

ANNO DECIMO QUARTO & DECIMO QUINTO

VICTORIÆ REGINÆ.

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CAP. XXIII.

An Act to authorize for a further Period the Advance of Money out of the Consolidated Fund to a limited Amount for carrying on Public Works and Fisheries and Employment of the Poor. [24th *July* 1851.]

WHEREAS an Act was passed in the Fifty-seventh Year of the Reign of His Majesty King *George* the Third, Chapter Thirty-four: And whereas another Act was passed in the same Session of Parliament, Chapter One hundred and twenty-four: And whereas another Act was passed in the First Year of the Reign of His Majesty King *George* the Fourth, Chapter Sixty: And whereas another Act was passed in the First and Second Years of the Reign of His said Majesty King *George* the Fourth, Chapter One hundred and eleven: And whereas another Act was passed in the Third Year of the Reign of His said last-mentioned Majesty, Chapter Eighty-six: And whereas another Act was passed in the Fourth Year of the Reign of His said last-mentioned Majesty, Chapter Sixty-three: And whereas another Act was passed in the Fifth Year of the Reign of His said last-mentioned Majesty, Chapter Thirty-six: And whereas another Act was passed in the same Year, Chapter Seventy-seven: 57 G. 3. c. 34. 57 G. 3. c. 124. 1 G. 4. c. 60. 1 & 2 G. 4. c. 111. 3 G. 4. c. 86. 4 G. 4. c. 63. 5 G. 4 c. 36. 5 G. 4. c 77.

6 G. 4. c. 35. seven: And whereas another Act was passed in the Sixth Year of the Reign of His said last-mentioned Majesty, Chapter Thirty-five: 7 G. 4. c. 30. And whereas another Act was passed in the Seventh Year of the Reign of His said last-mentioned Majesty, Chapter Thirty: And 7 & 8 G. 4. c. 12. whereas another Act was passed in the Seventh and Eighth Years of the Reign of His said last-mentioned Majesty, Chapter Twelve: And 7 & 8 G. 4. c. 47. whereas another Act was passed in the same Year, Chapter Forty-seven: And whereas another Act was passed in the First and Second 1 & 2 W. 4. c. 24. Years of the Reign of His late Majesty King *William* the Fourth, 3 & 4 W. 4. c. 32. Chapter Twenty-four: And whereas another Act was passed in the Third and Fourth Years of the Reign of His said late Majesty, 4 & 5 W. 4. c. 72. Chapter Thirty-two: And whereas another Act was passed in the Fourth and Fifth Years of the Reign of His said late Majesty, 7 W. 4. & 1 Vict. c. 51. Chapter Seventy-two: And whereas another Act was passed in the First Year of the Reign of Her present Majesty Queen *Victoria*, 1 & 2 Vict. c. 88. Chapter Fifty-one: And whereas another Act was passed in the First and Second Years of the Reign of Her present Majesty, 3 & 4 Vict. c. 10. Chapter Eighty-eight: And whereas another Act was passed in the Third Year of the Reign of Her present Majesty, Chapter Ten: And 5 & 6 Vict. c. 9. whereas another Act was passed in the Second Session of the Fifth Year of the Reign of Her present Majesty, Chapter Nine: And 9 & 10 Vict. c. 80. whereas another Act was passed in the Ninth and Tenth Years of the Reign of Her present Majesty, Chapter Eighty: And whereas sundry Advances or Loans have been made by the Commissioners of the said recited Acts, for the Purposes in the same Acts specified, and great Benefits have been derived therefrom: And whereas further Advances or Loans are required for the like Objects; and it is deemed expedient to make further Advances of Money out of the Consolidated Fund for the Purposes of such Loans: 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,

360,000*l.* per Annum to be charged upon the Consolidated Fund by Issues not exceeding 90,000*l.* per Quarter.

I. That for the Purposes of such Advances or Loans as aforesaid the Commissioners of Her Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland* for the Time being are hereby empowered, by Warrant under the Hands of any Two or more of them, to charge the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland* (after providing for all preceding Charges, but having Preference of all future Charges), and to direct the Issue or the Payment thereout to the Account of the Commissioners for the Time being for the Reduction of the National Debt, of a Sum or Sums of Money not exceeding Three hundred and sixty thousand Pounds *per Annum* during the Five Years next ensuing the Fourth Day of

of *April* One thousand eight hundred and fifty-two, by quarterly Instalments or Issues not exceeding Ninety thousand Pounds *per* Quarter, the same to become due on the Fifth Day of *January*, the Fifth Day of *April*, the Fifth Day of *July*, and the Tenth Day of *October* in each Year, the First Instalment thereof to become due and payable on the Fifth Day of *April* One thousand eight hundred and fifty-two.

Commissioners for Reduction of National Debt to be Trustees of Public Works Loan Fund, and to cause a separate Account to be continued at the Bank of England for the Purpose.

II. That the Commissioners for the Time being for the Reduction of the National Debt shall be and they are hereby appointed Trustees on the Part of the Public for holding the said Monies to be issued and paid out of the Consolidated Fund as aforesaid, and they shall continue or cause to be continued the separate Account already opened at the Bank of *England* with them under the Title of "The Commissioners for the Reduction of the National Debt on account of the Public Works Loan Fund," and which Account the Governor and Company of the Bank of *England* shall and they are hereby required to continue in their Books accordingly, and to which Account shall be carried all such Monies as shall be issued and paid out of the Consolidated Fund for the Purposes aforesaid; and the said Commissioners for the Reduction of the National Debt shall continue and keep, or cause to be continued and kept, in their Office, a Book or Books in which all the Monies transferred to their Account by virtue of this Act and the said recited Acts shall be entered and kept separate and apart from all other Monies, and such Monies shall be by them held subject to the Disposal, Orders, and Directions of the said Commissioners of the said recited Acts and of this Act for the Purposes of such Loans and Advances, and otherwise, as by the same Acts, or the Acts relating thereto, or this Act, are directed or authorized to be made.

Bank to continue the Account already opened with the Commissioners for executing this Act.

III. That the Governor and Company of the Bank of *England* shall and they are hereby required to continue the Account already opened in their Books with the Commissioners for the Execution of this Act and of the said recited Acts under the Title of "The Commissioners for the Issue of Loans for Public Works and Fisheries, &c.," to the Credit of which Account shall be carried all Principal and Interest Monies which shall from Time to Time become payable in respect of Loans made or to be made under the said recited Acts or this Act, and which shall be paid to the Cashiers of the said Bank of *England* upon such or the like Certificates under the Hands of the said Commissioners of the said recited Acts and of this Act as have been heretofore used for such Purpose in regard to Exchequer Bill or other Loans, as directed by the said recited Acts or some or One of them, in such or the like Manner in all respects

as if the Clauses and Provisoes in the said recited Acts with respect to such Payments and Certificates had been repeated and re-enacted in the Body of this Act, or as near thereto as the Difference of the Circumstances will admit.

Money paid into the Bank to the Account of Commissioners for executing this Act to make Part of the Consolidated Fund.

IV. That all and every Sum and Sums of Money which shall be paid into the Bank of *England* to the Account of the Commissioners for executing this Act, under and by virtue of this Act, shall from Time to Time, immediately on such Payments being made to the said Account, be transferred by the Governor and Company of the Bank of *England* to the Account kept by the said Bank of *England* with Her Majesty's Exchequer, and, when so transferred, shall be carried to and made Part of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*.

Commissioners for executing recited Acts to be Commissioners, together with others, for executing this Act.

V. That the several Persons who in and by the said recited Acts or any of them are named or constituted Commissioners for the Execution of the said Acts, or so many of them as shall be living at the Time of the passing of this Act, together with *Henry Berens* Esquire, and *Henry Allan Harrison* Esquire, who have been appointed Commissioners for the Execution of the said recited Acts under the Authority of the same, or some or One of them, and also together with *Henry Lewis Wickham* Esquire shall be, and they, and all future Parties so constituted, are hereby constituted Commissioners for the Execution of the said recited Acts and this Act; and all Acts authorized by the said recited Acts and this Act to be done and executed by the said Commissioners may be done and executed by any Three or more of them.

Commissioners to sign the following Declaration.

VI. That the said Commissioners named in and by the said recited Acts or any of them, or this Act, shall, before they enter upon the Execution of this Act, sign a Declaration to the following Effect:

'I *A.B.* do declare, That, according to the best of my Judgment, I 'will faithfully and impartially execute the several Duties, Powers, 'and Trusts vested in me by an Act, intituled [*insert Title of this 'Act*], according to the Tenor and Purport of the said Act, and the 'Acts therein recited, and other Acts having reference thereto.'

And that such Declaration shall be kept and entered with the other Proceedings of the said Commissioners.

Amount of Monies to be advanced under this Act to be certified to

VII. That when and so soon as the said Commissioners for the Execution of the said recited Acts and this Act shall have determined upon any Amount of Money to be advanced and lent or paid under the Provisions of this Act, the said Commissioners, or any Three

Three or more of them, shall forthwith certify such Amount to the Commissioners for the Reduction of the National Debt for the Time being; and at the Foot of every such Certificate the Secretary of the said Commissioners for the Execution of the said recited Acts and this Act shall state the Name or Names of the Person or Persons by whom every such Certificate is to be presented to the said Commissioners for the Reduction of the National Debt; and upon every such Certificate being produced to the Officer of the said Commissioners for the Reduction of the National Debt the Comptroller General or Assistant Comptroller, or Chief Clerk acting under the said last-mentioned Commissioners, shall upon the Back of every such Certificate endorse and sign an Order for the Payment of the Sum mentioned in every such Certificate to the Person or Persons named at the Foot of every such Certificate, or to One of such Persons, and which Order of such Officer previously to the issuing thereof shall be entered by the Clerk or other proper Officer, and shall be countersigned by the Actuary or other Check Officer acting under the said last-mentioned Commissioners, and shall be addressed to the Cashiers of the Governor and Company of the Bank of *England;* and such Cashiers or One of them shall, upon the Production of every such Order, pay the Sum mentioned therein to the Person or Persons mentioned in every such Order; and the Signature of such Person or Persons, jointly or severally, shall be a sufficient Discharge to the said Commissioners for the Reduction of the National Debt, and to the said Governor and Company respectively; provided the total Amount directed to be paid by such Certificate or Certificates respectively shall not at any Time exceed the Amount for the Time being standing to the Credit of the said Account of the said Commissioners for the Reduction of the National Debt under the Provisions of this Act or of the said recited Acts.

the Commissioners for the Reduction of the National Debt.

VIII. That the Commissioners for the Reduction of the National Debt shall cause to be made up for Examination and Audit an annual Account to the Thirty-first Day of *December* in each Year of the Receipts, Payments, and Balances on the said Account so directed to be kept by them in respect of the said Public Works Loan Fund as aforesaid, and shall deliver the same to the Commissioners for auditing the Public Accounts at *Somerset Place.*

Commissioners for Reduction of the National Debt to furnish annual Account of the Fund for Audit.

IX. That all and every the several Clauses, Powers, Authorities, Provisoes, Enactments, Directions, Regulations, Restrictions, Privileges, Priorities, Advantages, Penalties, and Forfeitures contained in the said recited Acts or any of them shall not be affected nor be deemed to have been affected by any Act or Acts of Parliament already passed or to be passed, except so far as the same may by any

Powers, &c. of recited Acts to have the same Force as if re-enacted in this Act.

such Act, passed or to be passed, be altered, varied, or repealed by express Reference to the said recited Acts or this Act, and all and every the same several Clauses, Powers, Authorities, Provisoes, Enactments, Directions, Regulations, Restrictions, Privileges, Priorities, Advantages, Penalties, and Forfeitures, so far as the same can be made applicable, and are not varied by this Act, shall be taken to extend to this Act, and to every thing to be done in pursuance of this Act, and as if such Clauses, Powers, Authorities, Provisoes, Enactments, Directions, Regulations, Restrictions, Privileges, Priorities, Advantages, Penalties, and Forfeitures were herein repeated and set forth.

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