

ANNO NONO & DECIMO

VICTORIÆ REGINÆ.

****

CAP. CX.

An Act to amend the Law relating to the Valuation of rateable Property in *Ireland*.

[28th *August* 1846.]

WHEREAS it is expedient to amend the Laws now in force for the Valuation of Lands and Tenements in the several Baronies, Parishes, and other Divisions of Counties in *Ireland*: 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 so much of an Act passed in the Session of Parliament held in the Sixth and Seventh Years of the Reign of His 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 whereunto the same may adjoin or wherein the same are locally situate*, as relates to the Valuation of any County, County of a City, or County of a Town, which shall hereafter be valued under the Provisions of this Act, and to the Apportionment of County or Grand Jury Cess therein, shall be repealed, save so far as the same repeals any other Act or Acts, or Part thereof; provided that the said Act shall continue in full Force in regard to all other Counties,

So much of 6 & 7 W. 4. c. 84. as relates to Valuation of Counties hereafter to be valued, and Apportionment of Grand Jury Cess therein, repealed.

Recited Act to continue in force as to

Valuation of other Counties until a Revaluation takes place under this Act.

Counties, Counties of Cities, and Counties of Towns, until such Time as a Revaluation of the same respectively shall take place as hereinafter mentioned, under the Provisions of this Act, and for the Purposes of such Revaluation, and from thenceforth the Provisions of this Act shall extend and apply to and be enforced in such last-mentioned Counties, Counties of Cities, and Counties of Towns respectively.

Counties, &c., herein named to be valued under this Act.

II. And be it enacted, That from and after the passing of this Act the Provisions of this Act shall and may be applied in the following Counties and Counties of Cities; (that is to say,) the Counties of *Dublin*, *Tipperary*, *Waterford*, *Limerick*, *Cork*, and *Kerry*, and the Counties of the Cities of *Waterford*, *Limerick*, *Cork*, and *Kilkenny*.

Persons acting under recited Acts to continue in Discharge of their Duties till otherwise directed.

III. And be it enacted, That the Commissioner of Valuation and other Persons heretofore appointed or acting under the said recited Acts, or any of them, in any County, shall, and he and they are hereby authorized and required, notwithstanding the passing of this Act, to continue to discharge and execute their several Duties and Offices, for the Purpose of carrying this Act into execution, without any further or other Appointment thereto, until the Lord Lieutenant of *Ireland* shall otherwise direct.

Whenever the Survey of any Barony, &c., is completed, a Map or Plan to be sent to Chief Secretary of the Lord Lieutenant.

IV. And be it enacted, That whenever the Survey of any County or of any Barony of a County shall have been made and completed under the Direction of the Ordnance Officers, a Map or Plan of such Barony shall be transmitted by some such Officer to the Chief Secretary of the said Lord Lieutenant, from Time to Time, when and as any such Survey shall have been or shall be made and completed, or when and as any such Map or Plan shall be required by such Chief Secretary to be transmitted as aforesaid.

After Receipt of Map or Plan, Lord Lieutenant may appoint a Commissioner to value the Baronies, &c. so surveyed.

V. And be it enacted, That at any Time after the Receipt of any such Map or Plan it shall and may be lawful for the said Lord Lieutenant to nominate and appoint One fit and proper Person to be Commissioner for the several Counties in *Ireland*, to be called the Commissioner of Valuation for such Counties, who shall hold such Office during the Will and Pleasure of the said Lord Lieutenant, and who shall repair to any County, and make a Valuation of the Houses and Lands within every Barony, Parish, or other Division in such County of which any such Map or Plan shall have been made and delivered as aforesaid, and shall proceed in such Valuation at such Times and in such Manner and under such Regulations as such Lord Lieutenant shall order, direct, and appoint; and the said Chief Secretary shall notify or cause to be notified in Writing to the Secretary of the Grand Jury of every such County the Appointment of such Commissioner of Valuation, and such Secretary shall lay such Notification before the Grand Jury of such County at the next ensuing Assizes.

Appointment to be notified to the Secretary, who shall lay the same before Grand Jury.

Lord Lieutenant may appoint Sub-Commissioners of

VI. And be it enacted, That it shall be lawful for the Lord Lieutenant to appoint such and so many Sub-Commissioners, being professional

sional Valuators, as may be recommended to him from Time to Time by the Commissioner of Valuation as fit and proper Persons to fill that Office, and who shall be removable by the Lord Lieutenant; and every such Sub-Commissioner shall, when directed by the Commissioner of Valuation so to do, attend and act in the hearing and determining of Appeals against the Valuation of Tenements, as herein-after is provided; and every such Sub-Commissioner shall have the same Power to enter into or upon any House or Land as any Commissioner of Valuation or Valuator appointed under the Provisions of the said first-named Act, subject to the same Conditions as are therein provided.

Valuation, who shall have Power to enter on Lands, &c.

VII. And be it enacted, That it shall be lawful for the Commissioner of Valuation who shall be appointed under this Act to nominate and appoint any Number of Persons conversant and professionally employed in surveying and valuing Land and Houses, or, in Cases of Towns, in valuing of Houses only, to be Valuators, and to remove all or any such Valuators from Time to Time, and to nominate any other Person or Persons to be a Valuator or Valuators in the Place and Stead of the Person so removed; and previously to the Appointment of any Person to be a Valuator such Commissioner shall in company with such Person perambulate the whole or any Part of a Barony, in order fully to ascertain his Competence for acting as such Valuator.

Commissioner of Valuation shall appoint Valuators.

Previous to Appointment of Valuator, Commissioner to perambulate the Barony.

VIII. And be it enacted, That it shall be lawful for the said Lord Lieutenant to give such Orders, Instructions, and Directions for the Conduct of the said Commissioner or Sub-Commissioners and Valuators respectively, and for the Employment of such Clerks or other Persons in the Discharge of their several Duties under this Act, as to such Lord Lieutenant shall from Time to Time seem fitting and expedient for the due Execution of this Act.

Lord Lieutenant may give Orders as to Conduct of Commissioners and Valuators.

IX. And be it enacted, That in every Valuation hereafter to be made under the Provisions of this Act the Commissioner of Valuation shall cause to be valued every Tenement which is a rateable Hereditament under the Provisions of an Act passed in the Session of Parliament held in the First and Second Years of the Reign of Her present Majesty Queen *Victoria*, intituled *An Act for the more effectual Relief of the Destitute Poor in* Ireland, and shall also cause every such Tenement to be separately valued by the Valuator, and the Valuation thereof shall be made upon an Estimate of the net annual Value, (that is to say,) of the Rent for which, one Year with another, the same might in its actual State be reasonably expected to let from Year to Year, the probable annual average Cost of the Repairs, Insurance, and other Expences, if any, necessary to maintain the Hereditament in its actual State, and all Rates, Taxes, and public Charges, if any, except Tithe Rent-charge, being paid by the Tenant.

Tenements to be valued separately, according to the fair letting Value, according to Provisions of 1 & 2 Vict. c. 56.

X. And be it enacted, That in valuing the Property situated in any of the Towns liable to the Payment of any Rate or Assessment under the Provisions of an Act passed in the Ninth Year of His late Majesty

Property not rateable under 9 G. 4. c. 82. to be separately valued for

municipal Purposes under 6 & 7 Vict. c. 93.

Majesty King *George* the Fourth, intituled *An Act to make Provision for lighting, cleansing, and watching of Cities, Towns Corporate, and Market Towns in* Ireland, *in certain Cases*, and in valuing the rateable Hereditaments situated in any of the Cities, Towns, or Boroughs liable to the Payment of any Rate or Assessment under the Provisions of an Act passed in the Fourth Year of the Reign of Her present Majesty, intituled *An Act for the Regulation of Municipal Corporations in* Ireland, or under the Provisions of any private or local Act for cleansing, watching, improving, paving, or supplying with Water any such City, Town, or Borough, and which are or shall be by Law exempted from the Rate or not rateable to or which shall not be included in the Rate for the Relief of the Poor of the Union wherein the same may be situate, and in the Case of Dwelling Houses valued together with other Property, the said Commissioner of Valuation shall cause to be made and declared separate Valuations of all or any such Hereditaments, Property, and Dwelling Houses; and every such separate Valuation of Property not rateable as aforesaid shall contain in a separate Column a Statement of the Ground of such Exemption; and the said Commissioner of Valuation shall transmit a Copy of such separate Valuation to the Town Council or Commissioners appointed under any such Act for the City, Town Corporate, or Market Town in which the said Property or Dwelling Houses may be situate; and thereupon the Provisions contained in an Act passed in the Session of Parliament held in the Sixth and Seventh Years of Her present Majesty Queen *Victoria*, intituled *An Act to amend an Act of the Third and Fourth Years of Her present Majesty, for the Regulation of Municipal Corporations in* Ireland, shall be deemed to apply to such separate Valuation, in like Manner as if the same had been made under the Provisions of the said last-mentioned Act.

6 & 7 Vict. c. 93.

Lord Lieutenant may, upon Applications from Town Councils, direct a Valuation to be made according to the net annual Value.

XI. And be it enacted, That on the Application of the Town Council of any City, Town, or Borough in *Ireland* to the Lord Lieutenant, he may, if he shall think fit so to do, direct the Commissioner of Valuation to make a Valuation in Tenements, according to the net annual Value of such City, Town, or Borough, and to transmit a Copy thereof to the Mayor or Town Clerk of such City, Town, or Borough; and from and after the Receipt of such Valuation the several Rates and Taxes to be assessed upon such City, Town, or Borough for the Support of the Poor, or under the before-mentioned Act for the Regulation of Municipal Boroughs in *Ireland*, or under the before-mentioned Act of the Ninth Year of His late Majesty King *George* the Fourth, or under any local Act, or for County Cess, shall be raised off the Persons liable to pay the same according to such Valuation so signed and amended, and no other, unless and until the same shall be revised or revalued under the Provisions of this Act: Provided always, that such Valuation shall not affect the relative Proportion of the County Cess to be borne by such City, Town, or Borough.

Proviso.

Annual average Cost of Landlord's Repairs and Insurances

XII. And be it enacted, That in valuing the rateable Hereditaments situated in any of the Boroughs named in the Schedules (A.) and (B.) annexed to the Act passed in the Third and Fourth

Years of the Reign of Her present Majesty, intituled *An Act for the Regulation of Municipal Corporations in* Ireland, or in any other Town to which a Charter of Incorporation may under the said Act be granted, the said Commissioner of Valuation shall cause to be estimated, in addition to the net annual Value of each Tenement, as herein-before directed, the probable annual average Cost of the Landlord's Repairs and Landlord's Insurance. to be ascertained under 3 & 4 Vict. c. 108.

XIII. And be it enacted, That it shall and may be lawful for any Commissioner appointed or continued under this Act, and for any Valuator or Valuators appointed under this Act, from Time to Time to enter into and upon any Land or House for the Purpose of making or carrying on any Valuation authorized by this Act: Provided always, that in every Case in which it shall be necessary for any such Commissioner or Valuator to enter any House, or any walled Garden or Orchard or Pleasure Ground, and when the Owner or Occupier thereof may oppose or refuse to allow such Entry, such Commissioner or Valuator shall give Three Days Notice to the Owner or Occupier of such House, Garden, Orchard, or Pleasure Ground, requiring to be permitted to enter the same; and at any reasonable Time after the Delivery of such Notice it shall be lawful to make such Entry, such Commissioner and Valuators doing as little Damage as may be in the Execution of the Powers to them granted by this Act, and making reasonable Satisfaction (if required) to the Owners of and other Persons interested in any such Houses, Lands, Gardens, Orchards, or Pleasure Grounds which shall or may be any way hurt or damnified in or by the Execution of any of the Powers of this Act; and this Act shall be sufficient to indemnify such Commissioner and Valuators, and all Persons acting in aid or under the Orders of any of them, in the Execution of this Act. Commissioner and Valuators may enter any Land, Houses, Gardens, &c. in execution of this Act.

XIV. And be it enacted, That the said Valuator shall enter the Particulars of the Valuation of each and every Parish, and of each and every Townland and Tenement within the same, when and as each such Valuation shall be completed, in a separate and distinct Field Book, to be appropriated to each and every such Parish respectively, and to be distinguished and entitled as the Survey and Field Book of each such particular Parish respectively, distinguishing the Union and Barony in which such Parish or Townland shall be situate, and the Value of each Tenement within such Parish, and the Name of the immediate Lessor or reputed Lessor and Occupier of every Tenement; and such Valuators shall sign every such Book with their several Names, in their several and respective Handwritings, with the Date of completing such Valuation; and such Valuators shall transmit or deliver every such Field Book of every such Parish, so signed, to the Commissioner of Valuation for the County in which every such Parish shall be situate. Valuators shall enter Valuation of each Parish in a separate Field Book, and transmit the same, when signed, to the Commissioner of Valuation.

XV. And be it enacted, That when a Part only of any Union shall be included within the Limits of any of the Counties to be valued under this Act, the Commissioner of Valuation, on the Application of the Poor Law Commissioners, shall make a new Valuation in Tenements, according to the net annual Value of the Portions of such Parts of Unions without Boundary of Counties to be valued.

Unions as may extend beyond the Limits of the said Counties respectively: Provided always, that such Valuation shall not affect the relative Proportion of County Cess to be borne by any Barony, Parish, or Townland not included within the Limits of the County to be so valued.

Proviso.

Lists of Tenements, when valued, to be sent to the Clerk of Board of Guardians, and to the Town Council of any City, &c. interested therein.

XVI. And be it enacted, That when and so soon as the Valuation of all the Parishes within any Barony or County of a City or County of a Town to be valued under this Act, as the Case may be, shall be completed, the Commissioner of Valuation shall prepare and make out a List or Table of the several Tenements contained in each Townland or other Denomination in every such Parish, according to the net annual Value; and the said Commissioner of Valuation shall transmit a sufficient Number of printed Copies of such Lists, in the Form (A.) set forth in the Schedule annexed to this Act, to the Clerk of the Board of Guardians of any Union in which any Townland contained in such Schedule is situated, and to the Town Council of any City, Borough, or Town interested therein; and the said Commissioner of Valuation shall specify at the Foot of the Lists of Tenements in each Parish herein-before directed to be made the Day and Place appointed by him for hearing Appeals against the Valuation of the separate Tenements contained in the said Lists, as is herein-after provided.

Day and Place appointed for hearing Appeals to be specified at the Foot of such Lists.

Notice of Places in which Parish Lists may be inspected to be affixed on Church and Chapel Doors, &c.

XVII. And be it enacted, That every Clerk of any Board of Guardians to whom printed Copies of any such Lists shall be transmitted as aforesaid shall forthwith on the Receipt of the said Lists cause to be affixed a Notice on the principal outer Door of the Church and of any One Roman Catholic Chapel and of any One Presbyterian Meeting House within every Parish belonging to the Union in which any Townland contained in such Lists is situate, stating the Time and Place at which the said Lists may be inspected, and shall at all reasonable Hours on every Day, from and after the Receipt of the said Lists, for Twenty-eight Days then next ensuing, leave at the Workhouse of the Union, at the Station of each Party of Constabulary, and at such other Place (if any) as may be selected by the Board of Guardians, Copies of the said Lists, to be inspected by any Occupier of Lands or Tenements within the Parish, or any Rate-payer in respect of any rateable Hereditament therein, and shall permit such Occupier or Rate-payer to take Extracts therefrom at all reasonable Times, as aforesaid; and if any such Copy or Copies of the said Lists shall be destroyed or defaced at any Time within Fourteen Days after lodging the same, the Clerk of the Board of Guardians shall transmit a new Copy or Copies of every such List, and so from Time to Time when any such Copy shall be defaced or destroyed.

Copies of such Lists to be renewed when defaced, &c.

Persons aggrieved by Valuation may appeal on giving Notice to the Clerk of Guardians within Forty Days, who shall

XVIII. And be it enacted, That at any Time within Forty Days after the posting of the said Notice as aforesaid any Person aggrieved by the Valuation of any Tenement in the said List contained may send or deliver to the Clerk of the Board of Guardians a Notice in Writing, duly signed by him the said Person aggrieved, of his Intention to appeal against the said Valuation, and the Ground of

Appeal shall be stated in such Notice; and the Clerk of the Board of Guardians shall forthwith transmit the said Notices of Appeal to the Commissioner of Valuation; and the said Commissioner of Valuation shall thereupon prepare a Statement of the Notices of Appeal, and the Grounds thereof respectively, in each Parish, and shall transmit the said Statement to the said Clerk, who on Receipt of the said Statement shall lay it before the Board of Guardians at their next Meeting.

transmit the same to the Commissioner, who shall prepare a Statement, &c.

XIX. And be it enacted, That on the Receipt of any such Notice or Notices of Appeal as aforesaid the Commissioner of Valuation may, if he shall think fit, send down a Valuator or Valuators who shall not have been previously employed in making the original Valuation, to examine and value the several Tenements the Valuation whereof has been appealed against, and any other Tenement the Valuation whereof it may be necessary to consider in the hearing of such Appeals, and shall direct Notices to be given to all Persons where Valuations may be altered on such Appeal, including those who have appealed, of the Day and Place appointed by him for hearing such Appeals.

On Receipt of Notices of Appeals Commissioner of Valuation may cause Tenements to be valued again before the hearing.

XX. And be it enacted, That the Commissioner of Valuation shall direct Two Sub-Commissioners to hear and determine the Appeals against the Valuation of the Tenements in each of the Parishes of the said Barony or County of a City or County of a Town, as the Case may be, such Sub-Commissioners not having been previously employed in making or examining such Valuation, and shall furnish them with the Notices of Appeal, or Copies thereof, which may have been transmitted by the Clerk of the Board of Guardians, as herein-before directed; and the said Sub-Commissioners shall meet at the Day and Place appointed for the hearing of such Appeals; and the said Clerk shall attend the said Sub-Commissioners, and produce the List of Tenements in the said Parish; and it shall be lawful for such Sub-Commissioners to adjourn their Meeting from Time to Time and from Place to Place, as they shall see fitting and convenient.

Sub-Commissioners to meet and hear and determine the Appeals.

XXI. And be it enacted, That the Commissioner of Valuation shall cause to be produced before such Sub-Commissioners all the Field Books which shall have been transmitted to such Commissioner from the Valuators of any Parish; and it shall be lawful for such Sub-Commissioners to send their Precept or Precepts, under their Hands and Seals, to any Person or Persons whomsoever, to attend and appear and be examined before such Sub-Commissioners; and all and every Person or Persons who shall be called upon or summoned by any such Precept shall and they and he are and is hereby required and directed to attend such Sub-Commissioners at such Time and Times and Place and Places as shall be appointed; and it shall be lawful for such Sub-Commissioners and they are hereby authorized and empowered to examine any Person or Persons upon Oath, or by way of Affirmation or Declaration, (as the Case may be,) and such Sub-Commissioners or either of them shall and they are hereby authorized and empowered to administer such Oath, or Affirmation or Declaration, to any Person or Persons respectively; and all and every such Persons

Field Books to be produced before Sub-Commissioners, who may summon Witnesses;

and examine them on Oath,

or

or Person shall answer upon Oath or Affirmation as aforesaid to all Questions which shall be put to them by such Sub-Commissioners or either of them; and if any Person or Persons shall, upon his, her, or their Examination before such Sub-Commissioners, wilfully and corruptly give false Evidence, every such Person so offending, and being duly thereof convicted, shall be and is hereby declared to be subject and liable to such Pains and Penalties as by any Law in force and effect in *Ireland* Persons guilty of Perjury are subject and liable to.

Persons giving false Evidence liable to be punished for Perjury.

Sub-Commissioners may alter or amend Valuation, who shall transmit a Statement of the same to Clerk of Guardians.

XXII. And be it enacted, That if upon the hearing of any such Appeal it shall appear to the Sub-Commissioners that there is any just Cause of Complaint against such Valuation or any Part thereof, by reason of the Valuation not having been made on a just and proper Estimate of the net annual Value of any Tenement or Tenements, as is herein-before directed, or on any other Account whatsoever, it shall be lawful for such Sub-Commissioners, if they shall see fit, to alter or amend such Valuation; and the said Sub-Commissioners shall make out and sign a Statement of all the Cases in every Parish in which they shall have altered the Value of any Tenement, or otherwise amended the Valuation, or refused to do so, and shall within Six Days transmit the said Statement, so signed, to the Clerk of the Board of Guardians, or other Person by this Act required to act in lieu of such Clerk, who shall forthwith make the same public by all and every the same Ways and Means by which the Lists of Tenements in the Form (A.) to this Act annexed are herein-before required to be made public: Provided always, that in all Cases in which no Clerk shall have been appointed to the Board of Guardians of any Union it shall be lawful for the Poor Law Commissioners to appoint a Person to act in his Stead.

If no Clerk of Guardians the Poor Law Commissioners to appoint one.

Persons aggrieved may appeal from Sub-Commissioners to Sessions of the Peace.

XXIII. And be it enacted, That if any Person or Persons shall find himself or themselves aggrieved by any Order or Decision of such Sub-Commissioners, it shall be lawful for such Person or Persons to appeal to the next Sessions of the Peace to be held, in the Presence of the Assistant Barrister or Recorder, in and for the County, County of a City, or County of a Town in which such Order or Decision shall have been made, provided One Calendar Month shall intervene between the signing of such Statement and the first Day of the Sessions of such District; or if such Sessions shall be held before the Expiration of One Calendar Month next after the signing of such Statement, then such Appeal shall be made to the next following Sessions.

Persons appealing to give Notice to Commissioner of Valuation.

If Cause of Appeal be such as to require Valuation to be altered, Appellant to give like Notice, &c.

XXIV. And be it enacted, That the Person or Persons so appealing as aforesaid shall give or cause to be given at least Fourteen Days Notice in Writing of his or their Intention of appealing as aforesaid, and of the Matter and Cause thereof, to the Clerk of the Board of Guardians, who shall forward the same without Delay to the Commissioner of Valuation, as the Respondent in the said Appeal; and if the Cause of Appeal shall be such as to require Alteration to be made in the Valuation of any Tenement for which any other Person or Persons is or are liable to be rated, the Appellant shall give a like

like Notice to such other Person or Persons; and the Justices and Assistant Barrister or Recorder to whom such Appeal shall be made shall not examine or inquire into any other Cause or Ground of Appeal than such as is stated and specified in the Notice of Appeal; and the Provisions of the said Act passed in the Session of Parliament held in the First and Second Years of Her present Majesty, and of an Act passed in the Second Year of Her said Majesty, intituled *An Act to amend an Act of the First and Second Year of Her present Majesty, for the more effectual Relief of the destitute Poor in* Ireland, and of an Act passed in the Session of Parliament held in the Sixth and Seventh Years of the Reign of Her said Majesty, intituled *An Act for the further Amendment of the Act for the more effectual Relief of the destitute Poor in* Ireland, which require certain Recognizances to be entered into by Parties appealing against a Conviction or Poor Rate under the said Acts, and which empower the Justices and Assistant Barrister or Recorder to award Costs to the Party appealing or appealed against, and which relate to the Jurisdiction of the Sessions of the Peace in certain Cases, shall extend to Appeals made to the Sessions of the Peace under this Act: Provided always, that if the Costs of such Appeal shall be awarded against the Commissioner of Valuation or the Sub-Commissioners, such Costs, when paid by such Commissioner or Sub-Commissioners, together with the necessary Costs incurred by such Commissioner or Sub-Commissioners in defending such Appeal, shall be deemed to be and charged as Part of the Expence of the Valuation.

Provisions of 1 & 2 Vict. c. 56., 2 & 3 Vict. c. 1. and 6 & 7 Vict. c. 92. which require Recognizances to be entered into, and empower Justices, &c. to award Costs, extended to this Act.

Proviso as to Costs awarded against Commissioners.

XXV. And be it enacted, That the Justices and the Assistant Barrister or Recorder before whom any Appeal shall be brought are hereby empowered and required to hear and determine the Matter of such Appeal, and to make such Order therein as to them shall seem fit, which Order shall be final and conclusive on all Parties.

Decision of Justices, &c. to be final.

XXVI. And be it enacted, That the Guardians of the Poor of the Union shall, out of any Funds under their Control, pay to the Clerk of the Guardians the reasonable Expences which he shall have incurred in the Execution of this Act, as well as a reasonable Remuneration for his Expences when absent from the Workhouse under the Requirements of this Act.

Board of Guardians to pay the necessary Expences of the Clerk, &c. incurred in the Execution of this Act.

XXVII. And be it enacted, That so soon as the Valuation of any Union shall have been finally completed in the Manner aforesaid, the said Commissioner of Valuation shall transmit to the Board of Guardians of the Union in which any Townland or Townlands comprised in the said Valuation is or are situate, and to the Town Council of any City, Town, or Borough interested therein, a Copy of the Valuation of the several Tenements in the said Townland or Townlands, in the Form (B.) to this Act annexed, signed by him the said Commissioner of Valuation.

List of Tenements to be sent to Boards of Guardians and Town Councils when the Valuation is completed.

XXVIII. And be it enacted, That every Rate for the Relief of the destitute Poor in every Union which shall be made after Thirty Days from the Time when the Board of Guardians shall have received the Valuation of all the Townlands comprised in the Union, and every

Rates made after Thirty Days from the Time Guardians receive the Valuation, and by Town C un-

cil, shall be made upon Persons liable according to the Valuation. Proviso.

Rate made by any Town Council, shall be made upon the Persons liable to pay the same according to the Valuation so signed and transmitted as aforesaid by the Commissioner of Valuation, and upon no other: Provided always, that nothing herein contained shall be construed to prevent the Board of Guardians, or the Town Council, or the Assistant Barrister and Justices, on Appeal, from altering the Name of any Occupier or immediate Lessor in such Valuation, in case of any Change of Abode or Possession or of any Error or Omission of the Name of such Lessor or Occupier.

So much of Acts 1 & 2 Vict., 2 Vict., and 6 & 7 Vict. c. 92. as authorizes Justices, &c. to quash Rate not to apply to any Rate made in conformity with this Act.

XXIX. And be it enacted, That so much of the said Act passed in the Session of Parliament held in the First and Second Years of the Reign of Her Majesty Queen *Victoria*, and so much of the said Act passed in the Second Year of Her said Majesty, and so much of an Act passed in the Session of Parliament held in the Sixth and Seventh Years of the Reign of Her said Majesty, intituled *An Act for the further Amendment of an Act for the more effectual Relief of the destitute Poor in* Ireland, as may authorize any Justices or Assistant Barrister or Recorder, on Appeal being made to them at Quarter Sessions, to amend, alter, or quash any Rate, on account of the net annual Value assigned therein to any Tenement, shall not extend or apply to any Rate for the Relief of the destitute Poor made and assessed on such Tenement in conformity with the Valuation thereof signed by the Commissioner of Valuation as aforesaid.

Revision of Valuation in certain Cases to take place after the Lapse of One Year.

XXX. And for the Purpose of the Poor Law Assessment, and to provide for the necessary Alteration and Revision of the said net Tenement Valuation from Time to Time, in the Cases of those Tenements the Limits whereof shall become altered, or whereof the Value shall be changed by any Building being erected thereon, or thrown down or destroyed, as the Case may be, be it enacted, That within Ten Days after the First Day of *February* in each Year after the Completion of any such Valuation every Collector of Poor Rates within the said Union shall lay before the Board of Guardians of the Union for which he is a Collector a List of all the Tenements situate within every Townland in the said Union which is within his District the Value of which Tenements shall require Revision for any of the Reasons aforesaid, and the Clerk of the Union shall prepare from the said Lists a full and complete List of all such Tenements, and shall transmit the same, within Twenty Days from such First Day of *February*, to the Commissioner of Valuation, with the Opinion of the said Board of Guardians whether a Revision is necessary on account of such Changes or Alterations; and in Cities, Boroughs, or Towns in which the Provisions of the said Acts of the Ninth Year of the Reign of King *George* the Fourth, and of the Fourth Year of the Reign of Her present Majesty, or either of them, or any local Act empowering Trustees or any other local Body to make local Assessments, shall be in force, the Collector of Poor Rate and the Collector of Borough Rate or Town Rate respectively shall prepare a like List of Alterations of Tenements as aforesaid, and shall deliver the same to the Town Clerk of the Borough or of the Town Council, to be laid before the Town Council, who, if they shall think fit so to do, shall forward the same to the Commissioner of Valuation.

XXXI. And

XXXI. And be it enacted, That after the Receipt of the said List, whether from the Clerk of the Board of Guardians or the Clerk of the Town Council, and within such reasonable Time thereafter as shall be convenient and suitable, the said Commissioner of Valuation shall, if he shall think fit, authorize the Board of Guardians or the Town Council, as the Case may be, to appoint a fit and proper Person to revise the Tenements so requiring Revision, or the said Commissioner of Valuation shall himself cause a Revision to be made of the net annual Value of the Tenements in the several Townlands and Parishes of the said County the Limits or Value whereof shall have been altered as aforesaid, whether such Tenements so altered in Limits or Value shall have been included in the said Lists or not, and so soon as the said Revision shall have been made shall make out and prepare a List of the Tenements so revised as aforesaid, and shall sign the same, and shall transmit a List of such Tenements therein as are rateable to the Poor Rates of any Union to the Guardians of the said Union, in the Form (C.) to this Act annexed, and shall also make and transmit to the Town Council or Commissioners appointed under the said Act of the Ninth Year of His late Majesty King *George* the Fourth a separate Valuation of any such Property or Dwelling Houses as he is herein-before required to value separately, and which shall not have been previously so valued by him as herein-before directed, or which having been previously so valued by him shall require further Valuation for either of the Causes aforesaid.

Commissioner of Valuation shall cause a Revision to be made of such Tenements, and transmit Lists of revised Tenements to the Board of Guardians or the Town Council.

XXXII. And be it enacted, That any Person aggrieved by the Valuation of any Tenement contained in the said Lists of revised Tenements shall have the like Power and Right of Appeal to the Sessions of the Peace as is herein-before given to any Person aggrieved by the Valuation of any Tenement contained in the said Lists of Tenements in Form (C.) to this Act annexed, subject to the same Conditions, and to be exercised in the same Manner and to the same Extent, as the said Power and Right of Appeal in the Case last mentioned.

Appeal may be made to Quarter Sessions against revised Valuation of Tenements.

XXXIII. And be it enacted, That in any Rate to be made after Thirty Days from the Receipt of the said finally revised List of Tenements by the Board of Guardians of any Union or Town Council, the Tenements included in the said List shall be rated according to the Value thereof as set forth in the said List, in place of that specified in such first Lists.

Assessment to Poor Rates thereafter to be made accordingly.

XXXIV. And be it enacted, That it shall be lawful for the Grand Jury of any of the Counties valued under this Act to direct from Time to Time, if they shall think fit so to do, that the Applotment of all County Rates for such County, or any Barony within such County, shall be made according to the Valuation contained in the List of Tenements comprehended within each Townland in every such Barony or Parish within such County; and the Grand Jury of such County shall have Power from Time to Time to appoint an Applotter or Applotters to apportion on the Occupiers of the several Tenements contained in any such Townland or Townlands in such County the Amount

Grand Jury may direct an Applotment to be made according to Valuation contained in List of Tenements, &c.

Nothing to authorize the Levy of County Cess on Houses under 5*l.* Value.

Amount of County Cess to be borne by every such Tenement according to such Valuation as aforesaid, but nothing herein contained shall authorize the Levy of County Cess on Houses whose annual Value shall not exceed Five Pounds.

Grand Jury may direct Applotment to be according to the uniform Valuation.

XXXV. And be it enacted, That it shall be lawful for the Grand Jury of any County in *Ireland*, if they shall so think fit, to direct that the Applotment of all County Rates shall from Time to Time be made upon the several Tenements contained in any Townland of such County in proportion to the Value of each such Tenement, as compared with the gross Amount of the Value of the Townland in which it is situate, as specified in the Valuation Lists prepared as herein-after mentioned by the Commissioner of Valuation, under the Provisions of this Act in that Behalf, or any former Act or Acts for the uniform Valuation of Lands and Tenements in *Ireland*, and by reference to the Maps and Field Books made out under the Direction of the said Commissioner for the Purpose of such uniform Valuation; and in such Case it shall be lawful for such Grand Jury from Time to Time to appoint an Applotter or Applotters to apportion accordingly on each such Tenement the Amount of County Cess to be borne by the same respectively.

Expence of Applotment may be presented by Grand Jury.

XXXVI. And be it enacted, That it shall be lawful for the Grand Jury in such respective Cases and they are hereby authorized to present such Sum as they shall think fair and reasonable to be paid for the due Preparation of the first Applotment to be made according to either of the Valuations aforesaid: Provided always, that for every subsequent Applotment, or Correction of any such Applotment as aforesaid, the Amount to be presented for such subsequent or corrected Applotment shall not exceed One Farthing in the Pound on the gross Amount of the Sum applotted.

If no Applotters appointed by Grand Jury the Applotters shall be appointed under 6 & 7 W. 4. c. 116.

XXXVII. And be it enacted, That if the Grand Jury shall not in either of the Cases aforesaid have appointed an Applotter or Applotters, then the respective Applotter or Applotters shall be appointed under the Provisions of an Act of the Sixth and Seventh Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to consolidate and amend the Laws relating to the Presentment of Public Money by Grand Juries in* Ireland, and shall make an Applotment pursuant to the Directions given by the Grand Jury for either of such Modes of Applotment as aforesaid, as the Case may be.

If no Directions be given by Grand Jury, the Applotters shall applot according to the Provisions of last-recited Act.

XXXVIII. And be it enacted, That in case no Order or Direction be given as aforesaid by the Grand Jury as to the Manner in which Applotments and Assessments for Grand Jury Cess shall be made as aforesaid, the same shall be applotted and assessed according to the Provisions of the said Act of the Sixth and Seventh Years of the Reign of His late Majesty King *William* the Fourth.

In addition to the Tenement Valuation an additional Valuation to be

XXXIX. And be it enacted, That, in addition to the Tenement Valuation according to the net annual Value, an additional Valuation for the Purposes of County Assessment shall be made with reference to

to the average Prices of the several Articles of agricultural Produce in the said recited Act of the Sixth and Seventh Years of the Reign of His late Majesty King *William* the Fourth, and herein-after specified; (that is to say,)

made for the Purposes of County Assessments, according to the Prices of agricultural Produce.

Wheat at the general average Price of Ten Shillings *per* Hundred Weight of One hundred and twelve Pounds:

Oats at the general average Price of Six Shillings *per* Hundred Weight of One hundred and twelve Pounds:

Barley at the general average Price of Seven Shillings *per* Hundred Weight of One hundred and twelve Pounds:

Potatoes at the general average Price of One Shilling and Sevenpence *per* Hundred Weight of One hundred and twelve Pounds:

Butter at the general average Price of Sixty-nine Shillings *per* Hundred Weight of One hundred and twelve Pounds:

Beef at the general average Price of Thirty-three Shillings *per* Hundred Weight of One hundred and twelve Pounds:

Mutton at the general average Price of Thirty-four Shillings and Sixpence *per* Hundred Weight of One hundred and twelve Pounds:

Pork at the general average Price of Twenty-five Shillings and Sixpence *per* Hundred Weight of One hundred and twelve Pounds.

Valuation of Houses for County Assessment.

XL. And be it enacted, That for the Purposes of County Assessment all Houses comprised in the County Valuation hereby directed to be made shall be valued at the Sum or Rent for which each House could be let by the Year, deducting therefrom One Third Part of such Sum or Rent; and no House valued at a less Sum or Rent by the Year than Five Pounds shall be included in the said Valuation.

Outbuildings and Appurtenances to be valued with the House.

XLI. And be it enacted, That for the Purposes of such County Valuation all Outbuildings, Barns, Stables, Warehouses, Yards, and Offices belonging or contiguous to any House, and occupied therewith by One and the same Person or by the same Persons, or his or their Servants, as One entire Concern or undivided Tenancy or Holding, shall be valued together with such House, and be deemed and taken to be Parcel thereof.

All Flour Mills, &c., with their effective Water-power, to be valued.

XLII. And be it enacted, That for the Purposes of such County Valuation all Flour, Corn, Flax, or other Mills or Buildings erected for manufacturing or other Purposes, together with the Water-power thereof, shall be included in such Valuation, provided that the Water-power of any such Mill or Manufactory be only valued so far as it may be actually used, and that such Valuation shall not extend to or include the Value of any Machinery contained within such Mill or Manufactory.

Commissioner of Valuation shall distinguish all Houses of a public Nature, or used for charitable Pur-

XLIII. And be it enacted, That for the Purposes of such County Assessment, in making out the Lists or Tables of Valuation hereinafter mentioned, of the several Parishes within each Barony, and of the Townlands or other Sub-Denominations or Divisions of Land within

poses, which shall be exempted from Applotment, &c. for County Cess, &c.

within every such Parish, as herein-after specified, the Commissioner of Valuation shall distinguish all Houses, Lands, or Tenements of a public Nature or used for charitable Purposes, and the Value of the same shall be deducted from the gross Amount of the Valuation of the Houses, Lands, and Tenements comprised in each such List or Table; and all such Houses, Lands, or Tenements so distinguished and deducted shall be exempt from Applotment or Assessment for or towards all County Cess Charges and Parish Rates whatsoever, so long as they shall continue to be of a public Nature or used for charitable Purposes; and the Lists, Tables, or Valuations so reduced shall be deemed to be the Lists, Tables, or Valuations whereby all Grand Jury Rates shall be assessed and levied, as herein-after provided.

No Houses to be exempted from Applotment unless altogether of a public Nature, or used exclusively for charitable Purposes.

XLIV. And be it enacted, That for the Purposes of such County Assessment no Houses, Lands, or Tenements shall be deemed to be of a public Nature or used for charitable Purposes, within the Meaning of this Act, unless such Houses, Lands, or Tenements shall be altogether of a public Nature, or used exclusively for charitable Purposes; provided nevertheless, that the Committee of Appeal and Committee of Revision respectively in each County shall, as herein-after provided, have Power and Authority to consider and determine the Justice and Propriety of all such Exemptions, and to make Order allowing or disallowing the same accordingly.

Grand Juries at Assizes shall appoint Committees of Appeal for each Barony, and a general Committee of Revision for the County.

XLV. And be it enacted, That at the next ensuing Assizes after the Receipt of the Notification of the Appointment of such Commissioner of Valuation (or at any succeeding Assizes, if need be,) the Grand Jury of such County shall nominate and appoint Committees for the several Baronies within every such County respectively, each consisting of not less than Three nor more than Five of such Grand Jurors, or Persons who have served upon Grand Juries, together with any Number of Magistrates, not more than Five, resident within such County, each to be called a Committee of Appeal on Valuations for the Barony or Baronies to be named and appropriated to each Committee; and every such Committee shall sit and meet within the Barony or Baronies for which such Committee shall be appointed, at such Times as shall be required for the Execution of the Purposes of this Act; and such Grand Jury shall also in like Manner nominate and appoint One General Committee, to consist of not less than Seven nor more than Twelve Persons who have served on Grand Juries, or who are Magistrates resident within such Counties, to be called a Committee of Revision of Valuations for the County, and such Committee shall sit and act under the Directions of this Act; and when it shall happen that any such Committee of Appeal or Committee of Revision respectively shall not have assembled, or shall not have received Notice to assemble, at any Time previous to the Assizes next ensuing such their Appointment respectively, the Grand Jury at such next ensuing Assizes shall nominate and appoint a Committee or Committees of Appeal and a Committee of Revision, as the Case shall require, either by Re-appointment of the former Members or any of them, or by the Appointment of any other Person or Persons to be Members

Members of such Committees respectively; and the Appointment of such Committee shall be made, and Lists thereof respectively shall be delivered, by such Grand Jury, to the Court, before any Presentment for any Road or Bridge shall be fiated by the Judge at any such Assizes.

Lord Lieutenant may appoint Assessors to such Committees.

XLVI. And be it enacted, That it shall be lawful for the said Lord Lieutenant, on the Application of any such Commissioners, or when it shall seem expedient to him so to do, to appoint any practising Barrister to be an Assessor to any such Committee, either to assist such Commissioner, or in the Place or instead of such Commissioner; and such Commissioner, or in his Absence such Assessor, shall attend and act as Chairman of such Committee of Appeal or Revision; and such Committee so constituted shall decide on all Questions which shall come before them by a Plurality of Voices; and in case any such Committee shall be equally divided, the Commissioner of Valuation, or in his Absence the Assessor, being Chairman, shall have the casting Vote.

As to Decisions of Questions by Committees.

When Valuation Lists are received by the Commissioner of Valuation, he shall reduce the net annual Valuation of Townlands to the relative Scale as provided for Grand Jury or County Assessments.

XLVII. And be it enacted, That when the net annual Value of the several Tenements contained in the Valuation Lists of the several Parishes and Townlands in any Barony or County of a City or County of a Town shall have been approved of by the Sub-Commissioners of Valuation, or in case of Appeal shall have been amended by them, or by the Justices and Assistant Barrister, and when such Lists shall have been received by the Commissioner of Valuation, he shall make such proportionate Alterations in such net annual Valuation as may be requisite to reduce such Valuation to the relative Scale of Value deduced from the Table of the average Price of agricultural Produce and of Houses, as hereinbefore mentioned; and the Sum of the Value so reduced within any Townland shall be deemed to be the Value of such Townland for such Grand Jury or County Purposes.

Commissioner shall make out from such Lists a List of the Parishes, Townlands, &c., and their Contents and Valuation, and transmit it to the High Constable, with Notice of the Day of Appeal.

XLVIII. And be it enacted, That the Commissioner of Valuation shall prepare and make out from such Lists of Townlands the Valuation of which shall have been so reduced a complete List or Table, in the Form (D.) to this Act annexed, of such reduced Valuation of the several Parishes within such Barony, and of the Townlands within every such Parish respectively, distinguishing the Number of Acres contained in every Townland within such Parish, and the total Value of the Land and Houses in every such Parish respectively, according to the Survey thereof and of such Valuation thereof; and such Commissioner of Valuation shall transmit printed Copies of such List, in the Form (D.) annexed to this Act, to the High Constable or other Collector of the County Cess or Grand Jury Rate in or for the Barony, and shall at the Foot of such List specify the Day and Place appointed by such Commissioner of Valuation for the meeting of the Committee of Appeal, and which Day shall not be longer than Six Weeks after the Day of the Transmission of such List to such High Constable.

XLIX. And

High Constable shall send Copies to Churchwardens of each Parish, who shall post them on Church and Chapel Doors, &c.

XLIX. And be it enacted, That every Constable or Collector to whom any such List shall be transmitted as aforesaid shall transmit Copies of each such List to the Churchwardens or Churchwarden of every Parish within such Barony; and every such Churchwarden, within Ten Days after the Receipt of such List, shall post and affix a Copy thereof on the principal outer Door of the Church, and of any One Roman Catholic Chapel and of any One Presbyterian Meeting House within such Parish, there to remain affixed for Two successive *Sundays* after the affixing thereof; and if any such Copy of any such List shall be removed from the Church or other Place where the same shall have been posted or affixed as aforesaid, or shall be destroyed or defaced, at any Time within Fourteen Days after the affixing the same, the Churchwardens or Churchwarden shall post and affix, or cause to be posted and affixed, a new Copy of every such List on the Door of such Church, Chapel, or Meeting House respectively, and so from Time to Time when any such Copy shall be so destroyed or defaced.

If Lists destroyed new ones to be posted up.

Churchwardens shall call a Vestry to consider the Lists, and determine on the Necessity or Propriety of appealing against them.

L. And be it enacted, That within Ten Days next after the Receipt of the Copy of any such List as aforesaid public Notice shall be given by the Churchwardens or Churchwarden, in the usual Manner of Notices given for holding Vestries in such Parish, that a Select Vestry will be holden in and for such Parish on some Day to be named in such Notice, not being less than Ten Days nor more than Fourteen Days from the *Sunday* on which any such List shall have been first affixed on the Door of the Church and other Place or Places of Public Worship in such Parish, for the Purpose of taking such List into consideration, and to determine on the Necessity or Propriety of appealing against such List; and such Vestry so assembled shall proceed to take such List into consideration, and may adjourn from Time to Time to any Day not more than Ten Days distant from the first Day of Meeting.

Select Vestry shall consist of Persons having paid 20*s.* per Annum to County Cess, or being Justices of the Peace, or Freeholders of 20*l.* or upwards.

LI. And be it enacted, That no Person shall be admitted or entitled to attend or to vote at any such Select Vestry to be holden for the Purposes last aforesaid, except such Persons as are hereafter described; (that is to say,) such Persons as shall have actually paid and satisfied County Cess Charges or Grand Jury Rates for Lands or Tenements in such Parish to the Amount of Twenty Shillings within Twelve Calendar Months next preceding the Day of holding any such Vestry, and Persons who shall be Justices of the Peace, qualified to act as such within such Parish, and Persons seised respectively of Freehold Estate situate within such Parish of the Value of Twenty Pounds or upwards (not arising from a Rent-charge), and duly registered as such under any Act or Acts in force relating to the Election of Members of Parliament in *Ireland*, and of which Registry such Persons shall produce a Certificate signed by the Clerk of the Peace; and if any Person shall attend or vote, or shall claim or offer to attend or vote, at any such Select Vestry, not being qualified in such Manner as is herein-before stated, every such Person shall for every such Offence forfeit the Sum of Ten Pounds.

Penalty on Persons voting not being qualified.

LII. And

If Vestry agree to appeal for the Parish or for any Townland, a Memorandum thereof and of the Grounds of Appeal shall be sent to the Commissioner of Valuation.

LII. And be it enacted, That if on the first Day of the Meeting of such Vestry, or at any adjourned Meeting of such Vestry which shall be held on any Day not more than Ten Days distant from such first Day of Meeting, it shall be determined that an Appeal shall be made against any Valuation contained in such List, in respect of the Valuation of the whole of such Parish, as compared with any other Parish within the Barony, or if it shall appear to such Vestry that the Owners or Occupiers of the greater Portion in Extent and Value of Lands situate in any Townland within the Parish in which such Vestry shall be held shall be desirous of appealing against the Valuation of any such Townland, as compared with that of any other Townland or Townlands within the said Barony, it shall be lawful for such Vestry to direct that such Appeal shall be made by such Vestry on behalf of such Parish, or by certain Persons to be named at such Vestry on behalf of the Owners or Occupiers of Land within any such Townland as aforesaid; and a Memorandum of the Agreement to make such Appeal, or some Minute or Entry of the same, and of the Grounds of such Appeal, shall be stated in Writing, and shall be entered in the Books of such Vestry, or in some Book to be kept for that Purpose, and shall be signed by the Chairman of such Vestry and Four other Persons present at such Vestry; and a Copy of the Memorandum of such Agreement, and the Grounds of such Appeal, shall be transmitted by the Chairman of such Vestry, within Two Days after such Meeting, to the Commissioner of Valuation for the County in which such Parish shall be situate, and shall be held to be sufficient Notice on the Part of such Parish or Townland of their Intention to appeal.

Select Vestry may appeal against any Valuation contained in any Table or List, or against the Formation of the same, &c.

LIII. And be it enacted, That it shall and may be lawful for any Select Vestry to appeal against any Valuation contained in any Table or List, or against the Formation of any Table or List prepared under Authority of this Act, on the Ground of any Houses, Lands, or Tenements having been improperly considered as of a public or charitable Nature, and distinguished or deducted from any List or Valuation accordingly, whether such Houses, Lands, or Tenements be situate in the Parish wherein such Vestry may be holden, or in any other Parish of the same Barony; and that such Appeal shall be determined upon, and a Memorandum of the Agreement so to appeal made, and like Notice thereof given, as in Case of Appeal on any Ground whereupon it may be lawful to appeal by virtue of the Provisions of this Act.

Where there shall be no Churchwarden High Constable to transmit Copies of Valuation List to Two Landholders, who shall summon a Special Vestry for the Consideration of the same.

LIV. And be it enacted, That in any Parish or Place in which there may be no Churchwarden or Churchwardens the High Constable shall transmit Copies of the Valuation List to some Two Landholders resident within such Parish or Division, who shall post the same in like Manner as the Churchwardens of any Parish have been herein-before required to do, and shall summon a Special Vestry to meet for the Consideration of such List, at some convenient Time and Place within such Parish or Place, and notify the Time and Place appointed for the meeting of such Vestry by Notices to be posted in like Manner as the said Lists are herein-before directed to be posted; and the Special Vestry so summoned shall have all

such Power and Authorities in respect of such Lists, and appealing against the same or any Part thereof, and shall be constituted in like Manner, and subject to the same Rules and Regulations, as any Special Vestry summoned by any Churchwardens for the Purposes of this Act.

Notice to be given by Commissioner to Secretary of Grand Jury, and by Secretary of Grand Jury to Committee of Appeal, of Day and Time appointed for hearing Appeals.

LV. And be it enacted, That the Commissioner of Valuation by whom such List of the Valuations of the several Parishes and Townlands in any Barony of any County shall be transmitted to the High Constable or Collector, as by this Act is required, containing such Notice of the Day and Place appointed by such Commissioner for the hearing Appeals against any Valuation specified in such List, shall, within Seven Days next after the transmitting such List to such High Constable or Collector, give and transmit Notice in Writing to the Secretary of the Grand Jury of such County of the Day and Place so appointed for the hearing of such Appeals; and such Secretary of the Grand Jury shall give Notice of the Day and Place so appointed for the hearing of such Appeals, by Letters addressed to each and every of the Persons who shall have been nominated and appointed by the Grand Jury in pursuance of this Act to be the Committee of Appeal against Valuations in and for such Barony; and such Secretary of the Grand Jury shall also give Notice of such Day and Place of meeting by an Advertisement to be inserted in some public Newspaper usually circulated in such County, in some Publication of such Newspaper Fourteen Days at least before the Day appointed for such Meeting.

Commmittee of Appeal may hold Meetings, and adjourn from Time to Time.

LVI. And be it enacted, That it shall be lawful for such Committee of Appeal to assemble at the Day and Place appointed, for the hearing of all Appeals of which such Notice shall have been given as aforesaid, and that such Place shall be the usual Place of holding Sessions of the Peace within the Barony, unless some other Place shall be specially appointed in the Notice for the sitting of such Committee of Appeal and for the hearing such Appeals; and it shall be lawful for such Committee of Appeal to adjourn from Time to Time as they shall see fitting and convenient.

Valuation Lists shall be produced before Committee of Appeal, who may summon Witnesses;

LVII. And be it enacted, That the Commissioner of Valuation shall produce or cause to be produced before such Committee of Appeal all or any of the Tenement Valuation Lists which shall have been approved or amended by the aforesaid Sub-Commissioners of Valuation, or by the Justices and Assistant Barrister of the County, in case the same shall be required by such Committee; and it shall be lawful for such Committee of Appeal to send their Precept or Precepts under their Hands and Seals, or the Hands and Seals of any Two of them, or under the Hand and Seal of the Commissioner of Valuation, or in his Absence of the Assessor to be appointed as aforesaid, to any Person or Persons whomsoever, to attend and appear and be examined before such Committee of Appeal; and all and every Person or Persons who shall be called upon or summoned by any such Precept shall and they and he are and is hereby required and directed to attend such Committee of Appeal, at such Time and Times and Place and Places as shall be appointed; and it shall be

and examine them on Oath.

lawful

lawful for such Committee of Appeal, or any Member thereof, and they and he is and are hereby authorized and empowered, to examine any Person or Persons upon Oath (or Affirmation), and such Committee or any Member thereof (Three or more of the Members of such Committee being present) shall and may and are and is hereby authorized and empowered to administer such Oath or Affirmation to any Person or Persons respectively; and all and every such Persons or Person shall answer upon Oath or Affirmation as aforesaid to all Questions which shall be put to them by such Committee or any Member thereof; and if any Person or Persons shall, upon his, her, or their Examination before such Committee, wilfully and corruptly give false Evidence, every such Person so offending, and being thereof duly convicted, shall be and is hereby declared to be subject and liable to such Pains and Penalties as by Law in force and effect in *Ireland* Persons guilty of Perjury are subject and liable to.

Persons giving false Evidence liable to Punishment for Perjury.

LVIII. And be it enacted, That if upon the hearing of such Appeal it shall appear to such Committee of Appeal that there is any just Cause of Complaint against such Valuation or any Part thereof, either by reason of the Disproportion of the Valuation of any Parish or Townland, as compared with the Valuation of any other Parish or Townland, or by reason of the Valuation not having been made with reference to the relative Scale of Value fixed for such Valuation by this Act, it shall be lawful for such Committee of Appeal, if they shall think fit, to alter or amend such Valuation, or, if they shall consider a new Valuation to be necessary, to direct that a new Valuation shall be made of any Parish or Townland or Parishes or Townlands contained in such Valuation, by some Valuator or Valuators, not being the same who were employed or engaged in making the Valuation appealed against; and such Committee shall order that such new Valuation shall be made, and produced before such Committee on a Day to be appointed for that Purpose by the said Committee, to which Day it shall be lawful for such Committee of Appeal to adjourn accordingly; and at such adjourned Meeting of such Committee of Appeal it shall be lawful for the said Committee of Appeal, and they are hereby authorized and required, to compare such new Valuation with the former Valuation of the same Parish or Townland or Parishes or Townlands appearing in the Field Books made on the first Valuation thereof respectively, and to make such Alterations or Amendments in the Amount of such first Valuation, or otherwise to confirm the same in such Manner as to such Committee of Appeal shall appear to be consistent with the Justice of the Case.

Committee of Appeal may direct Revaluation, or amend or confirm the original Valuation.

LIX. And be it enacted, That it shall be lawful for such Committee of Appeal to ascertain and allow the Amount of any Costs incurred by or on behalf of any Parish in the bringing and hearing of any such Appeal; and the Amount of all such Costs, so ascertained and allowed, shall be assessed and applotted by the Churchwardens or Churchwarden of such Parish, either on the Inhabitants of the whole of such Parish, or on the Inhabitants of any Townland or Townlands within such Parish in respect of which such Appeal shall have been made, and shall be levied on such Inhabitants in like Manner and in such

Costs by Parishes on Appeal may be ascertained by Committee, and levied as other Parish Rates.

such Proportions as any Assessment or Applotment on any such Inhabitants in respect of any Church Rates or other Parish Charges may be assessed, applotted, and levied.

Decision of Committee of Appeal conclusive, if Commissioner or Assessor assent, otherwise to be subject to the Review of the Committee of Revision.

LX. And be it enacted, That in case of Appeal the Decision of such Committee of Appeal shall be conclusive in all Cases where such Decision shall be concurred in and approved of by the Commissioner of Valuation, or in his Absence by the Assessor to be appointed as aforesaid, and sitting as Chairman of such Committee of Appeal: Provided always, that in case it shall happen that such Commissioner of Valuation or Assessor respectively sitting as such Chairman as aforesaid shall disagree from the Decision of such Committee of Appeal, it shall and may be lawful for such Commissioner or Assessor to submit such Decision to the Committee of Revision for such County, at the Time when the Valuation of all the Baronies within the County shall be submitted to the Review of such Committee of Revision in manner herein-after mentioned; but until the Decision of such Committee of Revision shall have been obtained the Valuation determined on by the Majority of the Committee of Appeal shall be acted on in the same Manner as if such Appeal to the Committee of Revision had not been made by the Commissioner of Valuation or his Assessor.

Committee of Appeal may direct a new Valuation to be made of certain Parishes, &c. although no Appeal shall have been lodged in respect thereof.

LXI. And be it enacted, That where an Appeal shall have been made to any Committee of Appeal, under the Provisions of this Act, by or on behalf of any Parish, or the Owners or Occupiers of Land within any Townland of any Parish, against the Valuation or any Part of the Valuation of the same, or of any other Parish or Townland or Townlands within the same Barony, and it shall appear to such Committee of Appeal that just Cause has been shown to warrant such Committee to direct that a new Valuation shall be made of any such Parish or Parishes, Townland or Townlands, in respect of or on behalf whereof such Appeal may have been made, then and in such Case it shall and may be lawful for the said Committee of Appeal, with the Consent of the Commissioner of Valuation for such County or of his Assessor, to direct that a new Valuation shall in like Manner be made of any other Parish or Parishes, Townland or Townlands, within the same Barony, the Valuation whereof shall appear to the said Committee to have been defective or erroneous in the same respects, or to which the same Ground of Appeal may appear justly applicable, although no such Appeal shall have been made in respect of or on behalf of such other Parish or Parishes, Townland or Townlands: Provided always, that, except in such last-mentioned Case, such Valuation shall be conclusive in all Cases where no Appeal shall have been made to such Committee of Appeal against any such Valuation within the Time directed by this Act.

Except in a certain Case, Valuation to be conclusive.

When the Valuation of any Barony has been made and decided on, a List of the several Parishes, and the Divisions of Land within

LXII. And be it enacted, That when and as the Valuation of any Barony within a County shall have been made by such Valuators, and transmitted to the Commissioner of Valuation, and decided on by the Committee of Appeal, the said Commissioner of Valuation shall prepare and make out, in the Form of the Schedule (D.) to this Act annexed, a List or Table of the several Parishes within such

such Barony, and of the several Townlands within each such Parish, distinguishing the Number of Acres contained in every such Parish and Townland, and the Value of the Lands and Houses in each such Parish or Townland respectively, according to the Survey and Valuation thereof so decided upon; and each such List or Table shall be signed by the said Commissioner of Valuation or his Assessor and Three Members of the said Committee of Appeal, and shall be transmitted, so signed, to the Chief Secretary of the said Lord Lieutenant, and a Copy thereof shall be published in some Newspaper circulated in the County to which such Valuation shall relate; and from and after the End of the Assizes next ensuing the Day of such Publication, and until the End of the Assizes next ensuing the Day on which the List and Valuation of all the Baronies within the same County, as completed and agreed on by the first or preliminary Committee of Revision appointed under the Provisions of this Act, shall have been published, but no longer, all Grand Jury Rates, and the usual and accustomed Proportion of all County Cess Charges whatsoever imposed or to be imposed on such Barony by Presentments of the Grand Jury, or to be raised off such Barony or any Parish and Division thereof, and all Parish Rates imposed or to be imposed or levied off any Parish or Townland of such Barony under the Authority of any Law or Statute, shall be assessed and levied off such Barony, and off every Parish and Townland therein, according to the Proportions specified in such List and Valuation so signed and published as herein-before directed.

the same, shall be prepared and published.

During the Period herein described, all County Cess, &c. shall be levied according to the Proportions specified in such List.

LXIII. Provided always, and be it enacted, That the Publication of the List and Valuation of any Barony by Order of the Committee of Appeal, under the Provisions of this Act, shall not alter or affect the relative Proportion of County Cess or Charges which by any Laws or Usage may be or have been borne by such Barony as compared with any other Barony or Baronies.

Publication of List, &c. not to affect the relative Proportion borne by such Barony.

LXIV. And be it enacted, That when and so soon as the Valuation of all the Parishes within any Barony shall be completed the Commissioner of Valuation shall make out a Copy of the Valuation Lists of each Parish, and shall deliver such Copy of the Valuation Lists, attested by his Signature, to the Treasurer of the County, who shall keep the same in his Office.

When Valuation of Barony is completed, Commissioner to deliver a Copy of Valuation Lists to Treasurer of County.

LXV. And be it enacted, That when and so soon as the Valuation of all the Baronies within any County shall have been made by such Valuators as aforesaid, and transmitted to the Commissioner of Valuation, and decided on by such Committee of Appeal, the said Commissioner shall prepare and make out a List or Table, in the Form contained in Schedule (E.) to this Act annexed, of all the several Baronies within such County, specifying the Number of Acres within each such Barony, according to the Survey made thereof by the Officers of Ordnance, and the total Value of the Lands and Houses in such Barony, according to the Valuation thereof by such Valuators pursuant to the Directions of this Act, and shall transmit a Copy of such List or Table, signed by such Commissioner, and dated on the Day of the Transmission thereof, to the Secretary of the Grand

When Valuations of all the Baronies in any County are completed, Commissioner shall send List thereof to Secretary of Grand Jury, who shall summon the Committee of Revision.

Jury of such County, and shall at the Foot of the Copy of such List specify the Day appointed by such Commissioner of Valuation for the meeting of the Committee of Revision of the said County at the County Court House of the said County, for the Revision of the Valuation of the said Baronies, which Day shall not be sooner than Eight Weeks next after the Date of the Copy of such List signed by such Commssioner; and such Secretary of the Grand Jury shall give Notice of the Day and Place appointed for the Revision of such List, by Letters addressed to each and every of the Persons who shall have been nominated and appointed by the Grand Jury in pursuance of this Act to be the Committee of Revision for such County; and such Secretary of the Grand Jury shall also give Notice of such Day and Place of Meeting of such Committee of Revision, by an Advertisement to be inserted in some public Newspaper usually circulated in such County, in some Publication of such Newspaper Six Weeks at least before the Day appointed for such Meeting.

Notice to be given of Meeting of Committee of Revision.

Committee of Revision may examine Valuations of Baronies in the Lists, and amend the same so as to make them just and proportionate with each other.

LXVI. And be it enacted, That at the Day appointed for the Meeting of such Committee of Revision the Members of such Committee of Revision, together with the Commissioner of Valuation or his Assessor, shall meet together in the Court House of such County, and shall there proceed to inquire and consider and determine whether the several Baronies of the said County have been equally and properly valued, pursuant to the Directions of this Act, with reference to the relative Scale of Value fixed for such Valuation by this Act, and also with reference to the respective Valuations of the several Baronies as compared with each other; and the said Commissioners of Valuation shall produce or cause to be produced before the said Committee of Revision, if they shall require the same, all the Lists containing the Valuation of the several Parishes within the several Baronies of the said County, and such Lists shall and may be consulted, perused, and examined by the said Committee of Revision, or any Member thereof; and if upon such Examination or otherwise it shall appear to such Committee of Revision that any excessive or defective Valuation has been made of any Barony, or that the relative Scale of Value required by this Act has not been adhered to in such Valuation, or on any Account whatsoever, it shall be lawful for such Committee of Revision to correct any Errors which may appear to them upon Examination and Inquiry to have been made in such Valuations, so as to make the Valuation of the respective Baronies just and equal and in due Proportion with each other; and it shall be lawful for such Committee of Revision to adjourn from Time to Time as they shall see fitting and convenient.

Committee of Revision may alter the Valuation of any Division of a Barony, as well as of the whole Barony.

LXVII. And be it enacted, That when any such Committee of Revision shall think fit to alter the Amount of the Valuation of any Barony, as compared with any other Barony, it shall and may be lawful for them to alter the Amount of the Valuation of any Parish or Townland of such Barony, in such Manner and to such Extent as the said Committee shall think just with regard to the Reason or Principle on which the gross Amount of the Valuation of such Barony may have been altered by them.

LXVIII. And

Fractions of a Pound may be rejected from the Valuation of the whole Barony, &c.

LXVIII. And be it enacted, That all fractional Parts of a Pound Sterling may be rejected from the total Value of any Barony, Parish, or Townland as stated in any List and Valuation prepared under Authority of the said recited Acts or this Act, for the Purpose of computing the Proportions in which the same shall be respectively rated.

When Committee of Revision have come to a Decision, the List to be signed, and a Copy published.

LXIX. And be it enacted, That when the Committee of Revision shall have come to a Decision, the List of the several Baronies, and the Valuation thereof, as confirmed or amended, shall be signed by the Commissioner of Valuation or by the Assessor, and by Three at least of the Members of the said Committee of Revision appointed by the Grand Jury, and a Copy thereof, according to the Form of the Schedule (F.) to this Act annexed, or in such other Form as shall be approved by the Judge and Grand Jury at any Assize to be holden for such County, shall be published in some public Newspaper circulated in the County to which such List and Valuation so signed shall relate; and from and after the End of the Assizes next ensuing the Day on which such List and Valuation so signed shall be published as aforesaid all County Cess and Charges whatsoever, and all Grand Jury Rates imposed or to be imposed on any such County by Presentments of the Grand Jury, or to be raised off such County, or any Barony, Parish, or Townland thereof, and all Parish Rates imposed or to be imposed or levied or to be levied under the Authority of any Act or Acts of Parliament shall be assessed and levied off such County, and off every Barony, Parish, or Townlands therein, according to the Proportions specified in such List and Valuation so published, until and unless the same shall be revised or altered by a Committee of Revision re-assembled as herein-after provided, and no longer.

After the End of the Assizes next ensuing the Publication of the Valuation, all Charges and Rates shall be levied according to the Proportions of that Valuation.

List and Valuation of the Baronies, when finally settled by Committee of Revision, shall be published in the Dublin Gazette.

LXX. And be it enacted, That a Copy of the Schedule agreed upon and signed as aforesaid by the Committee of Revision, according to the Form of the Schedule (F.) to this Act annexed, or in such other Form as shall be approved by the Judge and Grand Jury at any Assizes to be holden for such County, shall be transmitted to the Chief Secretary of the Lord Lieutenant, and he shall cause the same to be published in the *Dublin Gazette* within Thirty-one Days next after he shall have received such Lists, so signed by such Commissioner and Committee, or Three Members hereof; and the several Field Books and other Documents shall be transmitted by the Commissioner of Valuation to the Office of the Chief Secretary to the Lord Lieutenant of *Ireland* in *Dublin Castle*, to be there arranged and kept as may be most for Convenience and Security, and a Copy of such Field Books shall be furnished by such Commissioner of Valuation to the Treasurer of the County.

After such Publication all County Cess shall be levied according to the Sums and Proportions in such Valuation.

LXXI. And be it enacted, That from and after the End of the Assizes next ensuing the Day on which such List and Valuation, so signed and settled by the said Committee of Revision as aforesaid, shall be published in the *Dublin Gazette*, all County Cess Charges whatsoever, and all Grand Jury Rates imposed or to be imposed on such

such County, by Presentments of the Grand Jury, or to be raised off such County or any Barony, Parish, or Townland thereof, shall be levied according to the Proportions specified in such List and Valuation so published, and not otherwise, any Law, Usage, or Custom, or any former Assessment or Valuation, to the contrary in anywise notwithstanding.

A new Valuation to be made of every County Fourteen Years after former Valuation, either under this Act or former Acts.

LXXII. And for the Purpose of providing for the necessary Revision of the Valuations made under the Provisions of this Act in consequence of Changes that may have taken place in the gross Amount of the Value of the several Townlands, be it enacted, That at or after the Termination of Fourteen Years from the Period of the meeting of the Committee of Revision of any County, or of the Committee of Appeal for any County of a City or County of a Town, with reference to the Valuation under this Act or any former Act or Acts for the uniform Valuation of Lands and Tenements in *Ireland*, it shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, if he shall think fit so to do, to direct the Commissioner of Valuation to commence a new Valuation of any County, County of a City, or County of a Town in *Ireland*, and shall cause Notice to be given to the Grand Jury of such County, County of a City, or County of a Town, previous to such Direction by Letter from the Chief Secretary of the Lord Lieutenant, addressed to the Secretary of the Grand Jury of such County, County of a City, or County of a Town, and also cause Notice to be given to the Clerk of the Boards of Guardians of the several Unions or Parts of Unions contained within such County, and the said Commissioner shall proceed therein as in the first Valuation of the said County made under the Provisions of this Act, and the Grand Jury of the said County, County of a City, or County of a Town, and all Officers thereof, and every public Officer or other Person duly authorized, shall perform all Acts required to be done by them or him, in the same Manner and within the same Periods as herein-before is provided for the first Valuation of the said County, County of a City, or County of a Town, and shall have the same Powers, Privileges, and Immunities, in the Performance of their respective Duties; and the said new Valuation, when completed, shall have the same Effect and Operation, to all Intents and Purposes, as the former Valuation, and shall supersede the same; and that which is hereby enacted in relation to such first Valuation shall apply in due Course, and under the same Circumstances and Conditions, to such new Valuation as aforesaid.

Counties valued under the Provisions of former Acts to be valued again under this Act, if Grand Jury shall apply.

LXXIII. And be it enacted, That on the Application of the Grand Jury of any County which has been valued under the Provisions of any former Acts or Act for the uniform Valuation of Lands and Tenements in *Ireland*, it shall be lawful for the Lord Lieutenant to direct the Commissioner of Valuation to value such County again, in conformity with the Provisions of this Act, and thereupon the Provisions of this Act shall apply to such County in like Manner as to any County herein-before specified which has not been valued by the said Commissioner of Valuation before the passing of this Act.

LXXIV. And

LXXIV. And for the Purpose of determining the Contents of Tenements from the Detail afforded by the Ordnance Survey of *Ireland*, be it enacted, That in all Revisions of the Valuation the latest revised Publication of any of the Plans of such Ordnance Survey shall be used by the Valuators employed in that Behalf. For Revisions, latest Publication of Ordnance Survey to be used.

LXXV. And be it enacted, That from and after the passing of this Act it shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland* to order and direct that a Salary, not exceeding the Rate of Three Guineas *per* Day, shall be paid to the Commissioner of Valuation appointed under the Authority of the said first-mentioned Act or this Act, during the Time he shall be so employed, together with such Allowance for travelling and other Expences, not to exceed One Guinea *per* Day, as may be ordered and directed by the Lord Lieutenant. A Salary not exceeding Three Guineas per Day, with travelling Expences, to be paid to the Commissioner.

LXXVI. And be it enacted, That it shall be lawful for the Lord Lieutenant to order and direct such Payment and Allowances as he shall think fit and sufficient to be made to any Assessor who may be appointed to assist the Commissioner of Valuation during the Period such Assessor shall be employed in the Performance of such Duty. Payment may be made to Assessor.

LXXVII. And be it enacted, That it shall be lawful for the said Lord Lieutenant or other Chief Governor or Governors to order and direct that a Salary shall be paid to each and every Sub-Commissioner who may be appointed under this Act, not exceeding the Rate of One Pound Ten Shillings *per* Day for every Day that such Sub-Commissioner shall be employed on the hearing and determining of Appeals as aforesaid, together with a further Allowance for the actual Expences incurred by him for travelling and Hotel Expences while he shall be so employed as aforesaid. A Salary not exceeding Thirty Shillings per Day to be paid to any Sub-Commissioner while employed, with an Allowance for Expences.

LXXVIII. And be it enacted, That every Valuator, Surveyor, Measurer, Draftsman, Writing Clerk, or other Person or Persons shall be entitled to receive, for his Trouble, any Sum to be fixed and agreed upon by the Commissioner of Valuation, provided that such Sum shall in no Case exceed the Rate of Twenty Shillings *per* Day for every Day during which such Person shall be employed under the Orders of the Commissioner of Valuation, upon a Certificate signed by such Commissioner, stating that such Person was so employed for the Number of Days stated in such Certificate, and that such Person diligently conducted himself in the Execution of this Act in a Manner satisfactory to such Commissioner. Every Valuator, Surveyor, &c. to be paid a Sum, to be agreed on by the Commissioner, not exceeding Twenty Shillings per Day.

LXXIX. And be it enacted, That so much of the first-mentioned Act as relates to the advancing and defraying the Salary and Allowance for travelling and other Expences of the Commissioner of Valuation, and the Salaries and Allowances payable to any Person employed in carrying the said Act into execution, shall extend and apply to the defraying and advancing the Salaries and Allowances of the said Commissioner of Valuation and Sub-Commissioners, and of any Valuator, Surveyor, Measurer, Draftsman, Writing Clerk, or other Salaries and Allowances of Commissioner, &c. to be paid as under 6 & 7 W. 4. c. 84.

Person employed as aforesaid in carrying the said first-mentioned Act and this Act into execution; and such last-mentioned Salaries, Allowances, and Sums shall be defrayed, advanced, repaid, presented, levied, and provided for in the same Manner, and by the same Ways and Means, and subject to the same Regulations, as the Salary and Allowances payable to the Commissioner of Valuation or such other Person under the Provisions of the said first-mentioned Act.

Treasury may advance Money out of Consolidated Fund for paying the Salaries, &c. of Commissioner of Valuation, &c.

Advances to be made to such Persons and under such Rules as Lord Lieutenant shall direct.

LXXX. And be it enacted, That it shall be lawful for the Commissioners of Her Majesty's Treasury to order and direct that any such Sum or Sums of Money as they shall think proper shall be advanced quarterly from the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, for the defraying the Salaries of the said Commissioner of Valuation, and the Allowances which shall be from Time to Time payable to the Persons employed in carrying this Act into execution; and all such Advances shall be made to such Persons, at such Times, in such Manner, and under such Rules and Regulations as shall from Time to Time be ordered and directed by such Lord Lieutenant, and as shall be signified in the usual Manner by the said Commissioners of Her Majesty's Treasury; and it shall be lawful for such Chief Secretary or Under Secretary to certify to the Grand Jury of any and every County within which any such Persons shall be employed the Amount of Money which shall have been paid to the Commissioner of Valuation and to the several Persons employed within such County in the Execution of this Act, out of the Advance authorized by this Act; and thereupon it shall and may be lawful for the Grand Jury of any and every such County respectively, and they are hereby authorized and required, to make Presentment of the Amount of such Expences as stated in such Certificate to be raised off the County at large, or the several Baronies therein, or of any Part of a Poor Law Union therein, in such Manner and in such Proportions as the Lord Lieutenant shall direct; and when and so soon as the Sum so to be presented as aforesaid shall be raised and received by the Treasurer of any County, such Treasurer shall pay over the same to such Bank or Person as the Commissioners of the Treasury, or any Three or more of them, shall think fit to direct.

Amount of such Expences to be repaid by Presentment.

Commissioner of Valuation to transmit Statements of Progress of Valuation and Expences.

LXXXI. And be it enacted, That Ten Days previously to the Commencement of each Assizes the Commissioner of Valuation shall transmit to the Secretary of any Grand Jury of any County which shall be in the Course of Valuation a Statement of the Progress made in such Valuation, together with the Amount of the Expenditure on the same up to the Period when such Return shall be made.

Penalty on High Constable, Churchwarden, Commissioner, &c. neglecting their Duty in Execution of this Act.

LXXXII. And be it enacted, That if any Clerk to any Board of Guardians, High Constable, or other Collector of County Cess or Grand Jury Rates, or any Churchwarden of any Parish, or any Landholder hereby required to act in lieu and stead of a Churchwarden, or any Commissioner of Valuation or any Valuator appointed by such Commissioner, or any Secretary of the Grand Jury, shall omit or neglect or refuse to do any Matter or Thing which such High Constable, or

Collector, Churchwarden, Landholder, Commissioner, Valuator, or Clerk of the Peace, are by this Act required and directed to do in the Execution of this Act, in manner required by this Act, every Person so offending shall forfeit a Sum not exceeding Twenty Pounds and not less than Five Pounds, in the Discretion of the Justices before whom such Offender shall be convicted.

Penalties may be recovered before Two Justices of the Peace

LXXXIII. And be it enacted, That all Penalties and Forfeitures inflicted or imposed by this Act may, in case of Nonpayment thereof, be recovered in a summary Way by the Order and Adjudication of any Two Justices of the Peace for the County or Place in which such Penalty shall be incurred, upon Complaint to them for that Purpose exhibited, and shall afterwards be levied, as well as the Costs of such Proceedings, in case of Nonpayment, by Distress and Sale of the Goods and Chattels of the Offender or Offenders, or Person or Persons liable to pay the same, by Warrant under the Hand and Seal of such Justices; and such Justices are hereby authorized and required to summon before them any Witness or Witnesses, and to examine such Witness or Witnesses upon Oath (or Affirmation) of and concerning such Offences, Matters, or Thing, and to hear and determine the same; and the Overplus (if any) of the Money so levied or recovered, after discharging the Fine, Penalty, or Forfeiture for which such Warrant shall be issued, and the Costs and Expences of recovering and levying the same, shall be returned, upon demand, to the Owner or Owners of the Goods or Chattels so seized or distrained; and in case such Penalties or Forfeitures shall not be forthwith paid upon Conviction, then it shall be lawful for such Justices to order the Offender or Offenders so convicted to be detained and kept in safe Custody until Return can be conveniently made to such Warrant of Distress, unless the Offender or Offenders shall give sufficient Security, to the Satisfaction of such Justices, for his or their Appearance before such Justices on such Day or Days as shall be appointed for the Return of such Warrant of Distress, such Day or Days not being more than Seven Days from the Time of taking any such Security, and which Security the said Justices are hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had thereupon, then it shall be lawful for any One of such Justices, or any other Justice of the Peace for such County or Place as aforesaid, and such Justice is hereby authorized and required, by Warrant under his Hand and Seal, to cause such Offender or Offenders to be committed to the Gaol of such County or Place, there to remain, without Bail or Mainprize, for any Term not exceeding Two Calendar Months, unless such Penalties or Forfeitures respectively, and all reasonable Charges, shall be sooner paid and satisfied; and one Moiety of such Penalties or Forfeitures, when so levied, shall be paid to the Person who shall sue or prosecute for the same, and the other Moiety shall be paid and applied to the Use of the Poor of the Parish in which such Offence shall be committed, in such Manner as such Justices shall direct and appoint.

Application of Penalties.

Form of Conviction.

LXXXIV. And for the more easy and speedy Conviction of the Offenders against this Act, be it enacted, That the Justices of the Peace

Peace before whom any Person or Persons shall be convicted of any Offence against this Act shall and may cause the Conviction to be drawn up in the following Form of Words (as the Case shall happen), or in any other Form of Words to the same Effect; (that is to say,)

'} BE it remembered, That on the
'to wit. } Day of in the Year of our Lord
'*A.B.* is convicted before us, Two of Her Majesty's Justices of the
'Peace of the said County [*or* City *or* Town, *as the Case may be*],
'by virtue of an Act passed in the Tenth Year of the Reign of Her
'present Majesty Queen Victoria, intituled *An Act* [*here set*
'*forth the Title of this Act*], of having [*here set out the Offence,*
'*and when and where committed*], contrary to the said Act, for
'which Offence we do adjudge the said to have
'forfeited the Sum of .
'Given under our Hands and Seals, the Day and Year above
'written.'

Persons aggrieved by Conviction may appeal to Quarter Sessions, giving Ten Days Notice, and Security.

LXXXV. Provided always, and be it enacted, That it shall be lawful for any Person who shall think himself or herself aggrieved by any such Conviction to appeal to the Justices of the Peace at the next General or Quarter Sessions of the Peace to be holden for the County or Place; and every Person appealing against such Conviction shall (if there be sufficient Time after the Cause of Complaint shall have arisen) first give or cause to be given Ten Days Notice at least in Writing of his or her Intention of bringing such Appeal, and of the Matter thereof, to the Justices whose Conviction shall be so appealed against, and within Seven Days next after the Date of such Notice shall enter into a Recognizance before some Justice of the Peace for the County or Place, with Two sufficient Sureties, conditioned to try such Appeal, and to abide by or submit to the Order thereon, and to pay such Costs as shall be awarded by the Justices at such Quarter Sessions or any Adjournment thereof; and for Want of sufficient Time for giving such Notice previous to the Quarter Session next after the Cause of any such Complaint shall have happened, then such Appeal, after such Notice and under such Recognizance, may be made at the Second General or Quarter Sessions of the Peace to be holden for such County or Place; and the Justice at such First or Second Sessions, or any Adjournment thereof, upon due Proof of such Notice having been given as aforesaid, and of the entering into such Recognizance, shall hear and finally determine the Cause and Matter of such Appeal in a summary Way, and shall award such Costs to the Parties appealing or appealed against as they the said Justices shall think proper; and the Determination of such Justices at such Sessions shall be final, binding, and conclusive to all Intents and Purposes; and it shall be lawful for the said Justices at such Sessions, by their Order or Warrant, to levy such Costs so awarded by Distress and Sale of the Goods and Chattels of the Person or Persons who shall refuse or neglect to pay the same, and for Want of sufficient Distress to commit such Person or Persons to the Common Gaol or House of Correction for the said County, there to remain for any

Costs of Appeal recoverable by Distress.

any Time not exceeding Two Calendar Months, or until Payment of such Costs.

Proceedings not to be quashed for Want of Form.

LXXXVI. And be it enacted, That no Proceedings to be had touching the Conviction of any Offender or Offenders against this Act shall be quashed for Want of Form, nor be removed nor removable by Certiorari or any other Writ or Process whatsoever into any of Her Majesty's Courts of Record at *Dublin;* and where any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in the Summons or Conviction, or in the Warrant of Distress or other Proceedings relating thereto; nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers *ab initio* on account of any Irregularity which shall be afterwards committed by the Party or Parties distraining, but the Person or Persons aggrieved by such Irregularity shall and may recover full Satisfaction for the special Damage (if any) in an Action on the Case; but no Plaintiff or Plaintiffs shall recover in any Action for such Irregularity as aforesaid if Tender of sufficient Amends hath been made, by or on behalf of the Party distraining, before such Action commenced.

Limitation of Actions.

Notice.

Tender of Amends.

Venue.

General Issue.

General Avowry in Replevin.

LXXXVII. And be it enacted, That no Action, Suit, or Proceeding shall be commenced or prosecuted against any Justice of the Peace, or any Commissioner of Valuation, or against any Valuators, or against any other Person or Persons, for any thing done in pursuance of this Act, until Thirty Days Notice thereof shall be given to such Justice or Commissioner or Valuator, or other Person or Persons, nor after sufficient Satisfaction or Tender of Amends hath been made to the Party or Parties aggrieved, nor after the Expiration of Three Calendar Months next after the Fact committed; and every such Action or Suit or Prosecution shall be laid or brought in the County, County of a City, or County of a Town where the Cause of Action shall have arisen, and not elsewhere; and the Defendant or Defendants in every such Action, Suit, or Prosecution shall and may, at his or their Election, plead specially, or the General Issue Not Guilty, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if any Replevin shall be brought for any Cattle, Goods, or Chattels seized or taken by virtue or in pursuance of this present Act, it shall and may be lawful and sufficient to and for any Person or Persons who shall be Defendant or Defendants or Avowant or Avowants in any such Replevin to avow, plead, or make cognizance generally that he or they took the same Cattle, Goods, or Chattels as a Distress, by Force of the Statute in that Case made and provided, without more particularly setting forth this Act, or the Cause of making and detaining the said Distress or Distresses, or making any other special Plea, Avowry, or Cognizance, any thing herein contained to the contrary notwithstanding; and if it shall appear that the Matter on which the Cause of Action arose was done, or that the Distress replevied was made, in pursuance and by Authority of this Act, or that such Action or Suit shall have been brought before

Thirty Days Notice thereof was given as aforesaid, or after a sufficient Satisfaction made or tendered as aforesaid, or after the Time limited for bringing the same as aforesaid, or shall be brought in any other County, County of a City, or County of a Town than as aforesaid, then the Jury shall find for the Defendant or Defendants or Avowant or Avowants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or shall discontinue his, her, or their Action, Suit, or Prosecution after the Defendant shall have appeared, or if upon Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, Defendant or Defendants or Avowant or Avowants shall recover Double Costs, and have such Remedy for the same as any Defendant or Defendants hath or have in other Cases of Costs given by Law.

Costs.

Construction of Terms in this Act.

LXXXVIII. And be it enacted, That in the Construction of this Act the Words "Lord Lieutenant" shall be understood to mean Lord Lieutenant or other Chief Governor or Governors of *Ireland*; the Word "Inhabitant" to include every one rated to the Grand Jury Cess; the Words "Town Council" and "Council" shall include "Town Commissioners" under the said Act of the Ninth Year of His late Majesty King *George* the Fourth, or any Trustees or other Body empowered by Law to make local Assessments; "Clerk of the Guardians" and "Clerk" shall be understood to mean and include Clerk of the Guardians of the Poor for the Union; and that all Provisions and Directions in this Act contained relating to Counties shall extend to all Counties, Counties of Cities, Counties of Towns, and Towns Corporate in *Ireland*, except such Parts of the County of *Dublin*, or the County of the City of *Dublin*, as lie within the Municipal Boundary of the said City; and that all the Acts and Duties by this Act required to be performed by the several Grand Juries at the Assizes for any County shall and may, in the County of *Dublin* or the County of the City of *Dublin*, be performed at the Presenting Terms by the Grand Juries duly met and impannelled; and that all Provisions and Directions relating to Baronies shall extend to Half Baronies and to all other Divisions of Counties being greater than Parishes; and that all Provisions and Directions relating to Parishes shall extend to all Chapelries or Divisions of Parishes or extra-parochial Divisions, and to all Unions of Parishes, as if the same were One Parish, in Cases where any such Union or Division shall be rateable as One Parish; and that all Provisions and Directions relating to Townlands shall extend to all Divisions and Sub-Denominations of Lands less than and being comprised within any Parish; and that where any Parish or Union shall be situate in more than One County or Barony, or partly in a County and partly in a County of a City, County of a Town, or Town Corporate, the several Parts of such Parish shall be valued as a distinct Parish in the several Baronies or Counties, or Counties of Cities or Counties of Towns, or Towns Corporate, to which they shall contribute to the Payment of any County Cess Charges or Grand Jury Rate; and that in the Valuation of any County of a City or Town, under the Provisions of this Act, such Documents as are hereby in other Counties required to be transmitted to the High Constable of a Barony or other Collector of County Cess therein shall be transmitted to the Clerk of the Peace

of the said County of a City or Town, and that all Acts required to be done in other Counties by the Constable of a Barony or other Collector of County Cess shall be done by the Clerk of the Peace for the said County of a City or Town.

LXXXIX. 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.

SCHE-

SCHEDULES to which this Act refers.

FORM (A.)

PRIMARY VALUATION of TENEMENTS.

County of
Union
Barony
Parish
Townland

Letter and Number in Field Book.	Name of Occupier.	Name of immediate Lessor.	Description of Tenement.	Extent of Land.			Net annual Value of Land.	Net annual Value of Dwelling House.	Total net annual Value.
				A.	R.	P.			

FORM

FORM (B.)

VALUATION of TENEMENTS rateable to Poor Rates.

County of
Union
Barony
Parish
Townland

Letter and Number in Field Book.	Name of Occupier.	Name of immediate Lessor.	Description of Tenement.	Extent of Land.			Net annual Value of Dwelling House.	Net annual Value of Land.	Total net annual Value.	Probable annual Cost of Landlord's Repairs and Insurance when Tenement is in a Borough comprised in Schedules (A.) or (B.), 3 & 4 Vict. c. 108., or in a Town incorporated under that Act.
				A.	R.	P.				

FORM (C.)

REVISED VALUATION of TENEMENTS rateable to Poor Rates.

County of
Union
Barony
Parish
Townland

Letter and Number in Field Book.	Present distinctive Letter or Number of Tenement.	Name of Occupier.	Name of immediate Lessor.	Description of Tenement.	Extent of Land.			Net annual Value of Dwelling House.	Net annual Value of Land.	Total net annual Value.	Probable annual Cost of Landlord's Repairs and Insurance when Tenement is in a Borough comprised in Schedules (A.) or (B.), 3 & 4 Vict. c. 108., or in a Town incorporated under that Act.
					A.	R.	P.				

FORM (D.)

Barony of B. in the County of C.

VALUATION OF LANDS, &c. within the several Parishes and Townlands in the said Barony, made in pursuance of the Act 10 Vict. c. ., for the uniform Valuation of Lands in Ireland.

	Acres.	Annual Value of Lands and rateable Value of Houses.	Total in each Parish.	
			Acres.	Value.
Parish of A.:	No.	£	No.	£
Townland D. - - -	250	120		
——— E. - -	100	100		
——— F. - - -	50	25		
Total in the Parish of A. -			400	245
Exemptions in the Parish of A.				
Parish of G.:				
Townland H. - - -	60	100		
——— I. - - -	47	37		
——— K. - - -	160	240		
Total in the Parish of G. -			267	377
Exemptions.				
&c. &c. &c.				
TOTAL in Barony - -			667	622

The Meeting of the Committee of Appeal, named for the said Barony by the Grand Jury of the said County, is appointed for the Day of next, at the Court House at [*or at any other Place fixed for the Meeting*].

Dated this day of 18 .

C. V.,
Commissioner of Valuation for the County of C.

To the High Constable [*or* Collector of the Cess]
for the Barony of

A Copy of this List is to be transmitted by the High Constable [*or* Collector] to the Churchwardens of the several Parishes within the said Barony of B., and to be posted in manner directed by this Act.

Letters to be addressed to *C. V.*, at

FORM

FORM (E.)

County of C.

VALUATION OF LANDS, &c. within the several Baronies in the said County, made in pursuance of the Act 10 Vict. c. ., for the uniform Valuation of Lands in Ireland.

Baronies.	Parishes.	Acres.	Annual Value of Lands, &c.	Total in each Barony.	
				Acres.	Value.
		No.	£	No.	£
A.	B.	140	90		
	Exemptions.				
	F.	200	100		
	Exemptions.				
	Total of Barony A. - -			340	190
I.	K.	400	200		
	Exemptions.				
	N.	80	40		
	Exemptions.				
	Total of Barony I. - -			480	240
&c.	&c.	&c.	&c.	&c.	&c.
	TOTAL of all the Baronies in the County -				

The Meeting of the Committee of Revision, named by the Grand Jury of the said County, is appointed for the Day of next, at the County Court House at , for the Revision of the foregoing Valuation.

Dated this Day of 18 .

C. V.,
Commissioner of Valuation of the said County.

The Secretary of the Grand Jury is required by the said Act to give Notice of the Day and Place above appointed to each and every Member of the said Committee of Revision, and also to advertise the same in some public Newspaper circulated in the said County, Fourteen Days at least before the said Day of meeting

FORM

FORM (F.)

County of C.

VALUATION of LANDS, &c. within the several Baronies in the said County, finally confirmed and agreed on by the Committee of Revision appointed by the Grand Jury of the said County, in pursuance of the Act 10 Vict. c. . for the uniform Valuation of Lands in Ireland.

Baronies.	Parishes.	Acres.	Annual Value of Lands, &c.	Total in each Barony.	
				Acres.	Value.
		No.	£	No.	£
A.	B.	140	20		
	Exemptions.				
	F.	200	100		
	Exemptions.				
	Total of Barony A. - -			340	120
I.	K.	80	200		
	Exemptions.				
	N.	400	40		
	Exemptions.				
	Total of Barony I. - -			480	240
&c.	&c.	&c.	&c.	&c.	&c.
	TOTAL of all the Baronies in the County -				

C. D.,
Commissioner of Valuation for the County of C.

E. F., *G. H.*, *I. K.*, } Members of the Committee of Revision for the said County.

County Court House,
Day of 18 .

LONDON: Printed by GEORGE E. EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1846.