ANNO QUARTO & QUINTO

GULIELMI IV. REGIS.

****

CAP. LV.

An Act to amend Three Acts, made respectively in the Seventh Year of the Reign of His late Majesty King *George* the Fourth, and in the First and Second Years and in the Second and Third Years of the Reign of His present Majesty, for the uniform Valuation of Lands and Tenements in the several Baronies, Parishes, and other Divisions of Counties in *Ireland;* and to provide for the more effectual Levy of Grand Jury Cess. [13th *August* 1834.]

WHEREAS an Act was passed in the Seventh Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act to make Provision for the uniform Valuation of Lands and Tenements in the several Baronies, Parishes, and other Divisions of Counties in* Ireland, *for the Purpose of the more equally levying of the Rates and Charges upon such Baronies, Parishes, and Divisions respectively;* and the said Act was amended by Two Acts passed respectively in the First and Second Years and in the Second and Third Years of the Reign of His present Majesty: And whereas it is expedient, for the Acceleration of the said Valuation, and for other Purposes, that the said Act should be further amended: Be it therefore enacted by the King's most Excellent Majesty, by 7 G. 4. c. 62.

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 it shall and may be lawful for the Commissioner of Valuation appointed in or for any County or Counties under the Provisions of the said recited Acts to nominate and appoint such Number of Persons to be Valuators for each such County as the Lord Lieutenant or other Chief Governor or Governors of *Ireland* shall from Time to Time fix and appoint; any thing in the said recited Acts limiting the Number of Persons so to be appointed to the contrary hereof notwithstanding.

Commissioner of Valuation may appoint such Number of Valuators as the Lord Lieutenant shall fix and determine.

II. And be it enacted, That where an Appeal shall have been made to any Committee of Appeal, under the Provisions of the said recited Acts, 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.

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

III. And be it further enacted, That when and as the Valuation of each or any Barony within each County shall have been made by such Valuators, and transmitted to the Commissioner of Valuation for such County, and decided on by the Committee of Appeal appointed under the Provisions of the said recited Act of the Seventh Year of the Reign of His late Majesty, the said Commissioner of Valuation shall prepare and make out, in the Form of the Schedule to this Act annexed, a List or Table of the several Parishes within such Barony, and of the several Townlands or other Sub-denominations or Divisions of Land within each such Parish, distinguishing the Number of Acres contained in every such Parish and Townland or other Sub-denomination or Division as aforesaid, and the Value of the Land and Houses in each such Parish or Townland, or other Sub-denomination or Division 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 and Three Members of the said Committee of Appeal, and shall be transmitted, so signed, to the Office of the Chief Secretary of the said Lord Lieutenant or other Chief Governor or Governors of *Ireland;* and thereupon it shall and may be lawful for such Lord Lieutenant or other Chief Governor or Governors, if he or they shall so think fit,

When the Valuation of any Barony has been made and decided on, a List of the several Parishes and the Divisions of Land within them shall be prepared and published.

to direct such List and Valuation, so signed as aforesaid, to be published in the *Dublin Gazette;* 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 finally agreed on by the Committee of Revision appointed under the Provisions of the said recited Acts, shall have been published in the said *Dublin Gazette* in the Manner and Form by the said recited Acts prescribed, 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 or other Sub-denomination or Division of such Barony, under the Authority of any Law or Statute, shall be assessed and levied off such Barony, and off every Parish, Townland, or other Sub-denomination or Division therein, according to the Proportions specified in such List and Valuation so to be signed by the Commissioner of Valuation and Three Members of the Committee of Appeal, and published as herein-before directed.

During the Period herein described all County Cess, &c. shall be levied according to the Proportions therein specified;

IV. Provided always, and be it enacted, That the Publication of the List and Valuation of any Barony 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.

but not to affect the relative Proportion borne by such Barony.

V. And whereas it is enacted by the said recited Act of the Seventh Year of the Reign of His late Majesty, that in case it shall happen that any Committee of Revision shall alter the Amount of the Valuation of any Barony, as compared with another Barony, either by increasing or diminishing such Amount, such Alteration in the Valuation of any Barony shall not affect the proportionate Valuations of the several Parishes or Townlands within such Barony with respect to each other, but that the Valuation of each and every such Parish and Townland respectively shall be altered so that each may bear to each the same relative Proportion as was originally fixed, or as was confirmed or allowed by the Committee of Appeal: And whereas it may happen that the Amount of a Valuation of a Barony may be altered by the said Committee of Revision on a Principle or for a Cause applicable to One or more Divisions of such Barony, and not to all Divisions of such Barony; and it is therefore necessary that Power should be given to such Committee to direct the Increase or Diminution of the Valuation of any Sub-denomination or Division of a Barony as well as of the whole Barony; be it therefore enacted, That the herein-before recited Provision of the said Act of the Seventh Year of the Reign of His late Majesty shall be and the same is hereby repealed.

Repealing so much of recited Act as authorizes the altering of the Amount of Valuation of any Barony as compared with another Barony.

VI. And be it enacted, That whensoever 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 Parishes,

Committee of Revision may alter the Valuation of any Division of a Barony,

as well as of the whole Barony.

Parishes, Townland or Townlands, or other Division of such Barony, and the Proportion originally fixed or confirmed or allowed by the Committee of Appeal of such Barony between the several Parishes and Townlands 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.

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

VII. And be it enacted, That all fractional Parts of a Pound Sterling may be rejected from the total Value of any Barony, Parish, Manor, or other Denomination 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 Valuation of Barony is completed, Commissioner to lodge a Copy of Field Book and a Field Map in Office of Treasurer of County, for public Inspection.

VIII. And whereas it is desirable that the said Valuation should be made available to the Purpose of Applotment, as well as to ascertain the Proportions in which Grand Jury Cess and Parish Rates shall be assessed upon the several Divisions and Subdivisions of each County; be it therefore enacted, That when and so soon as the Valuation of all the Parishes within any Barony shall be completed the Commissioners of Valuation shall make out a Copy of the Field Book of each Parish, and shall make out a Field Map, showing the several Portions of Land which may have been separately valued, and distinguishing and numbering the same so as to correspond with the said Field Book; and the said Commissioners shall deliver such Copies of the Field Book and Maps, attested by his Signature, to the Treasurer of the County, who shall keep the same in his Office, there to remain open to public Inspection; and any Owner or Occupier of Land within such Parish shall be at liberty to make Copies thereof or Extracts therefrom without Fee or Reward.

Treasurer to furnish Copies of Field Books and Maps to Persons requiring same for Applotment of Grand Jury Cess.

IX. And be it enacted, That every such Treasurer shall furnish Copies of such Field Books, as and when the Valuation therein contained shall have been confirmed or amended and finally agreed on by the said Committees of Appeal and Revision respectively of such County, in manner by the said recited Acts or by this Act provided, and of such Field Maps, marked and numbered to correspond with such Field Books, to any Person or Persons requiring the same for the Applotment of Grand Jury Cess; and such Copies shall be prepared under such Regulations as the Grand Jury of such County shall fix and determine, and they shall present, to be raised off the Townland or other Denomination of Land to which such Copies shall relate, the Expence of making the same.

Not to affect Provisions of recited Acts with respect to Publication of List when Valuation of all the Baronies within any

X. Provided always, and be it enacted, That when and so soon as the Valuation of all the Baronies within any County shall have been completed, and that the List of the said several Baronies and the Valuation thereof shall have been confirmed or amended, and finally agreed on by the Committee of Revision of such County, the same shall be signed, dealt with, and published in manner and form by the said recited Acts prescribed, and nothing in this Act contained shall, save as respects the additional Power which the Committee of Revision

Revision may exercise under the Provision herein-before made, extend to vary or affect the Proceedings by the said recited Acts directed in respect of such general Valuation of all the Baronies within any County, and the List thereof, when published in manner by such Acts directed, shall have all such Force and Effect as the same would have had if this Act had not been made.

County shall have been completed.

XI. And be it enacted, That at the Second Assizes next ensuing the Publication of such List and Valuation of all the Baronies of each County the Grand Jury shall nominate and appoint a Time for the Re-assembly of the Committee of Revision of such County, and the Secretary of the Grand Jury shall give Notice of the Time appointed for such Re-assembly of the Committee of Revision in like Manner as the Clerk of the Peace is by the said recited Act required to give Notice of the First Meeting of such Committee, and at the Time so appointed the Members of such Committee of Revision, together with the Commissioner of Valuation or his Assessor, shall meet in the Court-house of such County, and shall there and then inquire into and determine all such Complaints as shall be made against the said Valuation, or any Part thereof; and it shall be lawful for the said Committee to revise and amend such Valuation as to them may seem just, or to direct a new Valuation when the same shall appear necessary, and to adjourn from Time to Time; and the Valuation, as finally amended, revised, and settled by such Committee, shall be in the Place and Stead of the former Valuation so published in the *Dublin Gazette*, and of like Force and Effect: Provided always, that Notice in Writing of any Complaint which it is intended to prefer to the said Committee so re-assembled shall be given to the Commissioner of Valuation of such County, or some Member of the said Committee, at least Thirty-one Days before the Time appointed for the re-assembling of such Committee, and that such Notice shall be subscribed by at least Two Persons each paying Grand Jury Cess to the Amount of Forty Shillings, or by at least Two Persons having each a Freehold or Leasehold Estate in Lands or Tenements of the annual Value of Twenty Pounds or upwards, and situate in such County, County of a City, or County of a Town.

At Second Assizes next after Publication of such List and Valuation, Grand Jury to fix a Time for Re-assembly of Committee of Revision to finally amend and settle Valuations.

Notice of Complaints intended to be preferred thereat to be given by Two Persons at least 31 Days previously.

XII. And whereas it is expedient, for the more complete Uniformity of the said Valuation, that the same should be carried on under the Control and Direction of a single Commissioner of Valuation, and the Salary of Five hundred Pounds *per Annum* authorized by the said recited Act of the Seventh Year of His late Majesty's Reign to be paid to each such Commissioner is an insufficient Remuneration for a Person appointed to act as such Commissioner in many Counties; be it therefore enacted, That, in addition to the said Salary of Five hundred Pounds *per Annum*, it shall and may be lawful for the said Lord Lieutenant or other Chief Governor or Governors of *Ireland* to order and direct such Allowance for travelling and other Expences, not exceeding One Guinea *per* Day for every Day during which such Commissioner shall be engaged in the Business of such Valuation, as to the said Lord Lieutenant or other Chief Governor or Governors shall seem proper; and such Salary and Allowance shall be advanced out of the Consolidated Fund, and levied and repaid by Grand Jury

Lord Lieutenant may order an Allowance for travelling Expences to Commissioner of Valuation, in addition to his Salary.

Presentments on and off the several Counties in which such Commissioner of Valuation shall be employed, in such Proportions as the said Lord Lieutenant or other Chief Governor or Governors shall think fit to direct, with regard to the Period of his Employment in each such County respectively; and all and every the Provisions of the said recited Acts directing and authorizing the Advance of Money for the Purposes thereof, and the Presentment and Levy of such Monies off the several Counties liable thereto, shall apply and extend to direct and authorize the Advance, Presentment, and Levy of the Monies required to defray such Allowances.

Treasurer's Warrants to remain in force until Sums thereby required to be levied shall be received or re-presented.

XIII. And whereas Doubts have arisen whether the Warrants of the Treasurers of Counties in *Ireland* issued for the levying of Money presented by Grand Juries at each Assizes remain in force beyond the Second Day of the next succeeding Assizes; for Removal of which Doubts, be it enacted, That every such Warrant of every such Treasurer shall be and remain in full Force and Effect for the Term of Two Years next after the Date thereof, unless the Sums required by such Warrant to be levied shall have been received, or unless the Grand Jury of the County shall have re-presented the same.

The Word "Barony."

XIV. And be it enacted, That wherever the Word "Barony" occurs in this Act the Provision shall extend to a Half Barony.

How Grand Jury Cess shall be collected.

XV. And whereas it is expedient that the Mode of collecting and levying Grand Jury Cess should be amended, be it therefore enacted, That whenever any Person duly authorized to collect and levy any Money to be raised pursuant to Grand Jury Presentment off any Barony or Half Barony, or County of a City or Town, shall have received the Applotment of such Money, he shall collect and levy the same according to such Applotment, and also any Sum of Money not exceeding Five Shillings, in lieu of any Sum heretofore authorized to be levied by any Act now in force for the Applotter's Fees; and all such Money may be levied by Distress and Sale of any Goods and Chattels of every Person refusing to pay the Proportion therein applotted for him or her to pay which may be found on the Premises chargeable, rendering to the Owner the Overplus, if any, after deducting the Expences of distraining, not exceeding Twelve-pence in the Pound on the Sum for which such Distress may have been made; and if no sufficient Distress be found on the Premises chargeable, then and in such Case such Collector shall leave at the Dwelling House of the Party chargeable for or in respect of such Premises, if such Person reside within the same County, County of a City or Town, a Notice bearing Date the Day and Year of serving the same, subscribed with the Name and Abode of such Collector, requiring Payment of the Sum applotted within Six Days from the Date of such Notice, and expressing that within Six Days the Money demanded may be paid to the Collector at his House or Office; and if such Money be not so paid within such Time, then it shall be lawful for such Collector to prefer a Complaint to any Justice of the Peace for the same County, County of a City or Town; and such Justice shall summon the Party so complained against to appear before him, and answer the said Complaint, and shall at the Time specified in such

such Summons examine into the Matter of such Complaint on Oath (which Oath the Justice is hereby empowered to administer), and shall direct the Payment to such Collector of such Money as he shall find due and payable under such Applotment by the Party complained against, together with a Sum certain as and for such reasonable Costs and Charges as to such Justice shall seem meet; and in default of the Appearance of such Party, or upon his or her Refusal or Neglect forthwith to pay the Sum or Sums so by such Justice directed to be paid, it shall and may be lawful for such Justice, or for any Justice of the Peace for such County, County of a City or Town, to issue his Warrant, authorizing and empowering the said Collector to levy the Money thereby ordered to be paid by Distress and Sale of any Goods or Chattels of the Party so complained against which may be found within any Part of such County, County of a City or Town, rendering the Overplus, if any, to him or her, the necessary Charges and Expences of distraining being thereout first deducted, as directed by such Justice; and if sufficient Distress cannot be found within the same County, County of a City or Town, then, on Oath thereof made before any Justice of the Peace of any other County, County of a City or Town, in which any of the Goods and Chattels of such Party shall be found, (which Oath such Justice shall administer, and certify by indorsing in his Handwriting his Name on the Warrant granted to make such Distress,) the Goods or Chattels of such Party so refusing or neglecting to pay as aforesaid shall be subject and liable to such Distress and Sale in such other County, County of a City or Town, where the same may be found, and may by virtue of such Warrant and Certificate be distrained and sold in the same Manner as if the same had been found within such first-mentioned County, County of a City or Town.

SCHE-

SCHEDULE to which this Act refers.

VALUATION of LANDS, et cetera, within the several Parishes and Townlands in the said Barony, made in pursuance of this Act.

	Acres.	Annual Value of Lands, et cetera.	Total in each Parish.	
			Acres.	Value.
Parish of A.:		£		£
Townland D. - -	250	120		
— E. - -	100	100		
— F. - -	50	25		
Total in the Parish of A.			400	245
Parish of G.:				
Townland H. - -	60	100		
— I. - -	47	37		
— K. - -	160	240		
Total in the Parish of G.			267	377
Total in Barony - -			667	622

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

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

Day of 18 .

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