CAP. LXXVII.

An Act to repeal and in part to re-enact certain Acts of Parliament relating to the *Ionian* States, and to establish the Validity of certain Things done in the said States. [29th *July* 1864.]

'WHEREAS in consequence of the Relinquishment by Her Majesty of Her Majesty's Protectorate over the United States of the *Ionian Islands*, it has been expedient to repeal certain Acts of Parliament relating to the said States, and to make Provision respecting certain Matters and Things done therein:' 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:

20 Vict. c. 4. repealed.

1. An Act of Parliament passed in the Twentieth Year of Her Majesty, Chapter Four, intituled *An Act to enable the Subjects of the* Ionian *States to hold Military and Naval Commissions under the Crown,* shall be and the same is hereby repealed.

Nothing to invalidate Commissions.

2. Nothing herein contained shall invalidate any Commission heretofore granted under Authority of the said Act.

Holders of such Commissions may receive Promotion.

3. It shall be lawful for Her Majesty to grant to the Holder of any such Commission such further Commission or Commissions to serve as Officer in Her Majesty's Forces, by Land or by Sea, other than the respective Militias of *England, Scotland,* and *Ireland,* as to Her Majesty shall from Time to Time seem fit; and all the aforesaid Commissions, and the Service thereunder, shall be as lawful as if the Holders thereof were natural-born Subjects of Her Majesty.

23 & 24 Vict. c. 86. repealed.

4. An Act of Parliament of the Twenty-third and Twenty-fourth Years of Her Majesty, Chapter Eighty-six, intituled *An Act to make Provision respecting the Marriages of* British *Subjects in the* Ionian Islands, shall be and the same is hereby repealed.

Marriages contracted in the Ionian Islands before passing of the last-named Act to be valid.

5. All Marriages between Subjects of Her Majesty, or to which any such Subject shall have been Party, contracted in the said Islands before the passing of the said last-recited Act, under Authority of any Warrant, Licence, or other written Permission of the Lord High Commissioner of the said Islands, at whatever Hour, in whatever Place, or by whatever Ceremony the same may have been solemnized, shall be deemed to have been as valid in Law, and shall be cognizable in like Manner, as if the same had been solemnized within Her Majesty's Dominions with a due Observance of all Forms required by the Law: Provided always, that this Enactment shall not extend to render valid any Marriage which before the passing of the said Act had been declared invalid by any Court of competent Jurisdiction, or any Right dependent on the Validity or Invalidity thereof, or any Marriage where either of the Parties has afterwards during the Life of the other lawfully intermarried with any other Person.

Marriages contracted under repealed Act or Ionian Law to be valid.

6. Nothing herein or in the said Act contained shall be construed to render invalid any Marriage heretofore solemnized within the said Islands which Marriage was valid according to the Laws of the said Islands, nor shall any Marriage solemnized under Authority of the said Act be invalidated by the Repeal of the same.

Copy of Marriage Registry to be Evidence.

'And whereas it was provided by the said Act that a Certificate of every Marriage solemnized under the Provisions thereof should be signed in Triplicate in manner therein mentioned, and that Two Copies of such Certificate should be transmitted to the Lord High Commissioner, and should be registered in such Manner as he should appoint:' Be it further enacted as follows:—

7. A Copy of such Registry purporting to be certified under the Signature and Official Seal of the Secretary of the Lord High Commissioner shall be received as Evidence in the Law of the Marriage to which it relates, without Proof of such Signature or Seal being the Signature or Seal of such Secretary, or of the Official Character of such Secretary.

8. The

Register Book to be sent to Registrar General.

8. The Register Book kept by the Lord High Commissioner shall be transmitted to the Registrar General.

Copies to be kept by Registrar General, who shall allow Searches to be made, and give certified Copies.

9. The Registrar General shall cause an Index of all the Entries in the said Register Book to be made and kept in the General Register Office; and every Person shall be entitled, on Payment of the Fees herein-after mentioned, to search the said Index, between the Hours of Ten in the Morning and Four in the Afternoon of every Day except *Sundays*, *Christmas Day*, and *Good Friday*, and to have a certified Copy of any Entry in the Register Book, and for every Search of the said Index shall be paid the Sum of One Shilling, and for every such certified Copy the Sum of Two Shillings and Sixpence, and no more, shall be paid to the Registrar General, or such other Officer as shall be appointed for that Purpose on his Account, in addition to the Stamp Duty of One Penny imposed by an Act of the Twenty-third and Twenty-fourth Year of Her Majesty, Chapter Fifteen.

Such Copies to be Evidence.

10. The Registrar General shall cause to be sealed or stamped with the Seal of the General Register Office all such certified Copies of Marriage Entries given in the said Office; and such Copy stamped with the Seal of the said Register Office shall be received as Evidence of the Marriage to which the same relates, without any further or other Proof of such Entry; and no certified Copy, purporting to be given in the said Office, shall be of any Force or Effect which is not sealed or stamped as aforesaid.

As to Marriages procured by false Notices, Declarations, &c.

Penalty.

11. If any Marriage shall have been had under the Provisions of the last-recited Act by means of any wilfully false Notice, Oath, Affirmation, or Declaration made by either Party to such Marriage as to any Matter in respect to which a Notice, Oath, Affirmation, or Declaration is required by the said Act, or by any Regulations made by the Lord High Commissioner under Authority of the said Act, it shall be lawful for Her Majesty's Attorney General or Solicitor General to sue for the Forfeiture of all Estate and Interest in any Property accruing to the offending Party by such Marriage, and the Proceedings thereupon and the Consequences thereof shall be the same as are provided by Law in the like Case with regard to Marriages solemnized by Licence in *England* according to the Rites of the Church of *England*.

False Notice, &c. punishable as Perjury.

12. Any Person who, for the Purpose of procuring, preventing, or delaying any Marriage, shall knowingly and wilfully have made or signed any false Oath, Affirmation, Declaration, or Notice authorized or required by the said Act, or by any such Regulations as aforesaid, shall suffer the Penalties of Perjury; and any Person who shall forge or counterfeit any such Signature or Seal as in the Seventh Section of this Act is mentioned, or shall tender in Evidence any such Copy as in the said Section is mentioned with a false or counterfeit Seal or Signature thereto, knowing the same to be false or counterfeit, shall be guilty of Felony, and shall upon Conviction be liable to Penal Servitude for the Term of Four Years, or to be imprisoned, with or without Hard Labour, for any Term not exceeding Three Years nor less than One Year; and any such Offender as aforesaid may be tried in any County or Place in the United Kingdom, in the same Manner, and be dealt with in all respects, as if the Offence had been committed in such County or Place.

Acts of Secretaries and Residents to be valid.

'And whereas during the Continuance of Her Majesty's Protectorate over the said 'United States divers Oaths, Affidavits, and Affirmations have been made, and divers 'Notarial Acts done, before or by the Secretary and Residents of the Lord High Com- 'missioner of the said States: And whereas Doubts are entertained respecting the 'Sufficiency or Validity of the said Oaths, Affidavits, Affirmations, and Notarial Acts; 'and it is expedient that such Doubts should be removed:' Be it further enacted as follows:

13. Every such Secretary or Resident as aforesaid shall be deemed to have had during the Tenure of his Office full Power and Authority to administer to any Person whomsoever in the said States any Oath or to take any Affidavit or Affirmation from any such Person, and also to do and perform in the said States all and every Notarial Acts or Act which any Notary Public is by Law empowered to do within the United Kingdom of *Great Britain* and *Ireland*; and every such Oath, Affidavit, or Affirmation, and every such Notarial Act, administered,

administered, sworn, affirmed, or done by or before such Secretary or Resident, shall be as good, valid, and effectual, and shall be of like Force and Effect, to all Intents and Purposes, as if such Oath, Affidavit, or Affirmation, or Notarial Act respectively, had been administered, sworn, affirmed, or done by or before any Justice of the Peace or Notary Public in any Part of the United Kingdom of *Great Britain* or *Ireland*, or by or before any other legal or competent Authority of the like Nature.

Affidavits may be used in Courts in the United Kingdom.

14. Affidavits or Affirmations so taken as aforesaid shall and may be received, read, and made use of in and before any Court of Law or Equity or other Judicature whatever in any Part of the United Kingdom, or any Consular Court of Her Majesty, and the Judges and Officers thereof, in or in relation to any Action, Suit, Cause, Matter, or Proceeding in or before any such Court or Judicature, in like Manner, and shall be of the same Force and Effect, as Affidavits and Affirmations taken in or before such Court or Judicature, or by any Person duly commissioned or authorized by such Court or Judicature to take such Affidavits or Affirmations, and shall be filed and dealt with accordingly.

Documents to be admitted in Evidence without Proof of Signature.

15. Any Document purporting to have subscribed thereto the Signature of any such Secretary or Resident, in testimony of any such Oath, Affidavit, Affirmation, or Act having been administered, sworn, affirmed, had, or done by or before him, shall be admitted in Evidence, without Proof of any such Signature being the Signature of such Secretary or Resident, or of the official Character of such Secretary or Resident.

Persons forging Signature guilty of Felony.

16. If any Person shall forge any such Signature as last aforesaid, or shall tender in Evidence any such Document as aforesaid with a counterfeit Signature thereto, knowing the same to be counterfeit, he shall be guilty of Felony, and shall upon Conviction be liable to Penal Servitude for the Term of Four Years, or to be imprisoned, with or without Hard Labour, for any Term not exceeding Three Years nor less than One Year; and whenever any such Document has been admitted in Evidence by virtue of this Act, the Court or the Person who has admitted the same may, at the Request of any Party against whom the same is so admitted in Evidence, direct that the same shall be impounded and be kept in the Custody of some Officer of the Court or other proper Person for such Period, and subject to such Conditions, as to the said Court or Person shall seem meet; and every Person charged with committing any such Felony as last aforesaid may be dealt with, indicted, tried, and, if convicted, sentenced, and his Offence may be laid and charged to have been committed, in the County, District, or Place in which he may be apprehended or be in Custody; and every Accessory before or after the Fact to any such Offence may be dealt with, indicted, tried, and, if convicted, sentenced, and his Offence laid and charged to have been committed, in any County, District, or Place in which the principal Offender may be tried.

Interpretation of certain Terms.

17. The Terms "Lord High Commissioner," "Secretary to the Lord High Commissioner," and "Resident of the Lord High Commissioner," shall in the Construction of this Act include respectively any Person lawfully acting in any of the above Capacities.

CAP. LXXVIII.

An Act for impressing by Machinery Signatures of Names on Bank Notes and certain Bills of the Bank of *Ireland*. [29th *July* 1864.]

'WHEREAS it is expedient that the Name or Names of the Person or Persons for the 'Time being authorized by the Governor and Company of the Bank of *Ireland* to sign 'Bank Notes, Bank Post Bills, and Bank Bills of Exchange on behalf of the said Governor 'and Company should be impressed by Machinery upon such Bank Notes, Bank Post Bills, 'and Bank Bills of Exchange, in such Form as may from Time to Time be adopted by the 'said Governor and Company, instead of being subscribed in the Handwriting of such Person

'or