ANNO SEXTO

GEORGII IV. REGIS.

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C A P. XXXV.

An Act to render more effectual the several Acts for authorizing Advances for carrying on Public Works, so far as relates to *Ireland*.

[10th *June* 1825.]

WHEREAS an Act was passed in the Fifty-seventh Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to authorize the Issue of Exchequer Bills, and the Advance of Money out of the Consolidated Fund, to a limited Amount, for the carrying on of Public Works and Fisheries in the United Kingdom, and Employment of the Poor of* Great Britain, *in manner therein mentioned;* and which Act was amended by another Act passed in the same Year, and has been further amended by divers Acts: And whereas by an Act made in the Third Year of the Reign of His present Majesty, for amending the said Acts of the Fifty-seventh Year of His late Majesty's Reign, His Majesty is enabled to authorize and empower the Commissioners of His Majesty's Treasury, to direct any Number of Exchequer Bills to be made out, not exceeding in the whole the Sum of Two Millions, in such Manner and for such Purposes as in the said Act is mentioned and directed, for the Support of Works of a public Nature, carried on under the Authority of Parliament in any Part of *Great Britain*, upon, under, and subject to the Terms and Conditions specified and prescribed or referred to by the said recited Act: And whereas it is expedient to extend to *Ireland* the Benefit of the said recited Act of the Third Year of His Majesty's Reign; be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act, by or out of such Monies as shall at any Time or Times remain in the Receipt of the Exchequer of *Ireland*, or out of the growing Produce of the Consolidated Fund of the United Kingdom arising in *Ireland*, there shall and may be issued, by Order of the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, from Time to Time, any Sum or Sums

57 G. 3. c. 34.

3 G. 4. c. 112.

Money may be advanced by Order of Lord Lieutenant of Ireland for the Purposes of this Act not exceeding 300,000*l.*

of Money not exceeding in the whole the Sum of Three hundred thousand Pounds *British* Currency, to be applied to the Purposes and in the manner and under the Regulations mentioned, specified, and contained in or referred to by this present Act; and that such Sum of Three hundred thousand Pounds shall be, and shall be deemed and taken and considered, and is hereby declared to be Part of the Sum of Two Millions, to be raised by Exchequer Bills under the said recited Act of the Third Year of His Majesty's Reign.

Former Commissioners to act.

II. And be it further enacted, That the several Persons who in and by the said recited Act of the Third Year of His present Majesty's Reign, are constituted Commissioners for the Execution of the said Act, and of the several Acts therein recited, shall be, and they are hereby constituted Commissioners for the Execution of this Act; and the said Commissioners, or any Three of them, shall have all such Powers and Authorities for the Execution of this Act, as are given to or vested in the Commissioners for the Execution of the said recited Act, except only so far as the same are altered by any Act or Acts for amending the same, or by this present Act.

Commissioners may receive Applications and grant Advances for Public Works.

III. And be it further enacted, That it shall and may be lawful for the said Commissioners, or any Three of them, to receive any Application for any Loan or Advance, and to determine on the making or granting of any Loan or Advance, of all or any Part of the said Sum of Three hundred thousand Pounds authorized to be issued in *Ireland*, under the Authority of this Act, to any Person or Persons, or Body or Bodies Politic or Corporate, or Company or Companies in *Ireland*, under the same Rules, Regulations, Restrictions, Securities, Conditions, and Provisions, and for Purposes of the same Nature, as such Commissioners are empowered to do by the herein-before recited Acts, with respect to any Loans or Advances to any Person or Persons, or for any public or other Work in any Part of *Great Britain*.

On Certificate of Commissioners, Advances may be made in Money instead of Exchequer Bills.

IV. And whereas it is expedient that any Advances by way of Loan to be made in *Ireland*, under the Authority of this Act, should be made in Money, and not by Exchequer Bills, as required by the said recited Act of the Third Year of His present Majesty's Reign; be it therefore enacted, That when the said Commissioners shall have determined upon the Amount of any Sums so to be advanced, they shall make out a Certificate under the Hands of any Three or more of them, and shall transmit the same to the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being; and upon the Receipt of any such Certificate, it shall and may be lawful for the Lord Lieutenant, or other Chief Governor or Governors of *Ireland* for the Time being, and he and they is and are hereby authorized, empowered, and required to direct a Warrant to the Vice Treasurer of *Ireland* for the issuing of such Sum or Sums of Money as shall be specified in any such Certificate or Certificates, out of the Receipt of the Exchequer in *Dublin*; and every such Certificate of the Commissioners for the Execution of this Act shall be presented at the Office of the Vice Treasurer of *Ireland*, together with such Warrant of such Lord Lieutenant, or other Chief Governor or Governors; and every such Certificate shall be deposited and shall remain in the Office of the said Vice Treasurer; provided, that the whole Amount of Money to be issued by virtue of such Certificates shall not exceed the Sum of Three hundred thousand Pounds.

V. And be it further enacted, That whenever the said Commissioners shall make any such Certificate as by this Act is required to be transmitted to the Lord Lieutenant, or other Chief Governor or Governors of *Ireland*, the said Commissioners shall at the same Time make out a Duplicate of such Certificate under the Hands of any Three or more of the said Commissioners, directed to the Auditor of the Exchequer at *Westminster*; and upon such Duplicate Certificate being deposited in the Office of the said Auditor, he shall cause and direct so many and such of the Exchequer Bills as shall be remaining in the said Exchequer, by virtue and for the Purposes of the said recited Act of the Third Year of His present Majesty's Reign, to be cancelled, as shall be equal in Amount to the Sum of Money specified in any and every such Certificate and Duplicate Certificate of the said Commissioners.

Duplicates of Certificates shall be deposited in the Office of the Auditor of the Exchequer at Westminster, and Exchequer Bills shall be cancelled equal to the Sum specified in Certificate.

VI. And be it further enacted, That any and every Loan or Advance which shall be granted and made under this present Act, shall be subject to all the Powers, Provisions, Limitations, Regulations, and Conditions, for the Grant, Security, or Recovery of any Loan or Advance contained in and in force under the several herein-before recited Acts, or any of them; and that the said Commissioners shall have all such Powers and Authorities for the Purpose of recovering or compelling Payment of any Loan or Advance made under the Certificate of the said Commissioners for the Purposes of this Act, as are given to the said Commissioners by the said recited Acts or any of them, in respect of any Loan or Advance in *Great Britain*, under the said recited Acts or any of them, or in respect of any Default in the Payment of any such Loan or Advance; and that all and every the Clauses and Provisions in the said recited Acts or any of them contained and in force for the Regulation of the said Commissioners, in or relating to the granting of any Loan or Advance in *Great Britain*, and for the Repayment, Recovery, and Receipt of any such Loan or Advance when due and payable, and for exempting Mortgages, Assignments, and other Instruments and Writings from being liable to any Stamp Duty or otherwise howsoever, shall extend and be construed to extend to all Loans and Advances respectively under this Act, and to the Payment and Recovery thereof in *Ireland*, and shall be of like Force and Effect, and shall be applied and put in Execution in *Ireland*, as if the said Clauses and Provisions had by the said Acts been extended to *Ireland*, and as if such Clauses and Provisions were particularly repeated and re-enacted in the Body of this Act, except only so far as the same are altered by this present Act.

Powers of recited Acts extended to this Act.

VII. Provided always, and be it enacted, That every Person and Body Politic or Corporate and Company in *Ireland*, to whom any Advance of Money shall be made under this Act, shall from Time to Time pay into the Bank of *Ireland*, to the Credit of the Teller of the Exchequer in *Ireland*, according to the Course of Business in the said Exchequer, all Interest upon all Money advanced, and all Instalments of the Principal thereof, at the Times respectively required by and according to the Conditions of the Security upon which such Advances shall be respectively made; and the Teller of the said Exchequer, upon the Production of the Receipt of the Cashier or Cashiers of the Bank of *Ireland*, (and which Receipt or Receipts such Cashier or Cashiers is and are hereby authorized and required to give), shall prepare an Exchequer

Interest and Instalments of Principal, according to the Conditions of the Security on which Advances shall be made, shall be paid into the Bank of Ireland.

Exchequer Receipt, stating the Amount of Money, and for what Account the same is paid, and shall send such Receipt to the Office of the Vice Treasurer of *Ireland*, to be there entered and countersigned by the Vice Treasurer or his Deputy; and such Vice Treasurer or his Deputy shall transmit a Certificate of every such Receipt to the Commissioners for the Execution of this Act, and thereupon it shall be lawful for such Commissioners, and they are hereby authorized and empowered to give Credit to the Party liable for the Money so paid; and every such Certificate, together with the Entry of such Payment in the Accounts of the said Commissioners, shall be a valid and effectual Acquittance and Discharge for the Sum or Sums expressed therein to have been received, and all such Receipts and Certificates shall be in such Form, and such Proceedings shall be had thereon as the Commissioners for the Execution of this Act, with the Approbation of the Commissioners of the Treasury, shall from Time to Time direct and require, for securing the due Payment of the Interest and Principal of any and every Sum to be advanced on the Authority of this Act.

Powers of Treasury under 5 G. 4. c. 77. extend only to the Reduction of the Rate of Interest on the Money advanced for Public Works.

VIII. And whereas by an Act passed in the last Session of Parliament, for amending the Acts for the Issue of Exchequer Bills for Public Works, it was enacted, that it should be lawful for the Commissioners for the Execution of the said recited Act of the Fifty-seventh Year of His late Majesty, under Warrant from the Commissioners of the Treasury, to advance and lend Money for making, completing, or maintaining any Works of general public Importance and Utility, on such Terms and Conditions as should be directed by the Commissioners of the Treasury; and Doubts may arise whether by the said Enactment the said Commissioners of the Treasury are empowered to direct in what Cases, or on what Terms and Conditions, other than the Rate of Interest, the Commissioners acting under the Authority of the said recited Acts or this Act may be authorized and required to make any such Advances; be it therefore declared and enacted, That the said recited Act of the last Session of Parliament shall be deemed and construed to extend only to the empowering the Commissioners of the Treasury to authorize and require a Reduction in the Rate of Interest, according to the Terms and Limitations in the said recited Act expressed, upon any Loan which the Commissioners for the Execution of the said recited Acts and this Act may have agreed or may agree to advance for the building or repairing of any Churches or Colleges in any Part of the United Kingdom, for the Prosecution of any public Works of national Utility or Importance; and that the said recited Act of the last Session of Parliament shall not be deemed or construed to extend to any Terms or Conditions to be directed by the said Commissioners of the Treasury, other than such as relate to the Rate of Interest of any such Loan; any thing in the said recited Act to the contrary notwithstanding.

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