Office of Registrar shall not produce the net annual Sum of Three thousand Pounds to the said *Charles Manners Sutton* Esquire, then there shall be issued and paid out of the said Consolidated Fund such a Sum of Money annually as, together with the said Fees, Perquisites, Profits, and Emoluments, will make up a clear annual Income to the said *Charles Manners Sutton* Esquire of Three thousand Pounds.

CAP. CX.

An Act for the better Regulation of the Duties to be performed by the Officers on the Plea or Common Law Side of the Court of Exchequer. [15th *August* 1832.]

'WHEREAS an Act was passed in the First Year of the Reign of His present Majesty, intituled *An Act for the more effectual Administration of Justice in* England *and* Wales; and by the said Act certain Changes were made on the Plea or Common Law Side of the Court of Exchequer: And whereas *William Stewart Rose* Esquire now is Clerk of the Pleas in the said Court, and is lawfully entitled to execute the said Office, by himself or his sufficient Deputy, during the Term of his natural Life, and *Thomas Dax* Esquire (commonly called the Master) now is Deputy Clerk of the Pleas, and *Stephen Richards*, *Kenrick Collett*, *Edmund Walker*, and *George Chilton*, Esquires, are the Four sworn Clerks in the said Court; and the said *Thomas Dax*, *Stephen Richards*, *Kenrick Collett*, *Edmund Walker*, and *George Chilton* are the Five principal acting Officers of the said Court: And whereas the Business in the Offices on the Plea or Common Law Side of the said Court has greatly increased, and the same since the passing of the said Act has been conducted and performed by the said Deputy Clerk of the Pleas and the said Four sworn Clerks, but without any Regulation as to the respective Duties to be performed by each; and many of the Duties of the Master have from Necessity been performed by the sworn Clerks, but without any Obligation upon them to perform such Duties; and it is expedient to apportion such Business among the said Officers, and to fix and determine the Duties to be performed by them respectively:' 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, That from and after the Commencement of this Act there shall continue to be Five principal Officers on the Plea Side of the said Court (exclusive of the said *William Stewart Rose* Esquire, the said Clerk of the Pleas), and no more; and that the said *Thomas Dax*, *Stephen Richards*, *Kenrick Collett*, *Edmund Walker*, and *George Chilton*, Esquires, who have so conducted the Business on the Plea Side of the said Court, and their Successors, shall, from and after the passing of this Act, perform the same as follows; that is to say, the said *Thomas Dax*, *Kenrick Collett*, and *Edmund Walker* shall perform the Duties of Master and Prothonotary, the said *Stephen Richards* the Duties of Clerk of the Rules, and the said *George Chilton* the Duties of Filazer of the said Court, and the said Officers shall be styled and designated accordingly; and if any Doubt or Difference shall at any Time arise respecting the Duties to be performed by the said respective Officers, the

1 W. 4. c. 70.

There shall be Five principal Officers on the Plea Side of the Court, exclusive of the Clerk of the Pleas.

Their Offices.

the same shall be settled and determined by the Lord Chief Baron and the other Barons of the said Court for the Time being.

Offices to be held during good Behaviour, with such Assistants as the Court may deem necessary.

II. And be it further enacted, That such Officers and their Successors shall hold their said Offices during good Behaviour, and shall and may, in and for the Discharge of the Duties of their respective Offices, have such Assistants and Clerks as the Lord Chief Baron and the other Barons of the said Court for the Time being shall determine to be necessary and proper; and that such Assistants and Clerks shall and may be appointed by such Officers respectively, subject to the Approbation of the Lord Chief Baron for the Time being; and that each of the said Officers shall at all Times be responsible for the Conduct of such of the said Assistants and Clerks whom he shall appoint.

Persons holding any of the Offices, or their Assistants, not to act as Attorneys or Agents.

III. And be it further enacted, That from and after the Second Day of *Easter* Term One thousand eight hundred and thirty-three, no Person holding any of the said Offices, or being an Assistant or Clerk to any of the said Officers, shall act as an Attorney or Solicitor, or Agent of an Attorney or Solicitor, in any Court of Law or Equity in the United Kingdom of *Great Britain* and *Ireland*, either separately or in Partnership with any other, during such Time as he shall hold such Office or act as such Assistant or Clerk.

Clerk of the Errors.

IV. And be it further enacted, That the Office of Clerk of the Errors, now filled and executed by the said *Thomas Dax*, shall continue to be filled and executed by him as long as he shall be a Master or Prothonotary of the said Court, and no longer, and the same shall always hereafter be filled by the Person who shall be the senior Master or Prothonotary of the Court for the Time being.

Attendance and Hours of Business to be as directed by the Court.

V. And be it further enacted, That the said Officers, and their Assistants and Clerks, shall give their Attendance in Court or elsewhere, and shall conduct the Business in their several Departments, at such Hours, and in every respect in such Manner, as the said Lord Chief Baron and other Barons of the said Court shall from Time to Time order and direct.

In case of Sickness, &c. Leave of Absence may be granted, and, if necessary, a Deputy appointed.

VI. Provided always, and be it enacted, That if either of the said Officers shall, from Sickness or other reasonable Cause, have Occasion to be absent from the Business of his said Office, then and in every such Case it shall and may be lawful for such Officer, by and with the Permission of the Lord Chief Baron for the Time being, or, in his Absence, of some other Baron of the said Court, to give Leave of Absence, by his Order in Writing, to such Officer, and, if necessary, to appoint a Deputy in his Place and Stead during such Time as shall be expressed in such Order; and the Name of such Deputy, and also the Cause and Time of such Absence, shall be stated in such Order; and such Deputy may, if Occasion shall require it, be changed by the said Lord Chief Baron, or, in his Absence, by some other Baron of the said Court; and every such Deputy shall be paid by the Principal for whom he shall so act as aforesaid, and as the said Lord Chief Baron, or other Baron of the said Court, shall direct in such Order.

The Lord Chief Baron, in certain Cases, may fill up Vacancies until there shall be an effective Officer.

VII. And be it further enacted, That if either of the said Offices shall become vacant, or if any such Officer shall be unable to act in his said Office from Sickness or any other Cause, and shall be unable to appoint a Deputy, then and in every such Case it shall and may be lawful for the Lord Chief Baron, by Warrant under his

his Hand and Seal, to appoint a Person to perform the Duty of such Officer until there shall be an effective Officer to discharge the same; and such Person so appointed shall, during the Continuance of such Deputation or Appointment, have all and every the Rights, Emoluments, Powers, and Authorities, and shall be subject to the same Liabilities, as such Officer whose Duty he shall so have been appointed to perform would have possessed or been liable to.

Office of Clerk of the Pleas not to be again filled up.

VIII. And be it further enacted, That when a Vacancy shall occur in the said Office of Clerk of the Pleas, by the Demise of the said *William Stewart Rose* Esquire, or otherwise, the said Office shall not again be filled up, but the same shall from thenceforth cease and determine.

As to the filling up of Vacancies in the Offices of Master and Prothonotary;

IX. And be it further enacted, That if any Vacancy shall occur in either of the said Offices of Master and Prothonotary during the Lifetime of the said *William Stewart Rose*, and while he shall hold the said Office of Clerk of the Pleas as aforesaid, the said *William Stewart Rose* shall, as often as such Vacancy shall happen, appoint a Person to succeed to such Office, subject to the Approbation of the Lord Chief Baron for the Time being; and after the Death of the said *William Stewart Rose*, or other Determination of his said Office, when any Vacancy shall occur in either of the said Offices of Master and Prothonotary, the Lord Chief Baron of the said Court for the Time being shall appoint a fit and proper Person to fill the same; and when, at any Time after the passing of this Act, any Vacancy shall occur in the Offices of Clerk of the Rules and Filazer of the said Court, the Lord Chief Baron for the Time being shall appoint a fit and proper Person to fill such Office.

and of the Clerk of the Rules and Filazer.

Salaries of the said Five Officers to be fixed by the Court, and paid out of the Fees.

X. And be it further enacted, That the said Five Officers shall receive, by way of Salary, for performing the Duties of their respective Offices, such annual Sum as the Lord Chief Baron and the other Barons of the said Court, with the Approbation of the Lords Commissioners of His Majesty's Treasury, shall think proper, to commence and be computed and payable from the Twelfth Day of *October* One thousand eight hundred and thirty, the said Salaries to be retained and paid out of the Fees by Law payable in respect of the Duties performed by the Officers of the Common Law Side of the said Court; and the Surplus of such Fees, after deducting the Expences of Assistants and Clerks, the Amount of which shall be fixed and regulated by the said Court, and the other necessary Expences of the said Office, shall be accounted for once every Year, upon Oath, before the Lord Chief Baron and other Barons of the said Court, and the Balance, if any, shall be paid over to the Lords Commissioners of His Majesty's Treasury; and any Sum which may be awarded to the said Officers by the Commissioners, or any or either of them, under the Act passed in the First Year of the Reign of His present Majesty, intituled *An Act for regulating the Receipt and future Appropriation of Fees and Emoluments receivable by Officers of the Superior Courts of Common Law*, shall be taken into consideration in fixing and ascertaining their said respective Salaries.

Surplus of Fees to be accounted for yearly.

W. S. Rose Esq. to receive an annual Sum until Commis-

XI. And be it further enacted, That there shall be paid to the said *William Stewart Rose* such annual Sum as the Lord Chief Baron and other Barons of the said Court, with the Approbation of

sioners make their Report.

of the Lords Commissioners of His Majesty's Treasury, shall think proper, out of the said Fees, until the said Commissioners under the said Act of the First Year of the Reign of His present Majesty shall make their Report upon the Claim made by the said *William Stewart Rose* under the said last-mentioned Act.

Officers not entitled to Compensation if Offices abolished.

XII. Provided always, and be it further enacted, That no Officer or other Person named in or appointed by virtue of this Act shall be entitled to have or claim any Compensation whatever for or by reason or in consequence of any such Office being regulated, or abolished by Law or the Orders of the said Court, or otherwise.

Commencement of Act.

XIII. And be it further enacted, That this Act, and every Clause and Matter therein contained, shall commence and have Effect immediately from and after the passing of the same.

Act may be altered.

XIV. And be it further enacted, That this Act may be amended, altered, or repealed during the present Session.

CAP. CXI.

An Act to abolish certain Sinecure Offices connected with the Court of Chancery, and to make Provision for the Lord High Chancellor on his Retirement from Office.

[15th *August* 1832.]

'WHEREAS it is expedient that the Offices herein-after mentioned should be abolished as soon as Provision can be made for the due Performance of the Duties thereunto belonging:' Be it 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, That the Offices of Keeper or Clerk of His Majesty's Hanaper, the Patentee of the Subpœna Office, the Registrar of Affidavits, the Clerk of the Crown in Chancery, the Clerk of the Patents, the Clerk of the Custodies of Lunatics and Idiots, the Prothonotary of the Court of Chancery, the Chaff Wax, the Sealer, the Clerk of the Presentations, the Clerk of Inrolments in Bankruptcy, the Clerk of Dispensations and Faculties, and the Patentee for the Execution of the Laws and Statutes concerning Bankrupts, shall utterly cease and determine from and after the Twentieth Day of *August* One thousand eight hundred and thirty-three.

Certain Offices abolished.

Offices not to determine until Removal of Persons appointed before 1st June.

II. Provided nevertheless, and it is hereby further enacted by the Authority aforesaid, That nothing in this Act contained shall be construed to determine any of the aforesaid Offices now holden, in Possession or Reversion, by any Person appointed thereto on or before the First Day of *June* last, until the Decease or Resignation of such Person.

Annuity of 5,000*l.* to Lord Chancellor on Resignation of Office.

III. 'And whereas by reason of the Abolition of the said Offices the Lord High Chancellor or Lord Keeper of the Great Seal for the Time being will be deprived of the Patronage and Gift of the said Offices, which does of Right belong to and has been exercised by him; and it is therefore just and equitable that more ample Provision should be made for the Lord High Chancellor or Lord Keeper of the Great Seal on his Retirement from Office;' be it therefore enacted, That it shall be lawful for His Majesty, His Heirs and Successors, by any Letters Patent under the Great Seal of *Great Britain*, to give and grant, unto any Person executing the Office of Lord