



Greenwich Hospital Act 1865

1865 CHAPTER 89

Miscellaneous

Actions by Admiralty.

- 52** The Admiralty may institute or defend any Action or Suit relative to any Lands contracted to be purchased or taken by the Admiralty for the Benefit of Greenwich Hospital, and may institute any Action of Ejectment or other Action or any Suit for recovering Possession of any Lands vested in or purchased or taken by the Admiralty for the Benefit of Greenwich Hospital, and may distrain or sue for any Arrears of Rent due to the Admiralty in respect thereof, and may institute any Action or Suit in respect of any Trespass or Encroachment committed thereon or Damage done thereto, or any other Action or Suit in respect thereof, and may defend any Action or Suit in respect thereof; and in every such Action or Suit the Admiralty may be styled " The Lord High Admiral of the United Kingdom," or " The Commissioners for executing the Office of Lord High Admiral of the United Kingdom," (as the Case requires,) without more; and any such Action or Suit shall not be, affected by any Change in the Admiralty; and in any such Action or Suit the Admiralty shall be liable and entitled to pay or receive Costs according to the ordinary Law and Practice relative to Costs.

Saving Eights of Crown.

- 53** Nothing in this Act shall take away or abridge in any Action or Suit the legal Eights, Privileges, and Prerogatives of Her Majesty, Her Heirs and Successors, but in all Actions and Suits instituted by or against the Admiralty in relation to Lands held for the Benefit of Greenwich Hospital, and in all Proceedings and Matters connected therewith, the Admiralty may exercise and enjoy all such Eights, Privileges, and Prerogatives as are for the Time being exercised and enjoyed in any Action or Suit in any Court of Law or Equity by Her Majesty, Her Heirs or Successors, as if the Crown were actually a Party to such Action or Suit.

Power to sue by Information, &c.

- 54** Notwithstanding anything in this Act, it shall be lawful for Her Majesty, Her Heirs and Successors, to proceed by Information in the Court of Exchequer, or by any other Crown Process, legal or equitable, in any Case in which it would have been competent for Her Majesty, Her Heirs or Successors, so to proceed if no Provisions respecting Procedure had been inserted in this Act.

Transfer of Contracts, &c.

Status: This is the original version (as it was originally enacted).

55 All Debts and Obligations incurred, all Contracts entered into, and all Matters and Things engaged to be done by, with, or for the Commissioners of Greenwich Hospital shall be deemed to have been incurred, entered into, or engaged to be done by, with, or for the Admiralty on behalf of Her Majesty; and all such Debts, Obligations, Contracts, Matters, and Things shall be enforceable by or against the Admiralty on behalf of Her Majesty to the same Extent as the same would, if this Act had not passed, have been enforceable by or against the Commissioners of Greenwich Hospital.

Continuance of Actions, &c.

56 All Actions, Suits, and other legal Proceedings commenced, or which, if this Act had not been passed, might have been commenced, by or against the Commissioners of Greenwich Hospital, may be continued or instituted by or against the Admiralty on behalf of Her Majesty.

Powers may be exercised by Two Lords.

57 All Powers, Authorities, and Duties by this Act conferred and imposed on the Admiralty may be exercised and performed by any Two of the Commissioners of the Admiralty.

Style of Admiralty in Deeds, &c.

58 In all Deeds, Powers of Attorney, and Instruments relating to any Lands, Stocks, funds, Securities, Property, or Thing Tested in, or standing in the Names of, or under the Control of the Admiralty for the Benefit of Greenwich Hospital, or whereto the Admiralty in relation to Greenwich Hospital are Parties, the Admiralty may be styled " The Lord High Admiral of the United Kingdom " or " The Commissioners for executing the Office of Lord High Admiral of the United Kingdom," (as the Case may require,) without the Name or Names of him or them or any of them being expressed.

Protection of Admiralty.

59 The Admiralty shall not, by reason of anything done or omitted to be done in the Execution or intended Execution of this Act, or in relation to any Lands rested in the Admiralty by virtue of this Act or purchased by the Admiralty under this Act, be liable collectively or individually to any Fine, Penalty, or Forfeiture, or to Execution of any Process against Person or Property.

Publication &c. of Orders in Council.

60 Every Order in Council under this Act shall be published in the London Gazette, and shall be laid before both Houses of Parliament within One Month after the making thereof if Parliament is then sitting, and if not, then within One Month after the next meeting of Parliament.