

THE
S T A T U T E S
OF
THE UNITED KINGDOM
OF
G R E A T B R I T A I N A N D I R E L A N D .

WITH NOTES AND REFERENCES

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VOLUME THE NINETEENTH.

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L O N D O N :

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M.DCCC.XLIX.

VI. 'And whereas an Act was passed in the Tenth Year of the Reign of His late Majesty King George the Fourth, intituled *An Act for transferring the Management of Greenwich Out-Pensioners, and certain Duties in Matters of Prize, to the Treasurer of the Navy*, whereby it was directed that the said Treasurer of the Navy should keep a separate Account at the Bank of *England* of all Monies received and paid by him on account of Per-centage upon Prizes and otherwise in relation to Naval Prize Services as therein mentioned; and such Account is now kept at the Bank of *England* under the Title of the Paymaster General's Naval Prize Account: And whereas it is expedient that such separate Account of Monies received and paid for Naval Prize Services should hereafter be kept in the Books of Her Majesty's Paymaster General, and not at the Bank of *England*?' Be it therefore enacted, That after the passing of this Act the Governor and Company of the Bank of *England* shall, on being required so to do by Her Majesty's Paymaster General, transfer the Balance of the said Naval Prize Account to the Cash Account opened in the Books of the said Governor and Company of the Bank of *England* in the Name of the Paymaster General for the Time being.

10 G. 4. c. 26.

Balance of Naval Prize Account to be transferred to Paymaster General.

Vesting Army Prize Stock in the Paymaster General and Secretary at War for the Time being.

VII. 'And whereas the Sum of One hundred thousand Pounds Three *per Centum* Consolidated Bank Annuities, arisen from unclaimed and forfeited Shares of Army Prize Money, is now standing in an Account in the Books of the Governor and Company of the Bank of *England*, in the Names of "The Right Honourable *Thomas Babington Macaulay*, Her Majesty's Paymaster General, and *William George Anderson* Esquire, Accountant in the Office of Her Majesty's Paymaster General.'" And whereas it is expedient to vest the said Stock in the Paymaster General and the Secretary at War for the Time being, subject to the Direction of the Commissioners of *Chelsea Hospital*?' Be it therefore enacted, That there shall be opened an Account in the Books of the Governor and Company of the Bank of *England*, to be intituled "The Stock Account of the Paymaster General and Secretary at War, as Trustees for the Army Prize Fund," and such Account shall be a public Account; and upon the Death, Resignation, or Removal of both or either of them the said Paymaster General and Secretary at War for the Time being, and upon the Appointment of their or his Successors or Successor, the Balance of the said Account shall vest in the then Paymaster General and Secretary at War jointly, and when and so long as the Office of one only of them the said Paymaster General and Secretary at War shall be vacant, the said Balance shall vest in the other of them the said Paymaster General or Secretary at War for the Time being, without any Transfer or Act in any of the Cases aforesaid.

VIII. And be it enacted, That from the passing of this Act the said Sum of One hundred thousand Pounds Three *per Centum* Consolidated Bank Annuities standing in the Names of the said *Thomas Babington Macaulay* and *William George Anderson* shall stand transferred to the said Account, so that the same may be held by the said Paymaster General and Secretary at War, subject nevertheless to the Direction of the said Commissioners of *Chelsea Hospital* as to the Application thereof; and the said *Thomas Babington Macaulay* and *William George Anderson* respectively are hereby released from all Claim whatsoever on account of the said Stock, or anything heretofore done in relation to the same.

As to Transfer of the Stock.

IX. And be it enacted, That it shall be lawful for the said Paymaster General and Secretary at War, and during the Vacancy of the Office of either of them then for the other of them the Paymaster General or Secretary at War for the Time being, by Letter of Attorney duly executed and attested as is required by Law, to authorize all or any of the Cashiers of the Bank of *England* from Time to Time to sell and transfer all or any Part of the Stock for the Time being standing on the Account herein-before authorized to be opened, and to purchase Stock on the said Account, and to receive the Dividends due and to become due on Stock standing in the said Account, and by the said Letters of Attorney, or by Writing under their or his Hands or Hand, to direct the Application of the Monies to be received in respect of such Sales and Dividends; and every such Power of Attorney shall be exempted from Stamp Duty, and it shall not be necessary for the Governor and Company or the said Cashiers to require any Evidence of the Direction of the Commissioners of *Chelsea Hospital* as to the Matters so authorized by such Letters of Attorney and Directions of the said Paymaster General and Secretary at War, or, during the Vacancy of the Office of either of them, by such Letters of Attorney and Directions of the other of them the Paymaster General or Secretary at War for the Time being.

Power to grant Power of Attorney for Purchase or Sale of Stock, and for Receipt of Dividends.

Power of Attorney exempt from Stamp Duty.

X. And be it enacted, That this Act may be amended or repealed by any Act to be passed in the present Session of Parliament.

Act may be amended, &c.

C A P. LVI.

An Act to repeal so much of an Act of the Third and Fourth Years of Her present Majesty, to re-unite the Provinces of *Upper* and *Lower Canada*, and for the Government of *Canada*, as relates to the Use of the *English* Language in Instruments relating to the Legislative Council and Legislative Assembly of the Province of *Canada*. [14th August 1848.]

WHEREAS by an Act passed in the Session of Parliament held in the Third and Fourth Years of Her present Majesty, intituled *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, it is amongst other things enacted, that from and after the said Re-union of the said Two Provinces, all Writs, Proclamations, Instruments for summoning and calling together the Legislative Council and Legislative Assembly of the Province of *Canada*, and for proroguing and dissolving the same, and all Writs of Summons and Elections, and all Writs and Public Instruments whatsoever relating to the said Legislative Council and Legislative Assembly, or either of them, and all Returns to such Writs and Instruments, and all Journals, Entries, and written or printed Proceedings,

3 & 4 Vict. c. 35.

Proceedings, of what Nature soever, of the said Legislative Council and Legislative Assembly, and of each of them respectively, and all written or printed Proceedings and Reports of Committees of the said Legislative Council and Legislative Assembly respectively, shall be in the *English* Language only: Provided always, that the said Enactment should not be construed to prevent translated Copies of any such Documents being made, but no such Copy should be kept among the Records of the Legislative Council or Legislative Assembly, or be deemed in any Case to have the Force of an original Record: And whereas it is expedient to alter the Law in this respect, in order that the Legislature of the Province of *Canada*, or the said Legislative Council and Legislative Assembly respectively, may have Power to make such Regulations herein as to them may seem advisable? Be it therefore 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, That from and after the passing of this Act so much of the said recited Act as is herein-before recited shall be repealed.

So much of recited Act as enacts that all Writs, &c. shall be in English repealed.

Act may be amended, &c.

II. And be it enacted, That this Act, or any Part thereof, may be repealed, altered, or varied at any Time during the present Session of Parliament.

C A P. LVII.

An Act to enable Her Majesty to exchange the Advowson of the Vicarage of *Stoneleigh* in the County of *Warwick* for the Advowsons of the Rectory of *Yoxall* in the County of *Stafford* and the Perpetual Curacy of *Hunningham* in the County of *Warwick*. [14th August 1848.]

WHEREAS the Queen's most Excellent Majesty in right of Her Crown is seised of the Advowson of the Vicarage of *Stoneleigh* in the County of *Warwick*, in the Diocese of *Worcester*, with the District Church of *Westwood Heath* annexed thereto: And whereas by an Indenture of Settlement, bearing Date the Fifth Day of *November* One thousand eight hundred and twelve, and made between the Reverend *Thomas Leigh* Clerk (since deceased) of the First Part, *James Henry Leigh* Esquire (since also deceased) of the Second Part, *Chandos Leigh* Esquire, now the Right Honourable *Chandos Lord Leigh* (only Son and Heir Apparent of the said *James Henry Leigh*), of the Third Part, *George Kinderley* and *William Domville* Gentlemen of the Fourth Part, *Thomas Graham* and *William Bentham* Esquires of the Fifth Part, and *George Talbot* Esquire, the Reverend *Theophilus Leigh Cooke* Clerk, and *Edward Hyde East* Esquire of the Sixth Part, the Advowson of the Rectory of *Yoxall* in the County of *Stafford* and the Piece of Land in the Parish of *Yoxall* which is described in the Schedule to this Act annexed, and the Advowson of the Perpetual Curacy of *Hunningham* in the County of *Warwick* aforesaid, and the Piece of Land near the Church of *Hunningham*, containing Two Acres Two Roods and Thirty-six Perches, or thereabouts, also described in the said Schedule, together with the Manor of *Stoneleigh*, and divers Estates and Hereditaments, being the Family Estates of the late *Lord Leigh*, including the greater Part of the Parish of *Stoneleigh* aforesaid, and the Mansion House called *Stoneleigh Abbey*, are limited to certain Uses or Trusts in strict Settlement, under which the said *Chandos Lord Leigh* is Tenant for Life in possession; and in the said Indenture is contained a Power for the Trustees or Trustee of the said Settlement, at the Request and by the Direction of the said *Thomas Leigh*, *James Henry Leigh*, and *Chandos Lord Leigh*, or the Survivors or Survivor of them, to exchange all or any Part of the Manors, Lands, and Hereditaments thereby settled for other Hereditaments in *England* or *Wales*, to be settled to the Uses and upon the Trusts thereby declared of the Hereditaments thereby settled: And whereas the said *Chandos Lord Leigh* has expended the Sum of Two thousand one hundred Pounds and upwards in or towards the Erection and Endowment of the District Church at *Westwood Heath* in the Parish of *Stoneleigh* aforesaid, the Patronage whereof is vested in the Vicars of *Stoneleigh* for the Time being, and in providing a Cottage and Garden for the Use of the Incumbent of the said District Church; and the said *Chandos Lord Leigh* has also erected Schools in the Neighbourhood of the said District Church, and still chiefly if not wholly maintains the same: And whereas the said *Chandos Lord Leigh* hath proposed to the Queen's most Excellent Majesty that the said Piece or Parcel of Land in the Parish of *Yoxall* described in the said Schedule shall be annexed to the Rectory of *Yoxall* as and for Part of the Glebe of the said Rectory, and that the said Piece of Land in the Parish of *Hunningham* also described in the said Schedule shall be annexed to the Perpetual Curacy of *Hunningham* as and for the Glebe of the said Perpetual Curacy, and to serve as the Site of any Residence hereafter to be erected for the Incumbent of such Curacy, and that the Advowsons of the said Rectory of *Yoxall* and Perpetual Curacy of *Hunningham* shall be vested in Her Majesty, Her Heirs and Successors, in right of the Crown, in exchange for the Advowson of the Vicarage of *Stoneleigh*, of which Her Majesty is so seised as aforesaid, and hath proposed that such Exchange shall be effected under the Power of Exchange in the said Indenture of Settlement contained: And whereas the yearly Value of the said Rectory of *Yoxall*, (including the Piece of Land herein-before mentioned and proposed to be annexed to the same Rectory,) and of the said Perpetual Curacy of *Hunningham*, (including the Piece of Land herein-before mentioned and proposed to be annexed to the same Curacy,) amounts to the Sum of Six hundred and four Pounds Fourteen Shillings and Sixpence or thereabouts: And whereas the yearly Value of the said Vicarage of *Stoneleigh* and of the said District Church of *Westwood Heath*, so partly erected and also endowed by the said *Chandos Lord Leigh* as aforesaid, amounts to the Sum of Five hundred and eighty-four Pounds Twelve Shillings and Sixpence or thereabouts, and consequently the said proposed Exchange would be for the Benefit of the