

ANNO SEXTO & SEPTIMO

GULIELMI IV. REGIS.

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CAP. CXII.

An Act for further facilitating the hearing and determining of Suits in Equity in His Majesty's Court of Exchequer at *Westminster*.

[20th *August* 1836.]

WHEREAS by an Act of Parliament passed in the Fifty-seventh Year of the Reign of His Majesty King *George* the Third, intituled *An Act to facilitate the hearing and determining of Suits in Equity in His Majesty's Court of Exchequer at* Westminster, it was enacted, that the Lord Chief Baron of the said Court for the Time being should have Power to hear and determine all Causes, Matters, and Things which should be at any Time depending in the said Court as a Court of Equity, and that if the Lord Chief Baron of the Court of Exchequer should by Sickness or any other unavoidable Cause be prevented from sitting on the Equity Side of the said Court for the Purposes in the said Act mentioned, then it should and might be lawful for His Majesty and His Successors to nominate and appoint from Time to Time, under the Royal Sign Manual, revocable at Pleasure, any other of the Barons of the Degree of the Coif of the said Court for the Time being to hear and determine such Causes, Matters, and Things: And whereas by an Act of Parliament passed in the Third and Fourth Year of the Reign of His present Majesty, intituled *An Act for the better Administration of Justice in His Majesty's Privy Council*, it was declared and

57 G. 3. c. 19.

3 & 4 W. 4. c. 41.

and enacted, that it should and might be lawful for His Majesty and His Successors to nominate and appoint from Time to Time, by Warrant under the Royal Sign Manual, revocable at Pleasure, any One of the Barons of the Coif of the said Court for the Time being to hear and determine, on such Days as the Lord Chief Baron should sit on the Common Law Side of the said Court during Term, or should preside at the Sittings at Nisi Prius in *London* or *Middlesex* after the Term, or should attend at the Judicial Committee of His Majesty's Privy Council, all Causes, Matters, and Things which should at any Time be depending in the Court of Equity: And whereas great Inconvenience has been sustained by the Suitors and Practitioners on the Equity Side of the said Court by reason of the last-recited Act not having provided for the Case of the Lord Chief Baron being prevented from sitting by his Absence on the Circuit, or for the Case of a Cause not being fully heard and decided by the Baron sitting in the Absence of the Chief Baron: 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 it shall and may be lawful for His Majesty and His Successors to empower the Baron so appointed or to be appointed under the said recited Acts as well to hear and determine all Causes, Matters, and Things upon the Occasions in the said Acts mentioned, as also during the Absence of the Lord Chief Baron upon the Circuit, and to continue the Sittings of such Baron upon One or more successive Days until he shall have fully heard and determined any Cause which shall have been but partly heard before him on any Day when he shall be sitting by virtue of His Majesty's Warrant.

His Majesty may empower One of the Barons to hear and determine Causes, &c. upon the Occasions mentioned in recited Acts as also during the Absence of the Lord Chief Baron.

II. And be it further enacted, That all the Powers and Authorities given to the Baron appointed or to be appointed under the first-recited Act shall apply and be extended to the Baron to be nominated and appointed under the Authority of this Act.

Powers of the Baron.

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