

ANNO PRIMO & SECUNDO

GULIELMI IV. REGIS.

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CAP. II.

An Act to revive and continue expired Commissions, Appointments, Patents, and Grants in *Ireland*; and to indemnify certain Persons in relation thereto. [11th *July* 1831.]

WHEREAS by an Act passed in the last Session of Parliament, intituled *An Act to continue for the Term of Six Calendar Months all such Commissions, Appointments, Grants, or Patents of Offices or Employments, Civil or Military, as were in force at the Time of the Demise of His late Majesty King* George *the Fourth, and as have not been superseded, determined, or made void during the Reign of His present Majesty*, it was enacted that all and every Commissions, Appointments, Patents, and Grants, and Commission, Appointment, Patent, and Grant of any Office or Employment, Civil or Military, in force at the Time of the Death or Demise of His late Majesty King *George* the Fourth, and which had not been or should not be superseded, determined, or made void by His present Majesty King *William* the Fourth, before the passing of the said Act, should be and continue and remain in full force and virtue for the Space of Six Calendar Months next after the passing of the said Act, unless the same should be respectively in the meantime superseded, determined, or made void by His present Majesty (whom God long preserve) or His Successors: And whereas divers Commissions, Appointments, Patents, and Grants of Offices and Employments, Civil and Military, so continued by virtue of the said recited Act in force 1 W. 4. c. 6.

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in that Part of the United Kingdom of *Great Britain* and *Ireland* called *Ireland*, have not been superseded, determined, or made void by His present Majesty King *William* the Fourth, but the same became void upon the Expiration of the Term of Six Months for which they were so continued as aforesaid; and it is expedient that such Commissions, Appointments, Patents, and Grants should be revived and further continued in force for the Time and in manner herein-after mentioned, and that all Acts, Matters, and Things which would (if the said Commissions, Appointments, Patents, and Grants had not become void) have been valid and effectual should be confirmed, and that all Persons who may have exercised any Powers or Authorities, or done any Act, Matter, or Thing which they would have been authorized to exercise or do if the said Commissions, Appointments, Patents, or Grants had not become void, should be indemnified; be it therefore enacted by the King'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,

All Commissions, &c. in force in Ireland before the Expiration of the Term for which they were continued by 1 W. 4. c. 6. revived and further continued.

That all and every Commissions, Appointments, Grants, or Patents, and Commission, Appointment, Grant, or Patent of any Office or Employment, Civil or Military, in that Part of the United Kingdom of *Great Britain* and *Ireland* called *Ireland*, which at or previous to the Expiration of the said Term of Six Months limited in the said recited Act of the last Session of Parliament were or was in force and effect, shall be and the same are and is hereby revived, and shall continue and remain in full Force and Effect from the passing of this Act until the End and Expiration of Six Weeks from and after the Commencement of the next Session of Parliament, unless the same shall be respectively in the meantime superseded, determined, or made void by His present Majesty (whom God long preserve), or by any Successor of His said present Majesty to whom the Imperial Crown of this Realm is by Law limited or appointed to go, remain, or descend.

All Acts done since the Expiration of the said Commissions, &c. hereby confirmed, and declared legal.

II. And be it further enacted, That all Acts, Matters, and Things done, and all Powers and Authorities used and exercised at any Time since the Expiration of the said Commissions, Appointments, Patents, and Grants, which would, if the said Commissions, Appointments, Patents, and Grants had been in force, have been valid, legal, and effectual, shall be and are hereby confirmed, and declared to be and the same shall be deemed to have been as good, valid, legal, and effectual, to all Intents and Purposes whatsoever, as if the said Commissions, Appointments, Patents, or Grants, or any of them, had not become void, and had been and remained in full Force and Effect.

Actions and other Proceedings against Persons for acting under expired Commissions, &c. discharged.

III. And be it further enacted, That all Personal Actions and Suits, Indictments, Informations, and all Prosecutions and Proceedings whatsoever, which may have been or shall be prosecuted or commenced against any Person or Persons for having done any Act, Matter, or Thing, or used or exercised any Powers or Authorities, which it would, if the said Commissions, Appointments, Patents, or Grants had been in force, have been lawful or competent

petent for such Person or Persons to do, use, or exercise, be and the same are hereby discharged and made void; and that if any Action or Prosecution, or any Proceeding, Criminal or Civil, hath been or shall be instituted against any Person, for any such Act, Matter, or Thing, or the Use or Exercise of any such Powers and Authorities, such Person may plead the General Issue, and give this Act and the special Matter in Evidence; and if the Plaintiff or Plaintiffs in any such Action shall become Nonsuit, or forbear further Prosecution, or suffer Discontinuance, or if a Verdict shall pass against such Plaintiff or Plaintiffs, the Defendant or Defendants shall recover his, her, or their Double Costs, for which he, she, or they shall have the like Remedy as in other Cases in which Costs are given by Law to Defendants.

If any Actions are brought, General Issue may be pleaded.

Double Costs.

IV. And be it further enacted, That if any Action, Suit, or Proceeding hath been or shall be instituted or had in any Court in that Part of the United Kingdom called *Ireland*, for or on account of any such Act, Matter, or Thing, or the Use or Exercise of any such Powers and Authorities as aforesaid, it shall and may be lawful for the Defendant or Defendants in such Action, Suit, or Proceeding to apply to such Court by Motion in a summary Manner to stay all Proceedings thereon; and such Court is hereby authorized and required to examine the Matter of such Application, and upon due Proof thereof to make Order for that Purpose accordingly; and the Court making such Order shall allow and award to the Defendant or Defendants respectively Double Costs for such Proceedings as shall have been had after the passing of this Act, for which he, she, or they shall have the like Remedy as in Cases where Costs are by Law given to Defendants.

Proceedings may be stayed on summary Application.

Double Costs.

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