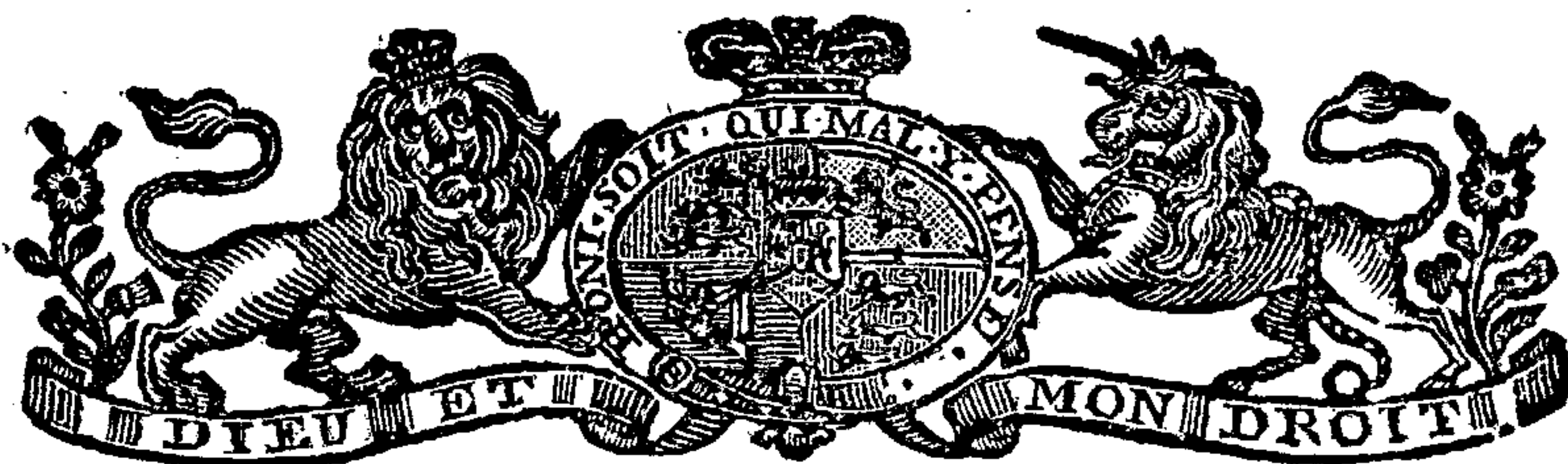




ANNO QUINQUAGESIMO QUINTO

GEORGII III. REGIS.

Cap. lxiv.

An Act for making further Provision for the Secretary and Usher to the Vice Chancellor of *England*, and for the Clerks in the Office of the Accountant General of the High Court of Chancery, and for providing additional Clerks for the said Office.

[7th June 1815.]

WHEREAS under and by virtue of an Act passed in the Thirty-second Year of the Reign of His present Majesty, intituled *An Act to empower the High Court of Chancery to lay out a further Sum of the Suitors Money upon proper Securities, and for applying the Interest towards discharging the Expences of the Office of the Accountant General, and for building Offices for the Masters in Ordinary in Chancery, and a Public Office for the Suitors of the said Court, and Offices for the Secretaries of Bankrupts and Lunatics, and for building Repositories for securing the Title Deeds of the Suitors of the said Court, and the Records and Proceedings of the Commissioners of Bankrupts and Lunatics, and of the several Acts in the said Act mentioned, divers Sums of Money have been, by virtue of the several Orders of the said Court made for that Purpose, taken out of the common and general Cash belonging to the Suitors of the said Court which lay dead and unemployed in the Bank of England, and have been placed out in the Name of the Accountant General of the said Court on Government or Parliamentary Securities, have been, in pursuance of the said Act passed in the Thirty-second Year of His present Majesty's Reign,* 32 G. 3. c. 42.

[*Local.*] 18 D carried

carried to an Account, entitled "An Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery," and out of the Dividends and Interest of the Securities purchased in pursuance of the said several Acts of Parliament, the several annual Sums and Salaries and the several other Payments thereby directed to be made by Two several Acts of the Forty-sixth Year of the Reign of

46G.3.c.128. His present Majesty, one of them intituled, *An Act for making Provision for such Masters in Ordinary of the High Court of Chancery as from Age or Infirmary shall be desirous of resigning their Offices with the Approbation of the said Court, and for augmenting the Income of the Masters in Ordinary of the*

46G.3.c.129. *said Court; and the other of such Acts, intituled An Act to provide additional Salaries to the present Clerks in the Office of the Accountant General of the High Court of Chancery, and to provide additional Clerks for the said Office with Salaries, and to make other Payments in respect of the said Office;*

49 G. 3.
c. lxxix.

and by an Act of the Forty-ninth Year of His present Majesty, intituled An Act for making Provision for such of the Sub-Registrars or Deputy Registrars of the High Court of Chancery as from Age or Infirmary shall be afflicted with permanent Disability, and be incapacitated for the due Execution of their Office; and for making further Provision for the Two Seniors of the said Registrars, for the Clerks in the Registrar's Office, for the Master of the Report Office, and for providing additional Clerks in the Report Office of the said Court, and for making other Payments and Regulations in respect of the said Offices; and by an Act of the Fiftieth Year of the Reign of His present

50 G. 3.
c. clxiv.

Majesty, intituled An Act for building certain Offices for the Examiners, Cursitors, Clerk of the Crown, and Clerks of the Petty Bag of the High Court of Chancery; and for making certain Regulations in the Examiner's Office of the said Court; and for making Provision for such of the Examiners, Deputy Examiners, and Clerks, as from Length of Service or from Age or Infirmary, are or shall be incapacitated from the due Execution of their Offices, and for making Provision for other Officers of the said Court; and for making other Payments in respect of the said Offices; have been from Time to Time made

and paid, and the Surplus Interest and annual Produce arising from the said Securities beyond what was sufficient to answer the Purposes of the said several Acts, and also the Interest produced from the Securities purchased with such Surplus Interest and annual Produce, have been from Time to Time in pursuance of the said first and last mentioned Acts laid out in the Purchase of Government or Parliamentary Securities in the Name of the Accountant General of the said Court, and placed to the Credit of an Account, entitled "Account of Securities purchased with Surplus In-

terest arising from Securities carried to an Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery:" And whereas by the said last mentioned Act, it was

among other Things enacted, That out of the Cash belonging to the Suitors of the said Court of Chancery, which then lay or which should thereafter lie dead and unemployed in the Bank of England, a Sum not exceeding Two hundred thousand Pounds should and might, by virtue of an Order or Orders of the said Court to be made for that Purpose, from Time to Time be placed out in One entire Sum or in Parcels, in the Name of the Accountant General of the said Court of Chancery, according to the General Rules and Orders of the said Court, on such Government or Parliamentary Securities as in and by such Orders should be directed, to the Intent that the Interest and Annual Produce arising from the Money so to be placed out might be applied for the Purposes

therein-after

therein-after mentioned, and that all such Government or Parliamentary Security or Securities when purchased should be carried to the said Account, entitled "Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery:" And whereas under and by virtue of another Act passed in the Fifty-third Year of the Reign of His present Majesty, intituled *An Act to facilitate the Administration of Justice*, after making certain Provisions for an additional Judge to be Assistant to the Lord High Chancellor in the said Court of Chancery, to be called the Vice Chancellor of *England*, and certain Rules and Regulations respecting the said Office, it was amongst other Things further enacted, That out of the Cash belonging to the Suitors of the said Court of Chancery, which then lay or which should thereafter lie dead and unemployed in the Bank of *England*, a further Sum not exceeding Sixty thousand Pounds should and might by virtue of any further Order or Orders of the said Court to be made for that Purpose, be in like Manner placed out on such Government or Parliamentary Securities as in and by such Orders should be directed, and the Interest and annual Produce thereof applied for the Purposes by the said Act directed, and that all such Government or Parliamentary Security or Securities, when purchased, should be carried to the said Account, entitled "Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery;" and it was thereby further enacted, That out of the Dividends and Interest thereof, and of the other Government or Parliamentary Securities in the said Act mentioned, there should (amongst other Payments thereby directed) be paid the several Salaries therein-after mentioned; that is to say, to the Secretary to the said Vice Chancellor of *England*, the Net yearly Sum of Two hundred Pounds, and to the Usher to the said Vice Chancellor the Net yearly Sum of Eighty Pounds; and that such Officers respectively should not take or receive or demand any Fee or Reward whatsoever, over and above the Salaries thereby directed to be paid to them respectively, for or in respect of any Business which should be done by them by virtue of the Powers and Authorities given to them by the said Act: And whereas under and by virtue of an Act passed in the Twelfth Year of the Reign of His late Majesty King George the Second, intituled *An Act to empower the High Court of Chancery to lay out upon proper Securities any Monies not exceeding a Sum therein limited, out of the common and general Cash in the Bank of England belonging to the Suitors of the said Court, for the Ease of the said Suitors, by applying the Interest arising therefrom for answering the Charges of the Office of the Accountant General of the said Court*; and by another Act passed in the Fourth Year of His present Majesty's Reign, intituled *An Act to empower the High Court of Chancery to lay out upon proper Securities a further Sum of Money, not exceeding a Sum therein limited, out of the common and general Cash in the Bank of England belonging to the Suitors of the said Court, and for applying the Interest arising therefrom towards answering the Charges of the Office of the Accountant General of the said Court*; and by another Act passed in the Ninth Year of the Reign of His present Majesty, intituled *An Act to empower the High Court of Chancery to lay out upon Government Securities a further Sum of Money, not exceeding a Sum therein limited, out of the common and general Cash in the Bank of England belonging to the Suitors of the said Court, and to apply the Interest arising therefrom towards answering the Charges of the Office of the Accountant General of the said Court*; and by the above-mentioned Acts of the Thirty-second and Forty-sixth Years of the

12 G. 2. c. 24.

4 G. 3. c. 32.

9 G. 3. c. 19.

the Reign of His present Majesty, and of the several Orders of the High Court of Chancery made in pursuance of the said several Acts, the present Clerks in the Office of the said Accountant General of the High Court of Chancery have and receive out of the Interest and Dividends of the Government or Parliamentary Securities carried to the said Account, entitled "Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery," and out of the Interest and Dividends of the Government or Parliamentary Securities carried to the said Account, entitled "Account of Securities purchased with Surplus Interest arising from Securities carried to an Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery," the several Payments and Sums herein-after mentioned, namely, the First Clerk the yearly Sum of Five hundred Pounds; the Second Clerk the yearly Sum of Four hundred Pounds; the Third Clerk the yearly Sum of Four hundred Pounds; the Fourth Clerk the yearly Sum of Four hundred Pounds; the Fifth Clerk the yearly Sum of Three hundred Pounds; the Sixth Clerk the yearly Sum of Three hundred Pounds; the Seventh Clerk the yearly Sum of Three hundred Pounds; the Eighth Clerk the yearly Sum of One hundred and eighty Pounds; the Ninth Clerk the yearly Sum of One hundred and eighty Pounds; the Tenth Clerk the yearly Sum of One hundred and eighty Pounds; and the Eleventh Clerk the yearly Sum of One hundred and eighty Pounds: And whereas under and by virtue of another Act, passed in the Fifty-second Year of the Reign of His present Majesty, intituled *An Act for making further Provision for the Clerks in the Office of the Accountant General of the Court of Chancery, after a certain Length of Service*, it was amongst other Things enacted, That it should and might be lawful for the Lord High Chancellor of Great Britain, or the Lord Keeper, or the Lords Commissioners for the Custody of the Great Seal of Great Britain for the Time being, by any Order or Orders of the High Court of Chancery, to be made from Time to Time on a Petition presented to him or them for that Purpose by the Accountant General, or any of the Clerks in his said Office, to order such an Annuity or clear yearly Sum of Money to be paid to any Clerk who should have acted in the Capacity of Clerk in the said Office for Thirty Years, or who having acted in the Capacity of Clerk for the Space of Fifteen Years should be rendered incapable of performing the Duties of a Clerk in the said Office through permanent Illness or Infirmary, as the said Lord High Chancellor, Lord Keeper, or Lords Commissioners should think fit and see Occasion, not exceeding the yearly Salary payable to such Clerk at the Time of making such Application, the same to be paid out of the Interest and Dividends arising from Securities purchased or to be purchased in pursuance of the said several Acts, or any of them; in which Order or Orders the Cause or Ground of making the same should be distinctly stated and specified, and the Annuity or yearly Sum mentioned in such Order or Orders should be paid by the Governor and Company of the Bank of England, out of the Interest and Dividends of the said Government or Parliamentary Securities, (but subject and without Prejudice to the Payment of all Salaries and other Sums of Money which by the several Acts therein-before mentioned or referred to, or any other Act theretofore made and passed, are directed and authorized to be paid thereout) Quarterly, as therein mentioned, to the Clerk named in such Order, for and during the Term of his natural Life:

Life: And whereas the Business of the said Office of the Accountant General of the said Court of Chancery hath of late Years greatly increased, and is still increasing, and the present Establishment of Clerks in the said Office is inadequate to transact the Business thereof with such Accuracy and Dispatch as is necessary for the Public Service; and many of the Clerks in the said Office have been very many Years employed therein, and their present Salaries are not a sufficient Compensation for their Length of Service, considering the Nature and Importance of it, and the Attendance, Qualifications, and Responsibility necessary to enable them to fulfil the Duties of it with Advantage to the Public: And whereas the Salaries so as aforesaid provided to the Secretary and Usher to the said Vice Chancellor of *England* are not an adequate Compensation to Persons properly qualified to fulfil the Duties of the said Offices, and for their Attendance and Trouble therein: 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 out of the Interest and Dividends arising from Securities purchased in pursuance of the said Act of the Thirty-second Year of the Reign of His present Majesty, and the several other Acts therein and herein-before mentioned or referred to, and carried to the said Account, entitled "Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery," and also out of the Interest and Dividends of Securities purchased and to be purchased with the Surplus Interest in pursuance of the said Acts or any of them, or in pursuance of this Act, and carried to the said Account, entitled "Account of Securities purchased with Surplus Interest arising from Securities carried to an Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery," there shall be paid by virtue of any Order or Orders of the said Court of Chancery, (but subject and without Prejudice to the Payment of all Salaries and Sums of Money by any Act or Acts of Parliament heretofore passed are directed or authorized to be paid thereout) by the Governor and Company of the Bank of *England*, by virtue of any Order or Orders of the High Court of Chancery to be made for that Purpose, such additional yearly Sums or Salaries to be from Time to Time paid Quarterly free of Taxes to the Secretary and Usher to the Vice Chancellor of *England*, and to the First Ten Clerks of the said Accountant General for the Time being, as herein-after mentioned; *videlicet*, to the Secretary to the said Vice Chancellor of *England* Three hundred Pounds; to the Usher to the said Vice Chancellor One hundred and twenty Pounds; and to the First Clerk of the said Accountant General One hundred Pounds; to the Second Clerk One hundred Pounds; to the Third Clerk One hundred Pounds; to the Fourth Clerk One hundred Pounds; to the Fifth Clerk Eighty Pounds; to the Sixth Clerk Sixty Pounds; to the Seventh Clerk Forty Pounds; to the Eighth Clerk Seventy Pounds; to the Ninth Clerk Sixty Pounds; and to the Tenth Clerk Thirty Pounds; the First Quarterly Payment thereof to commence and be computed from the Twenty-ninth Day of *April* One thousand eight hundred and fifteen: And also such several yearly Sums or Salaries as are herein-after mentioned, to be from Time to Time paid Quarterly free of Taxes to Four additional Clerks for the Time being; namely, a Twelfth, Thirteenth, Fourteenth, and Fifteenth Clerk to be appointed, that is to say, to the Twelfth Clerk One

Additional
Salaries.

[*Local.*]

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hundred

hundred and eighty Pounds; to the Thirteenth Clerk One hundred and eighty Pounds; to the Fourteenth Clerk One hundred and eighty Pounds; and to the Fifteenth Clerk One hundred and eighty Pounds: And also like yearly Sums or Salaries of One hundred and eighty Pounds each to Three more additional Clerks in the said Office, in case it shall at any Time hereafter appear necessary to the said Court of Chancery to appoint such Three additional Clerks or either of them, in pursuance of the Clause for that Purpose herein-after contained; the First Quarterly Payment to such additional Clerks respectively to commence from the Day of the Date of their respective Appointments; and also any further Sum not exceeding Five hundred Pounds in any one Year in addition to the Provision already made by the before recited Acts for that Purpose to the Accountant General of the said Court for the Time being, to defray the additional Expences of Stationary, Coals, Candles, and other necessary Expences of the said Office.

Three more Clerks may be appointed to the Accountant General's Office.

II. And be it further enacted, That it shall and may be lawful to and for the said Lord High Chancellor of *Great Britain*, Lord Keeper or Lords Commissioners of the Great Seal of *Great Britain* for the Time being, upon the Requisition of the Accountant General for the Time being for that Purpose, and upon its being made appear to the Court that additional Assistance is necessary in the said Office for transacting the said Business of the Suitors of the said Court, to appoint not exceeding Three more Persons to be Clerks in the said Office, who shall have and be entitled to the yearly Salaries of One hundred and eighty Pounds each, hereby provided for the additional Clerks in the said Office; to be paid and payable out of the same Funds and in the same Manner as is directed and provided by the Clause last herein-before contained.

Clerks may be removed.

III. Provided always, and be it further enacted, That nothing herein contained shall extend or be deemed or taken to prevent or hinder any present or future Clerk in the said Office from being removed or displaced therefrom at any Time, in such Manner and by such Authority as Clerks in the said Office can now be removed or displaced.

Expences of the Act.

IV. And be it further enacted, That out of the Interest and Dividends of the said Government or Parliamentary Securities purchased and to be purchased as aforesaid, the Expences incurred in procuring and passing this Act, and the Costs, Charges, and Expences of all Proceedings had or to be had in consequence thereof, shall be paid by the Governor and Company of the Bank of *England*, by virtue of an Order or Orders of the High Court of Chancery to be made for that Purpose.

Surplus Money to be placed out on Government Securities.

V. And be it further enacted, That the Surplus Interest and annual Produce which shall arise from the Money placed out and to be placed out on Securities pursuant to the several Acts of Parliament herein-before mentioned or referred to, or any of them, beyond what shall be sufficient to answer the Purposes of the said Acts, shall from Time to Time be placed out on Government or Parliamentary Securities, and shall be placed to the Credit of the said Account raised in pursuance of the said Act of the Thirty-second Year of the Reign of His present Majesty, entitled "Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery;" and which

Fund

Fund shall be applied to answer the Demands of the said Suitors of the said Court of Chancery, in case it shall at any Time be necessary to call in any of the Money of the said Suitors which hath been or may be placed out on Securities.

VI. And be it further enacted, That it shall be lawful to and for the Lord High Chancellor of *Great Britain*, or Lord Keeper, or Lords Commissioners for the Custody of the Great Seal of *Great Britain* for the Time being, by any Order or Orders of the said Court of Chancery, to change the Security or Securities, or any Part of the Securities purchased or to be purchased pursuant to the several Acts of Parliament herein-before mentioned or referred to or pursuant to this Act. Securities may be changed.

VII. Provided always, and be it further enacted and declared, That for and notwithstanding any of the Provisions contained in this Act, if at any Time hereafter the Whole or any Part of the Money placed out pursuant to the said several Acts of Parliament, or any of them, or to be placed out in pursuance of this Act, shall be wanted to answer any of the Demands of the Suitors of the High Court of Chancery, then and in such Case the said Court may and shall direct the Whole or any Part of such Money to be called in, and the Securities in which the same, and the Surplus Interest and Dividends herein-before mentioned, shall be placed, to be sold and disposed of in order that the Suitors of the said Court may at all Times be paid their respective Demands out of the common and general Cash belonging to such Suitors. Money to be called in when wanted to supply the Demands of Suitors.

VIII. Provided always, and be it further enacted, That nothing in this Act contained shall prejudice, delay, hinder, or prevent any Reform or Abolition of all or any of the Offices herein mentioned, by any Person or Persons having Authority to reform or abolish the same. Not to prevent Reform of Offices.

IX. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded. Public Act.

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