


ANNO QUINTO

# GEORGII IV. REGIS.

## CAP. IV.

**An Act to amend an Act made in the First and Second Years of the Reign of His present Majesty, for regulating the Proceedings in the Civil Side of the Court of King's Bench, and also in the Court of Common Pleas, and in the Pleas or Common Law Side of the Court of Exchequer, in *Ireland*.** [5th *March* 1824.]

WHEREAS by an Act made in the Session of Parliament, holden in the First and Second Years of the Reign of His present Majesty, intituled *An Act to regulate the Proceedings in the Civil Side of the Court of King's Bench, and also in the Court of Common Pleas, and in the Pleas or Common Law Side of the Court of Exchequer, in* Ireland, it was among other Things enacted, that the several principal and other Officers of the said Courts of King's Bench, Common Pleas and Exchequer, should, for the Discharge of the Duties of their respective Offices, have the several Clerks and Assistants in the Schedule to the said Act particularly set forth; and it was also enacted, that for the necessary incidental Expences in each Court, there should be payable out of the Consolidated Fund, to the Prothonotaries in the Civil Side of the Court of King's Bench, and in the Court of Common Pleas, and to the Clerk of the Common Pleas in the Court of Pleas in the Exchequer, 1 & 2 G. 4. c. 53.



such

such Sums as should in each and every Quarter be certified in Writing, under the Hands of not less than Two Judges, to have been respectively incurred, as and for certain Costs and Expences in the said Acts specified and set forth: And whereas it has been found in some Instances, that the Clerks authorized by the said Act to be appointed for the Discharge of the said Duties in the said Offices are insufficient for the Purpose; and Doubts have been entertained whether, according to the true Construction of the said last recited Clause in the said Act, the said Officers are entitled to be reimbursed for the Expences which they may have been put to by the Employment of additional Clerks in their respective Offices, except so far as they may have been employed in writing, engrossing, and copying only; and it is reasonable to provide such additional Assistance for the Discharge of the Business of the said Offices, and also of the Business of the taxing Officers appointed under the said Act, as to the Judges of the said respective Courts shall, upon due Enquiry, appear to be necessary, and also to remunerate such Clerks as have been already employed, for their additional Labour and Trouble in the Offices of the said Prothonotaries, and Clerk of the Common Pleas in the said Exchequer; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same,

Allowance, certified by the Judges, for any additional Clerk employed in any Office of the Courts may be paid up to 5th April 1824.

That from and after the passing of this Act there shall be payable, out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, to the Prothonotaries in the Civil Side of the said Court of King's Bench, and in the said Court of Common Pleas, and to the Clerk of the Common Pleas in the said Court of Pleas in the Exchequer, being the Three principal Officers employed in the Business of the said Courts respectively, any such Sum or Sums as at any Time within the Term next after the passing of this Act shall be certified in Writing, under the Hands of the Judges of the Court respectively to which such principal Officers belong, to have been necessarily incurred for the Employment of any additional Clerk or Clerks for the Performance of the Duties of or in the Offices of any of the said Courts, at any Time previous to the Fifth Day of *April* One thousand eight hundred and twenty-four; and that each and every such principal Officer shall be at liberty, at any Time after the First Day of such Term, to apply from Time to Time by Petition, to the Judges of the Court of which he shall be an Officer, requesting that an Enquiry may be made by such Judges into the Necessity of employing additional Clerks in any such Offices, and what Salary it may be reasonable and necessary to allow such Clerks, and also what further and increased Payment it may be reasonable to make in future to the Clerks by them employed, at any Time since the Commencement of the said recited Act; and that the Two taxing Officers in Common Law Business, appointed by virtue of the said recited Act, may in like Manner at any Time after the First Day of the said Term, from Time to Time apply, by Petition, to the Judges of the said Court of King's Bench, requesting that an Enquiry may be made by such Judges into the Necessity of employing One Clerk in the Office of such taxing Officers, and what Salary it may be reasonable and necessary to allow to such Clerk; and

Application may be made by Officers to Judges of the Court, as to future Payments and Employment of Clerks;

that thereupon it shall and may be lawful for the said Judges, and they are hereby required from Time to Time to make such Enquiry, and to certify under their Hands the Number and Description of such additional Clerks in the Office of any such principal Officer, and what Salaries shall appear to such Judges to be reasonable for Remuneration of such Clerks, and also what further and increased Payment to the Clerks heretofore employed by any such principal Officer, shall appear to such Judges to be reasonable, and also what Salary shall appear to such Judges to be reasonable for the Remuneration of such Clerk in the Office of such taxing Officers; and that thereupon there shall be payable, out of the said Consolidated Fund, to the said Two Prothonotaries, and to the said Clerk of the Common Pleas in the said Court of Pleas in the Exchequer, and to such taxing Officers, on each and every Fifth Day of *July*, Tenth Day of *October*, Fifth Day of *January*, and Fifth Day of *April*, in every Year, such Sum or Sums as shall, in each and every Quarter ending on the said Days respectively, be certified in Writing, under the Hands of the Judges of the Court respectively to which such Three principal Officers respectively belong, to have been necessarily incurred, as and for the Costs of the Employment of any such additional Clerk or Clerks in such Quarter of a Year, for the Performance of the Duties of or in the Offices of any of the said Courts respectively, and also such further or increased Payment to any Clerk or Clerks heretofore employed as shall be so certified by such Judges as aforesaid, and also such Sum or Sums as shall be certified by the Judges of the said Court of King's Bench as and for the Salary of the Clerk in the Office of such taxing Officers; and that all and every such Sums and Sum shall be payable out of the said Consolidated Fund, over and above any Sum or Sums of Money made payable under the said recited Act; and every such Certificate shall be given on an Examination on Oath of the principal Officer of each Department in or for which any such Payment shall be required, and of such other Person or Persons, if any, as such Judges respectively shall think proper, or as shall be produced before them for that Purpose.

and Quarterly Allowance to be paid in future, on like Certificate of Judges.

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