Superintendence of the paving, repairing, cleansing, lighting, watering, and improving the same, and preventing Nuisances and Obstructions thereon, shall thenceforth be vested in the Commissioners for paving and improving the Parish of *Saint James Westminster*.

Saving the Jurisdiction of the Paving Commissioners as to rating.

III. Provided always, and be it enacted, That the Exclusion herein-before contained of the Area of the said Court called *Thatched House Court* from the Jurisdiction of the said Commissioners for paving and improving the Parish of *Saint James Westminster*, as to paving, cleansing, and lighting the same, shall not extend or be construed to extend to exclude the same from the Jurisdiction of the said Commissioners as to rating, but that it shall be lawful for the said Commissioners to rate all and every the Persons and Person who shall inhabit, use, or occupy all or any of the Houses or Buildings to be erected on the said Area, Ground, and Premises herein-before described, in such and the same Manner and in the same Proportion as the other rateable Property in the said Parish is rated by the same Commissioners.

Saving the Rights of Lessees.

IV. Provided also, and be it enacted, That nothing herein contained shall extend or be construed to extend to defeat, prejudice, or affect the Term, Estate, and Interest of the said *Richard Henry Alexander Bennett*, his Executors, Administrators, Under-tenants, or Assigns, under the said recited Letters Patent of the Tenth Day of *May* One thousand eight hundred and three, or of the said *Maria Deborah Grosvenor*, *Thomas Grosvenor*, and *Robert Grosvenor*, their Executors, Administrators, Under-tenants, or Assigns, under the said recited Letters Patent of the Third Day of *March* One thousand eight hundred and ten, or of the said Sir *Richard Sutton* Baronet, his Executors, Administrators, Under-tenants, or Assigns, under the said recited Indenture of Lease of the Twentieth Day of *November* One thousand eight hundred and twenty-two, but that all such several Terms, Estates, and Interests shall remain whole and unimpaired as if this Act had not been passed.

CAP. XX.

An Act for abolishing certain Offices on the Crown Side of the Court of Queen's Bench, and for regulating the Crown Office. [31st *May* 1843.]

'WHEREAS the ancient Office of the Queen's Coroner and Attorney in the Court of Queen's Bench, commonly called the Master of the Crown Office, hath lately become vacant by the Death of *Peregrine Dealtry* Esquire, and *Charles Francis Robinson* Esquire hath been appointed to the said Office to prevent the Inconvenience which would have arisen from Delay in filling it up, but subject to such Arrangements and Regulations as might by Parliament be deemed expedient: And whereas it is desirable to relieve the Public and the Suitors from many ancient and unsuitable Fees now

'taken

'taken in the Crown Office, and to remodel the present 'Establishment, and that the Offices or Employments of the 'Clerks in Court and certain other Officers now existing in the 'said Crown Office should be abolished: And whereas under 'the Provisions of an Act passed in the First Year of the 'Reign of His late Majesty King *William* the Fourth, intituled *An Act for regulating the Receipt and future Appropriation of Fees and Emoluments receivable by Officers of the Superior Courts of Common Law*, Compensation has been 'awarded to the whole of the present Officers who are entitled 'thereto, and whose Offices will cease under the Provisions of 'this Act:' 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 from and after the First Day of *January* One thousand eight hundred and forty-four the only Officers on the Crown Side of the said Court shall be the Queen's Coroner and Attorney, One Master and One Assistant Master; and from and after that Day the several Offices or Employments now existing in the Crown Office of Secondary, of Clerk of the Rules, of Clerk of the Affidavits, of Examiner, of Calendar Keeper, of Clerk of the Grand Juries, of Clerks in Court, and of the Queen's Clerk in Court, shall be and the same are hereby abolished, and shall wholly cease and determine.

11 G. 4. & 1 W. 4. c. 58.

The Queen's Coroner and Attorney, One Master, and One Assistant Master, to be the only Officers of the Court; all other Offices abolished.

Three Officers appointed.

II. And be it enacted, That the said *Charles Francis Robinson* shall continue to hold and enjoy the said Office of the Queen's Coroner and Attorney in the said Court for his Life, together with all the Rights, Privileges, and Advantages now belonging to the said Office, except so far as the same may be altered or abolished by this Act; and *William Samuel Jones* Esquire, now Secondary, and one of the Clerks in Court in the Crown Office, shall be the Master, and *George Barne Barlow* Esquire, now one other of the said Clerks in Court, shall be the Assistant Master, holding their said Offices during good Behaviour; and there shall also be in the said Office so many Clerks and Messengers as the Lord Chief Justice of the Court of Queen's Bench shall determine to be necessary and proper; and such Clerks and Messengers shall and may be appointed by the Queen's Coroner and Attorney, and the Master in the said Office, with the Approbation of the said Lord Chief Justice: Provided always, that so many of the Persons who are now employed in the said Office as may be needful shall be appointed as such Clerks and Messengers, if they shall be found competent to execute the Duties required of them, in preference to any other Persons who may not have been so employed.

Such Clerks and Messengers as are necessary to be appointed.

Appointment of future Officers in case of Vacancy.

III. And be it enacted, That when and so often as any Vacancy shall occur in either of the Three said Offices on the Crown Side of the said Court, by Death, Resignation, or otherwise, it shall and may be lawful for the Lord Chief Justice of the said Court for the Time being to nominate and appoint some fit and proper Person to fill such vacant Office, such

Person being a Barrister or Pleader, in actual Practice, of not less than Five Years standing, or an admitted Attorney of the said Court, in actual Practice, of not less than Five Years standing on the Rolls of the said Court, or any one of the Persons who shall hold any Office or Employment under the Provisions of this Act in the Crown Office, or any Person who shall have held either of the Offices hereby abolished: Provided always, that the Lord Chief Justice of the said Court shall not be at liberty to fill up such Vacancy unless it shall be certified in Writing to the Commissioners of Her Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland*, under the Hand of the said Lord Chief Justice, that it is absolutely necessary, for the efficient and satisfactory Conduct of the Business on the Crown Side of the said Court, that the said Three Officers should be retained; and such Certificate shall forthwith be laid before both Houses of Parliament, if Parliament shall be then sitting; if not, within Seven Days after the assembling thereof; and no such Appointment of the Queen's Coroner and Attorney, or of such Master or Assistant Master, shall take place by such Lord Chief Justice until Ten Days after such Certificate shall have been so laid before both Houses of Parliament as aforesaid, any thing in this Act to the contrary thereof notwithstanding.

Restriction as to filling up Vacancies.

IV. And be it enacted, That all such Appointments of Officers, Clerks, or Messengers to be made by virtue of this Act shall be so made without any pecuniary or other Consideration whatever, directly or indirectly, to be paid or received for the same; and the Officers to be hereafter appointed by virtue of this Act shall hold their Offices during their good Behaviour; and the Persons to be appointed by virtue of this Act as such Clerks and Messengers shall hold their Situations during Pleasure, and such Officers, Clerks, and Messengers shall execute their Duties in Person, and shall give their Attendance in Court or elsewhere, and shall conduct the Business of their several Employments at such Places and Hours, whether in Term or Vacation, and in every respect in such Manner, as the Court of Queen's Bench shall from Time to Time order and direct.

Officers to be appointed without pecuniary Consideration during good Behaviour, and the Clerks and Messengers during Pleasure.

V. Provided always, and be it enacted, That if either of the said Officers shall, from Sickness or other unavoidable Cause, have Occasion to be absent from the Business of his Office for a longer Period than Two Months at any one Time, then and in every such Case it shall be lawful for the Lord Chief Justice of the said Court for the Time being to give Leave of Absence by his Order in Writing to such Officer, and, if necessary, to appoint a Deputy in his Place, during such Time as shall be expressed in such Order, and the Name of such Deputy, and also the Cause and Time of such Absence, shall be stated in such Order; and such Deputy may, if Occasion shall require it, be changed by the said Lord Chief Justice; and every Deputy so appointed shall be paid by the Principal for whom he shall act, out of his Salary, such Remuneration for his Services as the said Lord Chief Justice

In Cases of Sickness or Absence of Officers.

shall direct in such Order, not being in any Case less than at the Rate of One Third of the Amount of the Salary of such Officer, during the Period that such Deputy shall act.

Persons appointed not to practise elsewhere.

VI. And be it enacted, That no Person holding any such Office of the Queen's Coroner and Attorney, Master or Assistant Master, or being a Clerk on the Crown Side of the said Court, shall, either directly or indirectly, act as a Barrister, Attorney, or Solicitor, or as Agent of any Attorney or Solicitor, in any Court of Law or Equity in the United Kingdom, either separately or in Partnership with any other Person, during such Time as he shall hold such Office or act as such Clerk.

Salaries of Officers;

VII. And be it enacted, That the Queen's Coroner and Attorney, and the Master in the Crown Office, shall receive by way of Salary, for performing the Duties of their respective Offices, the Sum of One thousand two hundred Pounds *per Annum* each, and the said Assistant Master shall receive by way of Salary, for the Performance of his Duties, the Sum of Six hundred Pounds *per Annum*, the said Salaries to commence and be computed from the First Day of *January* One thousand eight hundred and forty-four, and to be paid and be payable quarterly; namely, on the Thirty-first Day of *March*, the Thirtieth Day of *June*, the Thirtieth Day of *September*, and the Thirty-first Day of *December* in every Year, together with a proportional Part of such annual Sum for the Term which at the Decease of the Person entitled thereto shall have elapsed since the last Payments thereof.

to commence on 1st Jan. 1844.

Salaries to certain Officers in lieu of Compensation Allowances.

VIII. Provided always, and be it enacted, That the said *Charles Francis Robinson* shall receive the Sum of Two thousand Pounds *per Annum* by way of Salary so long as he shall hold the said Office of Queen's Coroner and Attorney, and the said *William Samuel Jones* the Sum of One thousand six hundred and two Pounds by way of Salary, so long as he shall hold the said Office of Master, and the said *George Barne Barlow* the Sum of Seven hundred Pounds, by way of Salary, so long as he shall hold the said Office of Assistant Master, in lieu of the Compensation Allowances to which they are now by Law respectively entitled: Provided always, that from and after the passing of this Act the said Office of Queen's Coroner and Attorney shall be wholly discharged from the Land Tax heretofore assessed upon the said Office.

Salaries of Clerks and Messengers to be fixed by the Lord Chief Justice and the Commissioners of the Treasury.

IX. And be it enacted, That the Clerks and Messengers who shall be appointed as herein-before directed shall receive, by way of Salary, for the Performance of their several Duties, such annual Sum and payable at such Times as the Lord Chief Justice of the said Court and the Commissioners of Her Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland* shall from Time to Time fix and determine: Provided always, that if any of the Persons appointed as Clerks or Messengers under the Provisions of this Act shall be entitled to and in the Receipt of Compensation Allowance awarded to them under the herein-before recited Act or of any other Act, which

which shall exceed the Amount of Salary fixed and determined as aforesaid, such Persons shall be entitled to and shall receive the full Amount of such Compensation Allowance, by way of Salary, as long as they shall respectively hold their Situations under this Act; and in Cases where such Compensation Allowance shall be less than the Amount of Salary so fixed and determined the same shall merge and be considered as Part of and included in the said Salary.

Salaries of Officers, &c. to be paid out of the Fees received in the Office, and Surplus to be paid into Consolidated Fund,

X. And be it enacted, That the Salaries of the said Officers and of the Clerks and Messengers, together with the necessary and unavoidable Expences of the Crown Office, shall be paid and payable out of and be charged and chargeable upon the Fees received in the said Office; and the Surplus of such Fees, after the Payment of the said Salaries and Expences, shall be paid into the Receipt of the Exchequer, to the Credit of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, at such Times and in such Manner as the said Commissioners of Her Majesty's Treasury for the Time being shall think proper to direct; and in the event of the Fees so received being at any Time insufficient to defray the said Salaries and other necessary Expences, it shall be lawful for the said Commissioners of Her Majesty's Treasury, or any Three or more of them, and they are hereby authorized and required, to direct the Amount of such Deficiency to be charged upon and be paid out of the said Consolidated Fund.

If Fees not sufficient, Deficiency to be charged on Consolidated Fund,

Officers not to take Gratuities, on pain of Dismissal,

XI. And be it enacted, That if any Officer, Clerk, or Messenger appointed or to be appointed under or by virtue of this Act shall, for any thing done or pretended to be done relating to their Offices or Employments, or under colour of doing any thing relating to their Offices or Employments, or for forbearing to do any Act properly appertaining thereto, demand or accept, or allow any Person whatsoever to take for him or on his Account, or for or on account of or in Trust for him, or any other Person named by him, any Gratuity, Perquisite, or Reward, or any Thing of Value, other than the lawful Fees and Emoluments of the said respective Offices, or other than the Salary or Remuneration allowed or to be allowed to every such Officer, Clerk, or Messenger, it shall be lawful for the said Lord Chief Justice, and he is hereby empowered and required, upon his being satisfied that the Person charged is guilty of so offending, to remove him from his Office or Employment; and the Person so removed shall be and is hereby rendered incapable for ever thereafter of holding any Office, Situation, or Employment in any of the Courts of Law or Equity in the United Kingdom, or of otherwise serving Her Majesty, Her Heirs or Successors, in any Manner whatsoever.

Queen's Coroner and Attorney, and Master, to keep Accounts of Fees and Disbursements, and to render same quarterly

XII. And be it enacted, That the said Queen's Coroner and Attorney, and Master, shall cause all Fees received by them, and all Disbursements made thereout for Salaries and other necessary Expences, to be duly and regularly entered in One or more Books to be kept for that Purpose in their Offices, distinguishing the Fees received under their several Heads, and

to Commissioners of the Treasury.

also the Particulars and Amount of every Disbursement; and shall quarterly, within One Month after the Thirty-first Day of *March*, the Thirtieth Day of *June*, the Thirtieth Day of *September*, and the Thirty-first Day of *December* in every Year, render a true and faithful Account in Writing to the Commissioners of Her Majesty's Treasury for the Time being of all such Fees and Disbursements, in such Form of Account, and with such Particulars of Receipt, or otherwise, and accompanied by such Vouchers, as the said Commissioners shall from Time to Time require and direct; and if upon the Examination of any such Account it shall appear to the said Commissioners that any Fees have not been duly accounted for, or that any unreasonable or improper Charge or Deduction has been made in such Account, it shall be lawful for the said Commissioners finally to settle and adjust the same in such Way as they may think reasonable and proper; and the said Officers by whom such Account shall have been rendered shall and they are hereby required to alter and amend the said Account accordingly: Provided always, that the said Officers shall submit their Books of Account to the Inspection of the said Commissioners of Her Majesty's Treasury, or any Person or Persons whom they may employ for that Purpose, whenever they shall be required so to do.

Allowances on Retirement from Office.

XIII. And be it enacted, That the said Officers, and every Person appointed or to be appointed under the Provisions of this Act as Clerk or Messenger, and who was entitled to and has received Compensation in respect of the Office formerly held by him under the said recited Act passed in the First Year of the Reign of King *William* the Fourth, who shall hereafter resign his Office or Situation, giving Two Months Notice in Writing of such Resignation to the Lord Chief Justice of the said Court, shall be entitled to receive during his Life such annual Sum as the Commissioners of Her Majesty's Treasury shall think proper to fix and appoint, not exceeding in any Case the net annual Value of the Office or Situation formerly held by him, and not being less in any Case than Three Fourths thereof; provided that such annual Sum shall exceed the Superannuation Allowance, to be ascertained as herein-after mentioned; and the said Officers, and every Person appointed or to be appointed to any Situation as aforesaid under this Act, where such annual Sum shall amount to a less Sum than the Superannuation Allowance, to be ascertained as herein-after mentioned, or who was not entitled to and has not received Compensation in respect of any former Office held by him under the Provisions of the said Act, and who shall hereafter resign his Office or Situation with the Sanction and under the Authority of the Lord Chief Justice of the said Court, in consequence of his being incapable, from Infirmity of Mind or Body, to discharge the Duties thereof, shall be entitled to receive such Superannuation Allowance as the said Commissioners of Her Majesty's Treasury shall direct; and in ascertaining and awarding the Amount of such Superannuation Allowance

the said Commissioners shall take into consideration the whole Period during which any such Person shall have been permanently employed in any Office or Situation in the said Court, or in any other public Office or Situation, prior to the passing of this Act, and shall proceed according to the Principles laid down by an Act passed in the Fourth and Fifth Years of the Reign of His said late Majesty King *William* the Fourth, intituled *An Act to alter, amend, and consolidate the Laws for regulating the Pensions, Compensations, and Allowances to be made to Persons in respect of their having held Civil Offices in His Majesty's Service;* and all Officers, Clerks, and Messengers who shall be newly appointed in the said Office after the passing of this Act shall be subject to the Deductions from their Salaries imposed by the said Superannuation Act, and all such Sums and Allowances which shall be so awarded and granted by way of Superannuation under the Authority aforesaid shall be paid and payable and be charged and chargeable in the same Way as is herein-before provided in respect of the Salaries of the said Officers, Clerks, and Messengers respectively as aforesaid, and the necessary Expences of the said Office. 4&5 W.4.c.24.

What Persons shall be allowed to practise in the Court.

XIV. And be it enacted, That the Solicitors for the several public Boards, and all Persons admitted or admissible to practise as Attornies in the Queen's Bench, shall be allowed in like Manner to practise on the Crown Side of the said Court, any Law or Usage to the contrary notwithstanding, upon Payment nevertheless of such Fees in respect of the Business transacted by such Attornies on the Crown Side of the said Court as shall by the said Lord Chief Justice and Judges of the said Court be fixed and appointed under the Provisions herein-after expressed and declared in that Behalf.

Lord Chief Justice, &c. to establish a Table of Fees; but no Fees to be demanded in respect of Proceedings directly at the Suit of Her Majesty.

XV. And be it enacted, That it shall and may be lawful for the Lord Chief Justice and the Judges of the said Court, or any Three or more of them, and they are hereby required, on or before the First Day of *January* One thousand eight hundred and forty-four, to establish and ordain at their Discretion a Table of Fees to be thereafter taken by the said Queen's Coroner and Attorney, and Master, and to vary and afterwards modify the same from Time to Time as they shall think fit; and the Fees so established and ordained shall be deemed and taken to be the lawful Fees of the Crown Office: Provided always, that no Fees whatever shall be demanded or received by the said Coroner and Attorney, Master or Assistant Master, or by any Person employed by them in the said Office, for or in respect of any Act, Duty, or Service required to be done, performed, or rendered by them, or any of them, in the course of any Proceedings carried on in the said Office directly at Her Majesty's Suit and Charge; and the said Coroner and Attorney, Master and Assistant Master, and the several Persons employed by them in the said Office, are hereby authorized and required to perform and render such Acts, Duties, and Services as may be required in the Course of such

last-mentioned Proceedings without Payment of any Fee whatsoever in respect thereof.

Lord Chief Justice, &c. to make Rules, &c. for Care and Custody of Records and issuing Writs, &c.

XVI. And be it enacted, That it shall and may be lawful for the said Lord Chief Justice and the Judges of the said Court, or any Three or more of them, to make such Rules, Orders, and Regulations from Time to Time for the Care and Custody of the Records and other Proceedings on the Crown Side of the said Court, and the Enrolment thereof, and the issuing, returning, and filing of Writs and other Proceedings, and all other Matters and Things relating to the Practice and the general Business to be transacted on the Crown Side of the said Court, as to them shall seem fit and proper.

The Queen's Coroner and Attorney, Master and Assistant Master, to perform the Duties of the Officers abolished.

XVII. And be it enacted, That from and after the said First Day of *January* One thousand eight hundred and forty-four all Acts, Duties, and Services now done, performed, and rendered by the said Officers abolished by this Act, or any of them, in their respective Offices on the Crown Side of the said Court, except so far as the same may be altered or regulated in pursuance of this Act, shall continue to be done, performed, and rendered by the said Queen's Coroner and Attorney, and Master and Assistant Master, or their Successors, or by One of them; and such Acts, Duties, and Services, when so done, performed, and rendered by the said Officers or their Successors, or One of them, shall be good and valid in Law to all Intents and Purposes: Provided always, that the several Acts, Duties, and Services now and heretofore done, performed, and rendered by the Clerks in Court on the Crown Side of the said Court shall, from and after the said First Day of *January* One thousand eight hundred and forty-four, be done, performed, and rendered by the Solicitors for the several public Boards and by the Attornies of the said Court in like Manner as the Business of the like Descriptions is now transacted on the Civil Side of the said Court: Provided also, that all Monies paid into the said Court for Her Majesty's Use shall continue to be received as heretofore by the said Queen's Coroner and Attorney; and the several Accounts of Fines, Issues, Amerciaments, Penalties, and Recognizances set, lost, imposed, or forfeited to or for the Use of Her Majesty in the said Court, required by any Act now in force to be rendered and made by the said Coroner and Attorney, and all other Acts, Duties, and Services now done, performed, and rendered by the said Coroner and Attorney touching the Receipt and Payment of Monies to or for the Use of Her Majesty, and the Accounts to be rendered thereof, shall continue to be done, performed, and rendered as heretofore by the said Queen's Coroner and Attorney.

The Queen's Coroner to receive Monies and account for Fines, &c. as heretofore.

John Oliver Jones entitled to Compensation for Loss of his Reversionary Interest in re-

XVIII. 'And whereas *William Samuel Jones* and *John Oliver* '*Jones* have been admitted as Clerks in Court in the said 'Office jointly and severally, and have been jointly com-'pensated under and by virtue of an Act passed in the First 'Year of the Reign of His late Majesty King *William* the 'Fourth,

'Fourth, but, by an Agreement entered into at the Time of the Admission of the said *John Oliver Jones* between the said *William Samuel Jones* and *John Oliver Jones*, it was agreed that the said *William Samuel Jones* should receive and take to his own Use and Benefit the whole of such Compensation during his natural Life, and should perform and execute all the Duties incident to the said Office of a Clerk in Court, and that the said *John Oliver Jones* should not interfere therewith, and that the said *John Oliver Jones* should, after the Decease of the said *William Samuel Jones*, receive and take to his own Use during his natural Life such Compensation as aforesaid, and should perform all the Duties of the said Office: And whereas by virtue and in pursuance of this Act the said *John Oliver Jones* will be One of those Officers whose Office and Duty will be abolished, and he will be thereby entitled to Compensation by virtue of the said Act of Parliament of the First Year of King *William* the Fourth;' now therefore be it enacted, That the said *John Oliver Jones* shall be entitled to receive such Compensation for the Loss of his Reversionary Interest in the said Office immediately after the passing of this Act as the Commissioners of Her Majesty's Treasury for the Time being may adjudge to him, not being less than Three Fourths of the Value of such Reversion, or he may receive such Compensation at the Time of the Decease of the said *William Samuel Jones* as he would be entitled to receive by virtue of the said Act of the First Year of King *William* the Fourth if the said Office had not been abolished.

spect to the Office of Clerk in Court.

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

Act may be amended, &c.

CAP. XXI.

An Act to continue until the Thirty-first Day of *July* One thousand eight hundred and forty-four, and to the End of the then Session of Parliament, the several Acts for regulating Turnpike Roads in *Ireland*. [31st *May* 1843.]

'WHEREAS the several Acts for making, amending, and repairing the Turnpike Roads in *Ireland* were, by an Act passed in the Session of Parliament holden in the Fourth and Fifth Years of the Reign of Her present Majesty, amended and continued for a Time therein limited: And whereas, under the Provisions of an Act passed in the Session of Parliament holden in the Fifth Year of Her Majesty's Reign, the said Acts were further continued for a Time therein limited: And whereas, under the Provisions of an Act of the last Session of Parliament, the said Acts are further continued, and will remain in force until the Thirty-first Day of *July* in the present Year, or if Parliament be then sitting, until the End of the then Session of Parliament: