ANNO QUINTO & SEXTO

GULIELMI IV. REGIS.

****

C A P. XLVII.

An Act to repeal so much of an Act passed in the Third and Fourth Years of His present Majesty as relates to the Amount of the Salary granted to the Clerk of the Crown in Chancery; and to make other Provisions in relation to the said Office.

[31st *August* 1835.]

3 & 4 W. 4. c. 84.

WHEREAS by an Act passed in the Third and Fourth Years of the Reign of His present Majesty, intituled *An Act to provide for the Performance of the Duties of certain Offices connected with the Court of Chancery which have been abolished*, the Salary of the Clerk of the Crown in Chancery was fixed at Eight hundred Pounds *per Annum*, in full Satisfaction for the Duties of the said Office, and of all Expences incident to the Performance thereof: And whereas the Expences of the said Office vary, and in some Years may be so great as to leave a very inadequate Sum for the Salary of the Clerk of the Crown; and it is expedient to make Provision for securing to that Officer a proper Remuneration for the responsible Duties performed by him, and for the Payment of the reasonable and necessary Expences of his Office: 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 so much of the said recited Act by which the yearly Salary of Eight hundred Pounds is granted to the Clerk of the Crown in Chancery, in full Satisfaction for the Duties of the said Office, and of all Expences incident to the Performance thereof, shall be and the same is hereby repealed; and instead and in lieu thereof there shall be paid to

Repealing so much of recited Act as grants a Salary of 800*l.* to the Clerk of the Crown,

and granting a clear Salary of 500*l.* in lieu thereof.

to the said Clerk of the Crown for the Time being the yearly Salary of Five hundred Pounds, free and clear from all Deductions on account of the Expences incident to the Performance of the Duties of the said Office; and the said Salary of Five hundred Pounds shall be issued and payable out of and be charged and chargeable upon the same Fund as the before-mentioned yearly Salary of Eight hundred Pounds was directed to be issued out of and made chargeable upon by the said recited Act.

The Treasury may allow the Expences of the Office of the Clerk of the Crown, and direct the same to be paid out of the Fees.

II. And be it further enacted, That it shall be lawful for the Lord High Treasurer, or any Three or more of the Commissioners of His Majesty's Treasury, for the Time being, and he and they is and are hereby required, by Warrant under his or their Hands, to allow to the said Clerk of the Crown, for his Clerks, and for the other incidental and necessary Expences of his Office, such Sum *per Annum* as he or they shall deem reasonable and proper; and the Sum so allowed as aforesaid shall be paid and payable out of and be charged and chargeable upon the Fees and Emoluments taken and received in the Office of the said Clerk of the Crown; and the Residue only of the said Fees and Emoluments, after Payment of the said Expences, shall be paid and payable into the Receipt of His Majesty's Exchequer, and be carried to and made Part of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*, any thing in the said recited Act to the contrary notwithstanding.

Treasury may vary the Allowance for Expences.

III. Provided always, and be it further enacted, That it shall be lawful for the said Lord High Treasurer, or any Three or more of the Commissioners of His Majesty's Treasury, from Time to Time to reduce or increase the Amount to be allowed to the said Clerk of the Crown for such Expences of his Office as Occasion may be or require.

Salary and Sum allowed for Expences to commence and be payable from the 15th November 1834, and be paid quarterly.

IV. And be it further enacted, That the said yearly Salary of Five hundred Pounds hereby granted to the Clerk of the Crown in Chancery, together with such annual Sum as shall be allowed by the said Lord High Treasurer or Commissioners of His Majesty's Treasury for the Clerks and other incidental Expences of the said Office as aforesaid, shall commence on and be payable from the Fifteenth Day of *November* One thousand eight hundred and thirty-four, when the present Clerk of the Crown was appointed, and shall from Time to Time be paid and payable, charged and chargeable quarterly on the Thirty-first Day of *March*, the Thirtieth Day of *June*, the Thirtieth Day of *September*, and the Thirty-first Day of *December* in each Year.

The Treasury and the Lord Chancellor may alter and vary the Scale of Fees whenever they shall think it expedient.

V. And be it further enacted, That it shall and may be lawful for the Lord High Treasurer, or any Three or more of the Commissioners of His Majesty's Treasury, together with the Lord Chancellor, or the Lord Keeper, or Lords Commissioners for the Custody of the Great Seal of *Great Britain*, whenever it shall appear to them expedient so to do, to alter and vary the Scale of Fees to be demanded and taken by the Clerk of the Crown in Chancery; and such Scale of Fees, when so altered and settled, shall be deemed to be the lawful Fees appertaining and belonging to the Office of the Clerk of the Crown,

and shall and may be demanded and taken accordingly; and the whole of the Fees and Emoluments which have been received by the present Clerk of the Crown since the Date of his Appointment, and which may hereafter be received in the said Office, shall be accounted for by the said present Clerk of the Crown, and by his Successors, to the Lord High Treasurer or Commissioners of His Majesty's Treasury for the Time being, at such Times and in such Form and Manner as he or they shall think fit to direct; and the Amount of such Fees and Emoluments, after deducting from and paying thereout the necessary Expences of the said Office so sanctioned and allowed as aforesaid, shall be paid by the Clerk of the Crown for the Time being into the Receipt of His Majesty's Exchequer within Ten Days from the Time of rendering the Account thereof as aforesaid; and such Amount shall be carried to and made Part of the Consolidated Fund of the United Kingdom of *Great Britain* and *Ireland*.

Fees to be accounted for as the Treasury may direct.

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