



CHAPTER cli.

An Act to confer further powers on the Rathmines and Rathgar Improvement Commissioners to make further provision respecting the borrowing of money by them and the good government of their district and for other purposes. A.D. 1885.
[31st July 1885.]

WHEREAS by the Rathmines Improvement Act 1847 (in this Act called "the Act of 1847") part of the barony of Upper-cross in the parish of St. Peter and county of Dublin in the said Act specified was formed into a district and Commissioners were incorporated under the name of "the Rathmines Improvement Commissioners" and powers conferred upon them for better paving cleansing draining regulating lighting and improving the district and otherwise promoting the health and convenience of the inhabitants thereof : 10 & 11 Vict.
c. ccliii.

And whereas by the Rathmines and Rathgar Improvement Act 1862 (in this Act called "the Act of 1862") the district or township created by the Act of 1847 was extended so as to include therein the townlands of Rathgar and Sallymount and the number of the Commissioners was increased and the name of the Commissioners was changed from "the Rathmines Improvement Commissioners" to "the Rathmines and Rathgar Improvement Commissioners" (in this Act called "the Commissioners") : 25 Vict.
c. xxv.

And whereas by the Rathmines and Rathgar and St. Catherine's Improvement Act 1866 (in this Act called "the Act of 1866") the district or township created by the Acts of 1847 and 1862 was further extended so as to include therein the townlands of Cherry Orchard Argos Harold's Cross Mount Jerome Rathland East and Rathland West : 29 Vict.
c. xii.

And whereas by the Rathmines and Pembroke Main Drainage and Improvement Act 1877 (in this Act called "the Act of 1877") a joint drainage board by the name of "the Rathmines and Pembroke Main Drainage Board" (herein-after called "the main drainage board") was constituted and incorporated for the 40 & 41 Vict.
c. lxxxii.

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885. purpose of constructing and maintaining a system of outfall sewers for the Rathmines and Rathgar township and the adjoining Pembroke township and was authorised for that purpose to borrow money :

43 & 44 Vict.
c. cviii. And whereas by the Rathmines and Rathgar (Milltown Extension) Act 1880 (in this Act called "the Extension Act of 1880") the district or township created by the Acts of 1847 1862 and 1866 was further extended so as to include therein the townland of Milltown in the barony of Uppercross and county of Dublin and the district so extended is known as "the Rathmines and Rathgar township" (in this Act called "the township") :

43 & 44 Vict.
c. cxxxviii. And whereas by the Rathmines and Rathgar Water Act 1880 (in this Act called "the Water Act of 1880") the Commissioners were authorised to construct waterworks and the period for completing such works was limited to the 6th day of August 1885 :

46 Vict. c. xl. And whereas by the Rathmines and Rathgar Provisional Order 1883 (in this Act called "the Order of 1883") confirmed by the Local Government Board (Ireland) Provisional Orders Confirmation (Rathmines &c.) Act 1883 further powers for the compulsory purchase of lands were conferred upon the Commissioners :

And whereas the moneys authorised by the Water Act of 1880 to be raised for waterworks purposes have not been sufficient and it is expedient that the Commissioners should be enabled to raise further moneys for such purposes and that the powers for the completion of the works by that Act authorised should be extended :

And whereas the poor rate is collected within the township by the guardians of the South Dublin Poor Law Union and the police rate and the bridge rate are collected within the township by the Collector-General of Rates in Dublin and such rates could be collected more economically and conveniently within the township by the Commissioners and it is expedient that they should be empowered to collect the same in the manner and subject to the conditions herein-after in this Act contained :

And whereas the Water Act of 1880 provided that the Commissioners should pay off any money for the time being borrowed by them on mortgage or debenture stock under the powers of that Act within sixty years after borrowing the same either by instalments or by means of a sinking fund appropriated for that purpose but that it should not be obligatory on the Commissioners to pay off any money before the expiration of five years from the passing of that Act :

[48 & 49 VICT.] *Rathmines and Rathgar Improvement* [Ch. cli.]
Act, 1885.

A.D. 1885.

And whereas portion of the moneys for the construction of the works by that Act authorised having been borrowed from the Commissioners of Public Works in Ireland who were empowered to lend the same under the provisions of the Public Health (Ireland) Act 1878 payments were required to be made on account of the moneys so borrowed within the said period of five years and thereby a greater burthen than had been intended by the Water Act of 1880 was imposed upon the present ratepayers and it is expedient that such provision should be made in relation thereto as is herein-after in this Act contained :

And whereas the township for the purposes of the election of Commissioners is divided into two wards called respectively the Rathmines Ward and the Rathgar Ward and the number of Commissioners for the township is twenty-one of whom eighteen are returned by the Rathmines Ward and three by the Rathgar Ward and it is expedient that a new division of the township into wards should be made and that the existing Commissioners should be allotted in the manner by this Act provided among the new wards :

And whereas it is expedient that some of the provisions of the recited Acts should be repealed or amended and that further powers should be granted to the Commissioners :

And whereas it is expedient that the Commissioners be authorised to acquire lands and to erect and maintain thereon a fire brigade station artizans' dwellings public baths and washhouses and other buildings and should be authorised to borrow money for such purposes :

And whereas the main drainage board have constructed the system of outfall sewers by the Act of 1877 authorised and have under the powers of that Act created and issued Rathmines and Pembroke main drainage debenture stock to the amount of one hundred thousand pounds and it is expedient that such debenture stock should be apportioned between the township and the Pembroke township in the manner in this Act provided :

And whereas it is expedient that further borrowing powers be conferred upon the Commissioners and that the Commissioners be authorised to exercise their statutory borrowing powers for the time being by means of the creation and issue of township stock as in this Act provided :

And whereas the objects and purposes aforesaid cannot be carried into effect by the Commissioners under their existing powers and under the Act of 1847 and the Act of 1877 and the Acts therewith incorporated the Commissioners are authorised to make application to Parliament by special order as therein defined :

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885.

And whereas the Commissioners by an absolute majority of their whole number at a meeting held on the 30th day of July 1884 after special notice setting forth the nature of the proposed application to Parliament by resolution approved of such application and such resolution was confirmed by an absolute majority of the whole number of the Commissioners at a subsequent meeting held on the 3rd day of September 1884 notice of which subsequent meeting together with the proceedings at the former meeting was duly advertised in each of the weeks intervening between the two meetings in the "Daily Express" and "Freeman's Journal" being newspapers circulating in the township and special notice in writing of the subsequent meeting was given to each of the Commissioners:

And whereas after the holding of such subsequent meeting and before any steps were taken by the Commissioners for carrying such resolution into effect the said resolution together with the proceedings at the former meeting and at the subsequent meeting was duly advertised for four successive weeks in the "Daily Express" and "Freeman's Journal" and public notice thereof was also given by means of placards posted in public places within the township reference being made in all such advertisements and notices to the fact that the plans or particulars of the matters to which the resolution related might be seen gratuitously by the ratepayers at the town hall Rathmines:

And whereas no remonstrance against carrying into effect such resolution or any part thereof signed by ratepayers was presented to the Commissioners:

And whereas it is expedient that the application should now be acceded to and that the powers sought should be conferred upon the Commissioners:

And whereas plans showing the lands to be acquired compulsorily under the powers of this Act and a book of reference to those plans containing the names of the owners or reputed owners lessees or reputed lessees and of the occupiers of such lands have been deposited with the clerk of the peace for the county of Dublin and are in this Act referred to as "the deposited plans and book of reference":

And whereas the objects aforesaid cannot be effected without the authority of Parliament:

May it therefore please Your Majesty that it may be enacted and be it enacted by the Queen'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 as follows (that is to say): A.D. 1885.

PART I.—PRELIMINARY.

1. This Act may be cited for all purposes as the *Rathmines and Rathgar Improvement Act 1885.* Short title.

2. This Act is divided into parts as follows:—

Act divided
into parts.

Part I.—Preliminary.

Part II.—Municipal.

Part III.—Collection of Rates.

Part IV.—Waterworks.

Part V.—Lands.

Part VI.—Borrowing Powers.

Part VII.—Township Stock.

Part VIII.—Main Drainage.

Part IX.—Miscellaneous.

3. The following Acts so far as applicable for the purposes of and not varied by or inconsistent with this Act are incorporated with and form part of this Act (that is to say): Incorporation of Acts.

The Lands Clauses Consolidation Act 1845 and the Lands Clauses Consolidation Acts Amendment Act 1860 (so far as these Acts respectively are not inconsistent with the Acts next herein-after mentioned);

The Railways Act (Ireland) 1851 the Railways Act (Ireland) 1860 and the Railways Act (Ireland) 1864;

The Railways Traverse Act;

The provisions of the Commissioners' Clauses Act 1847 with respect to the mortgages to be executed by the Commissioners except section 84.

4. In construing for the purposes of this Act the Acts mentioned in the last preceding enactment the expressions "the promoters" "the promoters of the undertaking" and other like expressions shall mean the Commissioners. Interpretation of terms in general Acts.

5. In this Act the several words and expressions to which meanings are assigned by the Acts incorporated herewith have the same respective meanings unless there be something in the subject or context repugnant to such construction. Interpretation.

The expression "the Commissioners" means the Rathmines and Rathgar Improvement Commissioners;

The expression "the Pembroke Commissioners" means the Pembroke Township Commissioners;

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885.

The expression "the Local Government Board" means the Local Government Board for Ireland;

The expression "the township" means the Rathmines and Rathgar township;

The expression "the Act of 1847" means the Rathmines Improvement Act 1847;

The expression "the Act of 1862" means the Rathmines and Rathgar Improvement Act 1862;

The expression "the Act of 1866" means the Rathmines Rathgar and St. Catherine's Improvement Act 1866;

The expression "the Act of 1877" means the Rathmines and Pembroke Main Drainage and Improvement Act 1877;

The expression "the Water Act of 1880" means the Rathmines and Rathgar Water Act 1880;

The expression "the Extension Act of 1880" means the Rathmines and Rathgar (Milltown Extension) Act 1880;

The expression "the Order of 1883" means the Rathmines and Rathgar Provisional Order 1883;

The expression "the former Acts" means the Act of 1847 the Act of 1862 the Act of 1866 so much of the Act of 1877 as relates or refers to the township the Water Act of 1880 the Extension Act of 1880 and the Order of 1883;

The expression "the main drainage board" means the Rathmines and Pembroke main drainage board constituted under the Act of 1877;

The expression "the collector-general" means any collector-general of rates appointed or acting under the provisions of an Act passed in the twelfth and thirteenth years of the reign of Her present Majesty intituled "An Act to provide for the "Collection of Rates in the City of Dublin" or any Act or Acts amending or altering the same and includes any officer person or body in whom the powers and duties of the collector-general may at any time hereafter be vested;

The expression "a justice" means a divisional justice of the police district of Dublin metropolis;

The expression "the police rate" means and includes every rate or tax leviable in the township under the provisions of an Act passed in the session of Parliament holden in the sixth and seventh years of the reign of King William IV. intituled "An Act for improving the Police in the District of Dublin Metropolis" and of an Act passed in the session of Parliament holden in the seventh year of the reign of his late Majesty King William the Fourth and the first year of the

12 & 13 Vict.
c. xci.
(public).

6 & 7 Wm. 4.
c. xxix.
(public).

7 Wm. 4.
and 1 Vict.
c. xxv.
(public).

reign of Her present Majesty intituled “ An Act to make more
 “ effectual Provisions relating to the Police in the District of
 “ Dublin Metropolis ” and of any other Act or Acts amending
 or altering the same ;

A.D. 1885.

The expression “ the bridge rate ” means and includes every
 rate or tax leviabie in the township under the provisions of
 an Act passed in the session of Parliament holden in the
 seventeenth year of Her present Majesty’s reign and intituled
 “ An Act to enable the Collector-General of Dublin to levy
 “ money to repay a certain outlay by the Corporation for pre-
 “ serving and improving the port of Dublin in and about
 “ repairing the Quay-wall of the River Liffey and for future
 “ repairs thereof and for repairing and rebuilding bridges over
 “ the said river ” and of the Dublin Port and Dock Bridges
 Act 1876 and of any other Act or Acts amending or altering
 the same.

17 Vict.
 c. xxii.
 (public).

39 & 40 Vict.
 c. lxxxv.

6. The former Acts as each is amended or extended by any
 subsequent Act and by this Act and this Act shall be construed
 and have effect together as one Act.

Construction
 of Acts.

PART II.—MUNICIPAL.

7. The township shall from and after the passing of this Act
 be divided into two wards to be called the east and west wards
 respectively The east ward shall consist of so much of the town-
 ship as lies to the eastward of an imaginary line commencing at the
 boundary of the township at the centre of Latouche otherwise
 Portobello Bridge over the Grand Canal and thence drawn along
 the centre of Rathmines Road and continued along the centre of
 the roads known as Rathmines and Rathmines Upper to a point in
 the last-mentioned road opposite to Dartry Mill and thence in a
 straight line to the boundary of the township at the south-eastern
 corner of the said mill and the west ward shall consist of the
 remaining portions of the township lying to the westward of the
 same imaginary line.

Division into
 wards.

8. The number of Commissioners shall continue to be twenty-
 one of whom the east ward shall return twelve and the west ward
 nine.

Number of
 Commis-
 sioners.

9. The existing Commissioners shall be the Commissioners under
 this Act and at a meeting of the Commissioners to be held in the
 month of September one thousand eight hundred and eighty-five
 the Commissioners shall allot themselves between the east and

Existing
 Commis-
 sioners to be
 apportioned
 between the
 wards.

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885. — west wards that is to say twelve Commissioners to the east ward and nine Commissioners to the west ward and the allotment shall be made in such a manner that the Commissioners to retire in the year one thousand eight hundred and eighty-five and the two following years respectively shall be distributed between the wards in the proportion of four to the east ward and three to the west ward for each of the said years And if any difference shall arise in making such allotment the same shall be decided forthwith by the chairman of the meeting.

Provisions
as to retire-
ment and
election of
Commis-
sioners.

10. The following provisions shall have effect with regard to the retirement and election of Commissioners :

1. On the fifteenth day of November one thousand eight hundred and eighty-five the four Commissioners allotted to the east ward and the three Commissioners allotted to the west ward who if this Act had not passed would have retired from office on that day shall go out of office.
2. On the fifteenth day of November one thousand eight hundred and eighty-six the four Commissioners allotted to the east ward and the three Commissioners allotted to the west ward who if this Act had not passed would have retired from office on that day shall go out of office.
3. On the fifteenth day of November one thousand eight hundred and eighty-seven the remaining four Commissioners allotted to the east ward and the remaining three Commissioners allotted to the west ward shall go out of office.
4. In every subsequent year the four of the Commissioners for the east ward and the three Commissioners for the west ward who have been longest in office without being re-elected shall go out of office.
5. In each instance the places of the retiring Commissioners shall be supplied by the election of a like number of Commissioners.

Persons
qualified to
vote for
Commis-
sioners.

11. Subject to the provisions of this Act the Commissioners shall on and from the fifteenth day of November one thousand eight hundred and eighty-five be elected by all male persons of full age rated to the poors rate for any land house tenement hereditament or premises who shall on the thirty-first day of August next preceding the election in each year have occupied the premises out of which they claim to vote for not less than four calendar months and shall have paid up on or before the said last-mentioned day all rates authorised to be levied except those which shall have been assessed within three months next preceding the said day.

12. The premises in respect of the occupation of which any person shall be entitled to vote in any year shall not be required to be the same premises but may be different premises occupied in immediate succession by such person during the four calendar months next previous to the thirty-first day of August in such year. Provided that such person shall have paid on or before the said day in such year all the rates in the last preceding enactment mentioned which shall have become payable by him in respect of all such premises so occupied by him in succession except those which shall have been assessed within three months next preceding the said day.

A.D. 1885.
Voters
qualified by
occupying
premises in
immediate
succession.

13. The secretary to the Commissioners shall on or before the twentieth day of September in each year cause to be made out a list in two divisions one for each ward of the names of all persons with their respective residences entitled to vote at the election of Commissioners in that year in respect of premises within the township as they appear in the Rathmines and Rathgar township rate. Such list shall be made out in alphabetical order or in the same order in which the qualifying premises appear in the rate book or as near thereto as will cause the list to record the qualifying premises in successive order in the street or other place in which they are situate and the secretary shall cause such list to be printed and a copy of the same to be affixed on or near the outer door of the office of the Commissioners on every day during the six days preceding the thirtieth day of September in each year and shall deliver a copy of such list to any person requiring a copy thereof on payment of such sum not exceeding one shilling for each copy for each ward as shall be fixed by the Commissioners.

Secretary
to Commis-
sioners to
make out
list of the
persons
entitled to
vote.

14. Every person whose name shall have been omitted in any such list and who shall claim to be entitled to vote at the election of Commissioners in that year shall on or before the tenth day of October in that year give notice thereof to the secretary in writing according to the form in the first part of the First Schedule to this Act or to the like effect such notice being sent by post to or delivered at the office of the Commissioners and every person whose name shall have been inserted in any such list may object to any other person whose name appears on the list as not being entitled to vote at the election of Commissioners in that year and every person so objecting shall on or before the tenth day of October give to the secretary and to the person objected to notice in writing of his objection stating the grounds thereof according to the forms in the second part of the First Schedule to this Act such notice being sent

Persons
omitted from
list may give
notice to
secretary.
Notices to
persons
objected to.

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885. — by post to or delivered at the residence mentioned in such list of the person objected to and at the office of the Commissioners And the secretary shall make out a list of the names of all persons so claiming and of the names of all persons so objected to and shall cause copies of such lists to be fixed on or near the outer door of the office of the Commissioners on every day during the six days next preceding the twentieth day of October in that year and shall deliver a copy of each such list to any person requiring the same on payment of such sum not exceeding one shilling for each such copy as shall be fixed by the Commissioners.

Revising
officer to
revise list.

15. The Commissioners shall in the month of September in each year appoint a barrister or solicitor of not less than seven years standing to revise the list of voters (herein-after called "the revising officer") and he shall at some time between the twentieth and thirty-first days of October in each year both inclusive and at some place within the township revise the list of voters which shall be produced before him by the secretary together with the lists of the persons claiming and of the persons objected to and notice of the time and place appointed for such revision shall be fixed on or near the outer door of the office of the Commissioners on every day for six days before the day so appointed and shall be advertised at least once in two or more daily newspapers circulating in the township six days at least before the day so appointed The eighth section of the Act of the forty-eighth Victoria chapter seventeen and the enactments of the Registration Acts in the said section mentioned with reference to the stating of a case by the judge of a revision court shall be incorporated with this Act and for the purpose of such incorporation the said section and enactments shall be read as if the words "revising officer" were substituted for the words "judge of a revision court."

Duties and
powers of
revising
officer.

16. The following provisions shall have effect with regard to the revision of the list of voters by the revising officer :

- (1) He shall correct any mistake which is proved to him to have been made in the list of voters.
- (2) He may correct any mistake which is proved to him to have been made in any claim or notice of objection.
- (3) He shall expunge the name of every person whether objected to or not whose qualification as stated in the list is insufficient in law to entitle such person to be included therein unless such person be proved to have some sufficient qualification.
- (4) He shall expunge the name of every person who whether objected to or not is proved to be dead.

- (5) Subject as herein otherwise provided he shall retain the name of every person not objected to and also of every person objected to unless the objector appears by himself or some person on his behalf in support of his objection.
- (6) He shall if the objector so appears require him to prove that he gave the notices of objection required by this Act and to give *primâ facie* proof of the ground of objection and unless such proof is given to his satisfaction shall subject as herein otherwise provided retain the name of the person objected to.
- (7) If such proof is given by the objector then unless the person objected to appears by himself or some other person on his behalf and proves that he is entitled to have his name retained in the list his name shall be expunged therefrom.
- (8) He shall insert in the list the name of every person who shall have duly claimed as provided by this Act to have his name inserted therein and who shall have proved by himself or some person on his behalf that he is entitled to have his name so inserted.
- (9) He shall when the name of a person appears to be entered more than once enquire whether such entries relate to the same person and on proof being given that such entries relate to the same person he shall retain one of the entries for voting and place against the other or others a note that the person is not entitled to vote in respect of the qualification therein described he being on the list in respect of another qualification.
- (10) He shall write his initials against the names respectively struck out or inserted and against any part of the list in which any mistake shall have been corrected and shall sign his name to every page of the list so settled.
- (11) He shall have power to administer an oath or affirmation to all persons examined before him and all parties whether claiming or objecting or objected to and all persons whatsoever may be examined on oath or affirmation touching the matters in question and every person taking any oath or affirmation under this Act who shall wilfully swear or affirm falsely shall be guilty of perjury and shall be punishable accordingly.
- (12) He shall have power to require any person authorised to applot collect or levy any rate within the township or other person or persons having custody of any book of applotment or rate book to produce the same and allow the same to be inspected and shall have power to examine such person.

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885.

(13) He shall have power to adjourn the revision from time to time provided that no such adjourned revision shall be held after the thirty-first day of October in any year.

(14) If he fail or is unable from any cause to perform his duty the Commissioners may appoint another duly qualified person in his place and the person so appointed may do everything required and authorised by this section to be done and may if necessary or convenient so to do extend the time for holding the revision to any day not later than the fifth day of November in that year.

(15) The Commissioners may pay to the revising officer such reasonable remuneration as they shall determine.

List as settled to be printed and to be conclusive evidence of right to vote.

17. The list of voters when settled and revised under the provisions of this Act shall be the register of voters for the ensuing year and shall be conclusive evidence that the persons therein named are entitled to vote at the next annual election of Commissioners and no person shall be entitled to vote unless his name appears in the register and the secretary shall forthwith cause the register to be printed and shall deliver a copy of the same to all persons requiring the same on payment of such sum not exceeding one shilling for each such copy for each ward as shall be fixed by the Commissioners and shall cause a copy of such register to be fixed on or near the outer door of the office of the Commissioners on every day during the ten days next preceding the day appointed for the election of the Commissioners in each year.

Certain provisions of Municipal Elections Act 1875 to apply to elections in township.

18. From and after the passing of this Act the provisions contained in sections one two three four five seven eight and eleven of the Municipal Elections Act 1875 shall extend and apply to the annual elections of Commissioners in the township subject to the following provisions:—

(1.) In construing for the purposes of this Act the provisions contained in the said sections of the Municipal Elections Act 1875 the following expressions shall have the following meanings: "borough" means the township "mayor" means the chairman of the Commissioners "town clerk" means the secretary to the Commissioners "enrolled burgess" means a registered voter under this Act "burgess roll" means the register of voters under this Act "councillor" means a Commissioner "municipal election" means an election of Commissioners.

(2.) Notwithstanding anything in section one of the said Act a person not resident within the township shall be qualified to

be nominated and elected though not on the register of voters if otherwise qualified according to the provisions of the Act of 1847.

A.D. 1885.

19. Notwithstanding anything in the Ballot Act 1872 the provisions of sections 5 6 and 7 of the Municipal Corporations Act 1859 and the schedules thereto shall not nor shall the directions in the schedules to the Ballot Act 1872 as to the form of nomination papers at a municipal election apply to any election of Commissioners in the township.

Certain provisions of Municipal Corporations Act 1859 and Ballot Act 1872 not to apply to elections in township.

PART III.—COLLECTION OF RATES.

20. From and after the passing of this Act it shall be lawful for the Commissioners and the guardians of the poor of the South Dublin Union from time to time to enter into agreements for the collection by the Commissioners of the poor rate within the township and also for the Commissioners and the collector-general to enter into agreements for the collection by the Commissioners of the police rate and bridge rate within the township subject to the following provisions:

Power to agree with guardians of poor and collector-general for collection of poor rate police rate and bridge rate.

- (1) Every such agreement shall be subject to the approval of the Local Government Board.
- (2) Every such agreement may be for such period and with such provisions and conditions as may be agreed on.
- (3) The sums payable by the Commissioners under any such agreement shall be paid in the manner following that is to say in respect of the police rate and the bridge rate to the account of the collector-general at the Bank of Ireland and in respect of the poor rate to the credit of the said guardians at such bank as shall be named in such agreement or as they shall by writing under their seal from time to time appoint and such payments may be made in one or several instalments and at such time or times as may be agreed on.
- (4) Any such agreement may provide for a payment by the said guardians or the collector-general as the case may be to the Commissioners for the trouble and expense of the levy and collection or to cover any losses or deficiencies in connexion therewith or as remuneration for any other services rendered or liability incurred under such agreement and such payment may be made either by a fixed sum or a percentage on the amount to be collected from time to time or in such other way as may be agreed on.

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885.

- (5) Any sum due or payable by the Commissioners to the said guardians or the collector-general as the case may be under any such agreement shall be a debt due from the Commissioners and the said guardians and the collector-general respectively may in addition to any other remedies sue the Commissioners for the amount so due in any court of competent jurisdiction and may recover the same together with interest at the rate of five pounds per centum per annum from the date when the same was due.
- (6) When any such agreement shall have been entered into the Commissioners and any collector appointed by them shall have the same powers rights and remedies for the collection levy and recovery of the poor rate the police rate and the bridge rate respectively as the said guardians and the collector-general respectively or any collector appointed by them or him now has for the collection levy and recovery of the same respectively.

PART IV.—WATERWORKS.

Extension of
time for
completion
of water-
works.

21. The time limited by section 20 of the Water Act of 1880 for the completion of the waterworks by that Act authorised is hereby extended until the 6th day of August 1888 and that section shall be read and have effect as if the words “filter beds” had been inserted therein after the words “works of distribution.”

PART V.—LANDS.

Power to
acquire the
reversion in
fee of certain
lands.

22. Whereas the Commissioners are possessed of the lands and premises herein-after mentioned for a long term of years of which ninety-eight years are still unexpired Be it enacted that the Commissioners may acquire by compulsion or otherwise for the purposes of this Act the reversion in fee of or any other outstanding estate or interest in the said lands and premises as delineated on the deposited plans and described in the deposited book of reference thereto namely :—

Certain lands in the parish of St. Peters and township of Rathmines and Rathgar in the county of Dublin known as No. 1 Homeville with the buildings thereon bounded on the south-east by a house and garden known as No. 2 Homeville and a portion of the road leading thereto on the west by the premises

known as the town hall and on the north by certain lands in the said parish of St. Peters known as Gulistan the whole comprising about twelve perches.

A.D. 1885.

23. And whereas the lands and premises herein-after mentioned are held by divers persons from the owner in fee for terms of years and the houses and buildings thereon have become dilapidated and a nuisance to the neighbourhood Be it enacted that the Commissioners may acquire by compulsion or otherwise for the purposes of this Act the said lands and premises as delineated on the deposited plans and described in the deposited book of reference relating thereto namely:—

Power to take certain lands.

Certain lands in the parish of St. Peters and township of Rathmines and Rathgar in the county of Dublin known as the Chains and Streamville with the buildings thereon bounded on the east side by Rathmines Road and the rears of certain houses known as Nos. 8 9 10 and 11 Duggan Place on the north by a shop known as Nos. 10 and 11 Duggan Place and by a yard and certain sheds in the possession of Messieurs John Lawlor and Sons on the west by Wynnefield Park in the possession of Robert Duggan Esq. and a piece of land at the back of certain houses known as Nos. 2 3 4 and 5 Charleville Road and on the south by a lane known as Doyle's Lane the whole comprising about two roods and thirty perches.

24. The powers of the Commissioners for the compulsory purchase of lands for the purposes of this Act shall not be exercised after the expiration of three years from the passing of this Act.

Limitation of time for compulsory purchase of lands.

25. (1) The Commissioners shall not under the powers of this Act purchase or acquire in any urban sanitary district as defined by the Public Health (Ireland) Act 1878 ten or more houses which after the passing of this Act have been or on the 15th day of December last were occupied either wholly or partially by persons belonging to the labouring class as tenants or lodgers unless and until—

Provisions as to procuring accommodation for persons of the labouring classes to be displaced.

(a) They shall have obtained the approval of the Local Government Board to a scheme for providing new dwellings for such number of persons as were residing in such houses on the 15th day of December last or for such number of persons as the Local Government Board shall after inquiry deem necessary having regard to the number of persons on or after that date residing in such houses and working within one mile therefrom and to the amount of vacant suitable accommodation in the immediate neighbourhood of such houses or to the place of

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885.

employment of such persons and to all the circumstances of the case and

(b) They shall have given security to the satisfaction of the Local Government Board for the carrying out of the scheme.

(2) The approval of the Local Government Board to any scheme under this section may be given either absolutely or conditionally and after the Local Government Board have approved of any such scheme they may from time to time approve either absolutely or conditionally of any modifications in the scheme.

(3) Every scheme under this section shall contain provisions prescribing the time within which it shall be carried out and shall require the new dwellings proposed to be provided under the scheme to be completed fit for occupation before the persons residing in the houses in respect of which the scheme is made are displaced Provided that the Local Government Board may dispense with the last-mentioned requirement subject to such conditions if any as they may see fit.

(4) Any conditions subject to which the Local Government Board may have approved of any scheme or of any modifications of any scheme under this section or subject to which they may have dispensed with the above-mentioned requirement shall be enforceable by a writ of mandamus to be obtained by the Local Government Board out of the Queen's Bench Division of the High Court of Justice in Ireland.

(5) If the Commissioners acquire or appropriate any house or houses for the purposes of this Act in contravention of the foregoing provisions or displace or cause to be displaced the persons residing in any house or houses in contravention of the requirements of the scheme they shall be liable to a penalty of five hundred pounds in respect of every such house which penalty shall be recoverable by the Local Government Board by action in the High Court of Justice in Ireland and shall be carried to and form part of the Consolidated Fund of the United Kingdom Provided that the Court may if it think fit reduce such penalty.

(6) Subject to the provisions of this section the Commissioners and the Local Government Board and their inspectors shall have and may exercise for any purpose in connexion with any scheme under this section all or any of the powers vested in them under the Public Health (Ireland) Act 1878 in the same manner in every respect as if the preparation and carrying into effect of such scheme were one of the general purposes of that Act Provided that all lands on which any buildings have been erected or provided by the Commissioners in pursuance of any scheme under this section shall

for a period of twenty-five years from the passing of this Act be appropriated for the purpose of dwellings and every conveyance demise or lease of such lands and buildings shall be endorsed with notice of this enactment. Provided also that the Local Government Board may at any time dispense with all or any of the requirements of this sub-section subject to such conditions (if any) as they may see fit.

(7) The Commissioners shall pay to the Local Government Board a sum to be fixed by that Board in respect of the preparation and issue of any Provisional Order in pursuance of this section and any expenses incurred by that Board in relation to any inquiries under this section including the expenses of any witnesses summoned by the inspector holding the inquiry and a sum to be fixed by that Board not exceeding three guineas a day for the services of such inspector.

(8) For the purposes of this section the expression "labouring class" includes mechanics artizans labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own family and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any of such persons who may be residing with them.

26. If any omission misstatement or wrong description is found to have been made of any lands or of any owners lessees or occupiers of any lands described or intended to be described in the deposited plans or book of reference the following provisions shall have effect that is to say :

Correction
of errors as
to lands.

The Commissioners may apply to a justice for the correction thereof after giving ten days' notice in writing to the owners lessees and occupiers of the lands affected by the proposed correction.

If it appear to such justice that the omission misstatement or wrong description arose from mistake they shall certify the same stating in the certificate the particulars of the omission misstatement or wrong description. The certificate shall be deposited with the clerk of the peace for the county of Dublin and shall be kept by him with the other documents to which it relates and subject and according to the same enactments and provisions as apply to those other documents and thereupon the deposited plans or book of reference shall be deemed to be corrected according to the certificate and the Commissioners may enter on take and use the lands accordingly.

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885.

A copy or extract from such certificate purporting to be under the hand of the clerk of the peace for the county of Dublin shall be sufficient evidence of such correction.

Commissioners may erect fire brigade station and artizans' dwellings.

27. The Commissioners may hold the lands acquired by them under the powers of this Act or any part of such lands for the purposes of section 19 of the Extension Act of 1880 and may exercise thereon all or any of the powers conferred by that section and may also on such lands or any part thereof erect and maintain alter enlarge and improve such houses or buildings as they think fit or adapt any existing houses or buildings for dwellings and lodging-houses for the accommodation of the labouring classes and for public baths and washhouses together with all necessary works conveniences furniture and appliances or they may lease such lands or any part thereof to any company or person willing to erect and maintain thereon such dwellings and lodging-houses or public baths and washhouses.

Power to sell lands not required.

28. The Commissioners may from time to time sell lease exchange or otherwise dispose of any lands or any parts thereof acquired by them under the powers of this Act and not wanted for the purposes thereof and make execute and do any deed act or thing proper for effectuating any such sale lease exchange or other disposition and any land so sold leased or otherwise disposed of by them shall be absolutely freed and discharged from all mortgages and other securities granted by the Commissioners under this Act and the person to whom such sale lease or other disposition shall have been made shall not be bound to see or inquire into the application by the Commissioners of the money arising therefrom or be answerable for the misapplication thereof.

Application of purchase money.

29. Any purchase money received on any sale of land and any money received for equality of exchange by the Commissioners under this Act shall be applied exclusively in discharge of money borrowed under this Act and in addition to and not in substitution for any other prescribed mode of repayment and any money so discharged shall not be re-borrowed.

Power to appropriate lands for purposes of Act.

30. Subject to the provisions of this Act the Commissioners from time to time may retain appropriate and use for any of the purposes of this Act any lands from time to time vested in them as a municipal or sanitary authority.

PART VI.—BORROWING POWERS.

A.D. 1885.

31. Section 66 (power to borrow on mortgage) of the Water Act of 1880 shall be construed and have effect as though the sum thereby authorised to be borrowed had been one hundred and forty thousand pounds instead of one hundred thousand pounds as therein mentioned.

Increase of amount authorised to be borrowed by Water Act 1880.

32. Notwithstanding anything in section 68 of the Water Act of 1880 contained it shall not be obligatory on the Commissioners to pay off or make any appropriations for a sinking fund in respect of money borrowed by them for waterworks purposes under this Act before the expiration of five years from the passing of this Act.

Amendment of section 68 of the Water Act of 1880.

33. If the Commissioners pay off the moneys borrowed by them under the powers of the Water Act of 1880 from the Commissioners of Public Works in Ireland and re-borrow the same by the creation and issue of township stock or otherwise it shall not be obligatory on the Commissioners to pay off any part of the money so re-borrowed or to make any appropriation for a sinking fund in respect thereof within five years from the passing of this Act but this enactment shall not apply to any moneys already paid off by means of a sinking fund instalments or otherwise.

Provisions as to sinking fund in respect of money borrowed from Commissioners of Public Works.

34.—(1) The Commissioners may from time to time (in addition to any moneys they are now authorised to borrow) borrow at interest such sum or sums of money as they think fit not exceeding twenty thousand pounds and in order to secure the moneys so borrowed they may mortgage the Rathmines and Rathgar township rate.

Power to borrow.

(2) Money borrowed under this section shall be applied firstly in payment of the costs of this Act or such part thereof as the Commissioners shall determine and secondly in the purchase of any lands which the Commissioners are authorised to purchase and for the purposes of Part V. of this Act.

(3) Money borrowed under this section shall be applied only to the purposes for which it is authorised to be borrowed being in every case purposes to which capital is properly applicable.

(4) The money borrowed under this section shall be repaid within sixty years from the borrowing of the same either by equal annual instalments or by equal annual contributions to a sinking fund appropriated for that purpose and with the accumulations thereof (if any) from time to time applied for that purpose. Provided that it shall not be obligatory on the Commissioners to pay

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885.

off any money or make any appropriations for a sinking fund before the expiration of five years from the passing of this Act.

Re-borrowing.

(5) If having borrowed any money under the provisions of this section the Commissioners pay off the same or any part thereof otherwise than by instalments or by means of a sinking fund or out of the proceeds of the sale of lands sold under the powers of this Act they may re-borrow the same and so from time to time Provided that all moneys so re-borrowed shall be repaid within the period prescribed for the repayment of the moneys in lieu of which such re-borrowing has been made.

Power to borrow to pay off existing debt.

35.—(1) The Commissioners may from time to time (in addition to any other moneys which they are by this part of this Act authorised to borrow) borrow at interest such sum or sums of money as shall be necessary for paying off redeeming or replacing their then existing debt.

(2) Money borrowed under this section shall be borrowed by the creation and issue of township stock in accordance with the provisions in all respects of Part VII. of this Act and charged on the whole rates revenues and funds of the Commissioners in the manner therein provided.

(3) Money borrowed under this section shall be applied only in paying off redeeming or replacing the then existing debt of the Commissioners or defraying the expenses chargeable to capital under the provisions of Part VII. of this Act.

Appointment of a receiver.

36. If at the expiration of six months from the time when any principal money or interest has become due on any mortgage or mortgages made by the Commissioners under the powers of this Act and after demand in writing the same is not paid the mortgagee or mortgagees entitled thereto may without prejudice to any other mode of recovery apply for the appointment of a receiver to the High Court of Justice in Ireland and the Court may appoint some person to collect and receive the whole or a competent part of the rates liable to the payment of the principal or interest in respect of which the application is made until such principal or interest or both as the case may be together with the costs of the application and collection are fully paid On such appointment being made all such rates or such competent part thereof as aforesaid shall be paid to the person appointed and when so paid shall be so much money received by or to the use of the mortgagee or mortgagees of such rates and shall be rateably apportioned between them.

Annual return to Local

37. The secretary to the Commissioners shall within twenty-one days after the expiration of each year during which any sum is

required to be paid as an instalment or to be set apart for a sinking fund under this part of this Act transmit to the Local Government Board a return in the form prescribed by that Board and verified by statutory declaration if so required by them showing the amount which has been paid as an instalment or invested for the purpose of such sinking fund during the year preceding the making of such return and the description of the securities upon which the same has been invested and also showing the purposes to which any portion of the moneys invested for the sinking fund and the interest thereof have been applied during the same period and the total amount remaining invested at the end of the year and in the event of any wilful default in making such return the secretary shall be liable to a penalty not exceeding twenty pounds which shall be paid to the Local Government Board and shall be recoverable by that Board in the same manner as penalties recoverable under the Public Health (Ireland) Act 1878 in a summary manner may be recovered by parties aggrieved within the meaning of that Act. If it appear to the Local Government Board by such return or otherwise that the Commissioners have failed to pay any instalment or to set apart the sum required by this Act for the sinking fund or have applied any portion of the moneys set apart for that fund or any interest thereof to any purposes other than those authorised by this Act the Local Government Board may if they think just and after hearing the Commissioners if desiring to be heard by order direct that a sum not exceeding double the amount in respect of which such default shall have been made shall be set apart and invested as part of the sinking fund and such order shall be enforceable by writ of mandamus to be obtained by the Local Government Board out of the Queen's Bench Division of the High Court of Justice in Ireland.

A.D. 1885.
Government Board with respect to sinking fund.

38. A lender of money to the Commissioners under this Act shall not be bound to inquire respecting the observance by them of any of the provisions of this Act or be bound to see to the application or be answerable for any loss non-application or misapplication of the money lent or of any part thereof.

Protection of lenders from inquiry.

39. Nothing in this Act shall prejudicially affect any charge on the revenues or rates or property of the Commissioners subsisting at the passing of this Act and every mortgagee or other person for the time being entitled to the benefit of any such charge shall have the same priority of charge and all the like rights and remedies in respect of any revenue rate or property subject to his charge as if this Act had not been passed and all such charges created before

Saving for existing charges.

A.D. 1885. — the passing of this Act shall during the subsistence thereof have priority over any mortgage or charge granted under this Act on the same revenue rate or property.

PART VII.—TOWNSHIP STOCK.

Interpreta-
tion.

40.—(1) In this part of this Act—

Rate includes water rents and charges for supply of water or the loan of meters or fittings connected therewith.

The Bank of Ireland means the Governor and Company of the Bank of Ireland and includes their successors.

5 & 6 Wm. 4.
c. lxii.

Statutory declaration means declaration under the Statutory Declarations Act 1835.

(2) Any power whether or not coupled with a duty of borrowing or continuing on loan or re-borrowing money or of creating or continuing payment of or in respect of or of redeeming or paying off any annuity rentcharge rent or other security representing or granted in lieu of consideration money for the time being existing under this Act or under any Act of Parliament public or local passed or to be passed or under any Provisional Order confirmed by Act of Parliament passed or to be passed or under any order or sanction of any Government department made or given or to be made or given by authority of any Act of Parliament passed or to be passed is for the purposes of this part of this Act a statutory borrowing power.

(3) Any security in which trustees are for the time being by or under any Act of Parliament passed or to be passed authorised to invest trust money and any mortgage bond debenture debenture stock corporation stock annuity rentcharge rent or other security authorised by or under any Act of Parliament passed or to be passed of any Municipal Corporation or of any other local authority in the United Kingdom as defined by section 34 of the Local Loans Act 1875 is for the purposes of this part of this Act a statutory security.

(4) The provisions of this part of this Act referring to interest apply to and include instalments of an annuity and half-yearly or other payments of or in respect of a rentcharge rent or other statutory security.

Creation and Charge of Stock.

Creation of
township
stock.

41.—(1) Where the Commissioners have for the time being any statutory borrowing power then subject and according to the provisions of this part of this Act the Commissioners may from

time to time by resolution exercise the power by creation of stock either redeemable or irredeemable to be from time to time issued for such amount within the limit of the power at such price to bear such half-yearly or other dividends as the Commissioners by the resolution direct. Provided that all redeemable stock at any time and from time to time so created shall be created on and subject to such terms and conditions as that the same shall be of one and the same class of stock and that all irredeemable stock at any time and from time to time so created shall be created on and subject to such terms and conditions as that the same shall be of one and the same class of stock.

(2) All stock whether redeemable or irredeemable at any time and from time to time so created shall rank equally without any priority or preference by reason of any precedence in the date of any statutory borrowing power or in the date of any creation of any portion of stock or in the date of issue of any portion of stock or on any other ground whatsoever and shall also rank equally with all other securities of the Commissioners at any time after the date of the first issue of township stock granted by the Commissioners in pursuance of any statutory borrowing power.

(3) The resolution for the first creation of township redeemable stock shall provide that such stock shall be redeemable by the Commissioners at par that is to say at the rate of one hundred pounds sterling for every nominal amount of one hundred pounds stock issued or at such other rates and at such time and in such manner as the Commissioners by such resolution declare.

(4) Irredeemable stock shall not be redeemable except by agreement between the Commissioners and the holder of stock.

(5) Each resolution for creation of stock shall specify whether the stock thereby created is redeemable or irredeemable.

(6) Stock so created shall be designated by the Commissioners as Rathmines and Rathgar township redeemable stock or as Rathmines and Rathgar township irredeemable stock (as the case may require).

(7) All stock for the time being so created whether redeemable or irredeemable is comprised in the term township stock when hereafter used in this part of this Act except where either redeemable stock or irredeemable stock is separately mentioned.

42. Each statutory borrowing power of the Commissioners shall be construed to authorise the Commissioners to create and issue township stock from time to time to such nominal amounts as in the aggregate will according to the price of issue produce the actual amount of money for the time being lawfully raisable by the

Borrowing power to be exercisable for actual sum raisable.

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885. Commissioners under that power or some portion of that actual amount or (as the case may be) the actual amount of money properly payable by the Commissioners as consideration on payment off or redemption by the Commissioners of any mortgage bond debenture debenture stock annuity rentcharge rent or other security granted or created by the Commissioners.

Charge of township stock.

43.—(1) All township stock for the time being issued and the dividends thereon shall be and the same are by virtue of this Act charged indifferently on the whole revenues of the Commissioners from time to time arising from the lands undertakings and other property for the time being of the Commissioners and on the Rathmines and Rathgar township rate the water rate and on all other funds and rates established and leviable by the Commissioners as a municipal body for municipal purposes or as a sanitary authority for sanitary purposes or otherwise.

(2) The dividends for the time being payable on all township stock shall subject to all charges existing at the date of the first issue of township stock be the first charge on the revenues funds and rates aforesaid all which revenues and rates are comprised in the term township revenues when hereafter used in this part of this Act.

Loans Fund.

Establishment of loans fund.

44. For payment of dividends on all township stock and for redemption and extinction or purchase and extinction of all township stock there shall be established and formed a fund called the Rathmines and Rathgar township loans fund (in this Act referred to as the loans fund).

Contributions to loans fund for dividends.

45.—(1) In each year the Commissioners shall pay into the loans fund a sum or sums equal to the aggregate amount of all dividends payable in that year on the several portions of township stock issued in exercise of the respective statutory borrowing powers of the Commissioners and remaining outstanding.

(2) They shall provide the sum or sums aforesaid by contributions from the several township revenues if any specifically made liable to provide the same by or under any Act of Parliament or by any resolution of the Commissioners having reference to those respective statutory borrowing powers and if as regards any statutory borrowing power there is no such specific liability then from the several township revenues out of which interest would have been payable on money borrowed by the Commissioners under that power if that money had been raised and remained secured otherwise than by township stock and in default thereof or subject thereto shall

provide the same out of the Rathmines and Rathgar township rate.

(3) The amounts of those several contributions (subject to any payment in reduction thereof authorised by this part of this Act) shall be the sums ascertained to be required in that behalf by the apportionment of that aggregate amount of dividends among those several township revenues according to the amount of stock the dividends whereon are properly payable thereout respectively.

46.—(1) In each year the Commissioners shall pay into the loans fund a sum or sums equal to the aggregate amount of all sums payable in that year for redemption and extinction or purchase and extinction of the several portions of township stock issued in exercise of the respective statutory borrowing powers of the Commissioners and remaining outstanding.

Contributions to loans fund for extinction of stock.

(2) They shall provide the sum or sums last aforesaid by contributions from the several township revenues if any specifically made liable to provide the same by or under any Act of Parliament or by any resolution of the Commissioners having reference to those respective statutory borrowing powers and if as regards any statutory borrowing power there is no such specific liability then from the several township revenues out of which any yearly or other sums would have been payable towards a sinking fund for discharge or towards payment off by instalments appropriations annual repayments or otherwise of money borrowed by the Commissioners under that power if that money had been raised and remained secured otherwise than by township stock and in default thereof or subject thereto out of the Rathmines and Rathgar township rate.

(3) The amounts of those several contributions (subject to any payment in reduction thereof authorised by this part of this Act) shall be the same amounts as would in the same respective cases have been payable towards a sinking fund or towards payment off as aforesaid those contributions to be subject to accumulation if and as in the same respective cases accumulation was prescribed.

(4) The Commissioners shall from time to time by investment on statutory securities of the sums paid into the loans fund in respect of those several contributions or of proper parts thereof and by like investment of the interest and annual proceeds arising from those securities make and maintain such accumulations as are in this section referred to.

(5) But if the extinction of any portion of township stock or any part thereof is accelerated by the application to such extinction of any part of the loans fund required by this part of this Act to be applied to the making and maintenance of those accumulations

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885.

then a sum or sums equal to the dividends on the stock so extinguished shall thenceforth in every year during the residue of the period limited for the continuance of any loan by or under the statutory borrowing power in exercise whereof that portion of stock is issued be paid into the loans fund out of the township revenues chargeable with payment of the dividends on that portion of stock.

Raising of
contributions
to loans fund.

47.—(1) The Commissioners shall from time to time in order to raise the amounts of the several contributions of the two kinds aforesaid out of the several township revenues do all such acts exercise all such powers collect all such money and make and levy all such rates as they lawfully can or ought to do exercise collect make and levy for the purposes of or in relation to the respective statutory borrowing powers in exercise whereof the several portions of township stock are issued.

(2) If by reason of any limit of a rate or for any other reason there is a deficiency on any township revenue in respect of any required contribution the Commissioners shall advance the amount of the deficiency out of the Rathmines and Rathgar township rate.

(3) The amount so advanced shall be a debt due from the township revenue on which the deficiency existed to the fund or rate out of which the advance is made and interest shall be payable thereon at the rate of three and a half per centum per annum until repayment and the same debt and interest shall as soon as in the judgment of the Commissioners reasonably may be be raised and paid out of the township revenue on which the deficiency existed.

Payment of
sale money
rents &c. to
loans fund.

48.—(1) The Commissioners shall pay into the loans fund and shall carry to the proper separate account forming part of the general account of the loans fund all such money being capital or in the nature of capital and not being otherwise wholly or in part appropriated or made applicable by law or by valid contract as shall from time to time arise from any sale lease or other disposition of land or other property of the Commissioners on the revenues whereof any township stock is charged.

(2) The Commissioners shall pay into the loans fund and shall carry to the proper separate account forming part of the general account of the loans fund the rents and profits of any land and other property of the Commissioners acquired by them for the purposes of any undertaking or purpose for or in respect of which any statutory borrowing power is exercised by them by the issue of township stock and not otherwise wholly or in part appropriated or made applicable by law or by valid contract.

(3) The Commissioners before making any payment into the loans fund under this section may deduct from the money or the rents and profits to which this section applies any costs and expenses properly incurred by the Commissioners in or about any sale lease or other disposition or in the collection and receipt of any rents and profits.

A.D. 1885.

49. The Commissioners shall from time to time apply the loans fund first in paying the dividends on all township stock and next in redeeming township redeemable stock according to the terms of issue and purchasing for extinction township redeemable or irredeemable stock.

Application
of loans fund.

50.—(1) The Commissioners shall not be bound to purchase for extinction any township irredeemable stock unless they can do so at or below par that is to say at a price not higher than the nominal amount thereof.

Purchase of
irredeemable
stock.

(2) If any portion of township irredeemable stock is not wholly extinguished within the period expressly or by implication limited for the continuance of any loan by or under the statutory borrowing power in exercise whereof that portion of stock is issued then after that period the dividends on that portion of stock while unextinguished shall be paid out of the interest and annual proceeds of such money and securities forming part of the loans fund as are properly applicable to the extinction of that portion of stock and except as far as at any time a deficiency of the loans fund in that behalf exists no further money shall be paid into the loans fund in respect of those dividends out of the township revenues liable to contribute to the loans fund in respect of those dividends.

(3) But in that case the Commissioners shall continue to pay into the loans fund the yearly sum theretofore required to be provided for extinction of that portion of stock until the securities forming part of the loans fund applicable to that extinction are of sufficient value to enable the Commissioners to purchase therewith for extinction the unextinguished part of that portion of stock.

(4) In case at any time after the expiration of the period limited as aforesaid the Local Government Board are of opinion that the Commissioners can without material loss regard being had to the price of issue of the portion of township irredeemable stock which ought to be extinguished within that period and to the rate of dividend payable thereon purchase that portion of stock for extinction then the Local Government Board may if they think fit order the purchase for extinction of that portion of stock or of any part thereof.

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885.

(5) In case at any time during any period limited for the continuance of any loan by or under the statutory borrowing power in exercise whereof any portion of township irredeemable stock is issued the Local Government Board are of opinion that regard being had to the market value of township irredeemable stock the provision made for the purchase and extinction of any portion of such stock within the prescribed period is insufficient the Local Government Board may from time to time by order direct that the contributions to be made to the loans fund for the purchase and extinction of that portion of stock in accordance with the provisions of this part of this Act shall be increased by such amount as shall be specified in the order so as to provide that the Commissioners shall purchase and extinguish or shall be in a position to purchase and extinguish such portion of township stock within the period limited for the continuance of the corresponding loan.

Extinction
of stock
redeemed
or purchased.

51. All township redeemable stock redeemed by the Commissioners and all township redeemable or irredeemable stock purchased by the Commissioners for extinction shall be forthwith cancelled by the Commissioners and on such cancellation the same and all dividends thereon (not already accrued) shall be and the same are by virtue of this Act extinguished.

Account of
loans fund.

52.—(1) As parts of the general account of the loans fund the Commissioners shall keep separate accounts relative to the matters following subject to such modifications (if any) as the Commissioners with the approval of the Local Government Board may from time to time introduce :

(a) Each undertaking or purpose for or in respect of which any statutory borrowing power is exercised by them by the issue of stock ; and

(b) Each statutory borrowing power so exercised.

(2) Those separate accounts shall distinguish and show :

(c) The portions of township stock for the time being un-extinguished and chargeable to each undertaking or purpose and respectively attributable to the exercise of the several statutory borrowing powers if more than one relating to that undertaking or purpose ; and

(d) The amounts of those several portions of township stock redeemed or purchased by means of the loans fund and cancelled and extinguished.

(3) Those separate accounts shall further distinguish and show in relation to each undertaking or purpose :

(e) All money being capital or in the nature of capital arising from any sale lease or other disposition of land or other

property of the Commissioners paid into the loans fund and in the judgment of the Commissioners properly attributable to that undertaking or purpose and the securities on which that money or any part thereof is from time to time invested; and

- (f) All money from time to time received as interest and annual proceeds of the last-mentioned money and securities; and
- (g) All money from time to time received as rents and profits of any land and other property of the Commissioners so as aforesaid acquired and not otherwise appropriated or made applicable; and
- (h) All money and securities transferred to the loans fund as having formed part of a sinking fund and all money from time to time received as interest and annual proceeds of the last-mentioned money and securities or of securities wherein the same interest and annual proceeds are from time to time invested by way of accumulation; and
- (j) All money paid into the loans fund as contributions from the township revenues in respect of dividends on the several portions of township stock chargeable to that undertaking or purpose; and
- (k) All money paid into the loans fund as contributions from the township revenues in respect of redemption and extinction or purchase and extinction of those several portions of township stock.

53.—(1) Where any money is standing on a separate account in the loans fund being money paid into the loans fund as rents and profits of the land and other property of the Commissioners or being money paid into the loans fund as interest on cash balances received by the Commissioners or being other money paid into the loans fund but not being capital or in the nature of capital and not being required by this part of this Act to be applied to the making and maintenance of such accumulations as are prescribed by this part of this Act the Commissioners may deal with the same as in this section provided.

Application of income in reduction of contributions.

(2) Where any money is standing on a separate account in the loans fund being money required by this part of this Act to be applied to the making and maintenance of such accumulations as are prescribed by this part of this Act the Commissioners after providing for the making and maintenance of those accumulations may if they think fit from time to time invest that money or any part thereof in statutory securities and deal with the interest and annual proceeds of those securities as in this section provided.

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885.

(3) The Commissioners may if they think fit from time to time apply the money described in paragraph (1) of this section and the last-mentioned interest and annual proceeds to either of the purposes following or to both of those purposes in such proportions as the Commissioners from time to time may consider equitable and expedient (that is to say) :

(a) In reduction of such contributions out of the township revenues as are payable into the loans fund in respect of dividends on the portions of township stock comprised in the separate account on which the money or interest and annual proceeds is or are standing.

(b) In reduction of such contributions out of the township revenues as are payable into the loans fund for redemption and extinction or purchase and extinction of those portions of stock.

Determina-
tion as to
charge of
stock.

54. For the purposes of any contribution or account under this part of this Act the Commissioners if they think fit having regard to all the circumstances of the case and subject to the terms on which any loan of the Commissioners was contracted or any township stock was issued may from time to time determine and declare on which of the township revenues any loan of the Commissioners or any portion of township stock is or shall be deemed to be primarily or collaterally charged or determine and declare that any loan of the Commissioners or any portion of township stock shall be apportioned as regards the charge thereof between or among any of the township revenues and every such determination and declaration shall be effectual to all intents.

Existing Securities.

Payment off
or substitu-
tion for
existing
securities.

55.—(1) Where any mortgage bond debenture debenture stock annuity rentcharge or other security granted or created before or after the passing of this Act by the Commissioners under any statutory borrowing power or other power is outstanding or payable and the Commissioners have power with the consent of the holder of that security or otherwise to pay off the amount thereby secured or represented or to redeem the same they may pay off or redeem the security accordingly with money raised by township stock or they may with the consent of the holder thereof issue township stock in substitution for the security.

(2) The Commissioners may in every such case make such reasonable payment as they may think fit to the holder of any security for his consent or for otherwise compensating him for the payment off or redemption of or substitution for his security and

any such payment may be either in money or township stock or partly in one and partly in the other.

(3) The Commissioners may create and issue township stock to such amount as may be requisite for purposes of this section and that stock shall be deemed to be created and issued and any money raised thereby shall be deemed to be raised by virtue of the statutory borrowing power or other power under which the security was granted or created and any money so raised shall be applied in payment off or redemption of the security.

(4) In every such case of payment off redemption or substitution the Commissioners shall pay and transfer into the loans fund the whole or a proportionate part (as the case may require) of any money and securities forming part of any sinking fund applicable to the discharge of the security.

(5) Where the holder of the security is one of the persons described in section 7 of the Lands Clauses Consolidation Act 1845 and by that Act enabled to sell land thereunder that person may consent to the payment or redemption of or substitution for the money secured or represented by that security and may accept money for giving that consent as if the person so consenting were the absolute owner of that security and that person is hereby indemnified for so doing and his receipt shall be a good discharge for the same.

(6) Money received by the holder of any security as authorised by this section and township stock issued to him in substitution for any security shall be subject to the same trusts powers testamentary and other dispositions provisions and incumbrances as the money secured or represented by the security was subject to immediately before the payment off redemption or substitution and every testamentary or other disposition shall take effect with reference to the whole or a proportionate part of the money or stock received or substituted as the case may be.

Effect on Borrowing Powers.

56. On the issue of any portion of township stock the statutory borrowing power in exercise whereof that stock is issued shall subject to the provisions of this Act be affected as follows (namely) :--

Extinction
or suspension
of power.

(A) If the stock is issued for the whole term limited for the continuance of any loan or for the continuance of payment of or in respect of any mortgage bond debenture debenture stock annuity rentcharge or other security granted or created by the Commissioners under that statutory borrowing power

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 Vict.]
Act, 1885.

A.D. 1885.

then that power to the extent of the money raised by that stock shall be and the same is by virtue of this Act extinguished; but

- (B) If the stock is issued for part only of that term then so much of the money raised by that stock as has not been paid off out of the loans fund may be re-borrowed by the Commissioners for the residue of that term or any part thereof and so from time to time.

Application of Money raised.

General application of money from township stock.

57. Money raised by township stock shall be applied for purposes for which money raisable under the statutory borrowing power in exercise whereof the stock is issued ought by law to be applied and not otherwise.

Temporary investment of money raised by stock.

58.—(1) The Commissioners may from time to time invest temporarily on statutory securities other than stock certificates to bearer money raised by township stock and not for the time being applied to or required for the undertaking or purpose for which it is raised and shall from time to time pay the interest and annual proceeds of those securities into the loans fund.

(2) The Commissioners may if they think fit from time to time apply the interest and annual proceeds aforesaid or any part thereof in reduction of such contributions out of the township revenues as are payable into the loans fund in respect of dividends on the respective portions of township stock by the issue whereof that money is raised.

Registration and Certificates.

Appointment of registrar.

59.—(1) The Commissioners may if they think fit and on and subject to such terms and instructions not inconsistent with any provision of this part of this Act and with such remuneration (if any) as they think expedient from time to time appoint and keep appointed an officer of the Commissioners or other person or the Bank of Ireland or any other bank or a banker as registrar for all or any of the purposes of this part of this Act (in this part of this Act referred to as the registrar).

42 & 43 Vict. c. xi.

(2) The Commissioners in relation to the provisions of this part of this Act and the registrar shall respectively be deemed a banker within the Bankers' Books Evidence Act 1879.

Township stock register.

60.—(1) The Commissioners or the registrar shall keep books in which shall be entered the names and addresses of holders from time to time of township stock and the amounts held by

them (in this part of this Act referred to as the township stock register). A.D. 1885.

(2) The township stock register shall be primâ facie evidence of any matter entered therein in accordance with this part of this Act and of the title of the persons entered therein as holders of stock.

61.—(1) On demand of a holder of township stock the Commissioners may if they think fit give to him a certificate of the proprietorship thereof under their common seal specifying the amount of township stock to which he is entitled (in this part of this Act referred to as a stock certificate).

Certificates
of proprietor-
ship of stock.

(2) A stock certificate shall be primâ facie evidence of the title of the person therein named his executors administrators successors or assigns to the stock therein specified but the want of a stock certificate if such want be accounted for to the satisfaction of the Commissioners shall not prevent the holder of stock from disposing of and transferring the same.

(3) If a stock certificate is worn out or damaged the Commissioners on production thereof may cancel it and give a similar stock certificate to the party in whom the property in the stock therein specified is then vested.

(4) If a stock certificate is lost or destroyed the Commissioners on proof thereof to their satisfaction may give a similar stock certificate to the party entitled to the stock certificate lost or destroyed.

(5) An entry of the issue of the stock certificate or of the substituted stock certificate as the case may be shall be made in the township stock register.

Transfer.

62.—(1) Subject to the provisions of this part of this Act every township stockholder may transfer all or any part of his stock by deed.

Power for
stockholder
to transfer
by deed. ‡

(2) The deed of transfer shall relate only to the transfer and shall not contain any recital trust power or proviso whatsoever.

(3) The deed of transfer when duly executed shall be delivered to and kept by the Commissioners or the registrar and the Commissioners or the registrar shall enter a memorial thereof in a book to be called the register of transfers of township stock and shall indorse on the deed of transfer a notice of that entry.

(4) The Commissioners or the registrar shall on demand and on delivery up of the old stock certificate or on proof satisfactory to

A.D. 1885. — the Commissioners of its absence deliver a new stock certificate to the purchaser or shall at the option of the purchaser make an indorsement of the transfer on the existing stock certificate which indorsement being signed by direction of the Commissioners or by the registrar shall be equivalent to a new stock certificate.

(5) Until the deed of transfer has been so delivered to the Commissioners or the registrar the Commissioners or the registrar shall not be affected thereby nor shall the purchaser of the stock be entitled to receive any dividend thereon.

Evidence on transfer.

63.—(1) The Commissioners or the registrar with the approval of the Commissioners before allowing any transfer of stock may if the circumstances of the case appear to them or him to make it expedient require evidence of the title of any person claiming a right to make the transfer.

(2) That evidence shall be a statutory declaration of one or more competent persons or of such other nature as the Commissioners or the registrar with the approval of the Commissioners may require.

Closing of transfer books.

64.—(1) The Commissioners or the registrar with the approval of the Commissioners may as regards any portion of the township stock close the register of transfers of township stock on any day in the month next before that in which dividends on that portion of township stock are payable but so that the Register of transfers be not at any time kept closed for more than fifteen days.

(2.) The persons who on the day of such closing are inscribed as township stockholders shall as between them and their transferees of township stock be entitled to the dividend next payable thereon.

Transmission.

Transmission on death.

65.—(1.) The interest in township stock of a stockholder dying shall be transferable by his executors or administrators notwithstanding any specific bequest thereof.

(2.) The Commissioners or the registrar shall not be required to allow any executors or administrators to transfer any stock until the probate of the will of or the letters of administration to the deceased has or have been left with the Commissioners or the registrar for registration and may require all the executors who have proved the will to join in the transfer.

Transmission by bankruptcy &c.

66.—(1) If the interest in any township stock has become transmitted in consequence of the bankruptcy of a stockholder or

the marriage of a female stockholder or by any lawful means other than a transfer by deed or than the death of a stockholder that transmission shall be authenticated by a statutory declaration of one or more competent persons or in such other manner as the Commissioners or the registrar require.

(2) The declaration shall state the manner in which and the party to whom the stock has been transmitted and shall be left with the Commissioners or the registrar.

(3) If the transmission is in consequence of the marriage of a female stockholder the declaration shall if the Commissioners or the registrar so require set forth a copy of the register of the marriage or other particulars of the celebration thereof and declare the identity of the wife with the holder of the stock.

(4) The name of the person entitled under the transmission shall be entered in the township stock register.

(5) Until the transmission has been so authenticated the Commissioners or the registrar shall not be affected thereby and no person claiming by virtue thereof shall be entitled to receive any dividend on the stock.

(6) In this section the term "transmission" includes any case of apparent transmission in consequence of the change of name of the stockholder although the actual ownership of the stock may remain unaltered.

Dividends.

67. The Commissioners may pay by the registrar the dividends on township stock in such manner and at such places and subject to such conditions as to remuneration and otherwise as the Commissioners from time to time determine.

Payment of dividends.

68. The Commissioners or the registrar shall not be required to allow any executors or administrators to receive any dividends on township stock held by their testator or intestate until the probate of the will or the letters of administration has or have been left with the Commissioners or the registrar for registration.

Dividends to executors &c.

69. The Commissioners or the registrar before allowing the receipt of any dividend on any township stock may if the circumstances of the case appear to them or him to make it expedient require evidence of the title of any person claiming a right to receive the dividend and that evidence shall be a statutory declaration of competent persons or of such other nature as the Commissioners or the registrar may require.

Evidence of title.

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885. **70.** Where more persons than one are registered as joint holders of any township stock any one of them may give an effectual receipt for any dividend thereon unless notice to the contrary has been given to the Commissioners or the registrar by any other of them.

Dividends to joint holders.

Dividends when one joint holder is infant &c.

71. Where township stock is standing in the name of an infant or person of unsound mind jointly with any person not under legal disability a letter of attorney for receipt of the dividends on the stock shall be a sufficient authority in that behalf if given under the hand and seal of the person not under disability attested by two or more credible witnesses but the Commissioners or the registrar before acting on the letter of attorney may if they or he think fit require proof to their or his satisfaction of the alleged infancy or unsoundness of mind by a statutory declaration of one or more competent persons.

Dividend warrants by post.

72.—(1) Where a township stockholder desires to have his dividends sent to him by post he may make a request for that purpose to the Commissioners or the registrar in writing signed by him in a form approved by the Commissioners and shall give to the Commissioners or the registrar an address in the United Kingdom or in the Channel Islands or the Isle of Man to which the letters containing the warrants are from time to time to be sent.

(2) The posting by the Commissioners or the registrar of a letter containing a dividend warrant addressed to a stockholder at his request at the address so given by him shall as respects the liability of the Commissioners and of the registrar be equivalent to the delivery of the warrant to the stockholder himself.

45 & 46 Vict. c. lxi.

(3) Every warrant so sent by post shall be deemed a cheque and the Commissioners and the registrar shall in relation thereto be deemed a banker within the Bills of Exchange Act 1882.

Stock Certificates with Coupons to Bearer.

Stock certificates with coupons to bearer.

73.—(1) On demand of a township stockholder the Commissioners or the registrar may issue to the stockholder a township stock certificate to bearer that is to say a certificate of title to his stock or any part thereof entitling the bearer to the stock therein specified and transferable by delivery with coupons entitling the bearer of the coupons to the dividends on the stock but so that in case of redeemable stock no such certificate or coupons shall give a title to dividends beyond the time limited for redemption.

[48 & 49 VICT.] *Rathmines and Rathgar Improvement* [Ch. cli.]
Act, 1885.

A.D. 1885.

(2) A township stock certificate to bearer shall not be issued in respect of any sum of stock other than ten pounds or a multiple of ten pounds.

(3) Notwithstanding anything in this Act a trustee shall not apply for purchase take or hold a township stock certificate to bearer unless he is in express words authorised to do so by the instrument creating his trust and any contravention of this provision by a trustee shall be deemed a breach of trust but this provision shall not impose on the Commissioners or the registrar an obligation to enquire or to take notice whether a person applying for or holding a stock certificate to bearer is or is not a trustee or subject the Commissioners or the registrar to any liability in case of their or his with or without notice issuing to a trustee a stock certificate to bearer or invalidate any stock certificate to bearer issued.

(4) Where a township stock certificate to bearer is outstanding the stock represented thereby shall cease to be transferable by deed under and according to the provisions of this part of this Act.

(5) The bearer of a township stock certificate to bearer may on delivery up to the Commissioners or the registrar of the certificate and of all unpaid coupons belonging thereto require to be entered in the township stock register as the holder of the stock described in the certificate under which he derives title and thereupon the stock shall be re-entered in the register as transferable and shall become and again be transferable by deed and shall as regards the mode of payment of the dividends thereon be in the like condition as if no stock certificate to bearer had been issued in respect thereof.

(6) The coupons issued with a township stock certificate to bearer shall comprise the dividends to be paid in respect of the stock therein specified for such period as the Commissioners approve.

(7) At the end of that period fresh coupons may be issued for such further period as the Commissioners approve and so for successive periods during the continuance in force of the stock certificate but the Commissioners or the registrar may in lieu of issuing fresh coupons in respect of any stock certificate give in exchange a fresh stock certificate with coupons.

(8) Payment to the bearer of a coupon of the amount expressed therein shall be a full discharge to the Commissioners and to the registrar from all liability in respect of that coupon and the dividend represented thereby.

(9) When the Bank of Ireland or any other bank are the registrar coupons shall be payable at the chief establishment of the bank at the expiration of three clear days from the day of presentation and at any branch establishment of the bank situate more than ten miles

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885. — from the chief establishment at the expiration of five clear days from the day of presentation.

(10) If a township stock certificate to bearer or coupon is worn out or damaged the Commissioners or the registrar on production and delivery up thereof may cancel it and issue a new certificate or coupon.

(11) If a township stock certificate to bearer or coupon is lost or destroyed the Commissioners or the registrar may issue a new certificate or coupon on receiving indemnity to the satisfaction of the Commissioners against the claims of all persons deriving title under the certificate or coupon lost or destroyed.

(12) All coupons issued under this Act in respect of any township stock certificate to bearer shall for the purposes of the Acts relating to stamp duties be deemed to have been attached to and issued with such stock certificate.

(13) Township stock specified in a stock certificate to bearer shall be charged on the same securities and be subject to the same powers of redemption if any and other powers and save as regards the mode of transfer and of payment of dividends thereon and save so far as a stock certificate to bearer is a negotiable instrument shall be subject to the same incidents in all respects as if that stock had continued to be registered in the township stock register as transferable by deed.

General.

74.—(1) Township stock is personal property.

(2) No notice of any trust express implied or constructive in respect of any township stock or of any township stock certificate to bearer or coupon shall be entered in the township stock register or in any other book kept by the Commissioners or the registrar or be receivable by the Commissioners or the registrar or affect the Commissioners through the registrar or otherwise.

Nature of township stock.

Notice of trusts.

Receiver.

75.—(1) If at any time the Commissioners for two months after demand in writing fail to pay any dividend due on any township stock the person entitled thereto may apply to Her Majesty's High Court of Justice in Ireland for a receiver and the Court may if it thinks fit appoint a receiver on such terms as it thinks fit.

(2) The receiver shall have the like power of collecting receiving and applying all money which ought to be paid under this part of this Act into the loans fund and of assessing making and recovering all rates for the purpose of obtaining the same as the Commissioners or any officer thereof would or might have and such other powers and

A.D. 1885.

such duties as the court thinks fit and shall apply all money so collected after payment of expenses and costs as the court directs for the purposes of this part of this Act.

(3) The Court may at any time discharge the receiver and shall have full jurisdiction over him and all persons interested in his acts.

76.—(1) Trustees or other persons for the time being authorised to invest money in the mortgages debentures or debenture stock of any railway or other Company or of any local authority shall unless the contrary is provided by the instrument authorising the investment have the same power of investing that money in township stock (other than stock for the time being represented by a stock certificate to bearer) as they have of investing it in the mortgages debentures or debenture stock aforesaid.

Holding of township stock by trustees.

(2) Provided that where two or more persons are successively interested in trust money no investment thereof shall be made in township redeemable stock at a price exceeding the redemption value of the stock.

77. A person taking or holding township stock shall not be concerned to inquire or to take notice whether the creation or issue thereof was or was not within any statutory borrowing power of the Commissioners or otherwise in accordance with this part of this Act or whether or not the Commissioners or any meeting thereof was properly constituted or convened or whether or not the proceedings at any meeting of the Commissioners were legal or regular or to see to the application of any money raised by township stock or be answerable for any loss or misapplication thereof.

Protection of holders of township stock.

78.—(1) Once in every year at a time appointed by the Local Government Board the Commissioners shall send to that Board an abstract of the accounts of the Commissioners relating to township stock and the loans fund in a form prescribed by that Board and verified by a statutory declaration of the secretary to the Commissioners if required by that Board.

Annual return to Local Government Board.

(2) In case of wilful default therein by the Commissioners the Commissioners shall on each occasion be liable to a fine not exceeding one hundred pounds and in case of wilful default therein by the secretary to the Commissioners the secretary to the Commissioners shall on each occasion be liable to a fine not exceeding twenty pounds and every fine under this section shall be recoverable summarily on the prosecution of the Local Government Board and not otherwise.

(3) If by any such abstract or otherwise it appears to that Board that the Commissioners have failed to comply with any

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885. requisition of this part of this Act in relation to any payment application or investment or otherwise in relation to township stock or the loans fund that Board may notwithstanding any proceeding for the recovery of any fine or any other proceeding taken by that Board by order require the Commissioners to make good the default within a time therein limited.

Unclaimed
dividends.

79.—(1) If at any time any dividend on any township stock is unclaimed at the time for payment thereof the same shall nevertheless on demand at any subsequent time whatsoever be paid to the person showing his right thereto but without interest in the meantime.

(2) Where any dividend remains unclaimed for five years from the time for payment thereof the Commissioners shall cause notice thereof to be sent by post in a registered letter addressed to the stockholder named in their books by the description and at the address therein appearing and so at the expiration of three other successive periods of five years.

(3) At the end of every successive period of five years from the day when the first dividend becomes payable on township stock first issued after the passing of this Act the Commissioners shall publish an advertisement in a newspaper circulating in the township stating what if any dividends on township stock other than those falling due at the then last half-yearly or other day of payment are then unclaimed and the names and addresses appearing in the township stock register of the holders of the stock on which the dividends are unclaimed.

(4) At the end of every successive period of ten years from the day when the first dividend becomes payable on township stock first issued after the passing of this Act the Commissioners unless it has been otherwise agreed between them and the registrar may require the registrar to repay to them all dividends unclaimed during that period and then in his hands and the Commissioners shall pay the same into the loans fund and may deal therewith as they are by this part of this Act empowered to deal with money paid into the loans fund as interest on cash balances received by them without prejudice nevertheless to the rights under this section of persons showing title to those dividends.

Saving
power to
borrow
otherwise.

80. Nothing in this part of the Act shall affect any power of the Commissioners to raise otherwise than by township stock any money which they do not think fit to raise by township stock but whenever from time to time after the first issue of any township stock the Commissioners raise money otherwise than by township

[48 & 49 VICT.] *Rathmines and Rathgar Improvement* [Ch. cli.]
Act, 1885.

stock they shall cause to be given to each lender of money so raised notice in writing signed by the secretary or other authorised officer of the quality of charge which township stock has by virtue of this part of this Act.

A.D. 1885.

81. Notwithstanding anything in this part of this Act the Commissioners may revoke at any time in whole or in any part any resolution for creation of township stock theretofore passed by the Commissioners if and as far as the same has not been acted on by the issue of stock thereunder.

Saving power of revocation.

82. Except as in this part of this Act expressly provided nothing in this part of this Act shall relieve the Commissioners from any obligation imposed on them in relation to any statutory borrowing power by any Act of Parliament under or by which that power for the time being exists or is regulated.

Saving other obligations.

83.—(1) Nothing in this part of this Act shall affect any power or duty of the Commissioners to sell lease or otherwise dispose of any land or property of the Commissioners or to apply any purchase money or other money arising thereby in discharge of any charge on that land or property or the revenues thereof other than the charge of township stock or affect any claim of any person under such first-mentioned charge.

Saving for power to sell lands &c.

(2) That land or property shall in the hands of the purchaser or other person taking the same under the sale lease or other disposition be by virtue of this Act absolutely freed from the charge of township stock and he shall not be concerned to see to the application of that purchase money or other money or be answerable for any loss or misapplication thereof.

84. Nothing in or done under this part of this Act shall affect any security or charge granted or created or payable by the Commissioners before and subsisting at the date of the first issue of any township stock and the Commissioners shall whenever required by the holder of any security or charge aforesaid apply all such money do all such acts exercise all such powers collect all such money and make and levy all such rates as they would or ought to have applied done exercised collected made and levied for his benefit and security if this part of this Act had not been enacted.

Saving for existing securities.

85.—(1) Township stock shall be deemed capital stock of a body corporate within the Act of the session of the twenty-fourth and twenty-fifth years of the reign of Her present Majesty (chapter ninety-eight) “to consolidate and amend the statute law of England “and Ireland relating to indictable offences by forgery.”

Forgery.

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885. (2) A township stock certificate to bearer and a coupon connected
33 & 34 Vict. therewith shall be deemed a stock certificate and coupon within the
c. lviii. Forgery Act 1870.

Orders of
Local
Government
Board.

86. Any order of the Local Government Board under this part of this Act may contain such directions as the Board think necessary or proper for giving effect thereto and shall be enforceable by writ of mandamus to be obtained by the Board out of Her Majesty's High Court of Justice in Ireland and may be from time to time cancelled or varied by the Board as the circumstances of the case may require but the Board shall not make any such order without first hearing the Commissioners if desirous of being heard which hearing may be in the form of a public inquiry with or without a published report or in such other form as the Board having regard to the circumstances think just and expedient and sections 210 212 and 213 of the Public Health (Ireland) Act 1878 shall apply to hearings inquiries and other proceedings to which this section relates.

Regulations
by Bank of
Ireland or
other bank.

87. When the Bank of Ireland or any other bank are the registrar they may with the sanction of the Commissioners from time to time issue any forms that may be required for carrying into effect the provisions of this part of this Act and may also from time to time make any regulations that are not inconsistent with this part of this Act relative to the following things and when made may alter vary or repeal any such regulations and make other regulations instead thereof or in addition thereto and any such regulations for the time being in force shall be duly observed :

- (1) The period for which coupons are to be given.
- (2) The mode in which the bank is to act in issuing stock certificates to bearer or entering in the register of transfers the bearers of stock certificates to bearer.
- (3) The mode of proving the title of or identifying any person applying for a stock certificate or stock certificate to bearer.
- (4) With respect to anything necessary for carrying into effect the provisions of this part of this Act which relate to or affect the bank.

Forms.

88. The forms given in the Second Schedule to this Act may be used for the purposes therein indicated and the same or forms to the like effect with such variations or additions as circumstances require shall be effectual for those purposes.

Fees.

89.—(1) Fees not exceeding those specified in the Third Schedule to this Act may be taken by or on behalf of the Commissioners in the cases therein mentioned.

(2) The proceeds of fees shall be paid by the Commissioners into the loans fund and shall be applied in reduction of contributions out of the township revenues payable into the loans fund in respect of dividends on such portions of township stock as the Commissioners having regard to the cases in which the fees are paid determine.

A.D. 1885.

90.—(1) The expenses incurred by the Commissioners in or about the creation and issue of any portion of township stock including any sum paid by them for stamp duty thereon and any other expenses being in their judgment properly chargeable to capital shall be deemed money raisable under the statutory borrowing power in exercise whereof that portion of stock is issued.

Expenses.

(2) Expenses of book-keeping and management and other current expenses from time to time incurred by the Commissioners in the execution of this part of this Act shall be defrayed out of the Rathmines and Rathgar township rate.

PART VIII.—MAIN DRAINAGE.

91. The following provisions shall have effect with regard to the Rathmines and Pembroke main drainage debenture stock issued by the main drainage board under the powers of the Act of 1877 :

Apportionment of debt of main drainage board.

(1) At any time after the passing of this Act it shall be lawful for the main drainage board with the assent of the Commissioners of the township and of the Pembroke township respectively to apportion such debenture stock between the said townships respectively and in making such apportionment regard shall be had to the proportions in which by the Act of 1877 the said townships respectively were required to bear the costs and expenses of carrying that Act into execution.

(2) After such apportionment shall have been made each township shall bear the charges for interest and sinking fund in respect of the amount of debenture stock so apportioned to it and such charges shall form part of the respective contributions which by the Act of 1877 the townships are required to make to the main drainage board.

(3) The amount of such debenture stock so apportioned to the Commissioners shall for the purposes of Part VII. of this Act be deemed to be money borrowed by the Commissioners under a statutory borrowing power and they shall have the same

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885.

power as if such debenture stock had been money so borrowed by them to pay off or redeem the same or any part thereof or to issue township stock in substitution therefor with the assent of the holder thereof and thenceforth the debenture stock so paid off or redeemed or in substitution for which township stock has been issued shall be cancelled and the main drainage board shall be freed and discharged from all further liability in respect thereof.

- (4) If and whenever the Commissioners redeem or pay off or issue township stock in substitution for any part of the debenture stock so apportioned to them they shall not be liable to make any further payment in respect thereof to the main drainage board and the main drainage board shall pay a proportionate part of their then existing sinking fund to the Commissioners by whom the same shall be paid into the loans fund to be established under the provisions of Part VII. of this Act and there carried to the proper separate account.
- (5) If and whenever the Commissioners create and issue township stock in substitution for such debenture stock or for the purpose of raising money to pay off or redeem the same they shall provide the sums which under Part VII. of this Act they are required to pay into the loans fund for the dividends and sinking fund in respect of such township stock out of the Rathmines and Rathgar main drainage rate and such rate shall be chargeable with such sums accordingly.

PART IX.—MISCELLANEOUS.

Form and
service &c.
of notices.

92. Any instrument or document including any notice order resolution declaration adjudication requisition consent approval disapproval demand determination appointment list roll register return or form made given delivered or served under this or the former Acts by the Commissioners may be either in print or in writing (including lithograph) or partly in print and partly in writing (including lithograph) and shall be sufficiently authenticated by the signature of the secretary or other duly authorised officer of the Commissioners being affixed thereto or stamped thereon and a copy thereof respectively so authenticated shall be receivable in evidence without the production of the original and it shall be sufficient in all cases where any such instrument is required to be given or delivered to or served on the owner or occupier of any property to address it to such owner or occupier by his description

[48 & 49 VICT.] *Rathmines and Rathgar Improvement* [Ch. cli.]
Act, 1885.

as owner or occupier (as the case may be) of the property (naming it) in respect of which it is given or served without further name or description and any such instrument may be addressed to owners or occupiers of any number of adjoining or neighbouring properties collectively and when so addressed may be served on more owners or occupiers than one (so that separate copies be served on the respective owners and occupiers of the several properties concerned) and any such instrument or document may be served on any owner occupier or other person either personally or by sending the same through the post by a prepaid registered letter addressed to him by name at his last known place of abode or business or by delivering the same to some inmate of his last known usual place of abode or business or in case of an occupier of such property (being a building) to any inmate of such building or if the property is unoccupied and the place of abode of the person to be served is after diligent inquiry unknown it shall be sufficient to affix it or a copy thereof upon some conspicuous part of such property Any instrument or document so served by post as aforesaid shall be deemed to have been served at the time when the letter containing the same would be delivered in the ordinary course of the post and in proving such service it shall be sufficient to prove that the instrument or document was properly addressed and posted.

A.D. 1885.

93. A judge of any court or a justice shall not be disqualified from acting in the execution of this Act or the former Acts by reason of his being liable to any rate or other charge thereunder or by reason of his being a holder of or interested in any township stock.

Judges &c.
not dis-
qualified.

94. Section 7 of the Act of 1847 sections 4 and 19 of the Act of 1862 and sections 17 and 18 of the Extension Act of 1880 and so much of section 36 of the last-mentioned Act as is inconsistent with this Act are hereby repealed.

Repeal of
sections of
former Acts.

95. The rate leviable by the Commissioners under the powers and provisions of section 15 of the Extension Act of 1880 shall hereafter be known as "the Rathmines and Rathgar township rate" and the expression "the Rathmines and Rathgar township rate" in this Act includes any rate heretofore made as well as any rate hereafter to be made under the powers and provisions of that section unless there be something in the context repugnant to such construction.

Rathmines
and Rathgar
township
rate.

96. The special rate leviable under the provisions of section 36 of the Extension Act of 1880 may be levied by instalments and

Amendment
of section 36
of Extension
Act of 1880.

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885. — spread over such number of years not exceeding thirty as the Commissioners shall think reasonable.

Powers of
Act cumu-
lative.

97. All powers rights and remedies given to the Commissioners by this Act shall (except where otherwise expressly provided) be deemed to be in addition to and not in derogation of any other powers conferred on them by Act of Parliament law or custom and the Commissioners may exercise such other powers as if this Act had not been passed.

Expenses of
Act.

98. All the costs charges and expenses preliminary to and of and incidental to the preparing applying for obtaining and passing of this Act (in this Act referred to as "the costs of this Act") shall be paid by the Commissioners out of any of their funds but shall be recouped by and charged to the moneys to be borrowed by the Commissioners under the powers of this Act.

SCHEDULES referred to in the foregoing Act.

A.D. 1885.

FIRST SCHEDULE.

PART I.

FORM OF NOTICE OF CLAIM.

To the Secretary of the Rathmines and Rathgar Improvement
 Commissioners.

Sir

I claim to have my name inserted in the list made by you of persons
 entitled to vote at the election of Commissioners in respect of the qualification
 named below.

Dated the _____ day of _____ 18 .

Name of Claimant in full Surname being first.	Place of Abode.	Nature of Qualification.	Name and Situation of Qualifying Property.

PART II.

FORM OF NOTICE OF OBJECTION TO BE GIVEN TO SECRETARY.

To the Secretary of the Rathmines and Rathgar Improvement
 Commissioners.

Sir

I hereby give you notice that I object to the name of _____
 being retained on the list of persons entitled to vote at
 the election of Commissioners on the following grounds :

1. *E.g.* that he has not occupied for _____ months to _____ .
2. That _____
3. That _____

Dated the _____ day of _____ 18 .

Signed _____ A. B. of (place of abode).

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885.

NOTICE OF OBJECTION TO BE GIVEN TO PERSON OBJECTED TO.

To Mr.

I hereby give you notice that I object to your name being retained on the list of persons entitled to vote at the election of Commissioners on the following grounds :

1. *E.g.* that you have not occupied for _____ months to
2. That
3. That

Signed A. B. of (place of abode).
Dated the _____ day of _____ 18

SECOND SCHEDULE.

FORMS.

A.

RESOLUTIONS ON CREATION OF STOCK
TOWNSHIP OF RATHMINES AND RATHGAR.

[29th September 188 .]

At a meeting of the Commissioners of the township of Rathmines and Rathgar holden on (Wednesday the 29th day of September 188) at (. . o'clock in the) in the Council Chamber within the Town Hall (as a Special Council).

Present :

[A. B.] CHAIRMAN AND COMMISSIONERS.

Resolved first—

That under the authority and subject to the provisions of the Rathmines and Rathgar Township Act 1885 the Commissioners do hereby in exercise of their several statutory powers create stock to be called Rathmines and Rathgar township (irredeemable) stock and to be issued to an amount which shall be sufficient for the following purposes but not exceeding (state the sum) :—

A. For raising the following sums (amounting in the aggregate to the sum of _____ pounds which has not been raised) that is to say :—

(1) The sum of _____ pounds on account of the money which the Commissioners have authority to raise by borrowing under the powers conferred upon them by the () Acts for the purchase money for () and the cost of reconstruction of portions thereof ;

(2) The sum of _____ pounds on account of the money which the Commissioners have authority to raise by borrowing under

[48 & 49 VICT.] *Rathmines and Rathgar Improvement* [Ch. cli.]
Act, 1885.

the powers conferred upon them by the () Acts A.D. 1885.
for the cost of construction of ();

(3) The sum of _____ pounds on account of the money
which the Commissioners have authority to raise by borrowing under
the powers conferred upon them by the () Acts for
the construction of (waterworks);

(4) The sums of _____ pounds on account of the money which
the Commissioners have authority to raise by borrowing under the
powers conferred upon them by the () Acts for
the purposes of (sewering and paving within the township).

B. For raising instead of re-borrowing the sum of _____
pounds required by the Commissioners for the purpose of paying off when
due sums amounting to _____ pounds which will fall due before
the (1st January 188) being a portion of their debts now subsisting on
the security of outstanding securities granted by the Commissioners for
raising money for the purposes of the following Acts (that is to say):

and which sums the Commissioners are under those Acts authorised to
re-borrow.

C. For raising the sum of _____ pounds for repaying the amount
temporarily borrowed by the Commissioners from (the Bank of Ireland)
in order to enable the Commissioners to meet sums which amount
to _____ pounds being a portion of their debt secured on
outstanding securities granted by the Commissioners for raising money for
the purposes of the following Acts (that is to say):

and which sums the Commissioners are under those Acts authorised to
re-borrow.

D. For raising the sum of _____ pounds for paying off or redeeming
statutory securities granted by the Commissioners under the following Acts
and now outstanding (that is to say):

E. For the purpose of issuing stock in substitution for statutory securities
granted by the Commissioners under the following Acts and now out-
standing (that is to say):

Resolved secondly—

That such stock shall be issued at the price and shall bear the dividends and
be transferable in the manner herein-after specified (that is to say):

A. The minimum price of issue to be _____ per cent. the first dividend to be
payable on the (1st January 188).

B. Tenders for stock to be made to the Bank of Ireland a deposit of 5 per
cent. on the amount of stock tendered for to be paid at the Bank of
Ireland at the time of the delivery of the tender.

C. The dates for the further payments on account of the said tenders when
accepted to be as follows:—On Wednesday the 20th day of October 188
so much of the amount tendered and accepted as when added to the
deposit will leave 75*l.* (sterling) to be paid for each 100*l.* of stock. On
Friday the 26th day of November 188 25 per cent. On Tuesday the

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885.

11th day of January 188 25 per cent. On Tuesday the 1st day of March 188 25 per cent. In case of default in the payment of any instalment at its proper date the deposit and instalments previously paid will be liable to forfeiture.

- D. Dividends at per cent. per annum payable (quarterly).
- E. Dividends on the total amount of stock (calculated from the 1st of October 188) to be payable on the 1st January 188 .
- F. Scrip certificates to bearer with coupons attached for the dividends payable 1st January 188 and 1st April 188 to be issued in exchange for the provisional receipts.
- G. In the event of the receipt of tenders for a larger amount of stock than that proposed to be issued at or above the minimum price the tenders at the lowest price accepted to be subject to proportionate diminution.
- H. Stock to be issued in sums of not less than 10*l*.
- I. Stock to be transferable by deed.

Resolved thirdly—

That such stock shall be irredeemable (or shall be redeemable as follows) :—
(Here state the terms of redemption.)

B.

TOWNSHIP STOCK CERTIFICATE.

TOWNSHIP OF RATHMINES AND RATHGAR.

Number

This is to certify that A. B. of [] is the proprietor of [] pounds of Rathmines and Rathgar township redeemable [or irredeemable] stock subject to the Acts of Parliament relating thereto.

Given under the common seal of the Commissioners of the township of Rathmines and Rathgar this day of 18

PAYMENT OF DIVIDENDS.

Dividends are due on the 1st January 1st April 1st July and 1st October unless the 1st of either of these months falls on a Sunday in which case the dividends will be payable on the following day.

Dividends will be paid in one of the following modes :—

I. To the stockholders personally or to their attorneys at the Bank of Ireland.

N.B.—Stockholders may arrange for the receipt of their dividends free of charge at any of the country branches on application to the agent.

II. By transmission of dividend warrants by post at the risk of the stockholder under the following regulations :—

1. Any stockholder residing within the United Kingdom or in the Channel Islands or the Isle of Man who desires to have his dividend warrant sent to his address by post must fill up a form of application to be obtained at the bank or at any of its branches.

2. In the case of joint accounts the application must be signed by all the members of the account directing the warrant to be sent to one of them at a given address.

[48 & 49 VICT.] *Rathmines and Rathgar Improvement* [Ch. cli.]
Act, 1885.

3. Post dividend warrants will be crossed _____ and Co. and will A.D. 1885.
 only be payable through a banker They will be drawn to the order of _____
 the stockholder and must be indorsed.

Stockholders whose warrants are sent by post should give notice to the bank if they are not received on the day on which they ought to be delivered but need not acknowledge those that arrive in due course.

STOCK CERTIFICATES TO BEARER.

Stock certificates to bearer of the denominations of 10% or any multiple of 10% with coupons for the quarterly dividends attached may be obtained in exchange for inscribed stock.

C.

DEED OF TRANSFER.

TOWNSHIP OF RATHMINES AND RATHGAR.

I A. B. of _____ in consideration of the sum
 of _____ pounds paid to me by C. D. of _____
 (herein-after called the said transferee) do hereby transfer to the said transferee
 the sum of _____ pounds Rathmines and Rathgar township
 redeemable (or irredeemable) stock standing (or part of the stock standing)
 in my name in the books of the Commissioners of the township of Rathmines
 and Rathgar to hold unto the said transferee his executors administrators and
 assigns (or successors and assigns) subject to the several conditions on which I
 hold the same at the time of the execution hereof and I the said transferee do
 hereby agree to take the said stock subject to the same conditions.

As witness our hands and seals the _____ day of _____ .

D.

DIVIDEND WARRANT.

Rathmines and Rathgar Township Stock (_____ l. per cent.).

To the Cashiers of the Bank of Ireland.

Pay to the bearer the sum of _____

for one quarter of a year's dividend on the
 sum of _____ l. Rathmines and Rathgar
 township stock (_____ l. per cent.) due
 188 less property tax at _____ d.
 per _____ l.

I do hereby acknowledge to have received of the Bank of Ireland the above-mentioned sum in full payment of one quarter of a year's dividend due as above said.

Witness my hand this _____ 188

Witness

[Ch. cli.] *Rathmines and Rathgar Improvement* [48 & 49 VICT.]
Act, 1885.

A.D. 1885.

F.

POST DIVIDEND WARRANT.

RATHMINES AND RATHGAR TOWNSHIP STOCK (per cent.).

To the Governor and Company of the Bank of Ireland Dublin.

Pay to me or my order on demand the sum of

being one quarter of a year's dividend
at *l.* per cent. per annum due on the
1st day of 188 on the sum of

Rathmines and Rathgar township stock
 l. per cent.

Less property tax at per *l.*

Accepted for the Governor and Company of the Bank of Ireland
per pro

Chief Cashier

Accountant-General.

The person to whom this warrant is payable must sign his or her name on
the back of it.

G.

STOCK CERTIFICATE WITH COUPONS TO BEARER.

RATHMINES AND RATHGAR TOWNSHIP STOCK CERTIFICATE TO BEARER.

Dividend at *l.* per cent. per annum.

50*l.*

A00000.

This is to certify that the bearer of this certificate is entitled to fifty pounds
Rathmines and Rathgar township [redeemable] stock with dividend thereon at
the rate of *l.* per cent. per annum transferable at the Bank of Ireland
pursuant to the Rathmines and Rathgar Township Act 1885.

Dated 188 .

For the Governor and Company
of the Bank of Ireland.

Countersigned

Chief Accountant

Bank of Ireland.

A00000.

50*l.*

The coupons attached to this certificate are payable at the chief establishment
of the Bank of Ireland or at any of the country branches.

When the coupons are exhausted this certificate will be exchanged on
presentation at the Chief Cashier's Office Bank of Ireland for a new certificate
with fresh coupons attached.

[48 & 49 VICT.] *Rathmines and Rathgar Improvement* [Ch. cli.]
Act, 1885.

(COUPONS.)

A.D. 1885.

<p>5 Div. Rathmines and Rathgar township stock.</p> <p>Coupon for (less income tax) being three months dividend at <i>l.</i> per cent. per annum.</p> <p>A 00000. Due 1st January 1886.</p> <p>On certificate for fifty pounds Rathmines and Rathgar township stock.</p> <p><i>0l.</i> payable at the Bank of Ireland.</p>	<p>5 Div. Rathmines and Rathgar township stock.</p> <p>Due 1st January 1886.</p> <p>A 00000.</p> <p><i>0l.</i></p>	<p>4 Div. Rathmines and Rathgar township stock.</p> <p>Coupon for (less income tax) being three months dividend at <i>l.</i> per cent. per annum.</p> <p>A 00000. Due 1st October 1885.</p> <p>On certificate for fifty pounds Rathmines and Rathgar township stock.</p> <p><i>0l.</i> payable at the Bank of Ireland.</p>	<p>4 Div. Rathmines and Rathgar township stock.</p> <p>Due 1st October 1885.</p> <p>A 00000.</p> <p><i>0l.</i></p>
<p>3 Div. Rathmines and Rathgar township stock.</p> <p>Coupon for (less income tax) being three months dividend at <i>l.</i> per cent. per annum.</p> <p>A 00000. Due 1st July 1885.</p> <p>On certificate for fifty pounds Rathmines and Rathgar township stock.</p> <p><i>0l.</i> payable at the Bank of Ireland.</p>	<p>3 Div. Rathmines and Rathgar township stock.</p> <p>Due 1st July 1885.</p> <p>A 00000.</p> <p><i>0l.</i></p>	<p>2 Div. Rathmines and Rathgar township stock.</p> <p>Coupon for (less income tax) being three months dividend at <i>l.</i> per cent. per annum.</p> <p>A 00000. Due 1st April 1885.</p> <p>On certificate for fifty pounds Rathmines and Rathgar township stock.</p> <p><i>0l.</i> payable at the Bank of Ireland.</p>	<p>2 Div. Rathmines and Rathgar township stock.</p> <p>Due 1st April 1885.</p> <p>A 00000.</p> <p><i>0l.</i></p>

THIRD SCHEDULE.

FEEES.

	£	s.	d.
On original issue of stock certificate	0	2	6
On any new stock certificate	0	2	6
On transfer including certificate	0	5	0
On any issue of stock certificate to bearer in respect of every 10 <i>l.</i> of stock specified therein	0	0	6
On re-entry in register of stock specified in stock certificate to bearer	0	5	0

