CAP. VII.

An Act to amend the Acts of the last Session for taking Account of the Population. [6th *April* 1841.]

'WHEREAS the Acts passed in the last Session of Parliament, intituled respectively *An Act for taking an Account of the Population of* Great Britain, and *An Act for taking an Account of the Population in* Ireland, require to be amended;' 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, That the Accounts required by the first-recited Act to be taken on *Thursday* the First Day of *July* shall be taken on *Monday* the Seventh Day of *June*, and if it be found necessary on One or more of the Days then next following, instead of the First Day of *July*, and shall be Accounts of the living Persons who abode in the several Districts therein described on the Night of *Sunday* the Sixth Day of *June*, instead of *Wednesday* the Thirtieth Day of *June;* and the Accounts required by the same Act to be taken of houseless Persons, and of Persons travelling and on Ship-board, or who for any other Reason were not abiding in any House, shall also refer to the said Night of *Sunday* the Sixth Day of *June*, instead of *Wednesday* the Thirtieth Day of *June;* and the Accounts required by the Act secondly recited to be taken in the Month of *July* shall be taken on the Seventh Day of *June*, and, if it be found necessary, on One or more of the Days then next following.

3 & 4 Vict. c. 99. 3 & 4 Vict. c. 100.

Census to be taken on 7th June and following Days, instead of the 1st of July.

II. And be it enacted, That the Times to be appointed by the Sheriff Deputes or their Substitutes, and the Provosts or other Chief Magistrates of the Burghs, for the Attendance of the Schoolmasters and other Persons with their Returns, shall be not sooner than the Fifteenth Day of *June* and not later than the last Day of *June* in this Year, instead of the Times by the first-recited Act limited; and when such Returns shall be verified before a Justice of the Peace, as by the said Act in certain Cases is provided, the Schedule shall be transmitted to the Sheriff Deputes or their Substitutes before the last Day of *June*.

Accounts to be verified in Scotland before 30th of June.

III. And be it enacted, That the Persons charged with taking the said Accounts shall not be required to ascertain the Age of any Person above the Age of Fifteen Years more nearly than is herein provided, nor shall any Person be liable to any Penalty for refusing to tell his or her Age to any Person so charged more nearly than is herein provided; and every Person aged Fifteen Years and not aged Twenty Years may be set down as aged Fifteen Years, and every Person aged Twenty Years and not aged Twenty-five Years may be set down as aged Twenty Years; and in like Manner the Age of every Person may be

How Age shall be reckoned.

set down as that Multiple of Five Years which either expresses his or her real Age, or is next below his or her real Age.

Overseers, Relieving Officers, and Peace Officers bound to act as Enumerators.

IV. And be it enacted, That the Overseers of the Poor in every Parish, Township, and Place in *England* and *Wales*, and the Constables, Tithingmen, Headboroughs, or other Peace Officers for such Parishes, Townships, and Places, and the Relieving Officers in any Union formed under the Act for the Amendment and better Administration of the Laws relating to the Poor in *England* and *Wales*, shall be bound to act as Enumerators under the first-recited Act and this Act, within their respective Townships, Parishes, Unions, and Places, if required so to act by the Commissioners appointed under the first-recited Act; and every such Overseer, Relieving Officer, Constable, Tithingman, Headborough, and other Peace Officers, who shall refuse or wilfully neglect so to act and duly to perform the Duties required of the said Enumerators by the said Act as amended by this Act, shall for every such Offence forfeit a Sum not more than Ten Pounds or less than Five Pounds, at the Discretion of any Justice of the Peace to whom Complaint thereof shall be made by or on behalf of the said Commissioners, to be recovered, in case of Nonpayment, by Distress and Sale of the Goods of such Offender.

Schedules may be left at Dwelling Houses.

V. And be it enacted, That Schedules shall be prepared, under the Direction of the said Commissioners, for the Purpose of being filled up by the several Occupiers of Dwelling Houses as herein-after provided; and the Registrars in *England* and *Wales*, and the Schoolmasters and other Persons charged with taking the said Account in *Scotland*, shall, in the course of the Week ending on *Saturday* the Fifth Day of *June* in this Year, leave or cause to be left at every Dwelling House within their District One or more of the said Schedules for the Occupier or Occupiers thereof or of any Part thereof; and upon every such Schedule shall be plainly expressed that it is to be filled up by the Occupier of such Dwelling House, (or where such Dwelling House is let in different Stories or Apartments, and occupied distinctly by different Persons or Families, by the Occupier of each such distinct Story or Apartment,) and that the Person charged with taking the said Account will collect all such Schedules within his District on the *Monday* then next following; and every Occupier of any Dwelling House, or of any distinct Story or Apartment in any Dwelling House, with or for whom any such Schedule shall have been left as aforesaid, shall fill up the said Schedule to the best of his or her Knowledge and Belief, so far as relates to all Persons dwelling in the House, Story, or Apartment occupied by him or her, and shall sign his or her Name thereunto, and shall deliver the Schedule so filled up, or cause the same to be delivered, to the Person charged with taking the said Account, when required so to do; and every such Occupier who shall wilfully refuse, or without lawful Excuse neglect, to fill up the said Schedule to the best of his or her Knowledge and Belief, or to sign and deliver the same

Occupiers to fill up the Schedules, and sign and deliver them when required.

Penalty for Neglect.

as

as herein required, or who shall wilfully make, sign, or deliver, or cause to be made, signed, or delivered, any false Return of all or any of the Matters specified in the said Schedule, shall forfeit a Sum not more than Five Pounds or less than Forty Shillings, at the Discretion of any Justice of the Peace or Magistrate before whom Complaint thereof shall be made, to be recovered, in case of Nonpayment, by Distress and Sale of the Goods of such Offender.

Schedules to be be collected from House to House, and corrected, if found to be erroneous.

VI. And be it enacted, That the Persons charged with taking the said Accounts in *Great Britain* shall collect all the Schedules so left within their District from House to House, and, so far as may be possible, on the said *Monday* the Seventh Day of *June*, and shall complete such of the Returns so made to them as upon Delivery thereof to them shall appear to be defective, and correct such as they shall find to be erroneous, and shall copy the Returns so made to them, when completed and corrected, into the Account which, by the first-recited Act, they are required to take of the Persons living within their several Districts, and shall add thereunto the Accounts which they shall have taken of all the other Persons living within their District, in the Manner prescribed by the said Act, who shall not be included in the Returns so made to them.

Account of Parliamentary Burghs in Scotland to be taken as of Royal Burghs.

VII. And be it enacted, That all Provisions in the first-recited Act contained with respect to the Royal Burghs in *Scotland* shall apply to every Burgh in *Scotland*, whether or not a Royal Burgh, which now returns or contributes to return a Member or Members to Parliament, and in which there is a Provost and Magistrates, and to none others.

So much of first-recited Act as authorizes the Commissioners to prepare a Table of Allowances to Enumerators, &c. repealed.

VIII. And be it enacted, That so much of the first-recited Act as provides that the Commissioners shall prepare a Table of Allowances to any Parish Clerk or other Person who shall have assisted the Rector, Vicar, Curate, or other officiating Minister in *England*, or to any Sheriff Clerk, Town Clerk, or Schoolmaster in *Scotland*, or to any Person employed in the Execution of the said Act, other than the Enumerators, Registrars, and Superintendent Registrars employed in *England* and *Wales* in the Execution of the said Act, shall be repealed.

Justices in Sessions to allow Compensation to Enumerators, &c. and order Payment thereof out of the Poor Rates.

IX. And be it enacted, That the Justices of the Peace in Special or Petty Session assembled, having Jurisdiction in any Parish, Township, Chapelry, or Place in *England* and *Wales*, shall allow to the several Overseers, Constables, and other Peace Officers, and Relieving Officers, who shall be required to act as Enumerators under this Act, a reasonable Compensation, instead of the Allowance to Enumerators, as fixed by the said Commissioners, for their Labour and Trouble necessarily undertaken, and also for their Expences (if any) necessarily incurred by them in the Execution of the first-recited Act and this Act; and shall also allow to the Parish Clerk or other Person who shall have assisted the Rector, Vicar, Curate, or other officiating Minister in the Execution of the first-recited Act, a reasonable Compensation for so doing, upon his producing a Certificate from the said

said officiating Minister to that Effect; and shall order Payment thereof to be made out of the Poor Rates of such Parish, Township, or Place, and such Payment shall be paid by the Overseers, and shall be allowed in their Accounts.

Sheriff Deputes, &c. in Scotland to allow Compensation to Schoolmasters and others.

X. And be it enacted, That the Sheriff Deputes or their Substitutes and Provosts of the Royal Burghs and other Burghs in *Scotland* herein specified shall allow to the Schoolmasters and others a reasonable Compensation for the Trouble by them necessarily taken, and also for the Expences (if any) by them necessarily incurred, in the Execution of this Act, and shall order Payment thereof, and also of the Sums respectively payable to the Sheriff's Clerk or Town Clerk, and to the Sheriff's Officer or Town Officer, to be made by the Collector of the Land Tax of and for the Shire or other Place (as the Case shall require) out of any Money in his Hands, and such Collector shall pay the same accordingly.

Recited Acts to be construed with this Act.

XI. And be it enacted, That the Two recited Acts, as amended by this Act, shall be construed with and as Part of this Act.

Act may be amended.

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

CAP. VIII.

An Act to reduce the Duty on Rum and Rum Shrub the Produce of and imported from certain *British* Possessions in the *East Indies* into the United Kingdom. [6th *April* 1841.]

'WHEREAS it is expedient to reduce the Duties now 'payable by Law upon the Importation into the United 'Kingdom of Rum and Rum Shrub the Produce of certain '*British* Possessions within the Limits of the *East India* Company's Charter into which the Importation of Foreign Sugar 'is or shall hereafter be prohibited:' 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 instead of the Duties now imposed upon Rum and Rum Shrub the Produce of any such *British* Possession within the Limits of the *East India* Company's Charter there shall be raised, levied, collected, and paid unto Her Majesty, on the Importation of the same into the United Kingdom, the following Duty, in like Manner as if the same had been imposed in and by an Act passed in the Third and Fourth Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for granting Duties of Customs;* (that is to say,)

Duties on Rum and Rum Shrub the Produce of certain East Indian Possessions reduced.

3 & 4 W. 4. c. 56.

For every Gallon of Rum of any Strength not exceeding the Strength of Proof by *Sikes*'s Hydrometer, and so in proportion for any greater or less Strength than the Strength of Proof, and for every greater or less Quantity than a Gallon,