



ANNO QUINQUAGESIMO SEXTO

GEORGI II. REGIS.

Cap. lxxxiv.

An Act for erecting Buildings for the Accommodation of the Court of Chancery. [2d July 1816.]

WHEREAS under and by virtue of an Act made and passed in the Fifty-third Year of the Reign of His present Majesty, intituled *An Act to facilitate the Administration of Justice*, and of the several Acts therein mentioned or referred to, and by virtue of divers Orders of the High Court of Chancery made for that Purpose, in pursuance of the said several Acts, divers Sums of Money have been from Time to Time 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 placed out in the Name of the Accountant General of the said Court, on Government or Parliamentary Securities, and such Government and Parliamentary Securities have been carried to an Account, intituled 'Account of Monies placed out for the Benefit and better Security of the Suitors of the High Court of Chancery,' and the Interest and Dividends arising therefrom have in like Manner been laid out and carried to an Account, intituled '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:' And whereas under and by virtue of the above recited Act of the Fifty-third Year of the Reign of His present Majesty, Sir *Thomas Plumer* Knight hath been duly appointed Vice Chancellor of *England*, and hath hitherto held his Sittings, out of Term, as such Vice Chancellor, in the Council Chamber of the Honourable Society of *Lincoln's Inn*, in the County of *Middlesex*; but the same is not a convenient or proper Place for that Purpose, and such Use and Occupation thereof is very inconvenient to the said Society; and it would be of Advantage and an Accommodation to the Public if a proper and convenient Court for the said Vice Chancellor, with or without a proper Communication between the said Court and *Lincoln's Inn Hall*, was erected and built, for holding the Sittings of the said Court, and for the Accommodation of the Suitors thereof: And whereas the said Honourable Society of *Lincoln's Inn* have consented and agreed to grant a Piece or Parcel of Land or Ground at the West End of and adjoining the Council Chamber of the said Society, for the Purpose of building such new Court thereon, on condition that the Fee Simple of such Piece of Land or Ground, and all Buildings to be erected and built thereon, shall be and remain for ever vested in the said Society, in Trust for the Use and Accommodation of the said Court of Chancery, and to and

[Local.]

for no other Use, Intent, or Purpose whatsoever: And whereas *Robert Greenhill Russell* of *Lincoln's Inn* aforesaid, Esquire, is entitled to an Estate for his own Life, with the Power of assigning the same upon the Terms and according to the Rules and Regulations of the said Society, of and in a certain Set of Chambers over the said Council Chamber of the said Society, and certain Rooms or Chambers over the same; and the said Society are entitled to the Reversion and Inheritance thereof, subject to such Estate and Interest of the said *Robert Greenhill Russell* therein; and it will be proper that such Chambers and Rooms should be delivered up to the said Society; and that proper Compensation should be made to the said *Robert Greenhill Russell* for his Estate and Interest therein, and for the Loss and Inconvenience he will be put to by being obliged immediately to remove therefrom, and to give up the Possession thereof to the said Society; and it is reasonable that the said Society should be reimbursed all Charges and Expences which they have or may be put to for Plans and Estimates for the Buildings for the said Court, and in the necessary Alterations of their said Council Chamber, or otherwise, in consequence thereof: 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 the Sheriff of the County of *Middlesex* shall forthwith, and he is hereby empowered and required to impanel, summon, and return not less than Twelve nor more than Twenty-four substantial and indifferent Persons of his Bailiwick, qualified to serve on Juries; and the Persons so to be impanelled, summoned, and returned as aforesaid are hereby required to come and appear before the said Sheriff at his Office in *Bedford Row*, in the Parish of *Saint Andrew Holborn*, in the said County, at such Time as shall be specified in such Warrant, and to attend the said Sheriff or his Deputy at the said Place until discharged by the said Sheriff or his Deputy; and out of such Persons so to be impanelled, summoned, and returned, a Jury of Twelve Men shall be drawn by the said Sheriff or his Deputy, in such Manner as Juries for Trials of Issues joined in His Majesty's Courts at *Westminster* are by Law to be drawn; and in case a sufficient Number of Jurymen shall not appear at the Time and Place appointed as aforesaid, the said Sheriff or his Deputy shall return other honest and indifferent Men of the Bye-standers, or of others who can be speedily procured to attend that Service, being so qualified as aforesaid, to make up the said Jury to the Number of Twelve, and all Parties concerned may have their lawful Challenge against any of the said Jurymen, but shall not challenge the Array; and the said Sheriff or his Deputy is hereby empowered and required to summon and call before him any Witnesses touching the Matters in question, and may, if he shall think fit and see Occasion, or shall be thereto required, order and authorize the said Jury, or any Two or more of them, to view the Place or Places, Matters or Things in Controversy, and such Jury shall, upon their Oath (which Oath as well as the Oaths to such Witnesses the said Sheriff or his Deputy is hereby empowered and required to administer) enquire of, assess, and ascertain, and give a Verdict for the Sum or Sums of Money which shall be to be paid to the said *Robert Greenhill Russell*, his Executors, Administrators, or Assigns, for the Purchase of all his Estate and Interest in the said Set of Chambers, and the Rooms over the same, and by Way of Compensation and Satisfaction for the Loss, Expence, and Inconvenience he shall or may be put to or sustain in being deprived of the Possession thereof, together with all reasonable Costs and Expences of and attending such Enquiry, and the said Sheriff shall give Judgement for such Purchase and Compensation Money so assessed by such Jury; which said Verdict and

Sheriff to impanel a Jury to assess the Purchase Money to be paid for the Premises herein mentioned.

Witnesses to be summoned.

the Judgement thereupon shall be signed by the said Sheriff or his Deputy, and shall be filed in the Report Office of the said High Court of Chancery with the Records of the said Court, and shall be deemed to be a Record of the said Court to all Intents and Purposes; and the same or an Office Copy thereof shall be held and allowed to be good Evidence in all Courts whatsoever, and shall be binding and conclusive to all Intents and Purposes upon all Persons whomsoever: Provided that Seven Days Notice in Writing at least, of the Hour and Place at which such Jury are so required to be returned, be given to the said *Robert Greenhill Russell*, his Executors, Administrators, or Assigns, and to the said Honourable Society of *Lincoln's Inn*, before the Time of the Meeting of the said Sheriff and Jury, by leaving such Notice at the Chambers of the said *Robert Greenhill Russell* in *Lincoln's Inn* aforesaid, and at the Steward's Office of the said Society in the said *Inn*.

II. And be it further enacted, That if any Person or Persons shall in any Examination to be taken upon Oath by virtue of this Act wilfully and corruptly give false Evidence, or otherwise forswear himself or themselves before such Sheriff and Jury, in the Execution of this Act, such Person or Persons shall and may be prosecuted for the same, and upon Conviction thereof shall be subject and liable to such and the same Pains and Penalties as Persons guilty of wilful and corrupt Perjury are, by the Laws in being, subject and liable to.

Persons giving false Evidence may be prosecuted for Perjury.

III. And be it further enacted, That out of the Interest and Dividends of the Government or Parliamentary Securities carried to the said Account, intituled '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, intituled '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 all other Payments and Sums of Money, by any former Act directed or authorized to be paid thereout, or to be hereafter ordered to be paid under the Authority of any former Act) to the said *Robert Greenhill Russell*, his Executors, Administrators, or Assigns, the Sum so assessed and awarded by the said Sheriff and Jury, upon his making a good Title to and executing a proper Conveyance of all his Estate, Right, Title, and Interest of and in the said Set of Chambers, with the Rooms or Chambers over the same, free from Incumbrances, to the said Honourable Society of *Lincoln's Inn*, and delivering up the Possession thereof to the said Society, as directed by the said High Court of Chancery, and also to the Treasurer of the said Honourable Society for the Time being, for the Use and on the Account of the said Society, such Sum or Sums of Money as they shall prove to the Satisfaction of the said Court to have been paid, laid out, or expended by them for Plans or Estimates for the said Court, and in the Alterations in their said Council Chamber, necessary and consequent to such intended new Building or otherwise, in relation thereto; and also such Sum or Sums of Money, and at such Time or Times, as the Lord High Chancellor of *Great Britain*, or the Lord Keeper or Lords Commissioners for the Custody of the Great Seal of *Great Britain* for the Time being, shall in his and their Discretion deem necessary, and not exceeding the Sum of Nine thousand Pounds, to be applied under the Direction of the said Court, in erecting, building, and completing a proper and convenient Court of Justice in *Lincoln's Inn* aforesaid, for the said Vice Chancellor of *England*,
upon

Court of Chancery may order Sums not exceeding 9,000l. to be paid out of the Interest of Monies belonging to the Suitors of the Court, for erecting and fitting up convenient Courts of Justice in *Lincoln's Inn*.

upon a Plan to be approved of by the said Society, wherein the Business of the said Court may be transacted and carried on; and in fitting up the said Court with proper Furniture, Necessaries, and Conveniencies, and for transacting the Business thereof; and also such further Sum or Sums of Money, either yearly or in gross, over and above the said Sum of Nine thousand Pounds, as shall be necessary for keeping the same in Repair, and for insuring and keeping the same insured from Loss or Damage by Fire, at such Insurance Office or Offices, and in such Manner, and in such Name or Names, and for such Sum or Sums, as the said Court shall from Time to Time order and direct.

Courts, &c.
to be vested
in the Society
of Lincoln's
Inn, in Trust.

IV. And be it further enacted, That the said Court, and the Rooms and Cellars thereunto belonging, shall continue vested in the Trustees for the said Honourable Society of *Lincoln's Inn*, and their Successors, for ever, in Trust nevertheless for the Use of the said Court; and that the same shall be used for the public Purposes by this Act directed in respect of the same, and to or for no other Use or Purpose whatsoever, except that in case at any Time hereafter the same shall cease to be used for the Purposes aforesaid then the same shall revert to and become the absolute Property of the said Society.

Expences of
the Act.

V. 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, standing in the Name of the Accountant General of the said Court, to the several Accounts herein before mentioned, or either of them, 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.

If Suitors
Money be
wanted, the
Money taken
to become a
Debt due
from the
Public.

VI. Provided always, and be it further enacted and declared, That if at any Time hereafter the Whole or any Part of the Money to be laid out and expended in pursuance of this Act shall be wanted to answer any of the Demands of the Suitors of the High Court of Chancery, or any Salaries, Payments, or Sums of Money payable or ordered or granted, or to become payable or ordered or granted, under or by virtue of any former Act or Acts of Parliament, or by virtue of any Order or Orders made or to be made under the Authority of any such Act or Acts heretofore passed, and the Stocks and Funds and Cash then standing in the Name of the Accountant General of the said Court, to the several Accounts before mentioned or either of them, shall not be sufficient to answer and satisfy the same, that the same Money taken from the said Fund for the Purposes and by virtue of this Act, shall be and be considered a Debt due from the Public, and shall be answered and made good by Parliament accordingly.

Public Act.

VII. 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.