

ANNO NONO & DECIMO

VICTORIÆ REGINÆ.

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CAP. LXXI.

An Act to amend an Act of the present Session, intituled *An Act to authorize Grand Juries in* Ireland, *at the Spring Assizes of the present Year, to appoint Extraordinary Presentment Sessions; to empower such Sessions to make Presentment for County Works; and to provide Funds for the Execution of such Works; and also to provide for the more prompt Payment of Contractors for Works under Grand Jury Presentments in* Ireland.

[26th *August* 1846.]

WHEREAS an Act was passed in the present Session of Parliament, intituled *An Act to authorize Grand Juries in* Ireland, *at the Spring Assizes of the present Year, to appoint Extraordinary Presentment Sessions; to empower such Sessions to make Presentments for County Works; and to provide Funds for the Execution of such Works; and also to provide for the more prompt Payment of Contractors for Works under Grand Jury Presentments in* Ireland: And whereas it is expedient to alter and amend certain of the Provisions of the said Act: Be it therefore enacted 9 & 10 Vict. c. 2.

enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act so much of the said recited Act as requires that any Extraordinary Baronial Presentment Sessions held under the Provisions of the said Act shall be adjourned until some Day not sooner than Fourteen Days after the Day fixed for the Extraordinary County Presentment Sessions, or as provides for or relates to the Preparation of Forms of Tender for the Execution of any Works, or sealed Tenders or Proposals for Works, or the notifying, making, receiving, or otherwise dealing with any such Tenders or Proposals, or entering into any Contracts in respect thereof, or any Security for such Contracts, or the keeping of any Book or Abstract of such Contracts, shall be and the same is hereby repealed, save and except as to any Matter or Thing heretofore done under any of such Provisions respectively: Provided always, that if, under the Provisions or in pursuance of the said recited Act, any Work shall have been actually commenced, or a Contract for any Work shall have been approved of and entered into at any adjourned Extraordinary Baronial Presentment Sessions, such Work shall and may be executed, and the several Matters and Things in relation to the same shall and may be done and carried on, as if this Act had not been passed.

Certain Parts of the recited Act repealed.

Works already commenced or contracted for under recited Act to be executed.

II. And be it enacted, That, save as last aforesaid, the several Proceedings (if any) heretofore commenced in respect to Works applied for under the Provisions of the said recited Act shall or may be continued or carried on under the said Act as amended by this Act; and all Proceedings hereafter to be commenced in relation to any such Applications and Works as in the said Act specified shall be carried on under the Provisions of the said Act as amended by this Act.

Proceedings heretofore commenced, &c. under the said Act to be carried on under the said Act as amended by this Act.

III. And whereas it is expedient that all Works heretofore presented or which shall hereafter be presented under the Provisions of the said recited Act and this Act or either of them, but which at the Time of the passing of this Act have not been commenced or contracted for, should be executed, not by Contract as in the said recited Act provided, but either by the Commissioners of Public Works in *Ireland* or by the respective County Surveyors; be it therefore enacted, That when any Presentment for any Works shall be made at any Extraordinary County Presentment Sessions or Extraordinary Presentment Sessions hereafter to be holden under the Provisions of the said recited Act and this Act or either of them, such Sessions shall determine which of such Works shall be executed by the County Surveyor and which of them by the Commissioners of Public Works in *Ireland*, and each such Presentment shall be thereupon noted or endorsed by the Chairman according to such Determination; and such Chairman shall at the same Time cause to be made out and shall sign with his Name separate Schedules of all Applications for Works which shall have been duly approved and presented at such Sessions respectively, that is to say, one Schedule of all such Works (if any) so to be executed by the County Surveyor, and another Schedule of all such Works (if any)

Schedules of Works to be executed by Commissioners of Public Works, or by the County Surveyor, presented for at Extraordinary County Presentment Sessions, shall be transmitted to the Lord Lieutenant, who may lay them before the Lords of the Treasury for their Approval.

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so to be executed by the said Commissioners of Public Works, and shall deposit such Schedules with the Secretary of the Grand Jury of such County, County of a City, or County of a Town, who within Six Days shall transmit to the Lord Lieutenant or other Chief Governor or Governors of *Ireland* a Copy, signed by himself, and verified by his Declaration before a Justice of the Peace, of each of such Schedules of Works so presented at such Presentment Sessions, together with a Certificate of the acting Clerk of the Crown that such Works have been duly presented under the said Act and this Act or either of them, which such Clerk of the Crown is hereby required to furnish; and it shall be lawful for the said Lord Lieutenant or other Chief Governor or Governors, if he or they shall so think fit, to cause the same or Copies thereof respectively to be forthwith transmitted to the Commissioners of Her Majesty's Treasury for their Sanction and Approval; and in all Cases of Extraordinary County Presentment Sessions holden for any County after the passing of this Act as aforesaid any adjourned Extraordinary Baronial Presentment Sessions in such County theretofore appointed shall either not assemble, or shall separate without the Transaction of any Business.

In Cases where Extraordinary County Sessions shall have been concluded, but the adjourned Extraordinary Baronial Sessions shall not have arrived before the passing of this Act, then such Baronial Sessions to determine who the Works presented shall be executed by, subject to the Approval of the Lord Lieutenant and the Treasury.

IV. Provided always, and be it enacted, That if at the Time of the passing of this Act any Extraordinary County Presentment Sessions or Extraordinary Presentment Sessions holden under the said recited Act shall have been concluded and shall have separated, but the Period for assembling the adjourned Extraordinary Baronial Presentment Sessions for such County or Place pursuant to Adjournment shall not have arrived, then and in such Case the adjourned Extraordinary Baronial Presentment Sessions shall assemble pursuant to the Adjournment, and when assembled shall not accept of or adopt any Proposals or Tenders for the Execution of Works by Contract as in the said recited Act provided, but in lieu thereof shall in relation to all Works presented for at the Extraordinary County Presentment Sessions or Extraordinary Presentment Sessions determine which of the said Works shall be executed by the County Surveyor, and which of the said Works shall be executed by the said Commissioners of Public Works, and each such Presentment shall be thereupon noted and endorsed by the Chairman of such Extraordinary Baronial Presentment Sessions according to such Determination, or such Chairman shall make an Entry thereof in a Book to be kept for that Purpose; and such Chairman shall at the same Time cause to be made out and shall sign with his Name separate Schedules of the Works so presented, that is to say, One Schedule of the Works (if any) to be executed by the County Surveyor, and One Schedule of the Works (if any) to be executed by the said Commissioners of Public Works, and shall deposit the said Schedules with the Secretary of the Grand Jury of such County, County of a City, or County of a Town, who within Six Days shall transmit to the Lord Lieutenant or other Chief Governor or Governors of *Ireland* a Copy, signed by himself and verified as aforesaid, of each of such Schedules, together with such Certificate of the acting Clerk of the Crown as aforesaid; and it shall be lawful for the said Lord Lieutenant or other Chief Governor or Governors, if he or they shall so think fit, to transmit the same or Copies thereof to the said Commissioners

sioners of the Treasury for their Approval, and such last-mentioned Proceedings shall be as valid for the Purposes of the said Act and this Act as if the Mode of Execution of such Works had been determined on, and as if such Schedules had been duly signed at an Extraordinary County Presentment Sessions or Extraordinary Presentment Sessions holden after the passing of this Act as aforesaid.

The Treasury may, out of the Monies authorized to be issued under recited Act, make Advances for such Works as are determined to be executed by the Board of Works, and authorize them to execute them.

V. And be it enacted, That it shall be lawful for the said Commissioners of Her Majesty's Treasury from Time to Time, by Warrant under the Hands of any Three or more of them, to authorize the Commissioners of Public Works in *Ireland* to execute the said Works so presented and specified in any such Schedule of Works to be executed by the said Commissioners of Public Works as aforesaid, or such of the said Works as the said Commissioners of the Treasury shall think fit, at and for the Amount so presented for each such Work respectively; and it shall be lawful for the said Commissioners of the Treasury, out of the Monies authorized to be advanced by the said Commissioners by way of Loan under the Provisions of the said recited Act, to advance and place at the Disposal of the said Commissioners of Public Works the several and respective Sums of Money so presented for each and every such Work so authorized to be by them executed, to be by the said Commissioners of Public Works applied and expended respectively to and for and in the Execution of the said several and respective Works so to be executed by them, and to be accounted for to the said Commissioners of the Treasury; and the Monies so to be from Time to Time advanced shall be accounted to be Part of the Money by the said recited Act authorized to be advanced by way of Loan.

The Board of Works shall proceed to execute such Works as are authorized to be executed by them.

VI. And be it enacted, That the said Commissioners of Public Works shall, upon the Receipt of any such Warrant of the said Commissioners of the Treasury, forthwith cause the Execution or Construction of any such respective Works therein authorized to be proceeded with, and shall for such Purpose have and use all such Powers and Authorities as they are by any of the Acts now in force for the Extension and Promotion of Public Works in *Ireland* invested with for the Construction of any Road or Bridge or other Work, for the Construction whereof a Grant shall have been sanctioned by the said Commissioners of the Treasury, and also all such Rights, Powers, Authorities, and Privileges as any County Surveyor or Contractor appointed or acting under and by virtue of an Act passed 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 Laws relating to the Presentment of Public Money by Grand Juries in* Ireland, may have or use with reference to the Execution of Works thereunder.

6 & 7 W. 4. c. 116.

Advances by the Treasury for Works to be executed by the County Surveyor.

VII. And be it enacted, That the Copy of any Schedule as aforesaid of Works to be executed by the respective County Surveyors, so transmitted to the said Lord Lieutenant or other Chief Governor or Governors of *Ireland*, shall, in addition to the Signature of the Secretary of the Grand Jury, be also signed, under the Hand of the Treasurer of such respective County, County of a City, or County of a Town,

Town, with his Name, and such Signature by him shall be deemed and construed to be an Application by such respective Treasurer for an Advance by the Commissioners of Her Majesty's Treasury, out of the Monies authorized by the said recited Act to be by them advanced by way of Loan, to the Amount of the respective Sums specified in any such Schedule as presented for the respective Works therein comprised; and it shall be lawful for the said Commissioners of the Treasury, after the Receipt of any such Schedule, or a Copy thereof, and of such Certificate of the Clerk of the Crown as aforesaid, by a Warrant in Writing under the Hands of any Three or more of them, to authorize an Advance of the Sums presented for the Execution of all or any of the Works specified in such Schedule, and so to be executed by any such County Surveyor, or any Part thereof, or of such of the said Works as they shall think fit, and to transmit their Determination thereon to the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, to be communicated to such Secretary of the Grand Jury, County Treasurer, and County Surveyor; and it shall thereupon be lawful for the said Commissioners of the Treasury, out of the Monies authorized to be advanced by them by way of Loan under the Provisions of the said recited Act, from Time to Time to advance and place at the Disposal of any such County Treasurer as aforesaid such respective Sums as aforesaid for every or any such Work specified in such Schedule, and so by them approved of and authorized; and any such Money so advanced shall be delivered or paid by such Officer or Person and in such Manner as the said Commissioners shall think fit, and by such Instalments as may be necessary, to the Treasurer of the County, County of a City, or County of a Town in which the Works in respect of which such Advances shall be made are to be executed, and shall be accounted for by him in like Manner as any other Monies by him received for the Use of such County, County of a City, or County of a Town, and all Securities given or to be given by him or on his Behalf shall extend to such Money; and every such Treasurer shall also from Time to Time, and at all Times when thereunto required by the Grand Jury of the said respective Counties, account for the same, and for all his Disbursements and Receipts in respect of such Advances, in such and the same Manner as such Treasurer is now by Law bound to account for other Public Monies received by him as such.

Monies advanced to be paid to the Treasurer of the County, &c., who shall account for the same.

VIII. And be it enacted, That any such County Treasurer shall, upon Application for that Purpose made to him by the County Surveyor, out of the Monies so placed at his Disposal, advance and pay to such County Surveyor the Sums from Time to Time required for the Execution of the respective Works so authorized to be executed by such County Surveyor, not exceeding the Sums respectively presented for the said Works, upon the Certificate of such Surveyor that a Sum equal to the Amount applied for had been expended upon such Work, or will become due and payable in respect thereof at the Termination of the current Week.

County Treasurer empowered to advance Monies to the County Surveyor.

IX. And be it enacted, That the County Surveyor of any County, County of a City, or County of a Town, as the Case may be, shall, as soon as any such Works so presented to be executed by him shall have

County Surveyor to execute the Works

authorized to be executed by him.

have been authorized and approved of by the Commissioners of the Treasury, forthwith cause the same to be executed, and cause to be expended thereupon any Sums not exceeding the respective Sums presented for the same respectively, and for such Purpose shall have Power to employ sufficient Workmen, either at reasonable Wages or by Taskwork, and also an Overseer for each such Work, if he shall deem such Overseer to be necessary, and shall account for the Execution of such respective Works, and for the Expenditure thereon, and for the Sums advanced to him for such Works, before the Grand Jury at the Assizes next ensuing the Completion of such Works respectively; and all and every the Powers and Authorities or Provisions given or contained in the Acts for consolidating and amending the Laws relating to the Presentment of Public Money by Grand Juries in *Ireland* with reference to Execution of Works thereunder shall, as far as the same are applicable, extend and apply to the executing of such Works as aforesaid by the County Surveyor.

The Lord Lieutenant may cause GrandJurors to be re-assembled for the Appointment of Presentment Sessions.

X. And be it enacted, That it shall and may be lawful for the Sheriff, or in his Absence for the Sub-Sheriff, of any County, County of a City, or County of a Town, and such Sheriff or Sub-Sheriff is hereby authorized and required, in case he shall receive a Direction by Warrant for that Purpose, to be issued from Time to Time as may be necessary, under the Hand of the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, (and whether any Warrant shall have been theretofore issued for such Purpose under the Provisions of the said recited Act or this Act or not,) to summon the several and respective Persons who shall have served as Grand Jurors upon the Grand Jury at the Spring Assizes of the present Year for such County, County of a City, or County of a Town to re-assemble and attend for the Purposes of the said recited Act and this Act, at the usual Place of holding Assizes, upon a Day by such Sheriff or Sub-Sheriff to be fixed, not later than Seven Days from the Day on which such Sheriff or Sub-Sheriff shall have received such Warrant as aforesaid; and such Persons so summoned are hereby required to come and appear, agreeably to the Exigency of such Summons, under the like Penalties, and subject to the like Forfeiture of Issues, as Persons heretofore summoned to appear and serve on Grand Juries at any Assizes in *Ireland*; and on the Day and at the Place appointed for such Attendance such Sheriff or Sub-Sheriff, and also the Clerk of the Crown or his Deputy, shall attend at such Time and Place, and proceed to call such Grand Jurors, and such Clerk of the Crown or his Deputy shall thereupon administer to such Grand Jurors, and to such Persons (if any) as may be associated with them as herein-after mentioned, the Oath in the Schedule to this Act set forth; but in case all the Grand Jurors who were impannelled at such Spring Assizes, or Fifteen of them at the least, shall not be so in attendance, it shall be lawful for such Sheriff or Sub-Sheriff to call and summon, to be associated with such Grand Jurors then and there attending, such Number of other Persons whose Attendance can be procured, and whose Names shall have been on the Grand Jury Panel for such Spring Assizes, as will be sufficient with such first-named Grand Jurors attending to make up a Number not less than Fifteen and not exceeding Twenty-three; and such Grand Jurors so attending, or, as the Case may be, such Grand

Jurors

Jurors so attending together with such other Persons associated with them, shall have all the Powers and Authorities by the said recited Act given to the respective Grand Juries at the Spring Assizes of this Year, or to Grand Jurors summoned to re-assemble under the said Act, for appointing any such Extraordinary Presentment Sessions as therein provided; and it shall be lawful for them, if they shall respectively so think fit, Twelve of them at the least assenting, by a Presentment to appoint such Extraordinary Presentment Sessions respectively, and the Times and Places for holding the same, and the several Matters relating to the same as in the said recited Act provided; and any such Extraordinary Presentment Sessions so appointed shall be as valid, and have all such Powers and Authorities, and be subject to such Provisions, as if the same had been appointed by the Grand Jury at such Spring Assizes under the Provisions of the said recited Act; provided that after the passing of this Act the Time to be so appointed for holding the first Extraordinary Baronial Presentment Sessions in each County, County of a City, or County of a Town shall not be later than Fifteen Days from the Days so respectively from Time to Time fixed for the respective Grand Juries to re-assemble.

Extraordinary Baronial or County Presentment Sessions, separating without approving or presenting for any Work, may be re-assembled by the Lord Lieutenant.

XI. And be it enacted, That whenever any Extraordinary Baronial Presentment Sessions, Extraordinary County Presentment Sessions, or Extraordinary Presentment Sessions shall have been or shall be duly appointed under the Provisions of the said recited Act and this Act or either of them, and any such Sessions shall have adjourned or separated without having approved of or presented for any Work to be executed, as also in all Cases wherein from the Distress in any District it may seem expedient to the Lord Lieutenant or other Chief Governor or Governors of *Ireland* that such several Presentment Sessions respectively, although they may have made Presentments, should have an Opportunity of again assembling and making further Presentments, it shall be lawful for the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, by a Notice or Notices to be published in the *Dublin Gazette*, and also in One or more Newspapers circulating in the respective District, and of which Copies shall be posted in the usual Places for posting public Grand Jury Notices in such District, to require such respective Extraordinary Baronial Presentment Sessions, or Extraordinary County Presentment Sessions, or Extraordinary Presentment Sessions, as the Case may be, to meet and re-assemble at the Place or Places theretofore appointed in that Behalf, on such Day or Days and Hours as shall be specified in such Notice, not being sooner than Fifteen nor later than Twenty Days after the Publication of such Notice in the Gazette as aforesaid, and the respective Justices and Cess-payers are hereby required to meet and assemble pursuant to such Notice; and any such respective Sessions so appointed shall be as valid and shall have all such Powers and Authorities, and be subject to such Provisions, so far as the same shall be applicable, as any other Extraordinary Baronial Presentment Sessions, or Extraordinary County Presentment Sessions, or any Extraordinary Presentment Sessions respectively, under the Provisions of the said Act as amended by this Act: Provided always, that no Extraordinary Baronial Presentment Sessions, or Extraordinary County Presentment Sessions, or Extraordinary Presentment Sessions,

No Extraordinary Sessions under the said recited

Act or this Act to be held after 1st Oct. next.

Sessions, under the Provisions of the said recited Act and this Act or either of them, shall be appointed to be held on any Day later than the First Day of *October* in this present Year.

Times for Service of Notices of Application for Works, &c.

XII. Provided always, and be it enacted, That it shall not be necessary for the Purposes of the said recited Act and this Act that any Applications for any Work should be lodged with any High Constable earlier than Ten Days, or with the Secretary of the Grand Jury earlier than Seven Days, before the Day appointed for holding the first Extraordinary Baronial Presentment Sessions so appointed in such County or Place; and every such High Constable with whom any such Application shall be lodged shall transmit every such Application to the Secretary of the Grand Jury Seven Days before the Day appointed for holding such first Sessions; and it shall not be necessary for the Purposes of the said recited Act and this Act that any Notices in respect of such Applications for Works shall be affixed, delivered, or given earlier than Seven Days previous to the first Day appointed for holding the several Sessions respectively at which the Application for the Works is to be made.

Advances from Treasury to be repaid by compulsory Presentment by Instalments.

XIII. And whereas certain Provisions are made in and by the said recited Act in regard to the Manner in which and the Times when the Monies to be advanced under the Provisions thereof by the Commissioners of Her Majesty's Treasury shall be repaid, and it is expedient to alter and amend the said Act in relation thereto; be it enacted, That the Monies from Time to Time advanced or to be advanced pursuant to the Provisions of the said recited Act and of this Act, or either of them, by the Commissioners of Her Majesty's Treasury, for the Execution of any Works under the said recited Act and this Act or either of them, in any County, County of a City, or County of a Town, shall be repaid by Grand Jury Presentments by such Number of half-yearly Instalments, not less than Four and not more than Twenty, as the said Commissioners of the Treasury shall direct, and commencing at the Spring Assizes of the Year of our Lord One thousand eight hundred and forty-seven, and with such Interest (not exceeding the Rate of Five Pounds *per Centum per Annum*) as the said Commissioners of the Treasury shall appoint and direct; and the said Commissioners shall from Time to Time cause to be certified to the Secretary of the Grand Jury of each such County, County of a City, or County of a Town, to or for whose Use any such Monies shall have been advanced, the Amount of the Instalment or Instalments so to be repaid; and each such Secretary shall lay such Certificate before the Grand Jury of such County, County of a City, or County of a Town, at the next Assizes or Presenting Term after he shall receive the same; and it shall be lawful for every such Grand Jury and they are hereby required to present the Sum mentioned in every such Certificate relating to such County, County of a City, or County of a Town to be raised off the respective Baronies or Half Baronies, County of a City or County of a Town, in respect whereof the Works for which any such Monies shall be so advanced by the said Commissioners shall have been presented; and the Treasurer of such County, County of a City, or County of a Town shall pay the Sum so presented by the

Grand Jury, when and as by him received, to such Bank or Person, and to such Account or in such Manner, as the said Commissioners of the Treasury shall direct: Provided always, that if the Grand Jury of any County, County of a City, or County of a Town shall fail to present the Sum, or any Part thereof, contained in any such Certificate, relating to such County, County of a City, or County of a Town, the Treasurer of such County, County of a City, or County of a Town shall and he is hereby required to insert such Sum, or such omitted Part thereof, in his Warrant for raising the Monies presented at the same Assizes, as if such Sum had been duly presented by such Grand Jury to be raised off the respective Baronies or Half Baronies properly chargeable therewith as aforesaid, or County of a City or County of a Town (as the Case may be), and the same shall be raised and levied off such Barony or Half Barony, County of a City or County of a Town, (as the Case may be,) accordingly, as if the same had been so presented, and the said Treasurer shall pay over the Amount when by him received as herein-before provided in the Case of such Money being presented by the Grand Jury; and all the Provisions of the Acts for consolidating and amending the Laws relating to the Presentment of Public Money by Grand Juries in *Ireland* with reference to the raising, Applotment, Collection, Levy, or Recovery of Grand Jury Cess shall, as far as the same are applicable, apply to all such Sums of Money so presented by the Grand Jury, or so inserted in such Warrant.

If Grand Jury fail to present, the Treasurer of the County to insert the Sum required in his Warrant.

XIV. And be it enacted, That when any public Road shall have been or shall be widened under the Provisions of the said recited Act and this Act or either of them, it shall be lawful for any Occupier or Owner of the Ground taken and occupied by the widening of such Road to demand and obtain from the Officer of the said Commissioners of Public Works or the County Surveyor, as the Case may be, by whom such Work shall have been or shall be executed, a Certificate under his Hand, which such Officer or Surveyor is hereby required to give, stating the Quantity of Ground belonging to such Occupier or Owner which shall have been so taken and occupied by means of the widening of such Road, and an Estimate of the average annual Value of such Ground, the Tenure of such Occupier or Owner thereof, and an Estimate of the total Damage sustained by him by the widening of such Road; and upon giving or tendering such Certificate it shall be lawful for such Officer or Surveyor as aforesaid to proceed in the Execution of the Presentment for widening such Road without the Interruption of any Person; and it shall be lawful for any such Owner or Occupier, giving Ten Days previous Notice to the Secretary of the Grand Jury, to make Application to the Grand Jury at the Assizes next following the giving of such Certificate, or the next subsequent Assizes, for the Amount of Damages specified in such Certificate, whereupon it shall be lawful for the Grand Jury to present, without previous Application to Presentment Sessions, such Sum or Sums of Money, for the Use of such Owner or Occupier, in respect of the Damage sustained by him, as they, upon Inspection of such Certificate, shall deem reasonable to be raised off the Barony or Half Barony in which such Ground shall be situated, and to such Presentment no Traverse shall be allowed or received; but in case such Owner

When any Road shall be widened under this Act, Owners, &c. of Land, taken to obtain from the Board of Works or County Surveyor a Certificate of the Value, &c. of the same, upon Production of which Grand Jury to present a Sum of Money for Damage sustained.

In case Owner, &c. shall not make Application to Grand Jury, he may apply to the Assizes, upon giving Notice.

Owner or Occupier shall not think fit to make such Application to the Grand Jury, it shall be lawful for him at the Assizes next following the giving of the said Certificate, or at the next subsequent Assizes, upon giving Ten Days Notice previously to such Assizes to the Secretary of the Grand Jury of the Amount of Damages intended to be claimed, to have a Traverse for Damages entered in the Crown Book in respect of such Damage sustained by him, and thereupon such Traverse shall be tried in like Manner, and like Proceedings shall be had and Presentment made in respect of the same, and subject to like Provisions, as far as the same can be applied, as in the Case of Traverses entered for Damages under the Acts for consolidating and amending the Laws relating to the Presentment of Public Monies by Grand Juries in *Ireland*.

Recited Act and this to be construed as One Act. Interpretation.

XV. And be it enacted, That the said recited Act and this Act shall be construed together as One Act; and that the several Words and Expressions to which an extended Meaning is given in the said Act shall have or include the same extended Meaning in this Act, unless in such several Cases there be something in the Subject or Context repugnant thereto.

County Surveyors to assist in carrying into execution Works under this Act.

XVI. And be it enacted, That the several County Surveyors in *Ireland* and their Assistants within their respective Counties do and shall from and after the passing of this Act, in addition to their Duties herein-before mentioned, and to all their other Duties, obey, perform, and execute, either alone or conjointly with or subject to the Direction of any other Person or Persons to be appointed for that Purpose by the Commissioners of Public Works in *Ireland*, all such Orders and Directions as the Lord Lieutenant or other Chief Governor or Governors of *Ireland* for the Time being, or the said Commissioners of Public Works, shall from Time to Time issue and transmit to them or any of them respecting the planning, laying out, superintending or overseeing any such Work or Works under the Provisions of the said Act and this Act or either of them, within their respective Counties, as shall be specified in and by such Orders or Directions, or the disbursing any such Sum or Sums of Money as shall be placed at his or their Disposal for that Purpose, and do and shall from Time to Time, and as often as he or they shall be so required, report to the Lord Lieutenant or other Chief Governor or Governors of *Ireland*, or to the said Commissioners of Public Works, how and in what Manner he or they shall have executed such Orders and Directions, or disbursed such Sum or Sums of Money so to be issued and transmitted to him or them as aforesaid.

Act not to interfere with existing Contracts for Repair of Roads.

XVII. Provided always, and be it enacted, That nothing in this Act contained shall be deemed to prejudice or interfere with any existing Contract for keeping any Road in repair, under the Provisions of any Acts relating to the Presentment of Public Money by Grand Juries in *Ireland*.

Act may be amended, &c.

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

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SCHEDULE to which the foregoing Act refers.

Form of Oath.

You shall diligently inquire on behalf of the County [*or* County of the City, *or* County of the Town] of and true Presentment make of all such Matters and Things as shall come before you in relation to the Appointment of Extraordinary Baronial Presentment Sessions *or* Extraordinary County Presentment Sessions [*or, in the Case of a County of a City or County of a Town,* Extraordinary Presentment Sessions] in the said County [*or* County of a City, *or* County of a Town], under the Provisions of an Act of the Ninth Year of the Reign of Her present Majesty, intituled "An Act to authorize Grand "Juries in Ireland, at the Spring Assizes of the present Year, to "appoint Extraordinary Presentment Sessions; to empower such "Sessions to make Presentment for County Works; and to provide "Funds for the Execution of such Works; and also to provide for the "more prompt Payment of Contractors for Works under Grand Jury "Presentments in Ireland," and under another Act of the present Session amending the same; you shall not present nor allow nor disallow any Matter or Thing through Hatred or Illwill, nor through Fear, Favour, or Affection.

So help you GOD.

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