ANNO QUINTO & SEXTO

VICTORIÆ REGINÆ.

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the Purposes of the said first-recited and of that Act all Places locally situate or included within the Boundaries of any of the Boroughs of *Cork*, *Dublin*, *Kilkenny*, *Limerick*, *Waterford*, and *Drogheda*, as defined under the said first-recited Act, should, from and after the Time when the said Act secondly above mentioned should come into operation, be deemed and taken to be Part or Parts of the County of the City or County of the Town of such Borough respectively, and of no other County; and every Portion, Place, or Precinct of every County of a City or County of a Town, not under the said Acts included within any such Borough, should, until Provision in that Behalf should be otherwise made under and by virtue of the said last-mentioned Act, be One Barony in itself, and should, for all Purposes of Grand Jury Presentments, and of Criminal Jurisdiction, and also of Civil Jurisdiction of the Superior Courts of Common Law in *Dublin*, be Part of the County at large which was adjacent to it, or with which it had the largest common Boundary: And whereas the said Act secondly above recited came into operation in some of the said Boroughs after the Summer Assizes of the Year of our Lord One thousand eight hundred and forty-one: And whereas under the said recited Acts certain Parts or Portions only of the old Liberties of some of the Cities and Towns therein mentioned, and certain Parts of Parishes and other Denominations, are included within the Boundaries of the Counties of such Cities or Towns or Boroughs as defined under the Provisions of the said Acts; and other Parts or Portions of the Liberties of the same Cities or Towns, and of such Parishes and other Denominations, not being within such Boundaries, have, for the Purposes of Grand Jury Presentments, among others, become Part of the adjoining Counties; and Difficulties have been found to exist in respect of the making Presentments, and of assessing and applotting the public Money, within the same respectively: And whereas Contracts have been entered into by the Grand Juries of the same Cities and Towns, or some of them, for keeping in repair Roads in the Liberties thereof, some Portions being within and other Portions being without the Boundaries of the said Boroughs as defined under the said Acts; and Doubts have arisen as to the Manner in which Monies to be presented by the Grand Juries of the Counties of the same Cities and Towns, and of the adjoining Counties respectively, in respect of such Contracts, should be apportioned: And whereas the respective Grand Juries assembled at the Assizes in the present Year, holden for certain of the said Counties of Cities or Counties of Towns, made divers Presentments for Monies justly chargeable, in the whole or part, on the whole of such Counties of Cities or Towns as existing previous to the coming into operation of the said Act, but the Warrants of the respective Treasurers of the Counties of such Cities or Towns under such Presentments would not extend to any Part of the Liberties or Suburbs of any of the said Cities or Towns annexed under the Provisions of the said Acts, or either of them, to an adjoining County, and it is expedient that Provision should be made to remedy such Difficulty; 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 all Presentments made at the Spring or Summer Assizes in this present Year in and for any County of a City or County of a Town in *Ireland* in respect to which the Act secondly before recited came into operation after the Summer Assizes for the Year One thousand eight hundred and forty-one, together with such Sum as might have been legally added thereto by the Treasurer of such County of a City or Town before the passing of the said recited Acts of the Third and Fourth Years of the Reign of Her present Majesty, and which Presentments have not been hitherto levied, shall and may be levied and raised off such County of a City or Town, as the same is defined under the said recited Acts: Provided always, that if such Presentments, or any of them, shall include any Sum or Sums of Money, or Portions of any Sum or Sums of Money, not being Money payable in advance, to which, if the said recited Acts had not been passed, any Place or Precinct, not being under the Provisions of the said Act Part of any such Borough, would be liable to contribute, it shall and may be lawful to and for the senior Judge of Assize who shall have presided as such at the Summer Assizes of the present Year for such County of a City or Town, upon the Application of the Council of such Borough, to direct the Persons who shall have served on the respective Grand Juries of such County of a City or Town, and of the adjoining County to which such Place or Precinct has, for the Purposes and under the Provisions of the said recited Acts or one of them, been annexed, at the Summer Assizes of the present Year, to assemble, at such Time and Place as he shall direct, for the Purpose of settling and agreeing upon the Proportion of the Sum or Sums, not being Money payable in advance, which ought to be paid and contributed in respect of such Place or Precinct; and the Presentment or Presentments so made at the last Spring and Summer Assizes shall be reduced by the Amount of such Contribution as may be so settled and agreed upon, and the Residue only levied upon such County of a City or Town as defined under the said Acts, and the Warrant of the Treasurer made out or amended accordingly; and such Sum or Sums so agreed upon to be raised off such Place or Precinct shall be inserted in the Warrant of the Treasurer for the County to which such Place or Precinct shall have been annexed, and levied off such Precinct or Place as if the same had been duly presented, and when raised shall be by him paid to the Treasurer of the County of the City of which such Place or Precinct had been Part; and any Instrument under the Hands of a Majority of the Persons who shall be so assembled, and attested by the Secretaries of such Grand Juries respectively, shall be conclusive Evidence of such Agreement, and of the Proportions settled thereby.

Certain Presentments made at the Spring or Summer Assizes in this Year for Counties of Cities or Towns may be levied off such Cities or Towns as defined under the recited Acts.

For settling the Sums payable by Places detached from or added to such Cities or Towns.

II. And be it enacted, That in case the Members of the said respective Grand Juries so assembled shall not agree respecting the Amount or Proportion of the said Sum or Sums which ought to be allowed, paid, or contributed in respect of such Place or Precinct, or concerning the Instalments by which, or otherwise concerning the Manner in which, the same ought to be allowed, paid, raised, levied, or apportioned, it shall be lawful for the said senior Judge of Assize who shall have presided as such at the Summer Assizes of the present Year

If the Grand Jury fail to settle the Proportions, an Arbitrator may be appointed.

Year to appoint, by Writing under his Hand, a Barrister, not having any Interest in the Question, to arbitrate between the Parties, and by his Award, under his Hand and Seal, to assess the Amount and Proportion, if any, of such Sum or Sums which ought to be allowed, paid, or contributed in respect of such Place or Precinct, and to determine the Manner in which the said Sum or Sums ought to be apportioned between such Borough and such Precinct or Place respectively; and such Award shall be conclusive between the Parties; and such Arbitrator shall also assess the Costs of the Arbitration, and shall direct by whom, and in what Proportion, and out of what Fund, the same shall be paid; and the Sum or Sums awarded by such Barrister to be paid in respect of such Place or Precinct shall be raised and levied there-off by the Warrant of the Treasurer of the County to which such Place or Precinct shall have been annexed, and, when levied, paid over by him to the Treasurer of the County of the City of such Borough.

Existing Contracts to be presented for, according as they are to be executed in the County of a City or the County at large.

III. And be it enacted, That if any Contract has been entered into by the Grand Jury of any such County of a City or Town for making, widening, repairing, or keeping in repair the whole or any Part of any public Way or Ways of the former Liberties of such City or Town, the Grand Jury of the County of such City or Town shall from Time to Time present, to be raised off the County of such City or Town, and to be paid unto the Person or Persons who shall be entitled to receive the same respectively, such Portion of the Monies appointed by such Grand Jury to be paid to the Contractors in such Contracts named respectively as ought to be paid in that Behalf in respect of the Portion of the public Ways included within the Boundaries of the County of the City or Town as defined under the said recited Acts; and the Grand Jury of the adjoining County shall from Time to Time present, to be raised in like Manner as Grand Jury Cess off the Portion of the said Liberties not included within the Boundaries of the County of the City of the said Borough, such Portion of the Monies appointed to be paid to such Contractors as ought to be paid in that Behalf in respect of the Portion of such public Ways not included within the Boundaries of such County of a City or Town as defined under the said recited Acts; and where no Part of the Streets, Ways, Passages, or Roads in respect of which such Contracts shall have been entered into shall be included within the Boundaries of the County of the City of the said Borough, then the whole of the Sums payable thereunder shall be presented by the Grand Jury of the adjoining County, to be raised in like Manner as Grand Jury Cess off the Portion of the said Liberties not being within the County of the City of the said Borough; and in case of any Breach in the Performance of any such Contracts, it shall and may be lawful to sue upon such Contract, or proceed upon any Recognizance conditioned for the Performance thereof, or to make void such Contract, as effectually as might or could have been done if the said Act for annexing certain Parts of certain Counties of Cities to adjoining Counties had not been passed.

Grand Juries of Counties of Cities and Towns may

IV. And be it enacted, That at every Assizes to be holden for any such County of a City or Town in *Ireland* it shall and may be lawful to and for the Grand Jury of such County of a City or Town to present all

all and every such Sum and Sums as might be lawfully presented pursuant to any Act in force in *Ireland* relating to Grand Jury Presentments previous to the said Acts coming into operation within each such County of a City or Town respectively: Provided always, that all and every such Sum or Sums when so presented, and all Sums which might be or have been legally added thereto by the Treasurer of such County of a City or Town if the said recited Acts had not passed, and all Sums duly presented at the last Spring or Summer Assizes, and not heretofore levied, shall be assessed, applotted, levied, and raised off such County of a City or Town as the same is defined under the said recited Acts, without reference to previously existing Exemptions or Compositions for any particular Parish, District, or other Denomination.

present as heretofore, but the Levy to be made on the Cities and Towns as defined under the recited Acts.

V. And whereas an Act was passed in the Session of Parliament holden in the Sixth and Seventh Years of the Reign of His late Majesty, intituled *An Act to consolidate and amend the Laws relating to the Presentment of public Money by Grand Juries in* Ireland: And whereas by the said last-mentioned Act Provision is made for the choosing of Applotters by the Landholders and Inhabitants of the Manor, Parish, or other Denomination of Land contained in the Treasurer's Warrant, for applotting the Grand Jury Cess to be levied thereon; and by the said Act it is enacted, that the Persons so chosen shall, within Thirty Days from the Time they shall be so chosen, applot the Sum so to be levied on such Manor, Parish, or Denomination, fairly and justly, according to the relative annual Value of the several Subdivisions of the Lands and Tenements therein contained, stating as accurately as they can the Name of the Occupier of each Portion of such Lands, and shall make Oath before any Justice of the Peace for the County that they have made the said Applotment justly, according to the best of their Skill, without Favour, Affection, or Malice, the Jurat of which Oath shall be indorsed on the Applotment; and such Applotters shall deliver such Applotment, so verified upon Oath, to the Person empowered to collect such Grand Jury Cess, under the Penalty of forfeiting, for every Day they shall omit to deliver the same after the said Thirty Days, the Sum of Ten Shillings, to be recovered by Civil Bill by any Person who shall sue for the same; and the Collector, on receiving such full and sufficient Applotment, is by the said Act required and authorized to levy the said Money according thereto; and in case no full and sufficient Applotment shall be returned within Thirty-six Days after the Time fixed for the Appointment of the Applotters, it is by the said Act enacted, that then and in such Case it shall be lawful for such Collector to levy the full Sum required by the Treasurer's Warrant off such Manor, Parish, or Denomination, according to or in the like Proportions as the Sum levied under the last previous Applotment of such Manor, Parish, or Denomination, or according to the Rate or Applotment pursuant to which it was paid or levied: And whereas in some Places it has happened that Applotments have been made not in conformity with the said recited Enactments, and Difficulties have arisen in the Collection of Grand Jury Cess by reason thereof, and by reason of Doubts entertained as to what is the last legal Applotment according to which Grand Jury Cess ought to be

Where Applotters have not been appointed pursuant to 6 & 7 W. 4. c. 116., any Ten Owners, &c. liable to Grand Jury Cess, the Attorney General, may apply to the Queen's Bench, or any Judge thereof, for an Order of Appointment.

collected, and by reason of Informalities in Proceedings for such Applotment; and it is expedient to provide for determining without Delay in what Manner Grand Jury Cess, and Arrears thereof, shall be collected, where any such Difficulties exist in any County of a City or County of a Town; be it therefore enacted, That it shall be lawful for any Ten or more Persons holding, occupying, or owning Lands or Tenements liable to Grand Jury Cess in any County of a City or County of a Town, or for the Attorney General of *Ireland*, if he should so think fit, to make Application to the Court of Queen's Bench in *Ireland*, or to any Judge thereof, whether in or out of Term, informing the Court or Judge, by Affidavits, that no Applotters have been appointed in obedience to any Warrant or Notice issued by any Treasurer or Collector of Grand Jury Cess, or that no Applotment of such Cess has been made by Applotters appointed for that Purpose, or that Difficulties exist in, or that Doubts exist respecting, the Collection or Proportions of Grand Jury Cess, or respecting the Liability thereto of any Occupiers of Land or Tenements in any such County of a City or County of a Town, or in any Manor, Parish, or Denomination of Land therein, by reason of Defect in any Applotment of Grand Jury Cess, or by reason of Doubts respecting the Validity or Fairness and Justice of any such Applotment, or by reason of some Informality or Defect in some Proceeding in relation to any such Applotment; and thereupon it shall be lawful for such Court or Judge to make an Order that such Applotment, where any exists, and any other Applotment, and any Presentments, Treasurer's Warrants, Notices, or other Documents, shall be brought before such Court or Judge for Inspection, at a Time to be named in such Order, and to direct such Order to such Person, and to direct the same to be served or published in such Manner, as such Court or Judge shall deem fit, and, upon Inspection of any such Applotment, Warrant, Presentment, or other Document, or upon such other Evidence as shall appear satisfactory to such Court or Judge, to make such Order as to such Court or Judge shall seem meet for making any such Applotment, where none has been already made, or for quashing, confirming, or altering any Applotment, or any Part thereof, and for directing a new Applotment to be made of the Whole or any Portion thereof, by any Two Persons to be named in such Order or any other Order of such Court or Judge, or by Two Applotters for that Purpose to be chosen at such Time and in such Manner as to such Court or Judge shall seem fit, and such Court or Judge shall make such Order as he or they shall deem fit touching the Proceedings of any such Applotters, and the making of such Applotment, and the Manor, Parish, or Denomination of Land, or Manors, Parishes, or Denominations, whereon each such Applotment is to be made, and all such other Orders as such Court or Judge shall think necessary or effectual for the Levy and Payment of the Sum or Sums specified in any such Warrant on and out of the respective Subdivisions of Land which would have been charged or chargeable therewith if a valid Applotment had been made.

Court or Judge may quash, confirm, or alter Applotments, or direct a new Applotment.

Jurisdiction as to Costs.

VI. And be it enacted, That it shall be lawful for such Court or Judge, if they or he shall so deem fit, to order that the Costs of any such Application, or any Portion thereof, shall be taxed, and that the

Amount of such Costs, when taxed, shall be added to the Sum to be applotted under the Order in that Behalf of such Court or Judge, or shall be paid by the Treasurer of the County of a City or County of a Town in respect of which, or of any Part of which, such Application shall have been made, to such Person and at such Time as shall be specified in such Order; and in case such Costs shall be so directed to be paid by such Treasurer, he shall pay the same as directed by such Order, and the Amount thereof shall be added to the Sum to be inserted in the next Treasurer's Warrant to be levied off such County of a City, County of a Town, Manor, Parish, or Denomination, or such Part thereof, as such Court or Judge shall order; and it shall also be lawful for such Court or Judge, in case they or he shall deem any such Application, or the Resistance thereto, to be made without just and reasonable Cause, or to be in any Part thereof vexatiously conducted, to order any Costs of making or resisting such Application, or any Portion of such Costs, to be paid by or to any Owners, Occupiers, or Holders of Land who shall be Parties making or resisting such Application.

Ten Days Notice to be given of Application.

VII. Provided always, and be it enacted, That public Notice, stating the Objects and Grounds of every such Application, Ten Days before the making of the same, shall be posted at or near the Court House in which the Assizes for the County of a City or County of a Town in respect of which, or any Part of which, such Application shall be made, are usually holden, and shall be once published in some Newspaper circulating in such County of a City or County of a Town; and it shall be lawful for any Person owning, holding, or occupying any Land or Tenement liable to Grand Jury Cess in such County of a City or County of a Town to appear by himself, his Counsel or Agents, before such Court or Judge, and resist such Application.

Applotters shall applot within Thirty Days of their Appointment, or within such shorter Period as the Court or Judge shall order, according to the relative Value of the Subdivisions of Land, and shall verify on Oath the Justness of the Applotment.

VIII. And be it enacted, That the Applotters appointed or chosen under or by virtue of this Act shall, within Thirty Days from the Time when they shall be so appointed or chosen, or within such shorter Time as shall be specified in any Order of such Court or Judge, applot the Sum or Sums which in any and every Treasurer's Warrant specified in any such Order shall have been inserted as the Portion of Grand Jury Cess which the Manor, Parish, or Denomination was to pay; and such Applotters shall so separately applot the same, fairly and justly, according to the relative annual Value of the several Subdivisions of the Lands and Tenements contained in such Manor, Parish, or Denomination, stating, as accurately as they can, the Name of the Person who occupied each Portion of such Lands at the Time when such Warrant was issued, and of the Person who shall occupy the same at the Time of making such Applotment, and shall make Oath before some Justice of the Peace in and for the said County of a City and County of a Town, that they have made the said Applotment justly, according to the best of their Skill, without Favour, Affection, or Malice, and that the Contents thereof are, as they believe, true, the Jurat of which Oath shall be indorsed on such Applotment; and such Applotters shall return such Applotment, so verified upon Oath, to such Court or Judge, or to the Clerk of

of the Rules of such Court, within Thirty Days after they shall be so chosen or appointed, or within such shorter Time as shall be specified in such Order; and such Court or Judge shall have such Power to confirm, alter, or quash such Applotment, and to order a new Applotment, as is herein-before given in the Case of any defective Applotment.

Applotment to be given to Collector, and Arrears to be levied according to the Proportions in the Applotment, Credit being given for Payments already made.

IX. And be it enacted, That in case the Court or Judge shall confirm or amend any Applotment to be made under or in pursuance of any Order made by virtue of this Act, it shall be lawful for such Court or Judge to direct the same to be delivered to the Person empowered to collect Grand Jury Cess, or Arrears thereof, for or in such County of a City or County of a Town, Manor, Parish, or Denomination, or to such other Person as such Court or Judge shall order, and the same shall be so delivered accordingly; and such Person shall collect all Arrears of Grand Jury Cess remaining unpaid in respect of the County of a City, County of a Town, Manor, Parish, or Denomination of Land for which such Applotment shall have been made, according to the Proportions specified in such Applotment, giving Credit for any Sums paid on account of Grand Jury Cess in respect of any Subdivision of such Lands, and shall pay the Amount so collected to the Treasurer of such County of a City or County of a Town; and such Grand Jury Cess, and all Arrears thereof, shall be collected and levied accordingly by all the Ways and Means provided by the said recited Act of the Sixth and Seventh Years of His late Majesty's Reign; and all the Provisions thereof with reference to such Collection, Levy, or Enforcement shall apply to such Cess or Arrears thereof (Credit being given for such Payments as aforesaid), and to such Applotment, as if the same were hereby specially enacted, or as if such Applotment had been in due Time duly made under the said last-mentioned Act.

Applotters may enter Lands for the Purpose of valuing.

Penalty for Hindrance, 5*l*.

X. And be it enacted, That, for the Purpose of making such Applotment, the Applotters chosen or appointed as aforesaid shall have full Power to enter into and upon, and to inspect and value, all such Lands and Tenements as they or any of them shall deem it necessary or expedient to inspect, for, in, or about the making of any such Applotment; and in case any Person shall hinder or attempt to hinder any such Applotter from entering into or upon or remaining upon any such Lands or Tenements for any such Purpose, such Person, if convicted thereof before any Justice of the Peace in and for the County of a City or County of a Town wherein the Offence shall have been committed, shall for every such Offence forfeit and pay the Sum of Five Pounds, to be recovered before any Justice of the Peace for such County of a City or County of a Town, and to be levied by all the Ways and Means given by the said last-mentioned Act for the Levy or Recovery of any Fine or Forfeiture thereby imposed.

Present Applotments to continue in force until a further Applotment be made.

XI. And be it enacted, That any Applotment confirmed, altered, or made in pursuance of any such Order shall be deemed to be, to all Intents and Purposes, an Applotment duly made in pursuance of the said first-recited Act; and Grand Jury Cess, and all Arrears thereof, (Credit being given as aforesaid) shall be and shall continue to be levied

levied thereunder, until a new Applotment shall be made in pursuance of the said last-mentioned Act, or any Act or Acts amending the same, or of this Act.

Court or Judge empowered to order Payment to Applotters not exceeding Ten Shillings per Diem;

XII. And be it enacted, That it shall be lawful for such Court or Judge, if they or he shall think fit, to order Payment, to every such Person as shall act as Applotter under or by virtue of this Act, of such reasonable Sum for his Expences and Loss of Time as to such Court or Judge shall seem fit, not exceeding in the whole Ten Shillings for every Day during which such Person shall be engaged in actual Duty; and the Amount which shall be so ordered shall be paid to such Person or his Representatives by the Treasurer of the County of the City or County of the Town in which such Person shall so act, and shall be allowed in such Treasurer's Account accordingly, and shall be added in the next Treasurer's Warrant to the Sum to be levied off the Manor, Parish, or Denomination for which such Person shall have so acted as Applotter.

and to enforce Orders, and to call and examine Witnesses, &c.

XIII. And be it enacted, That in case any Person shall disobey any Order of such Court or Judge, made by them or him when acting under or in furtherance of the Provisions of this Act, it shall be lawful for such Court or Judge to order or issue an Attachment against such Person, or to fine such Person such reasonable Sum as such Court or Judge shall deem fit; and such Court or Judge, in carrying into effect the Provisions of this Act, shall have Power to call before them or him, and examine *vivâ voce*, such Person or Persons as such Court or Judge shall deem it necessary or proper to examine; and it shall be lawful for such Court to adjudicate or act in the Matter of any such Application, or in respect of any Proceeding consequent upon or relating to the same, although such Application may have been made to a single Judge, and for any Judge of such Court so to adjudicate or act, although such Application may have been made to another Judge of the said Court.

The Grand Jury of the Town of Drogheda may present for the Payment of certain Sums advanced by the Treasury for that Town.

XIV. And whereas divers Sums of Money have been from Time to Time advanced from Her Majesty's Exchequer for the Payment of Contractors and other Persons having Demands against the County of the Town of *Drogheda*, and for other public Purposes in the said County of the Town of *Drogheda*; be it therefore enacted, That it shall and may be lawful for the Grand Jury of the said County of the Town of *Drogheda*, at the next Assizes after the passing of this Act, and they are hereby required, to present, to be levied off the said County of the Town of *Drogheda*, such Sum, and by such and so many half-yearly Instalments, as the Commissioners of Her Majesty's Treasury, or any Three of them, shall direct; and the Treasurer of the said County of the Town of *Drogheda* shall and he is hereby required to insert any Sum so directed to be levied in his Warrant for raising or levying the Sums presented at the said next Assizes, and in like Manner, without further Presentment or Authority in that Behalf, to insert a like Sum in his Warrant for raising or levying the Sums presented at each succeeding Assizes, until the whole Sums so advanced as aforesaid shall be so raised and levied off the said County of the Town of *Drogheda*, and the same shall

be raised and levied accordingly; and the said Treasurer shall pay over the said several Instalments, when and as each of them shall be raised and levied, to such Bank or Person and in such Manner as the Commissioners of Her Majesty's Treasury shall direct.

Grand Juries may present Instalments due to Contractors and others with Interest thereon.

XV. And whereas, by reason of the Difficulties existing in the Collection of Grand Jury Cess, divers Arrears have accumulated in different Counties of Cities and Counties of Towns in *Ireland*: And whereas the Grand Juries of such Counties of Cities and Counties of Towns have not the Power to levy by Instalments the Sums still remaining due to Contractors and other Persons, and it is advisable that they should have Power to provide for the Levy thereof by Instalments, with Interest thereon; be it therefore enacted, That it shall and may be lawful for the Grand Juries of Counties of Cities and Counties of Towns, and they are hereby required, to present such Sums as may be necessary for the Payment of such Contractors or other Persons, to be levied off the said Counties of Cities or Counties of Towns by Twelve equal half-yearly Instalments, which Sums the Treasurer of such Counties of Cities or Counties of Towns is hereby required and empowered to advance out of the Money lodged to his Credit in the Bank selected by such Counties of Cities or Counties of Towns (for which Advance the Chief Remembrancer of the Court of Exchequer in *Ireland* is hereby authorized to allow him Credit, in the same Manner as for other Payments duly made by him); and it shall be lawful for the said Grand Juries of Counties of Cities and Counties of Towns, and they are hereby required, to present to the said Treasurer Interest on the Amount from Time to Time to him unpaid, at the Rate of Four Pounds *per Centum per Annum*, such Interest to be computed from the Time or Times when such Sums of Money shall be paid by the Treasurer of such Counties of Cities or Counties of Towns until the same shall be discharged.

Instalments leviable under Warrants shall be levied by Presentment.

XVI. And be it enacted, That if any Warrant shall have been heretofore issued for raising and levying any Sum or Sums of Money, the Levy whereof by Instalments as aforesaid shall be provided for by Presentment under this Act, it shall not be lawful to make any further Levy under such Warrant; and any Person who shall have paid any Sum of Money under any Levy by virtue of such Warrant shall have Credit for the same in any Levy of Grand Jury Cess to which he may be liable.

Arrears of Cess through legal Doubts shall not affect Proceedings under 2 & 3 W. 4. c. 88. or 3 & 4 Vict. c. 108.

XVII. And be it enacted, That no Arrears of Grand Jury Cess now due and unpaid, and which have accrued by reason of legal Doubts or Difficulties in the Applotment, Collection, or Levy of the same, and not otherwise, shall be deemed or taken to be such Grand Jury Cesses as ought or may be required to be paid or to have been paid in order to confer any Right or Franchise under or within the Meaning of an Act passed in the Session of Parliament holden in the First and Second Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to amend the Representation of the People of* Ireland, or of an Act passed in the Third and Fourth Years of Her present Majesty, intituled *An Act for the Regulation of Municipal Corporations in* Ireland.

XVIII. And

Justice not to take Money for Affidavits required under this Act.

XVIII. And be it enacted, That it shall not be lawful for any Justice of the Peace, or any other Person, to demand or take any Fee or Reward for swearing any Affidavit to be made by virtue of this Act; and if any Person shall wilfully swear falsely in any Oath taken by Authority or under any of the Provisions of this Act, every such Person, being thereof convicted, shall be adjudged guilty of wilful and corrupt Perjury, and incur the Pains and Penalties in such Case by Law provided; and it shall and may be lawful for any Grand Jury, without any previous Application to Presentment Sessions, to make such Presentments for defraying the Expences of the Prosecution of such Delinquents as to them may seem fitting and expedient.

False Swearing punishable as Perjury.

Rate-payers and Occupiers, &c. to be competent Witnesses.

XIX. And be it enacted, That in any Action, Motion, Civil Bill, Indictment, or other Proceeding before any Court or Person under this Act, or under the said recited Act of the Sixth and Seventh Years of the Reign of King *William* the Fourth, for the Levy or Recovery of any Grand Jury Cess, or for the applotting the same, or questioning, confirming, or amending any Applotment, or for determining the Liability of any Manor, Parish, District, or Denomination, or of any Description of Tenements, to such Cess, or for any other Purpose relating to Grand Jury Cess, no Person rated or liable to be rated to Grand Jury Cess in any County, County of a City, or County of a Town, or Owner or Occupier of any Lands or Tenements therein, and not being himself the Party actually sued or suing in such Proceeding, shall be deemed or taken to be, by reason of his being so rated or liable to be rated, or such Owner or Occupier as aforesaid, an incompetent Witness for either Party; any Law, Usage, or Statute to the contrary in anywise notwithstanding.

Not to affect 6 & 7 W. 4. c. 84.

XX. Provided always, and be it enacted, That nothing in this Act contained shall be deemed or taken to affect or alter all or any of the Provisions contained in another Act passed in the Session of Parliament holden in the Sixth and Seventh Years of the Reign of His said late Majesty King *William* the Fourth, intituled *An Act to consolidate and amend the several Acts for the uniform Valuation of Lands and Tenements in* Ireland, *and to incorporate certain detached Portions of Counties and Baronies with those Counties and Baronies respectively whereto the same may adjoin or wherein the same are locally situate.*

Interpretation of Act.

XXI. And be it enacted, That in the Construction of this Act the Words "Lord Lieutenant" shall extend to and include any Lords Justices or other Chief Governor or Governors of *Ireland* for the Time being, and every Word importing the Singular Number shall extend to and be applied to several Persons or Things as well as to one Person or Thing, and every Word importing the Masculine Gender shall extend and be applied to a Female as well as to a Male, unless the contrary thereof shall be expressed, or that any Construction as aforesaid shall be inconsistent with or repugnant to the Context.

XXII. And

Act may be amended, &c. this Session.

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

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