said Marquess *Wellesley* and *Richard Wellesley* respectively, or of the said Marquess *Wellesley* or *Richard Wellesley* alone, make Inquiry into and ascertain the average annual Amount of the Salary, Fees, and Emoluments of or appertaining to the said Office of Chief Remembrancer for the Seven Years ending the First of *January* One thousand eight hundred and twenty-two, excluding therefrom all such Emoluments and Fees as shall appear to have arisen from any new Fees, or from any Increase of Fees introduced by or subsequently to the Appointment of the present Holders of the said Office, or to have arisen from computing the Contents of Office Sheets at Seventy-two Words instead of Ninety Words each, or from any other Fees which may have been demanded or received contrary to the Provisions of any Act of Parliament, or otherwise contrary to Law; and for those Purposes it shall be lawful for the said Chief Justice of the Court of King's Bench, the said Master of the Rolls, and the said Chief Justice of the Common Pleas, or any Two of them, and he or they are hereby authorized, empowered, and required, by all such Ways or Means as to him and them shall seem fit and proper, to ascertain the same, and to examine such Persons or Witnesses as they shall think proper to require, together with all such Accounts, Books, and Vouchers as they shall call for, and they shall thereupon certify under their Hands and Seals, or under the Hands and Seals of Two of them, the average Amount of the yearly Income of the said Office so reduced by the Exclusion of such Emoluments and Income as aforesaid, for the said Period of Seven Years, distinguishing the Gross Income from the Net Income, and stating the Particulars of the Disbursements out of the Gross Income, which constitute the Difference between the Gross and the Net Income, so far as they can ascertain the same; and the said Certificate shall contain a Statement of the particular Fees, Profits, and Emoluments on which such Averages shall have been taken as aforesaid, and also of the Fees, Profits, and Emoluments heretofore received, which shall be excluded from such Averages; and the said Certificate shall be filed in the Office of the Auditor General in *Dublin* Castle, and shall remain there as a Record, and a Copy thereof shall be transmitted to the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, who

Compensation to be made for the present Grant of the Office of Chief Remembrancer to be ascertained on the average Amount of the Salary, Fees, &c. for Seven Years, &c.

Average Amount to be certified.

who shall cause Copies of the same to be laid before both Houses of Parliament, immediately after the Commencement of the then next Session of Parliament, and the said Certificate shall be final and conclusive from and after the last Day of such Session of Parliament, unless Parliament shall otherwise provide: Provided always, that from and after the filing of the said Certificate, there shall be issued and paid to the said Marquess *Wellesley* or his Assigns during his Life, and after his Decease to the said *Richard Wellesley*, and his Assigns during his Life, yearly and every Year, out of and charged upon the Consolidated Fund of *Great Britain* and *Ireland*, after Payment of all Sums previously charged upon the same Fund, (unless Parliament shall otherwise provide), a Sum equal to the Sum which shall be so ascertained by such Certificate to be the net annual average Amount of the Income and Emoluments of the said Office of Chief Remembrancer, in full Compensation for the same; such annual Sum to be paid and payable by Four Quarterly Payments in each and every Year, on every Twenty-fifth Day of *March*, Twenty-fourth Day of *June*, Twenty-ninth Day of *September*, and Twenty-fifth Day of *December*; the First Payment thereof to be made on the First of the said Days as shall first happen after the passing of this Act, are in proportion only to the Time which shall immediately next happen after the passing of this Act, and also such Proportion of any such Quarterly Payment, as at the Times of the Decease of the said Marquess *Wellesley* or *Richard Wellesley* shall be due from the Quarter Day next preceding the Time of such Decease.

After filing of Certificate, the Annual Amount of Average shall be issued out of the Consolidated Fund.

Until Certificate can be obtained and filed, the Treasury to order such Sum to be issued on Account of the Compensation to be awarded to the Chief Remembrancer as shall appear just.

XXVII. And whereas some Delay may occur in ascertaining the Amount of the Annual Income of the said Office of Chief Remembrancer, and procuring such Certificate as herein-before directed; be it therefore enacted, That in the meantime and until such Certificate shall be obtained and filed as aforesaid, it shall and may be lawful for the Commissioners of His Majesty's Treasury to order that there shall be issued and be paid and payable to the said *Richard* Marquess *Wellesley*, and his Assigns, and in the Event of the Death of the said Marquess, to the said *Richard Wellesley* and his Assigns, such annual Sum or Sums of Money on account of the Compensation to be thereafter awarded to said Chief Remembrancer as to them shall appear to be just and reasonable, but not exceeding the net average Amount of the Income and Emoluments of the said Office, as reported by the Commissioners appointed to inquire into the Duties, Salaries, and Emoluments of the Officers, Clerks, and Ministers of Justice in all Temporal and Ecclesiastical Courts in *Ireland*, for Three Years, ending the First Day of *January* One thousand eight hundred and twenty; such annual Sum to be paid and payable to the said *Richard* Marquess *Wellesley* and his Assigns, or in the Event of his Death, to the said *Richard Wellesley* or his Assigns, by Four Quarterly Payments in each and every Year, free and clear of all Taxes and Deductions whatsoever, on every Twenty-fifth Day of *March*, Twenty-fourth Day of *June*, Twenty-ninth Day of *September*, and Twenty-fifth Day of *December*, the First Payment thereof on account as aforesaid, to be made on the First of said Days which shall next happen after the Commencement of this Act, and in proportion to the Time which shall immediately next happen after the Commence-

Commencement of this Act; such Payment (if any) to be credited on the Foot of such Annual Income as it shall appear by said Certificate, when filed as aforesaid, that said *Richard* Marquess *Wellesley* or *Richard Wellesley* is entitled to; and in case the Sum or Sums so to be paid as aforesaid shall exceed the Sum to which they or either of them shall appear by said Certificate to be entitled to, then and in such Case such Excess or Overplus shall be deducted from the Quarterly Payment which shall next happen after the filing of said Certificate.

A Salary of 3,000*l.* per Ann. to the Chief Remembrancer and Fees abolished.

XXVII. And whereas the said Commissioners so appointed as aforesaid have recommended that the Duty of Taxation at the Equity Side of the said Court of Exchequer should cease to be performed by the Chief Remembrancer of the said Court, and that the said Chief Remembrancer should receive certain stated Fees for the Performance of his remaining Duties, and that the Duty of Taxation should in future be performed by a distinct Taxing Officer, to be appointed for that Purpose, and that such Taxing Officer should be paid by a Salary, and not by Fees; but it is deemed more expedient that the said Duty of Taxation should continue to be performed as heretofore by the Chief Remembrancer, and that in lieu of the Fees recommended for him by the said Commissioners, and also in lieu of all Fees heretofore payable to him, for or in respect of the said Duty of Taxation, or for or in respect of any other Duty appertaining to the said Office of Chief Remembrancer of the said Court, the said Chief Remembrancer shall receive a clear Salary of Three thousand Pounds *per Annum;* be it therefore enacted, That from and after the First Day of *August* next it shall not be lawful for the Chief Remembrancer of the said Court to have, take, or receive, or to ask, demand, or require, any Fee, Reward, Emolument, or Sum of Money whatsoever, from any Suitor of the said Court of Exchequer, or from any Solicitor or Attorney, or other Person whomsoever, acting on behalf of any Suitor of the said Court, for any Matter or Thing done or performed, or required to be done or performed by any such Chief Remembrancer in the Execution of his Duty as such, either in Cases where such Chief Remembrancer has heretofore received or been entitled to any Fees, or in any other Case whatever, any Law, Usage, or Custom to the contrary in anywise notwithstanding; but all such Fees, Rewards, and Emoluments shall, from and after the First Day of *August* next, entirely cease and determine.

The above Sum to be issued out of the Consolidated Fund by Quarterly Payments.

XXVIII. And be it further enacted, That from and after the Commencement of this Act there shall be issued, and paid and payable during his good Behaviour, to the said Chief Remembrancer of the said Court for the Time being, out of and charged and chargeable upon the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, after paying and reserving sufficient to pay all such Sum and Sums of Money as have been directed by any former Act or Acts of Parliament to be paid out of such Consolidated Fund, but with Preference to all other Payments which shall or may be hereafter charged upon or payable out of the said Fund, the annual Sum of Three thousand Pounds *Irish* Currency; every such annual Sum to be issued in pursuance of this Act shall from Time to Time from thenceforth be payable and paid Quarterly, free and clear from all

Taxes and Deductions whatsoever, on every Twenty-fifth Day of *March*, Twenty-fourth Day of *June*, Twenty-ninth Day of *September*, and Twenty-fifth Day of *December*, the First Payment thereof to be made on the First of the said Quarterly Days which shall immediately next follow the Commencement of this Act, and in Proportion only to the Time which shall have then elapsed from the Commencement of this Act.

When any Chief Remembrancer shall resign, &c. in the Course of a Quarter, a proportionate Part of his Salary shall be allowed.

XXIX. Provided always, and be it further enacted, That whenever any Person holding or who shall hold the Office of Chief Remembrancer in *Ireland* shall, during the Course of any Quarter, resign or quit his said Office, or shall die, then the Person so resigning or quitting, or the Executors or Administrators of such Person so dying (as the Case may be), shall be entitled to such proportionate Part of such Salary as shall have accrued during such Part of the said Quarter as such Person shall have executed the said Office; and every Chief Remembrancer to be hereafter appointed shall, on the Quarter Day next after his Appointment, be entitled to have and receive out of the said Consolidated Fund such Proportion of such Salary as shall have arisen from the Date of the Letters Patent of his Appointment.

In Business before the Chief Remembrancer, Summonses shall continue to be issued.

XXX. And be it further enacted, That in all References or Matters before the said Chief Remembrancer, in which it has been heretofore customary to issue Summonses for the Parties to attend, the said Chief Remembrancer shall continue to issue Summonses from Time to Time, and shall not in any Case or under any Pretence whatever proceed on any such Reference or Matter, unless a Summons for the Meeting at which such Proceeding shall be required shall have been signed by him, and shall be produced before him at the Meeting for proceeding on such Reference or Matter.

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In Meetings before the Chief Remembrancer, he shall indorse on the Summons his Order as to Costs, which shall be produced to the Taxing Officer.

XXXI. And whereas Delays and Adjournments of Meetings on References and Proceedings in the said Office of Chief Remembrancer frequently take place for the Accommodation and Convenience, or through the Negligence and Non-attendance of one of the Parties concerned in such Reference or Proceeding; and it is unreasonable and unjust that the Party attending and prepared to proceed should pay the Expence of Meetings so rendered nugatory by the Non-attendance of the opposite Party, even though the Party so attending should, by a final Decree or otherwise, be ordered to pay the several Costs of the Cause; be it therefore enacted, That at any and every Meeting which shall be had before the said Chief Remembrancer upon any Summons issued in manner aforesaid, he shall on the Back of the Summons for such Meeting, to be produced to him according to the Directions of this Act, indorse or cause to be indorsed, and shall sign such Order, as under the Circumstances of the Case shall to him seem fit, as to the Payment of the Costs of such Meeting, and as to the Person or Persons by whom the Costs of such Meeting shall be paid, as between Party or Party, or whether such Costs shall abide the Rule, Order, or Decree, as to the Payment of Costs, which may be made on the Hearing of the Cause, or whether such Costs shall be paid by the Complainant or Defendant, or other Party in the

Cause or Matter, independent of any General Order or Decree which may be pronounced by the Court as to the general Costs of such Cause or Matter, or whether, as between Solicitor and Client, the Costs of such Meeting in the said Office, so as aforesaid rendered nugatory, shall constitute a fair and reasonable Charge against the Client; and every such Summons, with such Order so thereon indorsed, and signed by the said Chief Remembrancer, shall, on the Taxation of such Costs, be produced to the Taxing Officer when taxing such Costs, who shall allow or disallow the Costs in respect thereof accordingly, either as between Party and Party, or as between Solicitor and Client, or otherwise, according to the Order so as aforesaid indorsed on the Back of such Summons; and in no Case shall the Officer, upon the Taxation of any Bill of Costs, allow any Sum or Sums as and for the Expences of any such Meeting or Proceeding, unless the Summons on which Meeting was had be produced before such Officer at the Time of such Taxation.

Nothing to prevent the Chief Remembrancer, &c. from taking Fees for Business done previous to Aug. 1.

XXXII. Provided always, and be it further enacted, That nothing in this Act shall extend to prevent the said Chief Remembrancer, or any other Officer at the Equity Side of the said Court of Exchequer, from taking or receiving or recovering all such Fees as shall be legally and *bonâ fide* due to any such Officer, for any Business done or for any Services performed in the Execution of the Duty of his Office at any Time previous to the First Day of *August* next.

Two Chief Examiners instead of Four to do the Duty.

XXXIII. And whereas there are at present Four Examiners at the Equity Side of the said Court of Exchequer; be it enacted, That from and after the Commencement of this Act, there shall be but Two Chief Examiners at the Equity Side of the said Court, who shall perform the several Duties mentioned and specified for them in the Tables in that Behalf hereto annexed; and that the said Two Examiners shall be appointed by the Chief Baron of the said Court by Deed, to be by him duly executed and enrolled in the said Court.

Appointment to be made from the present Examiners.

XXXIV. And be it further enacted, That the Two First Examiners to be appointed under the Provisions of this Act shall be appointed from among the Four present Examiners of the said Court.

Court to report to the Lord Lieutenant what Compensation should be made to the Two Examiners not appointed to act.

XXXV. And be it further enacted, That the said Court shall report to the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, whether in their Opinion any and what Compensation ought to be made to the Two Examiners of the said Court, who shall not be so appointed, or either of them, or to any present Officer or Officers at the Equity Side of the said Court, and on what Ground, for any Loss which may be sustained by such Officer or Officers in consequence of this Act, or the Provisions therein contained, a Copy of which Report shall be laid before both Houses of Parliament immediately after the Commencement of the then next Sessions of Parliament.

Officers to execute the Duty in Per-

XXXVI. And be it further enacted, That from and after the Commencement of this Act, the said Chief Remembrancer, and every other

son, except in Case of Sickness, &c. Deputies to be appointed.

other Officer of the Equity Side of the Court of Exchequer, shall respectively execute the Duty of his Office in Person, except only in case of Sickness, or necessary Absence; and that in any such Case it shall and may be lawful to and for such Chief Remembrancer or other Officer, by Deputation in Writing under his Hand and Seal, by and with the Consent in Writing of the Chief Baron, or in his Absence then of the next senior Baron of the said Court then in *Dublin*, to appoint a Deputy to execute the Duties of such Chief Remembrancer or other Officer during such Period as shall be specified in such Deputation; and the Name of such Deputy, and also the Occasion for appointing him, and the Approbation of such Chief or other Baron, and the Time for which such Appointment is to continue, shall be specified and set forth in such Deputation; and such Deputation shall be signed or indorsed by such Chief or other Baron; and the Period mentioned in such Deputation may be prolonged if necessary by such Officer, with the Approbation of such Chief or other Baron, by the Indorsement of the said Officer, and of the said Chief or other Baron, upon such Deputation.

Chief Remembrancer, Register, Secondary, and Filacer empowered to take Affidavits, &c.

XXXVII. And be it enacted, That from and after the Commencement of this Act, it shall and may be lawful for the several Officers hereinafter named, and the said Officers are hereby fully authorized, empowered, and directed, to take Affidavits or Affirmations, Answers, Examinations, or other Matters whatever, to be put in on Oath in the Equity Side of the said Court of Exchequer, and relating to the Business thereof, and to administer the necessary Oaths and Affirmations for that Purpose; that is to say, the Chief Remembrancer, the Register, the Secondary, and the Filacer; and all such Answers, Oaths, Affidavits, or Affirmations, shall be of the same Force, Validity, and Effect, and shall and may be filed, used, and acted upon respectively, as fully and effectually to all Intents and Purposes whatsoever, as if the same had been sworn or affirmed before the said Court, or all or any of the Barons thereof.

His Majesty empowered to allow the Chief Remembrancer an Annuity after a Length of Service, &c.

XXXVIII. And be it further enacted, That it shall and may be lawful for His Majesty, His Heirs and Successors, by Letters Patent under the Great Seal of *Ireland*, to give and grant unto any Person who may or shall have executed the Office of Chief Remembrancer of the said Court for the Term of Twenty Years, or to any Person having executed the said Office for any shorter Period not less than Ten Years, or who shall, after his Appointment to any such Office, have become afflicted with any permanent Infirmity, disabling him from the due Execution of his Office, and who shall be desirous of resigning the same, an Annuity or yearly Sum of Money, not exceeding the Sum of One thousand five hundred Pounds *Irish* Currency, in case he shall have served in such Office Twenty Years, and not exceeding One thousand Pounds in case he shall have served for such shorter Period; and an Annuity, not exceeding Two thousand Pounds, in case he shall have served in such Office Twenty-five Years; and an Annuity, not exceeding Two thousand five hundred Pounds, in case he shall have served in such Office for Thirty Years or more; in which Letters Patent the Cause or Ground for making thereof shall be distinctly stated and specified; and the Annuity or yearly Sum so granted

granted shall be paid accordingly out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, by even and equal Quarterly Payments, on the Fifth Day of *January*, Fifth Day of *April*, Fifth Day of *July*, and Tenth Day of *October* in every Year, from the Period of which he shall resign his said Office, for and during the Term of his natural Life, without any Deduction for Fees, or Poundage, or otherwise.

No retired Allowance to be made to Chief Remembrancer unless he has served Ten Years.

XXXIX. Provided always, and be it further enacted, That no Allowance shall in any Case be made under this Act to any Chief Remembrancer, by way of retired Salary or Pension, unless such Chief Remembrancer shall have served in the same Office during the full Term of Ten Years.

Before the Resignation of Chief Remembrancer, he shall take the following Oath.

XL. Provided nevertheless, and be it further enacted, That every such Chief Remembrancer, being desirous to resign his Office, shall, before he resigns, take and subscribe the following Oath before the Chief or some other Baron of the said Court:

'I *A. B.* do solemnly swear, That I neither have received nor will 'receive directly, or indirectly, by myself or by any one in trust 'for me, any Sum or Sums of Money, Gift, Promise, or Engagement, 'as a Consideration, Inducement, or Reward for my Resignation of 'the Office of Chief Remembrancer of His Majesty's Court of Ex-'chequer in *Ireland*. So help me GOD.'

Court may remove any Officer (except the Chief Remembrancer) for Misconduct.

XLI. And be it further enacted, That it shall and may be lawful to and for the said Court of Exchequer, upon Complaint duly made, and after full Enquiry into the alleged Grounds thereof, by Affidavit or otherwise, as the said Court shall think fit, to remove any Officer of the said Court, except the Chief Remembrancer of the said Court, from his Office, for any Offence or Misconduct therein which such Court shall deem deserving of such Punishment, and thereupon such Officer shall cease to hold or be entitled to such Office.

When an Examination of Witnesses is necessary to be taken before the Chief Remembrancer, the Court may order him to appoint a Person for that Purpose, who shall be under the Controul of the Court.

XLII. And whereas several Abuses and Inconveniences to the Suitors had arisen from the Practice of the said Court relative to the Examination of Witnesses under Commissions issuing out of the said Court to Commissioners for that Purpose, and it is expedient that all such Abuses and Inconveniences should be corrected and a better System introduced; be it therefore enacted, That from and after the Commencement of this Act, in all Cases where it may be necessary that an Examination of Witnesses should take place, either in chief in any Cause, or in aid of any Enquiry or Account ordered or directed to be made or taken before the Chief Remembrancer of the said Court, other than the Examinations of Witnesses before the Examinators of the said Court, an Order shall be made by the said Court for referring it to the said Chief Remembrancer of the said Court, according to the usual Practice of the said Court in such Case, to approve of and appoint one fit and proper Person to act as Examiner in all such Cases so referred; and such Person so to be approved of and appointed by such Chief Remembrancer shall, so far as the same is practicable, be totally unconnected with either or any of the Parties interested in

such Cause; and such Person so approved of and appointed shall be, and shall be taken as, and shall be considered to be an Officer of the said Court of Exchequer, and shall be subject to such summary Interference and Control of the said Court as any other Officer of the said Court in this Act particularly mentioned; and a Commission shall issue to such Person so as aforesaid appointed, authorizing and empowering him to proceed in the Examination of all such Witnesses as may be necessary, in the same Manner and according to the same Forms as are at present established (save and except in Cases where such established Practice is altered by this Act) touching and concerning the Examination of Witnesses under Commissions to examine Witnesses issuing out of the Court of Exchequer in *Ireland* at any Time before the Commencement of this Act; and every Person so approved of and appointed a Commissioner to examine Witnesses under the Provisions of this Act, before he shall exercise any of the Duties of such Commissioner, shall take and subscribe, before the Chief or other Baron of the said Court, or other Person duly authorized to administer the same, the following Oath; and such Oath shall be annexed to the said Commission, and shall be returned with the said Commission to the said Court, to be there filed and recorded; (that is to say,)

The Person appointed Examiner of Witnesses shall take the following Oath.

Oath.

'I *A. B.* do swear, That I will, according to the best of my Skill and Knowledge, truly and faithfully perform the Duty of a Commissioner to examine Witnesses pursuant to the Powers vested in me by the annexed Commission; and that I will truly, faithfully, and without Partiality to any or either of the Parties in this Cause, take and write down the Examinations and Depositions of all and every Witness and Witnesses who shall be produced before and examined by me upon the Interrogatories filed for that Purpose; and that until Publication in the said Cause shall duly pass, I will not publish, disclose, or make known any Part of the Purport or Contents of any Deposition of any Witness to be taken by me; and further, that I will fairly and truly enter and set down in Writing, in the Dominical of such Examination, the Hours of the Day, on each Day that I shall be employed as such Commissioner, at which I shall respectively commence and conclude the Examination of the Witnesses under such Commission, as also the real and true Cause or Causes of my not commencing such Examination at or before Eleven of the Clock in the Forenoon if such should be the Case, and also of my not continuing such Examination 'till Three o'Clock in the Afternoon if such should be the Case, as also by whose Delay or Default, so far as I can judge, such Examination was not commenced and continued (*as the Case may be*) from Eleven o'Clock in the Forenoon till Three in the Afternoon.

'So help me GOD.'

No Witness residing more than 30 Miles from Dublin obliged to leave his House.

XLIII. And be it further enacted, That no Witness who shall reside more than Thirty Miles from the City of *Dublin* shall in any Case be obliged to leave his or her House in order to be examined before any Chief Examiner or Assistant, or Examiner to the Chief Remembrancer; but that all such Witnesses who shall reside or be in *Ireland*, and more than Thirty Miles from the City of *Dublin*, shall and may

be examined before a Commissioner so to be appointed unless such Witness, and also the Party producing such Witness, shall choose that he or they should be examined in *Dublin* before One of the Chief Examiners, or before the Clerk or Examiner appointed by the Chief Remembrancer to examine in aid of Enquiries or Accounts to be taken before him; and it shall be lawful for every such Commissioner to cross-examine any Witness produced before him, in case he shall be required so to do by any Person against whom the direct Examinations of such Witnesses shall have been taken; and it shall be lawful for every Commissioner so to be appointed to receive such Fees and Allowances for the Execution of his Duty in the Examination of Witnesses, and for the Expences of such Commissioner in travelling, and they shall respectively be subject to such other Rules and Regulations as shall be for that Purpose from Time to Time authorized, directed, and made by any Order or Orders of the said Court of Exchequer.

Such Witnesses to be examined by a Commissioner, &c.

XLIV. And be it enacted, That no such Examiner shall in any Case appoint a Deputy, unless and until the Occasion for such Appointment, and also the Person to be appointed, shall have been approved of by the Court, upon a Petition verified by Affidavit; and that nothing shall be considered by the Court as a fit Occasion for such Appointment, but Inability in the Principal to attend, either from Sickness or from unavoidable Business; and such Order shall be regularly entered in the Registrar's Office; and no such Appointment shall continue for any longer Time than shall be allowed or directed by such Order, either by fixing a precise Time, or by some general Words, or by Reference to some Matter capable of being distinctly ascertained, or in such other Manner as the Court shall think proper; and if any such Appointment shall be made otherwise than as aforesaid, or for any longer Period than as aforesaid, then and in every such Case such Chief Examiner making such Appointment, and also such Deputy, if he shall presume to act therein, shall be deemed guilty of a Contempt of the Court, and be punished accordingly.

No Examiner to appoint a Deputy, unless approved of by the Court, &c.

XLV. And be it further enacted, That every Examiner, Deputy Examiner, and Commission Examiner, shall take down the Depositions of all Witnesses, on their Examination, with his own Hand, and that no Clerk shall be present at any such Examination; and that every Clerk who shall be employed before Publication, so as to have any Access to any Deposition or Depositions, shall, before he shall act in the Execution of such Office, and he is hereby required to take and subscribe the following Oath before the Examiner by whom such Clerk shall respectively be so employed; such Examiners, Deputy Examiner, and Commission Examiner, is hereby empowered and required to administer the said Oath.

Examiner to take down Examination himself.

Clerks having Access to Depositions to take the following Oath.

'I *C. D.* do swear, That according to the best of my Skill and Knowledge, I will truly and faithfully execute and exercise the Office of a Copying Clerk in the Office of *A. B.*, one of the Examiners of His Majesty's Court of Exchequer in *Ireland*, whereunto I am admitted, so long as I shall continue to hold the said Office; and that I will also well and faithfully preserve and keep such

Oath.

'such of the King's Records wherewith I shall be entrusted, or 'whereunto I shall have access, and that I will not publish, disclose, 'or make known to any Person or Persons whatsoever, the Particulars, or the Purport or Contents of any Deposition or Depositions copied or read by me in the Execution of my said Office, or 'to which I shall have access thereby, until Publication thereof 'respectively shall duly pass. So help me GOD.'

Chief Remembrancer empowered to appoint Clerks and Examiners who shall be enrolled in Court.

XLVI. And whereas it is expedient that Provision should be made for the Examination of Witnesses in aid of the Statement of Accounts or other Enquiries depending before the Chief Remembrancer in the Court of Exchequer respectively, under any Orders or Decrees of the said Court, and that such Examination should be had before the said Chief Remembrancer or his Clerk or Examiner respectively; be it therefore enacted, That it shall and may be lawful to and for the Chief Remembrancer of the said Court to appoint, by Instrument under Hand and Seal, any Person whom he shall think proper to be his Clerk and Examiner during his Pleasure; and such Instrument being enrolled in the said Court of Exchequer, such Person shall be such Assistant and Examiner accordingly, and shall as such be an Officer of the said Court; and that from and after the Commencement of this Act, no Person shall be, or be deemed or taken or considered to be, to any Purpose whatsoever, the Clerk and Examiner of the said Chief Remembrancer, but under and by virtue of such Appointment so enrolled.

Clerks and Examiners to take the following Oath.

XLVII. And be it further enacted, That every such Clerk and Examiner of the Chief Remembrancer, before he shall act as such in the Examination of any Witness, shall take the following Oath before the Chief Remembrancer by whom he shall be appointed, or before any Baron of the said Court.

Oath.

'I *A. B.* do swear, That I will, according to the best of my Skill 'and Knowledge, truly and faithfully execute and exercise the 'Office of Clerk and Examiner of His Majesty's Court of Exche- 'quer in *Ireland*, so long as I shall continue to hold the said Office; 'and that I will well and faithfully preserve and keep all such Records, Interrogatories, Depositions, Deeds, Documents, and Instruments whatsoever, wherewith I shall be entrusted, or whereto I shall 'have access under or by virtue of my said Office; and that I will 'not publish, disclose, or make known to any Person whatsoever, the 'Particulars, Purport, or Contents of any Deposition or Depositions 'taken, copied, or read by me in the Execution of my said Office, or 'to which I shall have access thereby, until Publication thereof 'respectively shall duly pass. So help me GOD.'

Where any Examination shall be directed by the Court, the Chief Remembrancer, &c. may, without any

XLVIII. And be it further enacted, That in all Cases where an Examination shall be directed by the said Court of Exchequer, upon, under, or in aid of any Account, Enquiry, or other Matter whatsoever, which shall at any Time be depending before the Chief Remembrancer of the said Court, it shall and may be lawful to and for such Chief Remembrancer, if he shall think proper, and if he shall not so think proper, then to and for such his Clerk and Examiner, if such Chief

Chief Remembrancer shall think fit, without any Commission whatsoever, to examine all Witnesses who shall be produced before him touching any Matter as to which such Examination of Witnesses shall have been so directed, or arising thereout, and to take down in Writing the Depositions of all such Witnesses in the Manner and Form usual in such Cases.

Commission, examine Witnesses, and take down Depositions.

XLIX. And be it further enacted, That from and after the passing of this Act it shall not be lawful for any Chief Remembrancer of the said Court to accept of any Sum of Money, or Security for Money, or to stipulate for or receive any Share or Proportion of the Profits of the said Offices, or receive any other valuable Consideration whatsoever, as and for a Consideration for the Appointment of any Person whatsoever to the Office or Place of Clerk or Examiner to said Chief Remembrancer.

Chief Remembrancer not to accept of any Consideration for Appointment to the Offices of Clerk or Examiner.

L. And be it further enacted, That from and after the Commencement of this Act there shall be issued and paid and payable out of, and charged and chargeable upon the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, (after paying and reserving sufficient to pay all such Sum and Sums of Money as have been directed by any former Act or Acts of Parliament to be paid out of the said Consolidated Fund, but with Preference to all other Payments which shall or may be hereafter charged upon or payable out of the said Fund), the annual Sum of Five hundred Pounds *Irish* Currency; and which Sum of Money so to be issued shall from Time to Time be applied in Payment of the following Sums; that is to say, to the Accountant General of the said Court, the annual Sum of Four hundred Pounds, for and in lieu of any Salary to which he is by Law entitled; and to his Clerk the Sum of One hundred Pounds; which Salaries shall commence from the First of *August* next, and shall be payable by equal Quarterly Payments, free and clear of all Deductions whatsoever, for Pells, Poundage, or otherwise, on the Twenty-ninth Day of *September*, Twenty-fifth Day of *December*, Twenty-fifth Day of *March*, and Twenty-fourth Day of *June* in every Year.

There shall be paid out of the Consolidated Fund yearly 500*l.* Irish, viz. 400*l.* to the Accountant General, and to his Clerk 100*l.*, to be paid quarterly.

LI. And be it further enacted, That from and after the Commencement of this Act it shall and may be lawful for the said Accountant General, by himself or his Clerks, to ask, demand, and receive, for all Copies of all Accounts extracted from the Books of the said Accountant General, the Sum of Two-pence for every Line on the Debtor Side of such Account, and the like Sum of Two-pence for every Line on the Creditor Side of such Account, if the said Account shall consist of Forty Lines, or any less Number, on each Side of the said Account; and if the said Account shall consist of any greater Number of Lines than Forty on each Side of the said Account, then the Sum of One Pound and no more; and that from and after the Commencement of this Act it shall not be lawful for the said Accountant General or any Clerk or other Person in his Office, to ask, demand, or receive any Fee for any Certificate of any Balance of Stock or Cash on any Account in the Books of the said Accountant General, nor for any other Business, Matter, or Thing whatsoever in or relating

Accountant General allowed certain Fees for Copies of Accounts.

No Fee for Certificates of Balances or other Business in the Accountant General's Office.

lating to the Office of the said Accountant General; and if any Clerk or other Person belonging to or employed in, or who shall hereafter belong to or be employed in the Office of such Accountant General, shall take any other Fee or Reward on account of any Business, Matter, or Thing whatsoever in or relating to the Office of Accountant General, or do the Duty of any Clerk therein, every such Person shall be deemed guilty of Extortion, and shall and may be prosecuted for the same by Indictment or Information; or upon Complaint thereof made to the said Court of Exchequer, shall be punished for the same as for a Contempt of the said Court, and shall forfeit the Sum of Fifty Pounds.

Penalty 50*l.*

Court may appoint a Broker for Sales and Purchases of Stock.

LII. And be it further enacted, That it shall and may be lawful to and for the said Court of Exchequer from Time to Time, at their Will and Pleasure, to appoint a Broker or Brokers, by whom all Sales and Purchases of Stock with the Privity of the Accountant General of the said Court shall be made, and to remove such Broker or Brokers at their Will and Pleasure; and such Broker shall be entitled to receive the usual Commission of Brokerage on any such Sale and Purchase; and whenever such Commission or Brokerage shall amount to One Guinea, or any greater Sum, then and in any such Case such Broker shall thereout pay the Stamp Duty of Half a Guinea to be charged on the Approbation of such Sale or Purchase by the Chief Remembrancer.

Office of Clerk of the Reports abolished.

LIII. And be it further enacted, That from and after the Commencement of this Act, the Office of Clerk of the Reports of the said Court of Exchequer shall be and the same is hereby abolished; and that all Matters and Things which are now by Law required to be done and performed by the Clerk of the Reports in the said Court, shall be done and performed by the Registrar at the Equity Side of the said Court; any Law, Usage, or Custom to the contrary in anywise notwithstanding.

Nothing herein shall defeat any Action against any Officer of the Court for Misconduct in Office.

LIV. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend to limit, abridge, bar, prejudice, or defeat any Action or Indictment, or any Remedy or Proceeding whatsoever, which at any time heretofore may or might have been brought, found, had, or taken against any Officer, Deputy, or Clerk in or under the said Court, of, for, or in respect of any Misconduct in Office which may have accrued or taken place, or which may take place at any time before the Commencement of this Act; but that all such Actions, Indictments, Remedies, and Proceedings for any such Misconduct, may be brought, found, had, or taken, as if this Act had never been made.

Penalties how to be recovered.

LV. And be it further enacted, That all and every Penalties and Penalty to be incurred and forfeited in pursuance or by virtue of this Act, or any of the Matters herein contained, shall and may be sued for and recovered by any Person who will sue for the same by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at the Four Courts *Dublin*, and not elsewhere, in which no Essoign, Protection, or Wager of Law, nor more than One Imparlance,

parlance, shall be allowed; and that One Moiety of every such Penalty shall be for the Use of His Majesty, His Heirs and Successors, and One Moiety thereof to the Use of the Person or Persons who shall sue for the same.

Commencement of Act.

LVI. And be it further enacted, That this Act, and the several Provisions therein contained, shall commence and take Effect from the First Day of *August* next, except in such Cases where any other Period is mentioned for the Commencement of any of the Provisions thereof.

Act may be altered or repealed this Session.

LVII. And be it further enacted, That this Act may be amended, altered, or repealed by any Act or Acts to be passed in this present Session of Parliament.

TABLES

TABLES

TO WHICH THIS ACT REFERS.

No. 1.—TABLE OF ALL THE FEES

Which it shall be lawful for the Chief Clerk and Examiner to the Chief Remembrancer of the Court of Exchequer in Ireland, or any other Person employed in his Office, to demand or accept for or on account of any Matter or Thing done in or concerning the Business of the said Office.

	£	s.	d.
1. For examining and taking down in Writing the Depositions of the First Witness in any Cause or Matter, in answer to the First Interrogatory in each Set of Interrogatories on which he shall be examined -	0	3	8
2. For like to every other Interrogatory which shall be exhibited at the Desire of the Party to such Witness - - -	0	2	2
3. For examining and taking down in Writing the Deposition of the Second and each other Witness who shall be examined in such Cause or Matter, in answer to each Interrogatory which shall be exhibited to such Witness - - - - -	0	2	2
4. For examining a Witness when the Examiner shall be required to go out of his Office for the Purpose - - -	1	2	9
5. For each Sheet, consisting of 72 Words, of Copies of such Depositions and of Interrogatories, when required, and attesting same as true Copies - - - - -	0	0	6½
6. For preparing the fair Copy or Transcript of the Draft of each Report prepared by the Chief Remembrancer for his Signature, for each Sheet containing 72 Words, reckoning however the Year when expressed by Figures as one Word, and any Number of Pounds expressed by Figures as one Word, and the like as to Shillings and as to Pence - - - - -	0	0	6½
7. For Copies of Charges, Discharges, and all other Documents which shall be required from the Office of the Chief Remembrancer or his Examiner, for each Sheet containing 72 Words, calculating Figures as above expressed - - - -	0	0	6½
8. Making Search for any Papers which have been more than Three Years in the Office, and of which no Copy shall be required - -	0	2	6
9. For any Certificate for which no Fee is otherwise provided - -	0	2	6

The above Fees shall be apportioned between the said Chief Clerk and Examiner, and any other Clerk or Clerks in the said Office, in such Manner as the Chief Remembrancer shall direct.

No. 2.—TABLE OF ALL THE FEES

Which it shall be lawful for the Register or Assistant Register of the Equity Side of the Court of Exchequer in Ireland, or any Clerk or other Person in their Employment, to demand or accept for or on account of any Act, Matter, or Thing done in or concerning the Business of the said Office; and which shall be apportioned between them in Manner following; the said Register to receive Three Fifths, and the said Assistant Register to receive the remaining Two Fifths of the Entire of said several Fees.

	£	s.	d.
1. For drawing, entering, and signing every Order upon Debate, if not exceeding One Side or Sheet containing 72 Words - -	0	2	6
2. If it exceeds One Side or Sheet, for every Side or Sheet after, of 72 Words each - - - - - Any one Fraction of a Sheet to be charged as an entire Sheet, but not more than One Fraction to be charged for any one Document.	0	0	10
3. For drawing, entering, and signing every Order upon hearing of a Cause - - - - -	0	6	8
4. If it exceeds One Side or Sheet of 72 Words, for every Side or Sheet of 72 Words - - - - -	0	0	10
5. For drawing, entering, and signing every Decretal Order - -	0	12	6
6. If it exceeds One Side or Sheet of 72 Words, for every such Side or Sheet after the first - - - -	0	0	10
7. For drawing, entering, and signing every Final Dismiss - -	0	9	2
8. If it exceeds One Side or Sheet of 72 Words, for each Side or Sheet after - - - - - -	0	0	10
9. For enrolling every Final Decree and every Final Dismiss, for each Roll of 10 Sheets of 72 Words each - - -	0	13	4
10. For drawing, entering, and signing every Order upon a Petition -	0	2	6
11. If it exceed One Side or Sheet of 72 Words, for every such Side or Sheet after - - - - -	0	0	10
12. For drawing, entering, and signing every Order for an Attachment, Dedimus, Commission to examine Witnesses, to rejoin, for an Injunction, for Publication, to dissolve an Injunction, for a Serjeant at Arms, for hearing a Cause, Duces tecum, or any Rule of Course, or Side Bar or Attornies Rule - - - - No Allowance as for a Second Side to be made for any such.	0	2	6
13. For entering, filing, and furnishing attested Copies of any Report, Certificate, Exception, Account, Submission, Award, Commission of Partition, Judge's Certificate, or Order of the Lords - -	0	3	6

	£	s.	d.
14. If the Copy exceeds One Side or Sheet of 72 Words, for every such Side or Sheet after the first, the Year where expressed in the Document by Figures to be calculated as One Word, the Number of Pounds expressed as One Item to be reckoned as One Word, and the same as to Shillings and Pence - - - -	0	0	10
15. For receiving and filing every Affidavit, and furnishing Copy thereof to the Party filing the same, for the first Sheet of 72 Words -	0	2	0
16. Each subsequent Sheet - - - -	0	0	10
17. For every Copy of Notes on hearing - - -	0	6	8
18. If it exceeds One Side or Sheet of 72 Words, for every such Side or Sheet after - - - - -	0	0	10

The Register and Assistant Register shall perform all such Duties at the Equity Side of the said Court as have heretofore been performed in the Chief Remembrancer's Office by the Officers or Clerks called the Register and the Clerk in the Register's Office, except that they shall not be charged with the Custody of the Deposition of Witnesses; and they shall also perform any other Duty or Duties which the Court shall require of them as Duties which ought to appertain to the Office of Register of said Court; and the Register and Assistant Register shall each keep a Clerk, to be approved of by the Chief Remembrancer, who shall fix the Salaries of such Clerks respectively.

No. 3.—TABLE OF ALL THE FEES

Which it shall be lawful for the Secondary at the Equity Side of the Court of Exchequer in Ireland, or any Clerk or other Person in his Employment, to demand or accept for or on account of any Act, Matter, or Thing done in or concerning the Business of Secondary of the said Court.

	£	s.	d.
1. For making out and entering every Writ of Subpœna to answer -	0	0	6
2. For Ditto every Subpœna to rejoin, Subpœna to hear Judgment, and Subpœna ad testificandum - - - -	0	3	0
3. For Ditto every Subpœna for Costs - - - -	0	5	6
4. For Ditto every other Subpœna - - - -	0	7	6
5. For making out and entering every Writ of Dedimus potestatem to take an Answer or Answers, or to examine Witnesses, Commission to empower Arbitrators to examine, Commission of Partition or Perambulation, and each other Commission which shall issue pursuant to special Order - - - - - -	0	7	6
6. For Ditto every Writ of Attachment, whether directed to the Sheriff or Pursuivant, and whether for Want of Appearance or Answer, or pursuant to Order of Court - - - -	0	5	10
7. For Ditto every Proclamation of Rebellion, Commission of Rebellion, and Serjeant at Arms, each - - - -	0	7	6

	£	s.	d.
8. For Ditto every Writ of Sequestration - - -	0	11	4
9. For Ditto every Writ of Injunction - - - -	0	7	6
10. For Ditto every Writ of Scire facias on a Decree - -	0	7	6
11. For Ditto every Writ of Assistance - - - -	0	5	0
12. For Ditto every Writ of Extendi facias or Levari facias - -	0	12	0
13. For entering and filing every Recognizance entered into in any Cause, and giving Certificate of Enrolment thereof - - -	0	15	10
14. For filing and entering every other Recognizance, except Sheriff's Recognizance, and every Bond to the Crown, each - -	0	2	0
15. For Ditto every Sheriff's Recognizance, the Fee prescribed by Statute	0	2	6
16. For preparing and furnishing an attested Copy of any Recognizance filed in the Office, when required - - -	0	6	8
17. For making Search for Recognizances or Crown Bonds entered into or executed by any particular Person, and giving Abstracts, if required, of the Recognizances or Bonds, if any appearing on Record entered into by such Person, or making Search for any particular Recognizance, of which a Copy shall not be required by the Person desiring to have such Search made - - - -	0	3	4
When a Search and Certificate is required of a certain Recognizance or a Crown Bond being filed or not being filed:			
18. For making such Search, and furnishing Certificate thereof - -	0	5	10
19. For a Search, and furnishing a Negative Certificate, as required by the Statute with respect to Judgments in the Law Courts and Recognizances in the Court of Chancery, for Recognizances or Crown Bonds entered into or acknowledged by any particular Person, and filed in the Office, where there shall be no Abstract, or but one Abstract -	0	6	8
20. If there shall be more than one Abstract, a further Fee for each Abstract after the first, of - - - - -	0	1	0
21. For preparing and entering Vacate of Recognizance acknowledged in any Cause, and giving Certificate thereof - - -	0	6	8
22. For the like of any other Recognizance, and for cancelling and giving up Crown Bonds, and filing such Consents and other Documents as may be necessary to warrant the vacating or cancelling thereof -	0	2	0
23. For enrolling Indentures of Apprenticeship to Attornies, as required by the Statute, the Fee thereby prescribed, of - - -	0	1	0
24. For preparing and issuing every Writ of Scire facias upon a Recognizance or Crown Bond - - - -	0	8	8
25. For filing Writ and Return, and also for filing any Pleading founded thereon - - - - - -	0	3	4
26. For entering every Rule to plead on Proceedings on such Recognizances or Bonds, and every other Rule or Order - - -	0	2	0
27. For the Copy of every such Order when required, be it long or short -	0	2	0

	£	s.	d.
28. For enrolling Judgment on Scire facias, for each Roll consisting of 10 Sheets of 72 Words each	0	13	4
29. For entering and enrolling every Custodiam, for each Roll as above	0	13	4
30. For entering and enrolling every Order for a Custodiam, for each Roll as above	0	13	4
31. For swearing every Officer, except Sheriffs, into Office	1	2	9
32. For attending, swearing, and the passing of every Sheriff's Account, and giving Constat of Debet (the Fee allowed by Statute)	0	3	4
33. For receiving, entering, and reading Petitions of Reducement, and entering and making out Orders thereon	0	8	6
34. For entering every Appearance, besides the Fee given by the Stamp Act	0	0	6
35. For filing every Pleading necessary to be filed in the said Office	0	1	6
36. For attested Copies of such Pleadings, per Sheet of 72 Words	0	0	6½
37. For filing every Petition, Affidavit, or other Document, furnishing a Copy thereof to the Party filing the same, for the first Sheet of 72 Words	0	2	0
38. For every other Sheet of 72 Words	0	0	10
39. For every Search which any Person shall require to have made for any Record or other Document, for which no Fee is herein-before provided, Searches in the Rule Books and Attachment Books for the last Three Years, or for every Document of which, when found, a Copy shall be required	0	2	6
40. For every Certificate for which no Fee is herein-before provided	0	2	6
41. For attending in any Court with any Record or Pleading	0	10	0

The Secondary shall perform all such Duties at the Equity and Revenue Sides of the Court of Exchequer, as have heretofore been performed in the Chief Remembrancer's Office by the Secondary, or Clerk in the Secondary's Office; and he shall also perform any other Duty or Duties which the Court shall require of him, as Duties which ought to appertain to the Office of Secondary of said Court; and he shall keep a Clerk, to be approved of by the Chief Remembrancer, who shall fix the Salary of such Clerk.

No. 4.—TABLE OF ALL THE FEES

Which it shall be lawful for the Filazer at the Equity Side of the Court of Exchequer in Ireland, or any Clerk or other Person in his Employment, to demand or accept for or on account of any Matter or Thing done in or concerning the Business of the said Office.

	£	s.	d.
1. For filing and entering every Bill, Answer, Replication, Rejoinder, and each other Equity Pleading - - - -	0	1	6
2. For amending Bill, Answer, or other Pleading, pursuant to Order -	0	2	6
3. For attested Copies of Pleadings, for each Sheet of 72 Words - -	0	0	6½
In Cases of Schedules annexed to Pleadings, the Year when expressed by Figures to be reckoned as one Word, and any Number of Pounds expressed by Figures to be reckoned as one Word, and the like as to Shillings and as to Pence.			
4. For comparing and re-attesting Copies of Pleadings, when required for the Purpose of Proof, for every Twenty Sheets of 72 Words each which such Copy shall contain - - - -	0	1	0
5. For every Search for Pleadings, and taking down, for the Inspection of the Party requiring same, the Document sought for, when found -	0	2	6
6. For every other such, save and except Searches in the Bill Books for the preceding Ten Years - - - - -	0	2	6
7. For every Search for and furnishing Certificate of the Pleadings filed in any Cause, with the Period of filing same, and the Length thereof; also that any particular Pleading has or has not been filed; and also a Certificate of the Names of Parties in any Cause, or any other Certificate required by any Party - - - -	0	2	6
8. For receiving and entering any Appearance, besides the Fee given by Stamp Act - - - - -	0	0	6
9. For attending in any Court with any Record or Pleading - -	0	10	0

The Filazer shall perform all such Duties at the Equity Side of the said Court as have heretofore been performed in the Chief Remembrancer's Office by the Officers or Clerks called the Filazer and Deputy Filazer; and he shall also perform any other Duty or Duties which the Court shall require of him, as Duties which ought to appertain to the Office of Filazer of said Court; and he shall keep a Clerk, to be approved of by the Chief Remembrancer, who shall fix the Salary of such Clerk.

No. 5.—

No. 5.—TABLE OF ALL THE FEES

Which it shall be lawful for the Examiners in Chief at the Equity Side of the Court of Exchequer, or any Clerk or other Person employed by them or in their Offices respectively, to demand or accept for or on account of any Act, Matter, or Thing done in or concerning the Business of the Examiner's Office.

	£	s.	d.
1. For the First Witness examined in a Cause (whether upon one Interrogatory, or upon several Interrogatories) in the Examiner's Office, or by either of the Persons holding the Situation of Chief Examiner - - - - - - -	0	3	8
2. For every other Witness examined in like Manner in the same Cause -	0	2	2
3. For the Copy of all such Depositions as are taken by the Examiners in Chief in Person, to be paid by the Party lodging the Interrogatory or Interrogatories, for each Sheet of Seventy-two Words -	0	0	10
4. For all other Copies of Interrogatories and Depositions required by any Person out of the Office, for each Sheet of Seventy-two Words -	0	0	6½
5. For every Search within Twelve Months for any Document or Documents, of which there shall not be a Copy or Copies required by the Person desiring to have such Search made - - - -	0	2	6
6. For looking into every Term before - - - - -	0	0	4
7. For every Deed or other Document which shall be exhibited to a Witness on his Examination by or before the Examiners in Chief, or either of them, and for certifying the same as having been so exhibited - - - - - - -	0	2	0
8. For every Certificate which the Officer shall be required to give -	0	2	6
9. For swearing and examining every Witness where the Officer shall, under the Authority of the Court, go out of his Office for the Purpose - - - - - - - If the Officer shall be required to go beyond the Limits of the Circular Road, Dublin, the Charge for such Examination to be such as shall be expressed in the Order.	0	16	8
10. For comparing with Originals and re-attesting the Copies of any Depositions which shall be required to be made use of in any Court of Common Law, or on an Appeal, for each Book or Depositions -	0	6	8

The Examiners shall perform all such Duties at the Equity Side of the Court of Exchequer as have heretofore been performed by the Examiners to the Chief and other Barons, and shall have the Custody of the Depositions of all Witnesses examined or cross-examined in any Matter or Cause pending at the Equity Side of the said Court, whether taken before them or any Commissioner or Commissioners appointed under or by virtue of the Provisions of this Act, or otherwise; save such Depositions as shall be taken upon any Reference to the Chief Remembrancer, the said Chief Remembrancer being to have the Charge and Custody of all Depositions so taken.

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