



ANNO QUADRAGESIMO QUARTO

GEORGII III. REGIS.

Cap. 22.

An Act for the better defraying the Charges of preserving the Peace within the City of *Dublin*, and the District thereof, and establishing a Parochial Watch therein. [3d May 1804.]

WHEREAS by an Act passed in the Parliament of *Ireland*, in the Thirty-fifth Year of His present Majesty's Reign, intituled, *An Act for more effectually preserving the Peace within the City of Dublin, and the District of the Metropolis, and establishing a Parochial Watch in the said City*, it is, amongst, other Things, enacted, That no Person should hawk about Trees, Shrubs, or Plants, for Sale, within the City of *Dublin*, or Five Miles thereof, or sell, or expose to Sale, in any Place within the said City, or Five Miles thereof, in any Place not being Part of his or her Dwelling-house, any new or old Books, Maps, Prints, Pamphlets, Charts, or Drawings, or sell, or expose to sale in the said City, or within the said Distance thereof, any Glass Bottles, not being Makers or Importers thereof, nor selling Wine, Spirituous Liquors, Ale, or Porter, nor sell, or expose to Sale, within the said City, or Five Miles thereof, old Cloaths in any Stall, Stand, Shed, Booth, Shop, or other Place, or carry on the Business of a Pawnbroker, within the said District, or sell Spirituous Liquors by Retail in the City of *Dublin*, or within Five Miles thereof, unless he or she should have a Licence for that Purpose, under the Hand and Seal of the Superintendent Magistrate for the Preservation of the Peace within the District of the Metropolis of *Dublin*, in the said Act mentioned, for which Licences such Person should pay, or cause to be paid, unto the said Superintendent Magistrate, the respective Duties payable for the same; and it was also by the said Act further enacted, That all Sum or Sums of Money, arising from all and singular the Fines, Taxes, Penalties, and Forfeitures imposed, reserved, and made payable by

[Loc. & Per.] 4 K Law,

35 G. 3. c. 36.

Law, or for any Licence or Licences, theretofore or thereafter to be granted as aforesaid, should be, and the same were thereby vested in the said Superintendent Magistrate, and should be paid to the said Superintendent Magistrate, for the Purposes in the said Act mentioned: And whereas the Duties payable on the said Licences have, from Time to Time, been granted, altered, increased, and continued by divers Acts; and the Duties payable on such Licences did cease and determine on the twenty-fifth Day of *March* One thousand eight hundred and four, and it is expedient that like Duties should, from and after the passing of this Act, be charged, raised, levied, collected, and made payable on such Licences according to the Schedule to this Act annexed: May it therefore please Your Majesty, That it may be enacted, and be it 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, from and after the passing of this Act the several Duties mentioned and contained in the Schedule to this Act annexed, (over and above all other Duties of Excise, paid or payable to His Majesty, His Heirs and Successors), shall be charged, raised, levied, collected, and paid.

Duties in
Schedule
annexed to be
levied and
applied in
manner di-
rected by
former Act.

35 G. 3. c. 36.

36 G. 3. c. 30.

39 G. 3. c. 56.

40 G. 3. c. 62.

II. And be it further enacted, That the said several Duties or Impositions by this Act charged and made payable, and mentioned in the Schedule hereto annexed, shall be raised, levied, collected, paid, and applied by such Ways and Means, and under such Penalties, Rules, and Directions, Powers and Authorities, as are directed by the said recited Act of the Thirty-fifth Year of His present Majesty's Reign, and by One other Act passed in *Ireland*, in the Thirty-sixth Year of His present Majesty's Reign, to explain and amend the said recited Act of the Thirty-fifth Year aforesaid; and by one other Act, passed in the Parliament of *Ireland*, in the Thirty-ninth Year of His present Majesty's Reign, to amend the said recited Act of the Thirty-sixth Year aforesaid; and by One other Act, made in *Ireland*, in the Fortieth Year of the Reign of His present Majesty, intituled, *An Act for amending and making perpetual the several Laws for regulating the Watch in the District of the Metropolis; and for granting a further Duty upon Pawnbrokers*; or any, or either of them, as fully and effectually to all Intents and Purposes, as if the several Provisions in the said several Acts, or any of them, contained, for collecting and enforcing the Payment of the said several Duties, or for the Application of the same, were repeated and re-enacted in this present Act.

Continuance
of Licences.

III. And be it further enacted, That the several Licences in the Schedule to this Act mentioned, on which the respective Duties therein mentioned shall be from Time to Time respectively paid by virtue of this Act, shall be in Force until the Twenty-fifth Day of *March* next after the Date of such Licences respectively, and no longer.

To remove
Doubts re-
specting the
licensing of
Dairy Carts,
&c.

IV. And whereas some Doubts have arisen touching the Construction of an Act passed in the Thirty-seventh Year of His present Majesty's Reign, intituled, *An Act for amending, and reducing into One Act of Parliament, the Laws relating to Hackney and other Carriages, plying within the City of Dublin, its Suburbs and Liberties, and within Seven Miles thereof*; and also touching the Construction of the said hereinbefore recited Act of the Thirty-ninth Year of His Majesty's Reign, whether the Superintendent
Magistrate

Magistrate for the District of the Metropolis of *Dublin* has Power and Authority by the said Acts, or either of them, to licence Persons who shall own, keep, or drive any Cart, Car, Dray, or other Carriage belonging to, or usually employed by any Person or Persons following the Trade of keeping Dairies; be it therefore enacted, That, from and after the passing of this Act, the said Superintendent Magistrate shall have full Power and Authority, and he is hereby empowered and required, from Time to Time, and at all Times, to licence all Persons who shall own, keep, or drive any Waggon, Wain, Cart, Car, Dray, or other Carriage belonging to any Person or Persons following the Trade of keeping Dairies within the said City, its Suburbs, or Liberties, or within Three Miles thereof, employed by such Persons, in such their Trades or Occupations, or in the Carriage of any Matter or Thing bought, sold, used, or employed, or that is usually carried, bought, sold, used, or employed in such their respective Trades or Occupations, or in, or for the feeding of the Cattle of such Dairies; and every Person who shall own, keep, or drive any such Waggon, Wain, Cart, Car, Dray, or other Carriage, belonging to any such Person or Persons, so following such Trade of keeping a Dairy, or Dairies, is hereby declared to be subject to the same Fines and Annual Rent, and to be liable to the like Penalties for not obtaining such Licence as by the said recited Act of the Thirty-seventh Year of His present Majesty's Reign, are directed to be paid by, reserved, and levied from all such Persons as are particularly described and enumerated in the said Act,

V. And be it further enacted, That it shall and may be lawful to and for the said Superintendent Magistrate, for the Time being, to make and ordain such Regulation or Regulations, and to enforce such Fine or Fines, not exceeding Ten Shillings, for the Breach thereof, as he shall deem necessary for the better Government of all Person and Persons whatever leading or driving any Waggon, Wain, Cart, Car, Dray, or other Carriage through the Streets of the said City, and through the District aforesaid, whether any such Waggon, Wain, Cart, Car, or Dray, shall be subject to be licenced by the Superintendent Magistrate or not; provided such Regulations and Fines shall first be duly approved of by the Chief Justice of His Majesty Court of King's Bench; and, provided also, that every such Regulation, or Regulations, Fine, or Fines, shall be duly published by some Tenour received, and general Mode of Publication, for the Space of One Calendar Month previous to such Regulation or Regulations being enforced in any Fine or Fines imposed for the Breach thereof.

Superintendent Magistrate may regulate such Carts, &c.

VI. And be it further enacted, That after such Regulation and Regulations shall have been so approved, and published as aforesaid, it shall and may be lawful, to and for the Superintendent Magistrate, as aforesaid, to cause any Waggon, Wain, Cart, Car, Dray, or other Carriage, the Driver whereof shall offend against any of the said Regulations, to be seized and detained until the Fine or Fines thereby incurred shall be fully paid and discharged, and unless redeemed by Payment thereof within Ten Days from the Seizure thereof, to cause the same to be sold to the highest Bidder, and to retain thereout such Fine or Fines, and the Expences attending the Sale thereof.

Superintendent Magistrate may levy Fines.

VII. And

In paying
Expences of
the Act.

VII. And be it further enacted, That the Superintendent Magistrate of the District aforesaid, shall and may, by and out of the first Monies to be received by virtue of this Act, pay and discharge respectively all such Costs, and also all such other Expences as have been incurred in and about obtaining the same.

Public Act.

VIII. And be it further enacted, That this Act shall be a Publick Act, and shall be deemed and adjudged, and taken Notice of as such, by all Judges, Justices, and others, in all Courts and Places whatsoever, without specially pleading the same.

SCHEDULE to which this Act refers.

A SCHEDULE of Duties to be annually paid for Licences granted by the Superintendent Magistrate of the District of the Metropolis of *Dublin*.

Irish Currency.
£. s. d.

For every Person selling Spirits by Retail within the City of <i>Dublin</i> , or Five Miles thereof, for each and every House in which the same shall be sold, over and above all Duties whatever	0	10	0
For every Person hawking about Trees, Shrubs, and Plants for Sale, in the City of <i>Dublin</i> , or within Five Miles thereof	2	0	0
For every Person selling, or exposing to Sale, within the said City, or Five Miles thereof, in any Stand, Stall, Shed, Booth, or other Place, not being a Part of his or her Dwelling, any new or old Books, Maps, Prints, Pamphlets, Charts, or Drawings	2	0	0
For every Person selling or exposing to Sale, within the said City, or Five Miles thereof, any Glass Bottles, not being the Maker or Importer thereof, and not selling Wines, Spirits, Beer, or Ale	2	0	0
For every Person who shall sell or expose to Sale, within the said City, or Five Miles thereof, old Cloaths in any Stall, Shed, Booth, Shop, or other Place	2	0	0
For every Person or Persons, who shall, jointly or separately, carry on the Business of a Pawnbroker, or who shall have any Benefit, Interest, or Gain thereby, as a Partner, or anonymous Partner therein, within the District of the Metropolis, or Five Miles thereof, for each and every House or other Place, in which such Business shall be carried on, over and above all Duties whatever	100	0	0