ANNO QUINTO & SEXTO

GULIELMI IV. REGIS.

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CAP. XLVI.

An Act to amend, until the End of the next Session of Parliament, an Act of the Second Year of His present Majesty, for making Provision for the Dispatch of the Business now done by the Court of Exchequer in *Scotland*.

[31st *August* 1835.]

WHEREAS by an Act passed in the Second Year of the Reign of His present Majesty, intituled *An Act for making Provision for the Dispatch of the Business now done by the Court of Exchequer in* Scotland, it is amongst other Things enacted, that if at any Time after the passing of the said Act the Number of the Barons of the said Court shall be reduced, or after the Retirement or Decease of the last remaining Baron, then and in such Case it shall and may be lawful during the Indisposition or Absence of the Baron and Barons of such Court to which the same shall be reduced, or of the Judge of the Court of Session to be appointed to try the Suits and Causes in the said Court, to and for the Judge of the Court of Session, officiating as Lord Ordinary upon the Bills for the Time being, to grant Warrant for the issuing of all Commissions to find Debts, and Fiats for the issuing of all Writs and Extents, and other Process issuable out of the said Court of Exchequer, and also to revise such Signatures for the granting of Crown Charters as may be of an urgent Nature and require Dispatch, in like Manner and to as full Force and Effect as the Lord Chief Baron or other

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other Barons of the said Court are by Law authorized to do: And whereas the Lord Chief Baron and One of the Barons of the said Court of Exchequer have retired since the passing of the said Act, and the Powers and Duties of the said Court of Exchequer are now discharged by the sole remaining Baron of the said Court: And whereas, in consequence of the continued Indisposition of the said sole remaining Baron, it has become expedient to provide more effectually for the proper Dispatch of the Business of the said Court of Exchequer: 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 at any Time after the passing of this Act it shall and may be lawful, during the Indisposition or unavoidable Absence of the said sole remaining Baron of the Court of Exchequer, or of the Judge of the Court of Session, to be appointed to try the Suits and Causes in the said Court, and perform the other Duties thereof in the said recited Act mentioned, to and for the Judge of the Court of Session officiating as Lord Ordinary upon the Bills for the Time being to try all Suits and Causes in the said Court of Exchequer, either in Term or out of Term, as he shall appoint, to grant Warrant for the issuing of all Commissions to find Debts, and Fiats for the issuing of all Writs of Extent and other Process issuable out of the said Court of Exchequer, and to revise, compound, and pass Signatures for the granting of Crown Charters, and generally to perform all the Powers and Duties of the said Court of Exchequer, as fully and effectually as the Lord Chief Baron, Barons, and sole remaining Baron of the said Court were and are by Law authorized to do; any thing in the said recited Act to the contrary notwithstanding.

In case of Indisposition of remaining Baron of Court of Exchequer, Judge of Court of Session to try Suits in the Exchequer Court.

II. And be it further enacted, That this Act shall continue in force until the End of the next Session of Parliament.

Duration of Act.

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