then remaining undisposed of, and from Time to Time distribute the Monies arising from such Sales and Conversion, and the other Monies from Time to Time in their Hands, amongst the Shareholders of the Company, either by way of Interest and Dividends, or by way of Return of Capital, according as the Property from which such Monies shall have arisen ought to be treated as Gains and Profits or Capital of the Company.

Powers of the Company to continue until the same is wound up.

VI. Notwithstanding such Resolution for winding up the Affairs of the Company shall have been passed at such Two General Courts as aforesaid, the Company shall remain incorporated; and all and every the Powers and Authorities which by this Act and the said recited Acts, or any of them, or by the said Charter, are given to the Company, or to the Directors or other Officers thereof, or to the General Courts or Special General Courts of Proprietors of the Company, shall, subject to the Restrictions contained in this Act, remain in full Force, and the Shares in the said Company shall continue transferable, and Interest and Dividends shall be payable, and the Directors and other Officers of the Company shall continue to be appointed, until the passing such Resolution as after mentioned.

Directors to render final Balance Sheet of Liquidation.

VII. In case any Resolution for winding up the Affairs of the Company shall be passed at such Two General Courts as aforesaid, then and in that Case, when and so soon as all the Debts and Liabilities of the Company shall have been paid and satisfied, and all the Assets thereof shall have been realized, and divided amongst the Shareholders in the Company, the Directors shall make out a final Balance Sheet of the Affairs of the Company, and submit the same for the Approval of a General Court of Proprietors specially called for the Purpose of considering and approving such Balance Sheet, and for authorizing the final Dissolution of the Company; and if such General Court shall, by a Resolution passed thereat by a Majority of Votes given in accordance with the Provisions of the said Charter, approve of the said Balance Sheet, and authorize the final Dissolution of the Company, the Company shall as on the Day after the passing of such Resolution be dissolved.

Public Act.

VIII. This Act shall extend to and be in force in the said Provinces of *Upper Canada* and *Lower Canada*, as well as in the United Kingdom of *Great Britain* and *Ireland*, and shall be judicially taken notice of as such by all Judges, Justices, and others, in the said Provinces as well as in the United Kingdom aforesaid, without being specially pleaded.

Expenses of Act.

IX. The Costs, Charges, and Expenses of and incident to the obtaining and passing of this Act shall be paid by the Company.

CAP. XXIV.

An Act for enabling the Commissioners of Public Works in *Ireland* to acquire certain Lands for the Site of a Prison for the Reception of Juvenile Convicts.

[23d *June* 1856.]

10 & 11 Vict. c. 26.

'WHEREAS by an Act passed in the Session of the Tenth Year of Her present 'Majesty, Chapter Twenty-six, the Commissioners of Public Works in *Ireland* were 'incorporated, and authorized to purchase, as therein mentioned, Land for Prisons in *Ireland*: 'And whereas it is expedient to erect a suitable Prison for the Reception of Juvenile 'Convicts in *Ireland*, and certain Lands called the "Racecourse Commons," situate in the 'Parish of *Lusk* in the Barony of *Balrothery East* and County of *Dublin*, which are no 'longer used for a Racecourse, and are now lying waste and unproductive, would be a 'suitable Site for such Prison and the Purposes connected therewith, which Lands are 'described in the Schedule to this Act, and delineated on a Plan thereof, of which Copies 'have been deposited for public Inspection at the Office of the Clerk of the Peace for the 'County

'County of *Dublin*: And whereas it is expedient that the said Commissioners should obtain 'compulsory Powers for the Purchase of the Estate, Interest, and Rights of all Persons in 'the said last-mentioned Lands; but the same cannot be effected without the Authority of 'Parliament:' May it therefore please Your Majesty that it may be enacted; and be it 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, as follows:

Construction of Terms.

I. In the Construction of this Act the following Words and Expressions shall, if not inconsistent with the Context, have the Meaning herein-after assigned to them; (that is to say,) the Word "Commissioners" shall mean the Commissioners of Public Works in *Ireland*, or any Two of them; "Lord Lieutenant" shall mean the Chief Governor or Chief Governors of *Ireland* for the Time being; and "Land" shall include Houses and Tenements and all Estates and Interests therein.

Short Title.

II. This Act may be cited for all Purposes as "The Juvenile Convict Prisons Act, 1856."

Provisions of 10 Vict. c. 26., except Section 4., and of 8 & 9 Vict. c. 18., extended to this Act.

III. The several Provisions of the said recited Act passed in the Tenth Year of Her present Majesty, Chapter Twenty-six, except Section Four, and the several Provisions of "The Lands Clauses Consolidation Act, 1845," shall, so far as the same may be applicable to and are not inconsistent with or modified by the Provisions of this Act, be incorporated with and form Part of this Act, and shall be applicable to the Purposes thereof; and in the Construction of this Act, and the said incorporated Act, this Act shall be deemed to be the Special Act: Provided always, that all Things by the Lands Clauses Consolidation Act, 1845, required or authorized to be done by the Promoters of the Undertaking may be done by any Two of the Commissioners.

Power to purchase Land, and erect a Prison thereon.

IV. It shall be lawful for the Commissioners, with the Approval and under the Direction of the Commissioners of Her Majesty's Treasury, and subject to the Provisions herein and in the "Lands Clauses Consolidation Act, 1845," contained, to purchase, compulsorily, or by Agreement, and hold, the whole or any Part of the Lands mentioned and described in the Schedule to this Act annexed, and delineated on the Map or Plan deposited as aforesaid, which shall be required for the Site of the said Prison, and the Lands and Premises to be occupied therewith, and to erect, establish, and maintain thereon or any Part thereof a Prison for the Reception of Juvenile Convicts, with all necessary Enclosures and Erections, and to lay out the same with all such Paths and Roads as the Commissioners may deem necessary, and after the Completion of such Purchase all Commonable Rights in, over, or affecting the said Lands shall be extinguished, and the said Lands shall be vested in the said Commissioners in trust for Her Majesty, Her Heirs and Successors.

Powers for compulsory Purchase of Lands limited.

V. The Powers of the Commissioners for the compulsory Purchase or taking of Lands shall not be exercised after the Expiration of Five Years from the passing of this Act.

Commissioners to deliver Maps, Schedules, and Estimates at the Office of the Directors of Convict Prisons, Dublin Castle, and deposit Copies with Clerk of the Peace and Clerk of Union.

VI. In order to acquire the said Lands without Delay and at the least possible Expense, the Commissioners shall cause to be made out, and to be signed by their Secretary, Maps or Plans and Schedules of the Lands, (for the Purchase of which, or of all the several Interests in which, the Commissioners shall not have contracted,) together with the Names of the Owners or reputed Owners, Lessees or reputed Lessees, and Occupiers of the said Lands respectively, so far as the same can be reasonably ascertained, with Estimates of the separate and distinct Value of the Interest of every Party therein whose Interest the Commissioners shall not have contracted to purchase, so far as the same can be reasonably ascertained; and every such Map or Plan shall be upon a Scale of not less than One Inch to every Two hundred Feet; and all Lands, Buildings, Yards, and Courtyards, and Lands within the Curtilage of any Building and Ground, cultivated as a Garden, shall be marked thereon with distinct Numbers corresponding with the Numbers marked upon the Map or Plan herein-before referred to, showing the Lands required for the Site of the said intended Prison, and the Lands and Premises to be occupied therewith; and the Commissioners shall

shall deposit such Maps or Plans, Schedules, and Estimates at the Office of the Directors of Convict Prisons, *Dublin Castle*, and a Copy of such Maps or Plans, Schedules, and Estimates with the Clerk of the Peace of the County of *Dublin*, and a Copy of the said Maps or Plans, Schedules, and Estimates with the Clerk of the Poor Law Union in which the said Parish of *Lusk* is included.

Power to appoint an Arbitrator, on Application of Commissioners, for executing this Act.

VII. After such Deposit at the Office of the Directors of Convict Prisons as aforesaid, it shall be lawful for the Lord Lieutenant, upon the Application of the Commissioners, to appoint a fit Person to be Arbitrator under this Act; and if any such Arbitrator die, or refuse or become incapable to act, the Lord Lieutenant may appoint an Arbitrator in his Place, who shall have the same Powers and Authorities as the Arbitrator first appointed.

Arbitrator may call for Documents and administer Oaths.

VIII. The Arbitrator may call for the Production of any Documents in the Possession or Power of the Commissioners or of any Party making any Claim under the Provisions of this Act which such Arbitrator may think necessary for determining any Question or Matter to be determined by him under this Act, and may examine any such Party and his Witnesses, and the Witnesses for the Commissioners, on Oath, and administer the Oaths necessary for that Purpose.

Arbitrator to make and subscribe Declaration.

IX. Before any Arbitrator shall enter upon any Inquiry he shall, in the Presence of a Justice of the Peace, make and subscribe the following Declaration; that is to say,

'I *A. B.* do solemnly and sincerely declare, That I will faithfully and honestly, and to the best of my Skill and Ability, hear and determine the Matters referred to me under the Provisions of "The Juvenile Convict Prisons Act, 1856."

'Made and subscribed in the Presence of '

And such Declaration shall be annexed to the Award when made; and if any Arbitrator, having made such Declaration, wilfully act contrary thereto, he shall be guilty of a Misdemeanor.

Maps, &c. deposited with Directors of Convict Prisons to be delivered to Arbitrator.

Notice of Appointment of Arbitrator, &c. to be published.

X. Upon the First Appointment of an Arbitrator as aforesaid the Directors of Convict Prisons shall deliver to such Arbitrator the Maps or Plans, Schedules, and Estimates deposited at their Office as herein-before required; and the Commissioners shall forthwith after such Appointment publish Notice of such Appointment and of such Deposits as herein-before directed with such Clerk of the Peace and Clerk of Poor Law Union as aforesaid once in the "*Dublin Gazette*," and once in each of Three successive Weeks in some one and the same Newspaper circulated in the County of *Dublin*, stating the Times and Places of such Deposits, and requiring all Persons claiming to have any Right to or Interest in the Lands required for the Purposes of this Act and specified in such Maps or Plans, or to have Compensation for any Injury to any Lands injuriously affected by the Exercise of the Powers of the Commissioners, to deliver to the Arbitrator, on or before a Day fixed by the Arbitrator and named in such Notice (and which Day shall not be earlier than Thirty-one Days from the Date of the Insertion of the last of such Newspaper Notices), a short Statement in Writing of the Nature of such Claim; and upon the Appointment of any Arbitrator in the Place of an Arbitrator dying, or refusing, declining, or becoming incapable to act, all the Documents relating to the Matter of the Arbitration which were in the Possession of such Arbitrator shall be delivered to the Arbitrator appointed in his Place, and the Commissioners shall publish Notice of such Appointment in the "*Dublin Gazette*."

Arbitrator to adjudicate upon Compensation to be paid for Lands.

XI. The Arbitrator shall, after the Expiration of the Period within which such Claims are required to be delivered to him as aforesaid, proceed to inquire into and adjudicate upon the Value of the several Rights to or Interests in such Lands in respect of which no Agreement shall have been come to between the Commissioners and the Persons entitled thereto, and the Purchase Money to be paid for such Rights or Interests, and the Compensation to be paid for Injury to any Lands injuriously affected by the Exercise of the Powers of the Commissioners,

Commissioners, regard being had by the Arbitrator to such Provisions of the "Lands Clauses Consolidation Act, 1845," as may be applicable to and as are not inconsistent with or modified by the Provisions of this Act; and the Arbitrator shall, after due Inquiry and Examination, frame a Draft Award setting forth the Price or Compensation to be paid by the Commissioners in respect of the several Rights to or Interests in the Lands so required and specified or injuriously affected; and where any Inquiry relates, not only to the Value of the Rights or Interests in the Lands to be purchased, but also to Compensation claimed for Injury done or to be done to any Lands held therewith, the Arbitrator shall award separate and distinct Sums to be paid for the Purchase of any Rights or Interests in such Lands, to which the Inquiry may relate, and for the Damage (if any) to be sustained by reason of the severing of the Lands taken from the other Lands, or otherwise injuriously affecting such other Lands by the Exercise of the Powers of the Commissioners; and such Draft Award and Copies thereof shall be deposited as herein-before directed concerning the said Maps or Plans, Schedules, and Estimates as aforesaid; and the Arbitrator shall cause Notice of such Award to be given to all Persons entitled to Payment or Compensation under the same, where the same may be known to the Arbitrator, or who shall have been heard before such Arbitrator, as Claimants for Compensation, and also shall cause Notice to be published as herein-before directed concerning Notice of the Deposit of Copies of the said Maps or Plans, Schedules, and Estimates as aforesaid, and of the Deposit of Copies of such Draft Award as aforesaid, and shall in such Notices appoint a Time and Place or Times and Places for holding a Meeting or Meetings to hear Objections against such Draft Award (the First such Meeting to be not earlier than Twenty-one Days after the last Day of Publication of the said Notice), and shall hold such Meeting or Meetings accordingly, and thereat hear and determine any Objections which may then and there be made to such Draft Award by any Person interested therein, or adjourn the further Hearing thereof, if the Arbitrator see fit, to a future Meeting, and may take any Measures which he may deem proper for ascertaining the Value of any such Rights or Interests as aforesaid, or the Justice or Propriety of any other Matter of such Draft Award, and may from Time to Time, if he see Occasion, appoint and hold further Meetings for hearing and determining Objections to such Draft Award, of which further Meetings, when not holden by Adjournment, Notice shall be given in manner herein-before directed; and when the Arbitrator has heard and determined all such Objections, and made such Inquiries as he may think necessary in relation thereto, and made such Alterations (if any) as he may deem proper in the Draft Award, he shall make his Award under his Hand and Seal accordingly; and every such Award shall be binding and conclusive, subject to the Provisions concerning Traverse herein-after contained, upon all Persons whomsoever; and no such Award shall be set aside for Irregularity in Matter of Form; and every such Award, and Copies thereof, shall be deposited as herein-before directed with respect to the said Maps or Plans, Schedules, and Estimates as aforesaid; and the Commissioners shall thereupon publish Notice as herein-before directed concerning Notice of the Deposit of Copies of such Maps or Plans, Schedules, and Estimates as aforesaid, of the Deposit of Copies of such Award as aforesaid, and requiring all Persons claiming to have any Right to or Interest in the Lands the Price or Compensation to be paid in respect of which is ascertained by such Award to deliver to the Commissioners, on or before a Day to be named in such Notice (such Day not being earlier than Thirty-one Days from the Date of the last Publication of the Notice), a short Statement in Writing of the Nature of such Claim, and a short Abstract of the Title on which the same is founded, and such Statement and Abstract shall be paid for by the Commissioners.

Clerk of the Peace and Clerk of Union required to take charge of Documents deposited as provided by 7 W.4. & 1 Vict. c. 83.

XII. The Clerk of the Peace and the Clerk of the Union aforesaid are hereby respectively required to retain the Documents to be deposited with them respectively under this Act in their Custody, and to permit all Persons interested to inspect the same, and to make Copies and Extracts of and from the same, in the like Manner, and upon the like Terms, and under the like Penalty for Default, as is provided by an Act of the Session holden in the Seventh Year of King *William* the Fourth and First Year of Her present Majesty, Chapter Eighty-three.

XIII. The

Expenses of the Arbitrator to be borne by the Commissioners.

XIII. The Salary or Remuneration, travelling and other Expenses of the Arbitrator, and all Costs, Charges, and Expenses (if any) which shall be incurred in carrying the Provisions of this Act into execution, shall be paid by the Commissioners; and the Amount of such Costs, Charges, and Expenses shall from Time to Time be certified by the Chief or Under Secretary at *Dublin Castle*, after first hearing any Objections that may be made to the Reasonableness of any such Costs, Charges, and Expenses, by or on behalf of the Commissioners.

As to Costs of Parties.

XIV. It shall be lawful for the Arbitrator, where he thinks fit, upon the Request of any Party by whom any Claim has been made before him, to certify the Amount of the Costs properly incurred by such Party in relation to the Arbitration, and the Amount of the Costs so certified shall be paid by the Commissioners.

Certificates of Amount of Compensation to be delivered by Commissioners.

XV. At any Time after the Delivery of such Statement and Abstract as aforesaid to the Commissioners, the Commissioners shall, where it appears to them that any Person so claiming is absolutely entitled to the Lands, Estate, Rights, or Interest claimed by him, deliver to such Person, on Demand, a Certificate under the Commissioners Seal, stating the Amount of the Price or Compensation to which he is entitled under the said Award; and where more Lands than are included in One Number shall be claimed by the same Person, such Lands or the Rights or Interests therein may be included in One Certificate, if the Commissioners think fit, such Certificates to be prepared by and at the Costs of the Commissioners; and where any Agreement has been entered into in respect of the Value of the Rights or Interest of any Person in any Lands, or his Right to Compensation, the Commissioners may, where it appears to them that such Person is absolutely entitled, deliver to such Person a like Certificate.

Amount mentioned in Certificates to be paid to Parties, on Demand, &c.

XVI. The Commissioners shall, on Demand, pay to the Party to whom any such Certificate is given, or otherwise as herein provided in the Cases herein-after mentioned, the Amount of Monies specified to be payable by such Certificate to the Party to whom or in whose Favour such Certificate is given, his or her Executors, Administrators, or Assigns; and if the Commissioners wilfully make default in such Payment as aforesaid, then the Party named in such Certificate shall be entitled to enter up Judgment against the Commissioners in the Court of Queen's Bench in *Ireland* for the Amount of the Sums specified in such Certificate, in the same Manner in all respects as if he had been by Warrant of Attorney from the Commissioners authorized to enter up Judgment for the Amount mentioned in the Certificate with Costs, as is usual in like Cases; and all Monies payable under such Certificate, or to be recovered by such Judgments as aforesaid, shall at Law and in Equity be taken as Personal Estate as from the Time of the Commissioners entering on any such Lands as aforesaid.

When Amount mentioned in Certificates is paid to Parties Commissioners may take possession.

XVII. When and so soon as the Commissioners have paid to the Party to whom any such Certificate as aforesaid is given, or otherwise as herein provided in the Cases herein-after mentioned, the Amount specified to be payable by such Certificate to the Party to whom or in whose Favour the Certificate is given, his Executors, Administrators, or Assigns, it shall be lawful for the Commissioners, upon obtaining such Receipt as herein-after mentioned, from Time to Time to enter upon any Lands in respect of which such Certificate is given, and thenceforth to hold the same for the Estate or Interest in respect of which the Amount specified in such Certificate was payable.

Receipts duly stamped to operate as a Conveyance.

XVIII. In every Case in which any Monies are paid by the Commissioners, under the Provisions of this Act, for such Price or Compensation as aforesaid, the Party receiving such Monies shall give to the Commissioners a Receipt for the same, and such Receipt shall have the Effect of a Grant, Release, and Conveyance of all the Estate, Right, and Interest of such Party, and of all Parties claiming under or through him, in the Lands in respect of which such Monies are paid, so as such Receipt shall have an *ad valorem* Stamp of the same Amount impressed thereon in respect of the Purchase Monies mentioned in such Certificate (but exclusive of the Amount of Compensation for Damage by Severance or other Injury) as would have been necessary if such Receipt had been an actual Conveyance of such Estate,

Estate, Right, or Interest, every such Receipt to be prepared by and at the Costs of the Commissioners.

Payment of Monies where Parties making Claims deemed not entitled, or are under Disability, or Title not satisfactorily deduced.

XIX. If it appear to the Commissioners, from any such Statement and Abstract as aforesaid, or otherwise, that the Party making any such Claim as aforesaid is not absolutely entitled to the Lands, Estate, Right, or Interest in respect of which his Claim is made, or is under any Disability, or if the Title to such Lands, Estate, Right, or Interest be not satisfactorily deduced to the Commissioners free from Incumbrance, then and in every such Case the Amount to be paid by the Commissioners in respect of such Lands, Estate, Right, or Interest as aforesaid shall be paid and applied as provided by the Clauses of "The Lands Clauses Consolidation Act, 1845," with respect to the Purchase Money or Compensation coming to Parties having limited Interests, or prevented from treating, or not making Title.

Where no Claim made, or Parties refuse to accept Sum certified, Money to be paid into the Bank.

XX. Where any Person claiming any Right or Interest in any Lands shall refuse to produce his Title to the same, or where the Commissioners have taken possession of any Lands under the Provisions of this Act, in respect of the Price or Compensation whereof, or of any Estate, Right, or Interest, wherein no Claim has been made within One Year from the Time of the said Commissioners taking possession, or if any Party to whom any such Certificate has been given or tendered refuse to receive such Certificate, or to accept the Amount therein specified as payable to him, then and in any such Case the Amount payable by the Commissioners in respect of such Lands, Estate, Right or Interest, or the Amount specified in such Certificate, shall be paid into the Bank of *Ireland*, in the Name and with the Privity of the Accountant General of the Court of Chancery in *Ireland*, in manner provided by the last-mentioned Clauses of "The Lands Clauses Consolidation Act, 1845," and the Amount so paid into the said Bank shall be accordingly dealt with as by the said Act provided; and no Monies paid into the Bank under this Act shall be liable to Usher's Poundage.

Commissioners may require further Evidence of Title, at their own Costs.

XXI. Nothing herein contained shall prevent the Commissioners from requiring any further Abstract or Evidence of Title respecting any Lands included in such Award as aforesaid, in addition to the Abstract or Statement herein-before mentioned, if they think fit, so as the same be obtained at the Costs of the said Commissioners.

Delivery of Certificate may be enforced by Application to the Court of Chancery.

XXII. If from any Reason whatever the Commissioners shall not deliver the Certificate aforesaid to any Party claiming to be entitled to any Right or Interest in any Lands the Possession whereof has been taken by the Commissioners as aforesaid, then the Right to have a Certificate according to the Provisions of this Act may, at the Costs and Charges of the Commissioners, be enforced by any Party or Parties, by Application to the High Court of Chancery in *Ireland* in a summary Way by Petition; and all other Rights and Interests of any Party or Parties arising under the Provisions of this Act may be in like Manner enforced against the said Commissioners by such Application as aforesaid.

After Deposit of Draft Award, Commissioners may, upon Deposit of such Amount as Arbitrator may think fit, enter upon Lands.

XXIII. Where the Commissioners are desirous, for the Purposes of this Act, of entering upon any Lands before they would be entitled to enter thereon under the Provisions herein-before contained, it shall be lawful for the Commissioners, at any Time after the Arbitrator shall have framed his Draft Award, upon depositing in the Bank of *Ireland* as herein directed such Sum as the Arbitrator may certify to be in his Opinion the proper Amount to be so deposited in respect of any Lands authorized to be purchased or taken by the Commissioners, and mentioned in such Draft Award, to enter upon and use such Lands for the Purposes of this Act; and the Arbitrator shall, upon the Request of the Commissioners, at any Time after he shall have so framed such Draft Award, certify under his Hand the Sum which in his Opinion should be so deposited by the Commissioners in respect of any Lands mentioned in such Draft Award, before they enter upon and use the same as aforesaid; and the Sum to be so certified shall be the Sum or the Amount of the several Sums set forth in such Draft Award as the Sum or Sums to be paid by the Commissioners in respect of such Lands, or such greater Amount as to the Arbitrator, under the Circumstances of the Case, may seem proper; and, notwithstanding such Entry as aforesaid, all Proceedings for and in relation to the Completion of the Award, the Delivery of Certificates, and other Proceedings

Commissioners to pay Interest from Time of Entry.

under this Act, shall be had and Payments made as if such Entry and Deposit had not been made; provided that the Commissioners shall, where they enter upon any Lands by virtue of this present Provision, pay Interest at the Rate of Five Pounds *per Centum per Annum* upon the Purchase and Compensation Money payable by them in respect of any Lands so entered upon, from the Time of their Entry until the Time of the Payment of such Money and Interest to the Party entitled thereto, or where, under the Provisions of this Act, such Purchase Money or Compensation is required to be paid into the said Bank, then until the same, with such Interest, is paid into such Bank accordingly; and where, under this Provision, Interest is payable on any Purchase or Compensation Money, the Certificate to be delivered by the said Commissioners in respect thereof shall specify that Interest is so payable, and the same shall be recoverable in like Manner as the Principal Money mentioned in such Certificate.

Mode of Deposit.

XXIV. The Money to be deposited as aforesaid in respect of any Lands shall be paid into the Bank of *Ireland* in the Name and with the Privity of the Accountant General of the Court of Chancery in *Ireland*, to be placed to his Account there to the Credit of the Commissioners in the Matter of "The Juvenile Convict Prisons Act, 1856," and of the Lands in respect of which the same is paid, subject to the Control and Disposition of the said Court; and upon such Deposit the Cashier of the said Bank shall give to the Commissioners, or to the Party paying in such Money by their Direction, a Receipt for the same.

Deposit to remain as a Security, and to be applied under the Direction of the Court of Chancery.

XXV. The Money so deposited as last aforesaid shall remain in the Bank by way of Security to the Parties interested in the Lands which shall so have been entered upon, for the Payment of the Money to become payable by the Commissioners in respect thereof under the Award of the Arbitrator; and the Money so deposited may, on the Application by Petition of the Commissioners, be ordered to be invested in Bank Annuities or Government Securities, and accumulated; and upon such Payment as aforesaid by the Commissioners it shall be lawful for the Court of Chancery in *Ireland*, upon a like Application, to order the Money so deposited, or the Funds in which the same shall have been invested, together with the Accumulation thereof, to be repaid or transferred to the Commissioners; or in default of such Payment as aforesaid by the Commissioners, it shall be lawful for the said Court to order the same to be applied, in such Manner as it shall think fit, for the Benefit of the Parties for whose Security the same shall so have been deposited.

Commissioners may deposit Money by way of Security while the Office of the Accountant General is closed.

XXVI. If at any Time the Commissioners be unable, by reason of the closing of the Office of the Accountant General of the said Court of Chancery, to obtain his Authority in respect of the Payment of any Sum of Money so authorized to be deposited in the Bank of *Ireland* by way of Security as aforesaid, it shall be lawful for the Commissioners to pay into the Bank, to such Credit as aforesaid, (subject nevertheless to being dealt with as herein provided,) such Sum of Money as the Commissioners shall by some Writing signed by their Secretary or Solicitor for the Time being, addressed to the Governor and Company of the Bank of *Ireland*, in that Behalf request; and upon any such Payment being made the Cashier of the Bank shall give a Certificate thereof; and in every such Case, within Ten Days after the re-opening of the said Accountant General's Office, the Solicitor for the said Commissioners shall there bespeak the Direction for the Payment of such Sum into the Name of the Accountant General; and upon Production of such Direction at the said Bank of *Ireland* the Money so previously paid in shall be placed to the Credit of the said Accountant General accordingly, and the Receipt for the said Payment be given to the Party making the same in the usual Way, for the Purpose of being filed at the Report Office.

Parties dissatisfied with Award may enter a Traverse.

XXVII. Where the Party named in any Certificate issued under the Provisions hereinbefore contained of the Amount of the Price or Compensation ascertained by any Award under this Act (or any Party claiming under the Party so named) shall be dissatisfied with the Amount in such Certificate certified to be payable, and where any Party claiming any Interest in any Monies so paid into Court as aforesaid shall be dissatisfied with the Amount of the Price or Compensation in respect of which such Monies shall be so paid into Court, it shall be lawful for such Party, in the Presenting Term for the County of *Dublin* next following

following the giving of such Certificate, or the Payment of such Money into Court, or the making the Award, or where such Term begins within less than Twenty-one Days after the giving of such Certificate, or the Payment of such Money, or the making of the Award, then in the next subsequent Term, upon giving Ten Days Notice in Writing previously to such Term to the Secretary of the Commissioners of the Amount intended to be claimed, to have a Traverse for Damages entered in the Crown Book in respect of such Claim, and thereupon such Traverse shall be tried in like Manner, and like Proceedings shall be had in respect thereof, and such Traverse shall be subject to like Provisions, as far as the same can be applied, as in the Case of Traverses entered for Damages under the Acts for consolidating and amending the Laws for the Regulation of Grand Jury Presentments in the County of *Dublin*: Provided always, that the Sum to be awarded or allowed as to the Costs, Charges, and Expenses of the Trial of every such Traverse for Damages shall in no Case exceed the Sum of Ten Pounds; and further, that no Party shall have any other Remedy for the Purpose of impeaching the Amount of any Price or Compensation ascertained by any such Award as aforesaid, other than by means of such Traverse as aforesaid, anything in any Act to the contrary notwithstanding: Provided also, that the Jury which shall try such Traverse shall be sworn a true Verdict to give, whether any and what Damages will be sustained by the Traverser, regard being had to the Value of the Lands of such Traverser required, and to the Injury to any Lands or Houses of such Traverser injuriously affected by the said Commissioners, or to the like Effect respectively, as the Case may be.

Verdict on Traverse to have Effect of Judgment.

XXVIII. The Entry of the Verdict of the Jury in case of each Traverse in the Crown Book shall be a final Decision, and binding upon all Parties interested, and shall have the Effect of a Judgment at Law obtained in the Court of Queen's Bench in *Ireland* against the Commissioners, and may be enforced by like Remedies against the Commissioners as in the Case of a Judgment at Law by all Parties interested therein; and in each Case where a Certificate shall have been delivered such Damages shall be taken and recovered in lieu of the Monies expressed to be payable by the Certificate, and which shall, on Payment of the Damages, and any Costs payable by the Commissioners, be delivered up to the Commissioners; and such Receipt for Damages shall be given as is herein provided in Cases of Payment of Monies on such Certificates as aforesaid; and where such Damages shall be given in respect of any Land the Amount of the Price or Compensation in respect of which, as ascertained by an Award under this Act, shall have been paid into Court, then, if the Amount of such Damages shall be less than the Amount paid into Court, the Commissioners shall, on a summary Application by Petition, be entitled to receive the Difference between the Amount of such Damages and the Amount of the Sum paid into Court; but if the Amount of such Damages shall exceed the Amount of the Monies paid into Court, then the Difference between the Amount paid in and the Damages shall, at the Costs of the Commissioners, be paid into Court; and the Payment of such Difference into Court, and the Payment of any Costs payable by the Commissioners in respect of such Traverse, shall be a good Discharge to the Commissioners on any such Verdict in the Nature of a Judgment as aforesaid.

Power to stop up indirect Water-courses, &c.

XXIX. It shall be lawful for the Commissioners, for the Purpose of enclosing any Land which they shall have taken under the Provisions of this Act, to stop up, divert, or alter all or any of the Ways, Paths, or Watercourses which now lead into or over any Part or Parts of the said Lands.

Expense of Site for Prison and for obtaining Act.

XXX. The Purchase Money or Compensation to be paid by the Commissioners in respect of any Interest in the Lands authorized to be taken under the Provisions of this Act, and for any Damage to any Lands injuriously affected by the Exercise of the Powers of the Commissioners, and all Costs, Charges, and Expenses attending or incidental to the acquiring such Lands, or to the applying for and obtaining this Act, shall be paid by the Commissioners out of any Monies appropriated or to be appropriated by Parliament for building a Juvenile Reformatory Prison for Convicts in *Ireland*.

SCHEDULE to which this Act refers.

The Parish of Lusk in the Barony of Balrothery East and County of Dublin.

No. on Plan.	Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
1	Pasture Land (Commonage), interspersed with Furze, Knolls, Pits, &c.	Lord of the Manor, Archbishop of Dublin or the Earl of Howth.	- - -	Arthur Forbes, Mark Taylor, Christopher Archbold, and others. } Freeholders of the Parish of Lusk.
2	Small Cottage or Cabin -	Same - -	- - -	Christopher Dunn.
3	Small Fields in Pasture -	Same - -	- - -	Robert Aungier.
4	Two small Fields in Pasture.	Same - -	- - -	Michael Fleming.
5	Cottage and small Garden	Same - -	- - -	Catharine Stafford, Widow.
6	Cottage and small Garden	Same - -	- - -	Patrick Kiernan.
7	Small Cottage or Cabin -	Same - -	- - -	John Reilly.
8	Cottage and small Garden	Same - -	- - -	Thomas Moore.
9	Cottage, Garden, and small Field in Tillage.	Same - -	- - -	James Doran.
10	Small Field in Tillage -	Same - -	- - -	John Sweetman.
11	Cottage Garden, and small Field in Tillage.	Same - -	- - -	Jane M'Carroll.

CAP. XXV.

An Act to amend the Law relating to Drafts on Bankers. [23d *June* 1856.]

'WHEREAS Doubts have arisen as to the Obligations of Bankers with respect to cross-written Drafts: And whereas it would conduce to the Ease of Commerce, the 'Security of Property, and the Prevention of Crime, if Drawers or Holders of Drafts on 'Bankers payable to Bearer or to Order on Demand were enabled effectually to direct the 'Payment of the same to be made only to or through some Banker:' 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, as follows:

Draft crossed with Banker's Name, &c. to be payable only to or through some Banker.

I. In every Case where a Draft on any Banker made payable to Bearer or to Order on Demand bears across its Face an Addition, in written or stamped Letters, of the Name of any Banker, or of the Words "and Company," in full or abbreviated, either of such Additions shall have the Force of a Direction to the Bankers upon whom such Draft is made that the same is to be paid only to or through some Banker, and the same shall be payable only to or through some Banker.

Construction.

II. In the Construction of this Act the Word "Banker" shall include any Person or Persons, or Corporation, or Joint Stock or other Company, acting as a Banker or Bankers.