the Period aforesaid the Plaintiff shall take out Execution in such Sum only by which the Amount of the Judgment shall exceed the Amount of the taxed Costs of the Defendant; and in such Case, if the Sum recovered by the Judgment shall be less than the Amount of the Defendant's taxed Costs, then the Defendant shall be entitled, after deducting the Amount of the Judgment from the Amount of his taxed Costs, to take out Execution for the Balance of his taxed Costs in like Manner as a Defendant in any such Court may now have Execution for Costs in other Cases, or in such Manner as such Court may, by a general or any special Order, direct.

Before whom Affidavits may be sworn.

X. And be it enacted, That all Affidavits which may now be made before the Recorder or Mayor, Sovereign, or Seneschal of any Borough or of any such other Court, and all other Affidavits in Proceedings relating to Attachments or Foreign Attachments in any of the Borough or other Courts of Record in *Ireland*, may, from and after the Commencement of this Act, be sworn before the Town Clerk or the Registrar or Deputy Registrar of any such Borough or other Court, or before a Commissioner for receiving Affidavits and Special Bail in and for the Borough Court of *Galway*, whether such Affidavit is intended to be filed in the Court of which such Town Clerk, Registrar or Deputy Registrar, or Commissioner is an Officer, or in any other such Court in *Ireland;* and all Proceedings thereupon or in reference thereto shall be as valid and regular as if the same had been sworn before the Recorder or Mayor, Sovereign, or Seneschal of the Borough or Court in which the same shall be filed; and any Person who shall wilfully and corruptly make and subscribe any such Affidavit, knowing the same to be untrue, shall be deemed guilty of Perjury, and be liable to be prosecuted and punished accordingly.

So much of 3 & 4 Vict. c. 108. repealed as is inconsistent with this Act.

XI. And be it enacted, That so much of the said herein-before mentioned Act of the Third and Fourth Years of the Reign of Her present Majesty as is inconsistent with the Provisions of this Act shall, from and after the Commencement of this Act, be and the same is hereby repealed.

Interpretation of Terms.

XII. And be it enacted, That in the Construction of this Act Words importing the Singular Number only shall include the Plural Number, and Words importing the Plural Number only shall include the Singular Number, and Words importing the Masculine Gender only shall include Females, unless there be something in the Subject or the Context repugnant to or inconsistent with such Construction.

Commencement of Act.

XIII. And be it enacted, That this Act shall commence and take effect on the First Day of *January* One thousand eight hundred and fifty-one.

Act may be amended, &c.

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

CAP. LXXIV.

An Act for the better Regulation of the Office of Registrar of Judgments in *Ireland*. [14th *August* 1850.]

7 & 8 Vict. c. 90.

'WHEREAS by an Act passed in the Seventh and Eighth Years of the Reign of Her present Majesty, 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 registering of all Judgments in* Ireland, *and for amending the Laws in* Ireland *respecting Bankrupts and the Limitation of Actions*, certain Provisions were made for the Regulation of the Office of the Registrar of Judgments thereby established, and it is expedient to make further and other Provision in that Behalf:' 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

Registrar of Judgments shall employ a sufficient Number of Clerks for searching and writing, who shall be paid according to the Quantity of Work done, at the Rates herein specified.

Authority of the same, That from and after the passing of this Act it shall and may be lawful for the Registrar of Judgments appointed under or by virtue of the said Act from Time to Time and at all Times, with the Approval of the Lord Chancellor of *Ireland*, in addition to the Clerks appointed or to be appointed under and by virtue of the said recited Act, to employ a sufficient Number of competent Clerks to do the Business of searching and writing or engrossing in his Office, who shall be paid, according to the Quantity of their Work, for searching at the Rate of One Shilling for every Period of Twenty Years or fractional Portion thereof over which each Search against any One Person shall extend, and for writing at the Rate of Three Halfpence for every Seventy-two Words, each Figure in any Entry or Copy being counted as a Word; provided always, that no more than One Clerk shall be so paid in respect of each Common Search, and no more than Two in respect of each Negative Search; such Payments to be charged in the incidental Expenses of the said Office in the Manner herein-after provided.

Proviso as to Number of Clerks.

Power to Treasury to authorize Salaries in addition to rateable Payments to Searching Clerks.

II. And be it enacted, That it shall and may be lawful for the Commissioners of Her Majesty's Treasury for the Time being to authorize the Payment of Salaries, in addition to the Payment herein-before directed, to as many of such additional Clerks employed in searching as they shall think proper and reasonable, with a View to ensure the Services of competent Persons, such Salaries not to exceed in any Instance the Sum of Fifty Pounds yearly, and to be payable for and during the Time such Clerk shall be so employed, and not longer or otherwise, and to be charged in the incidental Expenses of the Office, in the Manner herein-after directed.

11 & 12 Vict. c. 120.

III. 'And whereas by the said recited Act, and by an Act passed in the Eleventh and 'Twelfth Years of the Reign of Her present Majesty, intituled *An Act to facilitate the 'Transfer of Landed Property in* Ireland, certain Fees are made payable in the said Office 'of Registrar of Judgments, and it is expedient that the said Fees should be converted into 'Stamp Duties:' Be it therefore enacted, That from and after the Tenth Day of *October* One thousand eight hundred and fifty all and every the Fees authorized and made payable under and by virtue of the said recited Acts in the said Office of Registrar of Judgments shall cease and determine and be no longer payable in the said Office, and that in lieu thereof the several Documents and Memorandums left for Registry in the said Office, and other Proceedings therein, shall be liable to and impressed with the Stamp Duties in each Behalf respectively set forth in the Schedule hereunto annexed.

Fees in Office of Registrar of Judgments under 7 & 8 Vict. c. 90. and 11 & 12 Vict. c. 120. to cease, and Stamp Duties substituted.

Duties of Stamps as specified in Schedule to be in addition to other Duties payable by Law.

IV. And be it enacted, That there shall be granted, raised, levied, collected, and paid in *Ireland* unto Her Majesty, Her Heirs and Successors, for and in respect of the several Instruments, Articles, Matters, and Things mentioned, enumerated, and described in the Schedule to this Act annexed, the several Sums of Money and Duties as they are respectively set forth, inserted, and described in Words and Figures in the said Schedule and in every Part thereof, over and above and in addition to any Stamp Duties or other Duties payable or to be payable by Law for or in respect of the said several Matters and Things or any of them, and that the said Schedule, and every Clause, Matter, and Thing therein contained, shall be and be deemed, taken, and considered Part of this Act.

Duties heretofore provided to be denoted Judgments Registry Duties.

V. 'And whereas by the said first-recited Act it is provided, that every Docket or 'Requisition for a Negative or Common Search in the said Office shall be liable to a Stamp 'Duty of One Pound on every Docket or Requisition for a Negative Search, and a Stamp 'Duty of Seven Shillings on every Docket or Requisition for a Common Search, against 'each Person, which said Duties are impressed, denoted, and collected as Law Fund Duties, 'and it is expedient to make other Provision in that Behalf, in order that a distinct Account 'may be kept of the Produce of the said Office:' Be it therefore enacted, That the said Duties shall cease to be impressed, denoted, and collected as Law Fund Duties, and shall be impressed, denoted, and collected as Judgments Registry Duties, in like Manner with the Duties mentioned in the Schedule to this Act annexed.

Duties to be under Management of Commissioners of Inland Revenue.

VI. And be it enacted, That the said Duties and the Duties hereby granted shall be under the Care and Management of the Commissioners of Inland Revenue, who shall keep a distinct Account thereof, and shall be denoted and distinguished by the Words "Judgments Registry," and shall be deemed and construed to be Stamp Duties, and that the several Rules,

Rules, Regulations, Provisions, Penalties, Clauses, and Matters contained in any Act now or hereafter to be in force with reference to Stamp Duties shall be applicable thereto.

Provisions of recited Acts as to Application of Fees and Payment of Salaries, &c. repealed.

VII. And be it enacted, That the Provisions in the said herein-before recited Acts contained requiring the said Registrar to make Application of the Fees of his Office by Payment of Salaries and Compensations and otherwise, and to account for and lodge Balances as therein directed, shall be and they are hereby repealed and annulled.

Compensations charged on Fees to be charged on Consolidated Fund.

VIII. 'And whereas by the said recited Act of the Seventh and Eighth Years of 'the present Reign it is provided, that certain Compensations therein mentioned shall be 'paid by the said Registrar of Judgments out of the Produce of the Fees of his Office, and 'that if the said Fees shall be insufficient the Commissioners of the Treasury shall be at 'liberty to direct that any Deficiency shall be paid out of the Consolidated Fund; and 'inasmuch as the said Fees are hereby converted into Stamp Duties, it is necessary that 'such Compensations should be charged directly on the Consolidated Fund:' Be it therefore enacted, That the several Compensations in and by the said Act directed shall be charged and chargeable and paid and payable out of the Consolidated Fund of the United Kingdom, on the Days and at the Periods appointed for the Payment of Salaries and Allowances chargeable thereupon.

Salaries to be paid out of Consolidated Fund.

IX. And be it enacted, That the Salaries by the said Act appointed to be paid to the said Registrar of Judgments and to his Clerks, and any Salaries to be hereafter legally appointed to be paid to such Registrar or any Clerks to be employed in his Office, shall be charged and chargeable and paid and payable out of the Consolidated Fund of the United Kingdom, on the Days and at the usual Periods appointed for the Payment of Salaries chargeable thereupon; and for Provision for the necessary Incidental Expenses of the said Office the said Commissioners of the Treasury shall pay or cause to be paid, at such Time or Times and in such Manner as they shall think proper, to the said Registrar of Judgments, such Sum or Sums as they shall ascertain to have been necessarily incurred in each and every Quarter, as and for the Payments to Clerks for searching and writing in the said Office, and as and for Books, Stationery, Coals, Candles, Servants, and other Incidental Expenses; and for the Ascertainment of the said Expenses the said Registrar shall quarterly, at such Periods as shall be directed by the Commissioners of the Treasury, furnish to them an Account thereof, vouched in such Manner as the said Commissioners may from Time to Time or at any Time require and direct.

Incidental Expenses.

Registrar of Judgments shall give Certificates of Registry, &c.

X. And be it enacted, That upon the Lodgment of any Memorandum for the Registry or Re-entry of any Judgment, or Revival, Decree, Rule, Order, Crown Bond, Recognizance, or Lis pendens, or of any Satisfaction, Vacate, or Quietus, in the said Office, the said Registrar of Judgments shall thereupon give a Certificate signed by him of such Registry or Re-entry, with a Reference to the Books of the Office, whereby the Entry thereof may be readily found, and which Certificate shall contain such Particulars as may be necessary for Identification, and shall be Evidence of such Registry or Re-entry; and it shall be lawful for the said Registrar and he is hereby required, whenever thereunto requested, to give a like Certificate containing the like Particulars of any Judgment, or Revival, Decree, Rule, Order, Crown Bond, Recognizance, Lis pendens, or of any Satisfaction, Vacate, or Quietus, registered at any Time in his said Office or contained in the Books thereof; and for every such Certificate the said Registrar shall be entitled to receive a Fee of Sixpence, and no more.

Costs of Registration of Judgments, &c. to be added to Judgment and recoverable therewith.

XI. And be it enacted, That all Costs properly incurred in the Registration of Judgments, Warrants to confess Judgments, Pleas of Confession, and Consents for Judgment, in pursuance of the several Acts now in force concerning the same, or any of them, shall in each and every Case respectively be allowed in Taxation of Costs of Suit against the Cognizor or Defendant, and be added to and charged and recoverable in like Manner, and together with the Amount of the Judgment so registered, or of any Judgment entered or to be entered upon any Warrant of Attorney, Plea of Confession, or Consent for Judgment so registered as aforesaid.

XII. And

Registrar of Judgments shall be an Officer of each Court in respect to the Business thereof.

XII. And be it enacted, That the said Registrar of Judgments shall be and be deemed to be an Officer of the Court of Chancery and of each of the Superior Courts of Common Law, and subject to the Orders of the said Courts respectively in all Matters transacted in his Office, and all Entries made or to be made in the Books thereof exclusively relating to or connected with the Business or Records of such Courts respectively, or of the Offices thereof respectively.

Act may be amended, &c.

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

SCHEDULE to which this Act refers.

DUTIES of STAMPS which are to be paid and payable in IRELAND for and in respect of several Instruments, Matters, and Things herein mentioned, used, filed, registered, recorded, or issued in the OFFICE of REGISTRAR of JUDGMENTS.

	s.	d.
On every Memorandum for the Registration of any Judgment or Rule for Judgment, or for the Registration of any Decree, Order, or Rule, according to the Directions of the Act 7 & 8 Vict. c. 90. - - - - - - - -	5	0
On every Memorandum for the Re-entry of any Judgment, Decree, Order, or Rule, according to the Provisions of the said Act - - - - - -	1	0
On every Memorandum for the Registration of any Lis pendens, according to the Provisions of the said Act - - - - - - -	2	6
On every Memorandum for the Re-entry of any Lis pendens, according to the Provisions of the said Act - - - - - - -	1	0
On every Memorandum for the Registration of any Recognizance, Bond, Judgment, or other Obligation to the Crown, or of any Quietus thereof, according to the Provisions of the said Act - - - - - - -	2	6
On every Requisition for Liberty to search in the Books of the said Office, according to the Provisions of the said Act, and without which Requisition no such Search is to be permitted; for each Person searched against - - - - -	1	0
On every Memorandum for the Registration of the Satisfaction or Vacate of any Judgment, Crown Bond, or Recognizance, Decree, Rule, or Order, or for the re-docketting of any Crown Bonds or Recognizances, according to the Provisions of the Act 11 & 12 Vict. c. 120. - - - - - -	2	6
On every Requisition for Liberty to search the Books containing recorded Copies of the Negative Searches in the said Office, according to the Provisions of the said Act, and without which Requisition no such Search is to be permitted; for each Person searched against - - - - - - -	1	0
On every Attested Copy of a Search recorded pursuant to the said Act, when such Copy shall not exceed Three Folios of Seventy-two Words - - -	1	0
When such Copy shall exceed Three Folios, for every Folio - - -	0	4

CAP. LXXV.

An Act to regulate the Receipt and Amount of Fees receivable by certain Officers in the Court of Common Pleas. [14th *August* 1850.]

1 & 2 Vict. c. 110. s. 19.

'WHEREAS by an Act passed in the Second Year of Her Majesty it was enacted that the Senior Master of the Court of Common Pleas should enter in a Book certain Particulars respecting Judgments, Decrees, Orders, and Rules therein mentioned, and for every such Entry, and for every Search in the said Book, the said Master was to be

2&3 Vict. c. 11.

entitled to a Fee therein mentioned: And whereas by another Act passed in the Second Year of Her Majesty it was enacted that the said Master should be entitled to receive

certain