

ANNO SEXTO

GEORGII IV. REGIS.

CAP. XXVII.

An Act for extending to *Scotland* certain Provisions of an Act for the Relief of the Poor, in so far as the same relate to Parochial Relief to *Chelsea* and other Pensioners. [10th *June* 1825.]

WHEREAS an Act was passed in the Fifty-ninth Year of His late Majesty King *George* the Third, intituled *An Act to amend the Laws for Relief of the Poor*, and which said Act extends only to that Part of the United Kingdom called *England*: And whereas it would be expedient that certain Provisions in the said Act should be extended to *Scotland*, in so far as the same relate to *Chelsea* and other Pensioners; 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 assembled, and by the Authority of the same, That it shall be lawful for the Heritors and Kirk Session of any Parish in *Scotland*, at the Request of any Person who shall be entitled to or in Receipt of any Pension, Superannuation, or other Allowance, in respect of his Service in the Navy, Royal Marines, Army or Ordnance, to advance for his Support, or the Support of his Family, any weekly Sum not exceeding the Rate of his Pension or Allowance, to be repaid by or out of the next quarterly or other Payment of such Pension or Allowance, and to take an Assignment thereof, by way of Security, for the Money so to be advanced, any thing in any Act or Acts to the contrary notwithstanding; and every Assignment to be made of any such Pension,

59 G. 3. c. 12.

Pensions to Persons for Service in Navy, Army, &c. may be assigned to Parishes who have advanced Money for their Support.

Pension, Superannuation, or Allowance, for the Purposes of this Act, shall be exempt from Stamp Duty, and shall be in the Form and to the Effect following; (that is to say),

'I [*naming the Pensioner or other Applicant, and stating such Particulars as shall be requisite*], do hereby assign to the Heritors and Kirk Session of the Parish of the next Payment of the Pension at the Rate of *per Diem*, [*or as the Case may be*], granted to me as and payable from , in order to secure to the said Parish of the Repayment of the Sum of advanced to me, [*or* of the weekly Sum of ordered or agreed to be advanced to me, *as the Case may be*] by such Heritors and Kirk Session.

'Signed by the above named before me, One of His Majesty's Justices of the Peace for this Day of .'

Assignment to be attested by a Justice, and transmitted to the Paymaster of the Forces, &c.

And every such Assignment, attested by One of His Majesty's Justices of the Peace, of any quarterly or other Payment payable by the Commissioners for the Affairs of the Royal Hospitals at *Chelsea* or *Greenwich*, or by the Paymaster of the Royal Marines, or the Treasurer of the Board of Ordnance respectively, and made as aforesaid to the Heritors and Kirk Session of any Parish, shall be transmitted by such Heritors and Kirk Session, at least One Month before such Payment shall become due, under Cover, addressed to the Paymaster General of His Majesty's Forces, with the Words "*Chelsea* Pensioner" written thereon; or to the Paymaster of the Pensions at *Greenwich* Hospital, with the Words "*Greenwich* Pensioner" written thereon; or to the Paymaster of the Royal Marines, with the Words "Royal Marines Pensioner" written thereon; or to the Secretary of the Board of Ordnance, with the Words "Ordnance Pensioner" written thereon, who shall respectively cause the said Payment to be made to the Heritors and Kirk Session of the Parish, for whose Security the Assignment shall have been made, or to the Treasurer of the said Kirk Session, in the same Manner as the Payment would have been made to the Person assigning the same, if no such Assignment had been made; and such Heritors and Kirk Session, or the Treasurer of the said Kirk Session, are and is hereby authorized to receive the same, and to retain thereout for the Use of the Parish, so much as shall have been advanced and paid on Security thereof, and forthwith to pay the Residue (if any there shall be) to the Pensioner or Person by whom such Assignment shall have been made; and if any Question shall arise between the Pensioner or Person making any such Assignment, and the Heritors and Kirk Session of any Parish, touching the Amount which shall be due and payable to them by virtue of any such Assignment, the same shall be determined in a summary Way, by One of His Majesty's Justices of the Peace, and his Order and Determination therein shall be final and conclusive: Provided, that no such Assignment shall entitle the Heritors and Kirk Session to whom the same shall be made, to receive the Pension or Allowance purporting to be thereby assigned, if the Party assigning the same shall die before the Time when such Pension or other Allowance would have become payable to him, if no such Assignment thereof had been made.

Questions as to the Amount to be settled by a Justice.

II. And

Two Justices may order Payment of Pensions of Persons leaving their Families chargeable, to be made to Kirk Sessions.

II. And be it further enacted, That when any Pensioner or other Person entitled to or in Receipt of any such Pension or other Allowance as aforesaid, shall leave his Wife or Family chargeable, or suffer them to become chargeable to any Parish, it shall be lawful for Two or more Justices, upon Complaint thereof to them made and duly verified by any One or more of the Heritors or Members of Kirk Session of such Parish, to direct, by Order under their Hands, that the next Payment which shall become due, of such Pension or other Allowance, shall be made to the Heritors and Kirk Session of the Parish to which such Wife or Family shall have become chargeable, or to the Treasurer of the said Kirk Session; and any One or more of such Heritors or Members of such Kirk Session shall transmit such Order to the aforesaid Commissioners for the Affairs of the Royal Hospitals at *Chelsea* or *Greenwich*, or the Secretary of the Board of Ordnance respectively, in like Manner as any Assignment is hereinbefore directed to be transmitted to the Paymaster General of His Majesty's Forces, and the Paymaster of Pensions at *Greenwich*, the Paymaster of the Royal Marines, and the Secretary of the Board of Ordnance, as the Case may be; which said Paymaster General or Paymaster of Pensions at *Greenwich*, or the Treasurer of the Board of Ordnance, shall thereupon, and upon sufficient Proof being given that the Person whose Pension or other Allowance shall be directed to be paid, shall have been living when the same shall become payable and would have been entitled to receive the same if no such Order had been made, cause the said Payment to be made to the Heritors and Kirk Session of the Parish for whose Security such Order shall have been made, or to the Treasurer of the said Kirk Session; and the Heritors and Kirk Session receiving any such Pension or other Allowance by virtue of any such Order, shall retain and apply the same, or so much thereof as shall have been actually expended for the Purposes aforesaid, for the Use and Indemnity of the Parish, and shall pay the Overplus (if any there shall be) to the Pensioner or Person entitled thereto; and upon Receipt of any such Order as aforesaid, by which the Pension or other Allowance to be mentioned therein shall be directed to be paid to such Heritors and Kirk Session as aforesaid, the Payment thereof may be suspended, until sufficient Proof shall have been given to entitle the Heritors and Kirk Session of the Parish in such Order named, to receive the Money thereby directed to be paid to them.

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