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 the first-mentioned Act shall continue in force until the First Day of *October* in the Year One thousand eight hundred and fifty-one, and to the End of the then next Session of Parliament. Recited Act further continued.

II. And be it enacted, That this Act may be amended or repealed by any Act to be passed in this present Session of Parliament. Act may be amended, &c.

CAP. LI.

An Act for the Transfer of the Equitable Jurisdiction of the Court of Exchequer to the Court of Chancery in *Ireland*. [29th *July* 1850.]

'WHEREAS it is expedient to transfer to the Court of Chancery in *Ireland* the 'Jurisdiction of the Court of Exchequer as a Court of Equity:' Be it therefore enacted by the Queen'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 on the First Day of *August* One thousand eight hundred and fifty all the Power, Authority, and Jurisdiction of Her Majesty's Court of Exchequer at *Dublin* as a Court of Equity, and all the Power, Authority, and Jurisdiction which shall have been conferred on or committed to the said Court of Exchequer by or under the special Authority of any Act or Acts of Parliament, (other than such Power, Authority, and Jurisdiction as shall be then possessed by or be incident to the said Court of Exchequer as a Court of Law, or as shall then be possessed by the said Court of Exchequer as a Court of Revenue, and not heretofore exercised or exerciseable by the same Court sitting as a Court of Equity,) shall be by force of this Act transferred and given to Her Majesty's High Court of Chancery in *Ireland*, to all Intents and Purposes, in as full and ample a Manner as the same might have been exercised by the said Court of Exchequer if this Act had not passed; and the same Power, Authority, and Jurisdiction shall, so far as respects the Exercise thereof by the said Court of Exchequer, cease and determine: Provided always, that this Act shall not abridge, lessen, or in anywise affect the Power, Authority, or Jurisdiction of or incident to the said Court of Exchequer as a Court of Law, or the Power, Authority, or Jurisdiction of the same Court as a Court of Revenue, not heretofore exercised or exerciseable by the same Court sitting as a Court of Equity. The Jurisdiction of the Court of Exchequer as a Court of Equity, &c. abolished, and transferred to the Court of Chancery.

II. And be it enacted, That all Suits and Matters which on the said First Day of *August* One thousand eight hundred and fifty shall be depending in the said Court of Exchequer as a Court of Equity, or under such Act or Acts of Parliament as aforesaid, (except as aforesaid,) shall be by force of this Act transferred, with all the Proceedings therein, to the said Court of Chancery, there to be carried on and prosecuted and dealt with and decided according to the Practice of that Court, in the same Manner in every respect as if such Suits and Matters had been originally commenced in the said Court of Chancery; and all Decrees and Orders which shall have been made by the said Court of Exchequer in such Suits and Matters shall, to all Intents and Purposes, be deemed and taken to be Decrees or Orders respectively of the said Court of Chancery; and all Writs which shall have been then issued in the same Suits and Matters, or any of them, returnable in the said Court of Exchequer, shall be by force of this Act returnable in the said Court of Chancery: Provided always, that in case on the said First Day of *August* any of the said Suits or Matters so hereby transferred shall have been partly heard by the said Court of Exchequer, it shall be lawful for the said Court of Chancery, by Order specially made for the Purpose, to remit such partly heard Suit or Matter to the said Court of Exchequer, and the said Court of Exchequer shall thereupon, with all convenient Speed, hear the same, and make such Rule, Order, or Decree therein as shall appear to said Court of Exchequer right and fitting in the Suits depending and Proceedings transferred to Court of Chancery to be carried on according to the Practice of that Court. Writs returnable in Exchequer to be returnable in Chancery. Lord Chancellor may remit to the Court of Exchequer Causes partly heard by that Court.

the Premises, anything herein contained to the contrary in anywise notwithstanding; but such Suit or Matter shall in all other respects and for all other Purposes stand and be considered as transferred to the said Court of Chancery, in like Manner as all other Suits and Matters so hereby transferred as aforesaid.

Lord Chancellor to make General Orders for the Taxation of Costs, &c. by reason of the Transfer.

III. And be it enacted, That it shall be lawful for the Lord Chancellor from Time to Time to make such General Orders (as well with respect to the Taxation and Allowance of Costs as in all other respects) as to him shall seem fit and proper to be made, by reason or in consequence of the Transfer hereby made to the said Court of Chancery of such Suits and Matters as aforesaid, or for carrying the same Transfer into complete Effect.

Stocks, &c. standing in the Name of the Accountant General of the Court of Exchequer to be transferred into the Name of Accountant General of the Court of Chancery, and to be applicable to such Purposes as the same were respectively applicable to.

IV. And be it enacted, That on the said First Day of *August* One thousand eight hundred and fifty all Stocks, Funds, Annuities, and Securities whatsoever which shall then be standing in the Name of the Accountant General of the said Court of Exchequer as such Accountant General in the Books of the Bank of *Ireland*, or in the Books of any other Body Politic or Corporate or Company whatsoever, and all such Exchequer Bills or other Securities which at any Time before the said First Day of *August* One thousand eight hundred and fifty shall have been transferred into or vested in the Name of or shall be in the Custody or Power of the Accountant General of the Court of Exchequer as such Accountant General, and which shall not have been applied to the Trusts and Purposes to which the same were applicable under the Order or Direction of the said Court of Exchequer, shall on the said First Day of *August* become by force of this Act vested in the Accountant General of the said Court of Chancery for the Time being, in trust to attend the Orders of the said Court of Chancery, and without any Act or Deed whatsoever to be done or executed by the Accountant General of the said Court of Exchequer for the Time being, and shall and may be proceeded upon by and in the Name of the Accountant General of the said Court of Chancery, in right of his Office, by any Action or Suit at Law or in Equity, or in any other Manner, as the same might have been proceeded on by or in the Name of the said Accountant General of the Court of Exchequer for the Time being, and shall be applicable to all such Purposes as the same were respectively applicable to, except where otherwise directed by this Act; and all such Funds, Stocks, Annuities, and Securities as shall on the said First Day of *August* be standing in the Name of the Accountant General of the said Court of Exchequer as such Accountant General in the Books of the Bank of *Ireland*, or in the Books of any Body Politic or Corporate or Company, and all Cash in the Bank in the Name of the Accountant General of the said Court of Exchequer as such Accountant General, shall on the said First Day of *August* be carried, by the proper Officers of the said Companies respectively, to the Credit of the Accountant General of the said Court of Chancery in the Books of the said Bank of *Ireland*, or other Body Politic or Corporate or Company respectively, in trust to attend the Orders of the said Court of Chancery, anything in any Act or Acts of Parliament for the Creation or Regulation of any such Stocks, Funds, Annuities, or Securities, or any other Act or Acts, to the contrary thereof notwithstanding.

Officers of Bank of Ireland, &c. directed to make the Transfer.

Accountant General of Court of Exchequer to make up Accounts with Accountant General of Court of Chancery.

V. And be it enacted, That the Accountant General of the said Court of Exchequer shall on the said First Day of *August* One thousand eight hundred and fifty make up Accounts with the Accountant General for the Time being of the Court of Chancery of all Stocks, Funds, Annuities, or Securities which shall be standing in the Name of the Accountant General of the Court of Exchequer as such Accountant General in the Books of the Bank of *Ireland*, or in the Books of any other Body Politic or Corporate or Company; and that the Accountant General of the said Court of Exchequer shall also on the said First Day of *August* make out a true and perfect Schedule of all Cash, Exchequer Bills, Bonds, Mortgages, Orders, and Effects whatsoever deposited or remaining in his Custody, Power, or Disposal, or standing in his Name as Accountant General, and of all Monies which shall have been paid into the said Bank of *Ireland* to the Credit of the Accountant General of the said Court of Exchequer as such Accountant General, and which shall not have been invested in any Stocks, Funds, Annuities, or Securities, and shall deliver up to the Accountant General of the Court of Chancery all the Books and Documents in his Possession or Power as such Accountant General of the Court of Exchequer.

VI. And

Stocks, &c. to be entered Causewise, and the Cash to become One common Cash.

VI. And be it enacted, That all Stocks, Funds, and Securities, and Cash, which by virtue of this Act shall become vested in the Accountant General of the said Court of Chancery, shall be entered Causewise in the Books of such Accountant General; and the Cash to be transferred to the Credit of the said Accountant General of the said Court of Chancery by virtue of this Act, and all other Cash to the Credit of the Accountant General of the said Court of Chancery, shall be and be deemed and taken to be One common and general Cash, and as such shall be issued and payable in such Manner as the said Court of Chancery hath directed or shall direct.

Funds transferred to Chancery not to be subject to Usher's Poundage.

VII. Provided always, and be it enacted, That no Payment or Transfer of any Sum or Sums of Money to be at any Time made out of any of the Cash or Funds so to be transferred as aforesaid, or out of any Cash or Funds to be at any Time brought into the said Court of Chancery, or arise or be produced in said Court in or by any Suit or Matter transferred to said Court by force of this Act as aforesaid, or to be at any Time brought into said Court of Chancery under the Provisions of "The Lands Clauses Consolidation Act, 1845," shall be subject or liable to the Payment of Poundage to the Usher of the said Court of Chancery, any Law or Statute to the contrary notwithstanding.

Money directed by any Act, &c. to be paid into the Bank to the Credit of Accountant General of the Court of Exchequer to become payable to the Credit of Accountant General of Court of Chancery.

Stocks, &c. transferrable into the Name of the Accountant General of the Court of Exchequer to become transferrable into the Name of the Accountant General of Court of Chancery.

VIII. And be it enacted, That in every Case in which, by virtue of any Act or Acts of Parliament, or otherwise, any Sum or Sums of Money would, on or after the said First Day of *August* One thousand eight hundred and fifty, be payable by any Person or Persons, or Body Politic or Corporate, into the Bank of *Ireland*, in the Name or with the Privity of the Accountant General of the Court of Exchequer, and which, when paid in accordingly, would be subject to the Order of the said Court of Exchequer sitting as a Court of Equity, the same Sum and Sums shall be payable and paid into the Bank of *Ireland* in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account to the like Credit as the same would have been payable if this Act had not passed, but subject to the Order of the said Court of Chancery; and in every Case in which any Money, Funds, Annuities, or Securities, or other Property, would, on or after the said First Day of *August* One thousand eight hundred and fifty, be payable or transferrable into the Name of or become vested in the Accountant General of the said Court of Exchequer, and which, when paid or transferred accordingly, would be subject to the Order of the same Court sitting as a Court of Equity, the same Money, Funds, Annuities, Securities, and other Property shall be paid, transferrable, and transferred into the Name of or vested in the Accountant General of the said Court of Chancery, in trust to attend the Order of the said Court of Chancery, and the same shall be applicable to the same Purposes as the same would have been applicable if this Act had not passed, except where otherwise directed by this Act; and that all Money, Funds, Annuities, Securities, and Property which shall be so paid and transferred into the Name of the said Accountant General of the Court of Chancery, and which, before the passing of this Act, or in case this Act had not passed, were paid or transferred, or would have been payable or transferrable, to the Accountant General of the Court of Exchequer, by virtue of any Act or Acts already passed or hereafter to be passed, or other Authority whatsoever, shall be held subject to such or the like Orders and Directions of the said Court of Chancery, and subject to such Powers and Provisions, as the same would have been subject to in case the same had been originally directed or authorized to have been paid and transferred into the Name of the Accountant General of the said Court of Chancery, and had been made originally subject to the Orders and Directions of the last-mentioned Court; and the Orders and Directions of the said Court of Chancery relating thereto shall have the same Force and Effect as any like Orders and Directions of the Court of Exchequer relating thereto would have had if this Act had not passed.

Exchequer Compensation and Fee Fund invested under 6 & 7 Vict. c. 55. to be continued.

IX. 'And whereas under the Provisions of an Act passed in the Session of Parliament 'holden in the Sixth and Seventh Years of the Reign of Her Majesty, intituled *An Act for* '*the Amendment of the Proceedings and Practice of the Equity Side of the Court of Exche-* '*quer in* Ireland, a Sum of Thirty thousand Pounds out of the Cash belonging to the 'Suitors of the said Court then lying in the Bank of *Ireland* unproductive to the Suitors 'was invested in Government Securities, and placed to an Account, intituled "An Account

'"of the Compensation and Fee Fund of the Suitors of the Court of Exchequer in *Ire-*
'*"land,"* and the Interest and annual Produce arising from the Securities in which the said
'Sum was invested have been from Time to Time received by the Governor and Company
'of the Bank of *Ireland*, and placed to the Credit of the Accountant General of the said
'Court in an Account called "An Account of the Interest and Produce of the Compen-
'"sation and Fee Fund of the Suitors of the Court of Exchequer in *Ireland*," and have
'been issued and applied, pursuant to the Directions of the said Act, so far as the said
'Interest and annual Produce have extended, to the Payment of the Compensations ascer-
'tained under the said Act, and thereby made payable to certain Officers of the said Court;
'and the said Interest and annual Produce not being adequate to the Payment of the whole
'Amount of the said Compensations, the Deficiency thereof has been, according to the
'Directions of the said Act, from Time to Time and still continues to be payable out of
'the Consolidated Fund of the United Kingdom:' Be it enacted, That upon and after the Transfer, under the Provisions of this Act, of the Stocks, Funds, Annuities, and Securities standing in the Name of the Accountant General of the said Court of Exchequer to the Credit of the Accountant General of the Court of Chancery, the said Sum of Thirty thousand Pounds shall be continued and maintained out of the common Cash or Money of the Suitors of the said Court of Chancery which may be from Time to Time unemployed as an Investment in the Name of the Accountant General of the said Court of Chancery in the same Account, as by the said Act directed; and the Interest and annual Produce arising from the Securities in which the said Sum is or shall be invested shall be issued and applied, under the Orders of the said Court of Chancery, to the Purposes and in the Manner directed by the said Act and this Act.

Power to Court of Chancery to direct the Sum invested to be called in.

X. And be it enacted, That if at any Time the whole or any Part of the said Sum so invested or to be invested shall be wanted to answer any of the Demands of the Suitors of the said Court, then and in such Case the Court may and shall direct the same or any Part thereof to be called in, or the Securities on which the same may be placed to be disposed of, in order that the Suitors of the said Court may at all Times be paid their respective Demands out of the common and general Cash belonging to such Suitors; but it shall be lawful for the said Court, and the said Court shall, if enabled so to do, replace the Sum so called in, or any Sum which may have been called in, out of the said Sum of Thirty thousand Pounds, by any Order or Orders of the said Court of Exchequer, before the Transfer of the said Stocks, Funds, and Securities to the Credit of the Accountant General of the Court of Chancery as aforesaid, by any new Investment or Investments of the like Nature out of the said common and general Cash, and so from Time to Time as Occasion may require to maintain the Fund provided by the said Act in Relief of the Charge on the Consolidated Fund by the said Act created.

Court of Chancery to make Orders as to the arranging of Balances with the Bank, &c.

XI. And be it enacted, That it shall be lawful for the Lord Chancellor to make such Orders from Time to Time as to him shall seem meet with respect to the Time and Manner of arranging the Balances of the Accountant General of the said Court of Chancery with the Bank of *Ireland*, and generally for carrying this Act into complete Effect, so far as the same relates to the Business of the Office of the said Accountant General, and the Transfer of Property from the Accountant General of the Court of Exchequer to the Accountant General of the Court of Chancery, anything in any Act or Acts now in force to the contrary thereof notwithstanding; and it shall also be lawful for the Lord Chancellor from Time to Time to make such Orders as he shall think fit for regulating the Charity Box Fund of the said Court of Exchequer, and continuing the Fees and Fines now payable thereto upon the Proceedings and Matters hereby transferred to the said Court of Chancery, and also, if necessary, for consolidating the said Fund with the like Funds in the said Court of Chancery.

Lord Chancellor may make Orders as to Charity Box Fund.

Offices of the Court of Exchequer abolished.

XII. And be it enacted, That on the said First Day of *August* One thousand eight hundred and fifty the Offices of the several Officers and Clerks on the Equity Side of the Court of Exchequer shall be abolished.

Pleadings, &c. in Causes, &c. in the Court of

XIII. And be it enacted, That all the Bills, Informations, Answers, Decrees, Affidavits, and Proceedings of the said Court of Exchequer as a Court of Equity (except as aforesaid), and

and all Decrees and Minute Books, and all other Books and Documents whatsoever, relating exclusively to Proceedings in the said Court of Exchequer as a Court of Equity (except as aforesaid), shall on the said First Day of *August* One thousand eight hundred and fifty, or as soon after as conveniently may be, be delivered, by the several Officers of the said Court of Exchequer now having the Custody of the same, to such Person or Persons as shall be appointed by the Master of the Rolls to receive and take charge of the same, by Warrant under his Hand, approved of and countersigned by the Lord Chancellor; and from and after such Delivery the said Bills, Informations, Answers, Decrees, and other Proceedings shall be deemed Records of the Court of Chancery in the Custody of the Master of the Rolls as fully as if the same had originally been like Records of the said Court of Chancery; and all such of the other Records, Books, and Papers now in the Care and Custody of any of the Officers of the Equity Side of the said Court of Exchequer as shall be agreed upon between the Lord Chancellor and the Lord Chief Baron of the said Court shall be delivered over into the Hands and Care of such Person or Persons as shall be appointed by the Master of the Rolls to receive and take charge of them, by Warrant under his Hand, approved of and countersigned by the Lord Chancellor, subject nevertheless to such Regulations as the Master of the Rolls shall, with the Approbation of the Lord Chancellor and the Commissioners of Her Majesty's Treasury, from Time to Time make touching the same; and all such further Records, Books, and Papers as last aforesaid as may be so agreed upon as aforesaid by the Lord Chancellor and the Lord Chief Baron shall be delivered over into the Hands and Care of the Master on the Pleas Side of the said Court of Exchequer, subject nevertheless to such Regulations as the said Master shall, with the Approbation of the said Lord Chief Baron and the Commissioners of Her Majesty's Treasury, from Time to Time make touching the same.

Exchequer as a Court of Equity to be delivered to such Persons as the Master of the Rolls shall direct, and deemed Records of Court of Chancery;

certain other Records to be transferred to Chancery;

and certain other Records to be retained in the Exchequer.

XIV. And be it enacted, That the Lord Chancellor and the Master of the Rolls respectively shall from and after the said First Day of *August* have such and the same Power to reverse, discharge, or alter Decrees or Orders of the said Court of Exchequer, in Suits and Matters hereby transferred to the said Court of Chancery, as they would have had if the same Decrees or Orders had been made respectively in Suits or Matters depending in the said Court of Chancery: Provided always, that any Decree or Order of the Master of the Rolls reversing, discharging, or altering any Decree or Order of the said Court of Exchequer, shall be subject to be reversed, discharged, or varied by the Lord Chancellor.

Power to Lord Chancellor, &c. to reverse, &c. Orders of the Court of Exchequer.

XV. And be it enacted, That *Acheson Lyle* Esquire, the present Chief Remembrancer of the said Court of Exchequer, shall, on the said First Day of *August* One thousand eight hundred and fifty, become by force of this Act a Master in Ordinary of the High Court of Chancery, in addition to the present Masters in Ordinary of the said Court of Chancery, with the like Privileges, Duties, Powers, Authority, and Jurisdiction which are now vested in or may be exercised by a Master in Ordinary of the said Court of Chancery; and he and his Successors shall take the usual Oaths before the Lord Chancellor, in like Manner as the same are at present administered to Masters in Ordinary of the said Court of Chancery; and all References which on the said First Day of *August* shall be depending before the Chief or Second Remembrancer on the Equity Side of the said Court of Exchequer shall be by force of this Act transferred to the said *Acheson Lyle* as a Master in Ordinary of the said Court of Chancery, and such other References shall also be made to the said *Acheson Lyle* by the said Court of Chancery as the Lord Chancellor shall by any General Order from Time to Time direct.

Appointment of A. Lyle, Esq., to be a Master in Chancery.

XVI. And be it enacted, That upon the Death, Resignation, or Removal from Office of the said *Acheson Lyle*, and upon the Death, Resignation, or Removal from Office of any of his Successors, it shall be lawful for Her Majesty from Time to Time, by Letters Patent under the Great Seal of *Ireland*, to appoint a fit and proper Person, qualified as now by Law provided in respect to the Masters in Ordinary of the said Court, to supply such Vacancy: Provided always, that no new Appointment of a Master in Ordinary of the said Court shall be made whilst there shall be Four Masters in Ordinary continuing in Office, unless the Commissioners of Her Majesty's Treasury shall have given their Consent to the making of such Appointment.

Her Majesty empowered by Letters Patent to appoint Successors to Mr. Lyle;

No new Appointment to be made whilst there be Four Masters without Consent of the Treasury.

Power to new Master to appoint Clerks.

XVII. And be it enacted, That the said *Acheson Lyle* Esquire, and his Successors in the Office of Master of the said Court of Chancery, shall have the same Powers and Privileges with respect to the Appointment of a Chief and Junior Clerk as are now or shall hereafter be exercised and enjoyed by the other Masters in Ordinary of the said Court; and such Chief Clerk and Junior Clerk respectively shall perform all the same Duties, with respect to the Receipt and Payment of Fees, and in all other respects, as the Chief Clerks and Junior Clerks of the Masters in Ordinary of the said Court of Chancery respectively now do or may for the Time being perform, and shall hold their respective Offices and be paid in like Manner as such Chief Clerks and Junior Clerks now do or may for the Time being hold their respective Offices and are now paid.

New Master to have the like Salary and retiring Annuity as a Master appointed after passing of Act.

XVIII. Provided always, and be it enacted, That the said *Acheson Lyle* Esquire shall be entitled to a Salary of the like Amount, and to the like Annuity on Retirement, as a Master in Ordinary of the said Court of Chancery appointed after the passing of this Act will be entitled to under the Provisions herein contained; but in estimating the Period of Service of the said *Acheson Lyle*, with a view to the Amount of such Superannuation Allowance, it shall be lawful to reckon the Number of Years during which he has successively filled the Office of Chief or Second Remembrancer of the said Court of Exchequer along with those during which he may fill the Office of Master of the said Court of Chancery.

Certain Duties to be performed by the Master and Officers of the Pleas Side of the Exchequer.

XIX. And be it enacted, That all the Duties now performed by the Officers of the Equity Side of the said Court of Exchequer in respect to Revenue Business, save so far as such Duties shall have been discharged in connexion with any Jurisdiction exercised or exercisable by the said Court of Exchequer sitting as a Court of Equity, shall from and after the said First Day of *August* be discharged by the Master and other Officers and the Assistants and Clerks of the Pleas Side of the said Court, in like Manner and in addition to the Duties specifically assigned to their Offices respectively by the Act passed in the Seventh and Eighth Years of the Reign of Her Majesty, intituled *An Act to regulate and reduce the Expenses of the Offices attached to the Superior Courts of Common Law in* Ireland *payable out of the Consolidated Fund*, each Officer, Assistant, and Clerk discharging such of the said Duties in Revenue Business as are of a like Nature with the Duties discharged by him under the said Act, and according as shall be from Time to Time directed and regulated by any General Order of the said Court of Exchequer; and such Duties shall in future form a Portion of the Duties of the said Offices of Master and other Officers in like Manner and as fully and effectually as if the same had been enumerated and specified in the said Act; and with respect to such Business the said Master and other Officers shall stand and be in the Place of the said Officers of the Equity Side of the said Court, to all Intents and Purposes whatsoever.

Fees in respect to Revenue Business to cease, and Proceedings, &c. to be liable to Law Fund Duties in lieu thereof, pursuant to 1 & 2 G. 4. c. 112.

XX. And be it enacted, That the Fees now receivable by the Officers on the Equity Side of the said Court in respect to Revenue Business shall cease and determine and be no longer receivable, and that in lieu thereof the several Proceedings, Instruments, Matters, and Things with reference to which such Fees have been heretofore payable shall be respectively liable to the Law Fund Duties provided as to Proceedings, Instruments, Matters, and Things of a like Nature in and by an Act passed in the First and Second Years of the Reign of His late Majesty King *George* the Fourth, intituled *An Act to grant for the Term of Five Years additional Stamp Duties on certain Proceedings in the Courts of Law, and to repeal certain other Stamp Duties, in* Ireland, and in and by any other Act or Acts continuing the said last-mentioned Act, as fully and effectually as if the said Proceedings, Instruments, Matters, and Things had been specially mentioned and enumerated in and by the said Act and the Schedule thereunto annexed, and shall be deemed and taken to have been included therein, anything to the contrary in anywise notwithstanding.

The Master on the Pleas Side also to perform all other Duties of the Equity Officers not otherwise provided for, and to

XXI. And be it enacted, That it shall also be the Duty of the said Master at the Pleas Side of the said Court of Exchequer to perform all such Duties as are now performed by the Officers of the Equity Side of the Court of Exchequer in respect to Matters not hereby transferred to the Court of Chancery, or otherwise specially provided for, and also to perform all such Duties in respect to the Audit of Sheriffs Accounts as are now performed by the Chief Remembrancer of the said Court, pursuant to an Act passed in the Session of Parliament

ment held in the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for facilitating the Appointment of Sheriffs in* Ireland, *and for the more effectual Audit and passing of their Accounts; and for the more speedy Return and Recovery of Fines, Fees, Forfeitures, Recognizances, Penalties, and Deodands; and to abolish certain Offices in the Court of Exchequer in* Ireland; *and to amend the Laws relating to Grants in custodiam and Recovery of Debts in* Ireland; *and to amend an Act of the Second and Third Years of His present Majesty, for transferring the Powers and Duties of the Commissioners of Public Accounts in* Ireland *to the Commissioners for auditing the Public Accounts in* Great Britain; and the said Master shall have the like full Powers in all respects for all Purposes connected with the Audit and Declaration of the said several Accounts, as are now possessed by the said Chief Remembrancer, and as fully as if the said Master had been specially named in the said Act for that Purpose.

audit Sheriffs Accounts. 5 & 6 W. 4. c. 55. s. 31.

XXII. And be it enacted, That the said Master shall have to aid him in the Discharge of the said Duties hereby transferred to him such One of the Clerks now employed in Revenue Business in the Secondary's Office of the said Court of Exchequer, hereby abolished, as shall be selected by the Lord Chief Baron of the said Court, and who shall be subject to the Control of the said Master, in like Manner with the other Clerks in the Offices under his Superintendence, and shall be entitled to receive such Salary as the Commissioners of Her Majesty's Treasury shall direct, not exceeding the Sum of One hundred and fifty Pounds yearly, which Salary shall be payable in like Manner and out of the same Fund as provided for Payment of Salaries in and by the said recited Act of the Seventh and Eighth Years of Her Majesty's Reign; and in the event of a Vacancy by the Death, Resignation, or Removal of such Clerk, it shall be lawful for the said Commissioners of the Treasury to authorize the said Master, if they shall think fit, to appoint another Person to such Vacancy, at such Salary not exceeding the Salary hereby authorized as to the said Commissioners shall appear proper.

The Master of Exchequer to have to aid him in discharge of his Duties One of the Clerks now employed in the Revenue Business.

XXIII. And be it enacted, That such One of the Masters of the Court of Chancery as shall be appointed by the Lord Chancellor for that Purpose shall perform all such Duties as are now required to be performed by the Chief or Second Remembrancer of the said Court of Exchequer, in respect to the Audits of the Accounts under a certain Act passed in the Session of Parliament holden in the Seventh and Eighth Years of Her Majesty's Reign, intituled *An Act for the more effectual Application of Charitable Donations and Bequests in* Ireland, and under a certain other Act passed in the First Year of the Reign of Her present Majesty, intituled *An Act to provide more effectual Means to make Treasurers of Counties and Counties of Cities in* Ireland *account for public Monies, and to secure the same,* as also all such Duties as are required to be performed by the said Chief Remembrancer in respect to the Audit of such other public Accounts as may be specially referred to him by the Lords Commissioners of Her Majesty's Treasury, pursuant to the said recited Act passed in the Session of Parliament holden in the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth; and the said Master shall have the like full Powers in all respects for all Purposes connected with the Audit of the said several Accounts as are now by Law possessed by the said Chief or Second Remembrancers, and as fully as if the said Master had been specially named in each of said several Acts for that Purpose; and the said Master shall have to aid him in the Discharge of the said Duties relating to the said Accounts under the said Act of the First Year of the Reign of Her present Majesty the several Clerks now authorized to be employed for that Purpose, or who may be from Time to Time authorized for that Purpose by like Authority, and which Clerks shall be paid out of the same Funds as heretofore, and be subject to the like Control by the said Master as heretofore by the said Chief Remembrancer.

Master in Chancery to audit certain Accounts now audited by Remembrancers, pursuant to 7 & 8 Vict. c. 97., 7 W. 4. & 1 Vict. c. 54., and 5 & 6 W. 4. c. 55. s. 39.

XXIV. And be it enacted, That the Chief or Under Secretary to the Lord Lieutenant shall audit and declare the Accounts of Fines and Penalties, pursuant to the Provisions of a certain Act passed in the Sixth and Seventh Years of the Reign of Her said Majesty, intituled *An Act for the better Collection of Fines, Penalties, Issues, Deodands, Amerciaments, and forfeited Recognizances in* Ireland, *and for the Appropriation thereof;* and the said Chief or Under Secretary shall possess all such Powers in that Behalf as are by the said Act or any

Accounts of Fines and Penalties to be audited by Chief or Under Secretary, under 6 & 7 Vict. c. 56. s. 21.

any other Acts now possessed by the said Chief or Second Remembrancer in respect to same, as fully and effectually as if he had been named in said Acts for that Purpose; and the said Chief and Under Secretary shall have to aid them in the Examination of the said Accounts the several Clerks now authorized to be employed for that Purpose, or who may be from Time to Time authorized for that Purpose by like Authority, and which Clerks shall be paid out of the same Funds as heretofore, and be subject to the like Control by the said Chief or Under Secretary as heretofore by the said Chief or Second Remembrancer.

Persons deprived of Offices or Employments by this Act entitled to claim Compensation of the Treasury.

XXV. And be it enacted, That each and every Person having any Office or Employment on the Equity Side of the Court of Exchequer who shall by the Operation of this Act be deprived of such Office or Employment, or of any Emoluments arising therefrom, shall be entitled to make a Claim for Compensation to the Commissioners of Her Majesty's Treasury; and it shall be lawful for the said Commissioners, in such Manner as they shall think fit, to inquire what was the Nature of the Office or Employment, and what was the Tenure thereof, and what were the lawful Salary or Emoluments in respect of which such Compensation should be allowed; and the said Commissioners in each Case shall award such Compensations (if any) as shall be just; and all such Compensations shall be paid as herein-after directed: Provided always, that if any Person ceasing under this Enactment to be continued or employed as aforesaid shall be appointed by or after the passing of this Act to any public Office or Employment, the Payment of the Compensation awarded to him under this Act, so long as he shall continue to receive the Salary or Emoluments of such Office or Employment, shall be suspended, if the Amount of such Salary or Emoluments be greater than the Amount of such Compensation, or, if not, shall be diminished by the Amount of such Salary or Emoluments: Provided also, that an Account of all such Compensations shall, within Fourteen Days next after the same shall be so granted, be laid upon the Table of the House of Commons, if Parliament be then assembled, or if Parliament be not then assembled, then within Fourteen Days after the meeting of Parliament then next assembled.

Compensations awarded under this Act to be paid out of Funds mentioned in 6 & 7 Vict. c. 55. and 7 & 8 Vict. c. 90.

XXVI. 'And whereas, under the Provisions of the said Act of the Sixth and Seventh 'Years of Her Majesty's Reign, and of another Act of the Seventh and Eighth Years of Her 'Majesty's Reign, intituled *An Act for the Protection of Purchasers against Judgments, 'Crown Debts, Lis pendens, and Commissions of Bankruptcy, and for providing One Office for 'the Registry of all Judgments in* Ireland, *and for the amending the Laws in* Ireland *respecting Bankrupts and the Limitation of Actions*, the official Incomes of certain of the said 'Officers at the Equity Side of the said Court of Exchequer have been ascertained in the 'Manner by the said Acts directed, and the said Officers are entitled to receive as Compensation any Deficiency of such Incomes, after giving Credit for the net Amount of Fees 'received by such Officers respectively in each Year, which Compensations are payable out 'of the Accounts and Funds mentioned in the said Acts respectively:' Be it enacted, That any Compensations to be as aforesaid awarded under the Authority of this Act to any of the said Officers whose Incomes have been so provided for under and by virtue of the said Acts shall be paid and payable to each such Officer out of the said Accounts and Funds in the said Acts respectively mentioned, so far as the same will extend; and in case the said Accounts and Funds shall be inadequate to the Payment of the whole Amount of the said Compensations to be awarded under this Act, the Amount of the said Compensations beyond what can be satisfied out of the said Accounts and Funds shall be charged upon and paid out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, by way of Advance in aid of the said Accounts and Funds, to be repaid as herein-after provided; and all other Compensations to be so as aforesaid awarded under the Authority of this Act shall be charged and chargeable and paid and payable, in the first place, upon and out of the Funds in the Bank of *Ireland* standing in the Name of the Accountant General of the Court of Chancery to the Credit of the Account called "An Account of the Interest and Produce of the Compensation and Fee Fund of the Suitors of the Court of Chancery in *Ireland*," as far as the same will extend, after Payment of prior Charges, and, in the next place, out of the Funds in the said Bank standing in the Name of the said Accountant General to the Credit of the Account called "The Suitors Fee Fund Account;" and in case both the Funds shall be inadequate to the Payment of the whole of such Compensations, the Amount of the Compensations

If Funds inadequate, Deficiency to be paid out of Consolidated Fund, to be repaid as herein mentioned.

Compensations beyond what can be so satisfied shall be charged and chargeable and paid and payable upon and out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, by way of Advance in aid of the said Suitors Funds, to be repaid as herein-after provided; and every such Sum as and for annual Compensation to be awarded in pursuance of this Act shall be payable and paid on every Fifth Day of *January*, Fifth Day of *April*, Fifth Day of *July*, and Tenth Day of *October*, the first Payment thereof to be made on the first of said quarterly Days which shall next follow the Day of the Commencement of this Act.

Compensations to be a Charge in favour of the Crown against Suitors Funds.

XXVII. Provided always, and be it enacted, That the several Sums of Money which shall from Time to Time be paid and advanced by way of Compensation, under the Authority of this Act, out of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, to the several Officers of the said Court of Exchequer whose Incomes have been so provided for under and by virtue of the said Act of the Sixth and Seventh Years of the Reign of Her present Majesty, shall become and remain a Charge in favour of the Crown against the said Account called "An Account of the Interest and Produce of the Compensation and Fee Fund of the Suitors of the Court of Exchequer in *Ireland*," and the several Sums of Money which shall from Time to Time be so paid and advanced for or in aid of any other Compensations to be awarded under this Act shall become and remain a Charge in favour of the Crown against the same Account, and also against the said Account called "An "Account of the Interest and Produce of the Compensation and Fee Fund of the Suitors "of the Court of Chancery in *Ireland*," and also against the said Account called "The Suitors Fee Fund Account," as far as the same will extend, after Payment of prior Charges, and the same shall be repaid to the proper Officers of Her Majesty's Exchequer, to be carried to the Credit of the Consolidated Fund, at such Times and in such Manner as the Lord High Treasurer or the Commissioners of Her Majesty's Treasury shall order and direct.

Salaries of future Masters in Chancery in Ireland to be reduced to the same Amount as paid to Masters in England.
4 G. 4. c. 61.

XXVIII. 'And whereas it is expedient that the Salary affixed to the Office of Master in 'Chancery in *England* and of Master in Chancery in *Ireland* should be assimilated, and for 'this Purpose that the Salary of any Master to be hereafter appointed in the Court of 'Chancery in *Ireland* shall be reduced to the same Sum as is now by Law payable for the 'Salary of a Master in the Court of Chancery in *England*:' Be it therefore enacted, That from and after the passing of this Act so much of an Act passed in the Fourth Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for the better Administration of Justice in* Ireland, as directs the Payment of the annual Sum of Three thousand Pounds *Irish* Currency to every Master of the Court of Chancery in *Ireland*, and authorizes the Grant of Annuities to Persons who may or shall have executed the Office of Master as therein mentioned, shall, so far as regards every such Master to be appointed after the passing of this Act, be repealed, and in lieu of such annual Sum there shall be issued and paid and payable, during good Behaviour, to each and every Master of the said Court of Chancery in *Ireland* who shall be appointed after the passing of this Act, the annual Sum of Two thousand five hundred Pounds Sterling, out of and charged and chargeable upon the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, every such annual Sum to be issued in pursuance of this Act to be from Time to Time payable and paid quarterly, free and clear from all Taxes and Deductions whatever, on every Fifth Day of *January*, Fifth Day of *April*, Fifth Day of *July*, and Tenth Day of *October* in each Year.

Retired Annuities of Masters fixed in same Proportion as hitherto, according to altered Salaries.

XXIX. And be it enacted, That it shall and may be lawful for Her Majesty, Her 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 Master in Ordinary of the Court of Chancery for the Term of Twenty Years, or to any Person having executed such Office for any shorter Period not less than Ten Years, who shall after his Appointment to 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 not exceeding One Half of his Salary in case the said Master shall have served in such Office Twenty Years, and not exceeding One Third of his Salary in case he shall have served for a shorter Period, and an Annuity not exceeding Two Thirds of his Salary in case such Master shall

shall have served in such Office Twenty-five Years, and an Annuity not exceeding Five Sixths in case such Master 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 so 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 of *April*, Fifth of *July*, and Tenth of *October* in every Year, to such Master, from the Period at which he shall resign his said Office, for the Term of his natural Life, without any Deduction for Fees, Poundage, or otherwise: Provided always, that no Annuity shall in any Case be granted under this Act to any Master unless such Master shall have served in Office during the full Term of Ten Years.

Power to diminish or increase Number of Officers, and their Salaries.

XXX. And be it enacted, That if at any Time after the Commencement of this Act it shall be found that the Establishments of the Offices of the said Court of Chancery, or any of them, are in point of Number of Assistants or Clerks either excessive or insufficient, or that it is expedient either to diminish or increase the Salaries of the Officers, Assistants, or Clerks, or any of them, the Lord Chancellor shall notify the same to the Commissioners of Her Majesty's Treasury, stating the Circumstances which may have caused any such Changes to be necessary or expedient, and thereupon it shall and may be lawful to and for the said Commissioners, and they are hereby authorized, by their Warrant, to reduce or increase such Establishments or Salaries, as the Case may require, provided that no Salary shall be so diminished unless when the Office or Employment for which it is payable shall be vacant; and it shall be lawful for the said Commissioners of the Treasury to remove the requisite Number of Persons from any Office or Offices in which the Business shall have decreased to any Office or Offices in which it shall have increased, and every such Arrangement, Removal, or Appointment, Reduction or Increase, to be made by the said Commissioners shall be as good and valid as if the same had been made by, under, or by virtue of this Act, anything to the contrary notwithstanding.

Interpretation of Terms.

XXXI. And be it enacted, That in the Construction of this Act the Expression "Her Majesty" shall mean also and include the Heirs and Successors of Her Majesty; and the Expression "Lord Chancellor" shall mean also and include the Lord Chancellor, Lord Keeper and Lords Commissioners for the Custody of the Great Seal of *Ireland*, for the Time being; and that Words in this Act importing the Singular Number or the Masculine Gender shall be understood to include several Matters as well as one Matter, and several Persons as well as one Person, and Females as well as Males, and Bodies Corporate as well as Individuals; and this Act shall only extend to that Part of the United Kingdom called *Ireland*.

Act may be amended, &c.

XXXII. And be it enacted, That this Act may be altered, amended, or repealed during this Session of Parliament.

CAP. LII.

An Act to make better Provision for the Interment of the Dead in and near the Metropolis. [5th *August* 1850.]

'WHEREAS it is expedient to make better Provision for the Interment of the Dead in 'and near the Metropolis:' Be it therefore enacted by the Queen'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 the Cities and Liberties of *London* and *Westminster* respectively, the Borough of *Southwark*, and the Parishes, Townships, Precincts, and Places mentioned in the Schedule (A.) to this Act, shall for the Purposes of this Act be One District, to be called "The Metropolitan Burial District."

London, Westminster, Southwark, and the Places named in Schedule (A.), to form "The Metropolitan Burial District."

II. And