

# DUBLIN CORPORATION.

## AMENDED BYE-LAWS FOR THE REGULATION OF SMITHFIELD MARKET.

**W**HEREAS by an Act passed in the twelfth and thirteenth years of Her present Majesty, intituled, "An Act for the Improvement of the City of Dublin," it is by the 73rd Section of said Act enacted, "That it shall be lawful for the Lord Mayor for the time being, by virtue of such office, from time to time to make such Bye-laws as he shall think fit, for all or any of the following purposes, that is to say:—

- "For the inspection of the Markets in said Borough.
- "For preventing nuisance or obstructions in the Market-places or in the immediate approaches thereto.
- "For keeping the Markets in a cleanly and proper state, and for removing filth and refuse at least once in every twenty-four hours, and for requiring that they be provided with a sufficient supply of water, and preventing the exercise of cruelty therein.
- "For preventing the use of false or defective weights, scales, or measures;" and
- "For preventing the sale, or exposure for sale, of unwholesome provisions in the Markets, and for condemning and disposing of same.
- "For preventing frauds in the Hay, Straw, and other public Markets in the said Borough, and for authorizing the seizing, detaining, inspecting, or weighing, (for the detention or prevention of frauds,) any hay, straw, goods, or wares exposed for sale in any of the said Markets, or the carts, carriages, or vehicles whereon the same may be laden.

"And whereby it is enacted, that the said Lord Mayor may from time to time as he shall think fit repeal or alter any such Bye-laws, provided such Bye-laws be not repugnant to the Laws of that part of the United Kingdom of Great Britain and Ireland called Ireland, or the provisions of said Act or any Act incorporated therewith, and said Lord Mayor is empowered by said Bye-laws to impose such reasonable penalties as he shall think fit, not exceeding Five Pounds for each breach of such Bye-laws."

Now I, BENJAMIN LEE GUINNESS, Lord Mayor of the City of Dublin, in pursuance of the powers conferred on me by the Statute in that behalf enacted, do make, order, and ordain the following amended Bye-laws for the government, inspection, and regulation of Smithfield, or any Straw or Cattle Market within the said Borough, and do fix that the pecuniary penalties in each of the said Bye-laws respectively named shall be incurred by any person or persons breaking or violating such Bye-laws, that is to say:—

## BYE-LAWS FOR THE REGULATION OF SMITHFIELD MARKET.

**FIRST.**—That any person or persons resorting to the Smithfield Cattle, Hay, and Straw Market, who shall interrupt or obstruct the said Market, or immediately approaches thereto, or who shall obstruct any Weighmaster in the discharge of his duties, appointed for that purpose by the Right Honourable the Lord Mayor for the time being or his Assistants. That any person or persons offending against or committing any breach of the foregoing Bye-law shall, for each and every such offence or breach thereof, forfeit and pay a sum not exceeding Five Pounds.

**SECOND.**—That no Weighmaster or other person or persons, except the Weighmaster appointed by the Lord Mayor for the time being, shall issue any Number or Figures to the owner or otherwise of any

Cart or Dray, to be affixed thereto, and that the City Weighmaster issuing such Number shall forthwith register same, together with the name and residence of the owner thereof, in a Book to be kept for that purpose. That any person or persons offending against or committing any breach of the foregoing Bye-law shall, for each and every such offence or breach thereof, forfeit and pay a sum not exceeding Five Pounds.

THIRD.—That no Weighmaster shall issue or permit to be issued any Weigh-note to any person or persons until such Weigh-note shall have been fully filled up, stating the gross weight, the tare and net weight, together with the number of the Cart, in case same has been weighed and registered, and that same shall be signed by and in the handwriting of said Weighmaster or his Assistant, and that said Weigh-note shall be signed prior to its issue, and said Weighmaster shall make a corresponding entry in the book of such Weigh-note, and shall produce same on being required so to do by the Lord Mayor for the time being, or his Deputy or Assistant. That any person offending against or committing any breach of the foregoing Bye-law shall, for each and every such offence or breach thereof, forfeit and pay a sum not exceeding Five Pounds.

FOURTH.—That no Weighmaster shall issue a Weigh-note fully filled up and deducting the tare of any Cart or Dray, unless said Cart or Dray shall have been weighed, and the tare thereof registered, within six months preceding the date thereof, but shall in such case issue a ticket in the form provided in Bye-law No. 5. That any person or persons offending against or committing any breach of the foregoing Bye-law shall, for each and every such offence or breach thereof, forfeit and pay a sum not exceeding Five Pounds.

FIFTH.—That any Weighmaster shall, immediately on weighing any Cart or Dray laden with Hay or Straw, the tare of which Cart or Dray has not been registered, deliver to the owner or driver thereof, a Ticket in the following form, filling up the date, No. of the Ticket, No. of the Cart or Dray, and gross weight thereof, and signature of the Weighmaster:—

“ day of 18, No.  
“ I have weighed Cart, No. , and find the gross  
“ weight to be cwt. qrs. lbs.  
“ Tare not been known, I will weigh the empty  
“ Cart when it is brought back to me for such pur-  
“ pose, and in lieu of this give a regular Weigh-note.  
“ Signed, \_\_\_\_\_ Weighmaster.”

And that on return of said empty Cart or Dray, and production to the Weighmaster by the owner or driver thereof of the foregoing Ticket, such Weighmaster shall weigh the empty Cart or Dray, and deliver the regular Weigh-note, fully filled up, as stated in Bye-law No. 3. That any person or persons offending against or committing any breach of the foregoing Bye-law shall, for each and every such offence or breach thereof, forfeit and pay a sum not exceeding Five Pounds.

SIXTH.—That no Weighmaster in said Market, or adjacent thereto, or other person, shall issue any Weigh-note, purporting to be by the authority of the Lord Mayor, or use the City Arms on such Weigh-note, or affix same on his Weigh-house, unless such Weighmaster or other person shall at the time hold his appointment or deputation under the Lord Mayor for the time being. That any person or persons offending against or committing any breach of the foregoing Bye-law shall, for each and every such offence or breach thereof, forfeit and pay a sum not exceeding Five Pounds.

SEVENTH.—That every owner or driver of any Cart or Dray laden with Hay or Straw, or other goods, for which a Weigh-note has been obtained, shall, on being required so to do by the Lord Mayor, or his Deputy or Inspector, forthwith bring the same to be tested at one of the Borough Weigh-houses; and if any such owner or driver shall refuse to bring such Cart or Dray to be so weighed, or if the weights thereof shall be found to differ from the Weigh-note aforesaid, such owner or driver shall, on conviction thereof, be subject to the penalty hereinafter mentioned, that is to say: That any person or persons offending against or committing any breach of the foregoing Bye-law shall, for each and every such offence or breach, forfeit and pay a sum not exceeding Five Pounds.

EIGHTH.—That every owner or driver of any unladen Cart or Dray, shall, when required so to do by the Lord Mayor, his Deputy or Inspector, or authorized Weighmaster, bring same to one of the Borough Weigh-houses, for the purpose of having the weight thereof duly ascertained and registered, and in case such Cart or Dray shall not correspond with the registered weight of its number, the owner or driver thereof shall, on conviction thereof, be subject to the penalty hereinafter mentioned, and that the Lord Mayor, or his Deputy or Inspector, may seize and detain any such Cart or Dray, until the complaint concerning same shall be disposed of. That any person or persons offending against or committing any breach of the foregoing Bye-law shall, for each and every such offence or breach, forfeit and pay a sum not exceeding Five Pounds.

NINTH.—That any person or persons, being an owner or otherwise of any Cart or Dray, and who shall change the Wheels or Market Figure, or make any other alteration on any Cart or Dray, to affect the weight thereof, after same shall have been duly weighed and registered, without giving notice thereof to the Weighmaster, and bringing said Cart or Dray to be re-weighed shall, on conviction thereof, be liable to the penalty hereinafter mentioned, and that the Lord Mayor, or his Deputy or Inspector, may seize and detain any such Cart or Dray, until the complaint concerning same shall be disposed of. That any person or persons offending against or committing any breach of the foregoing Bye-law shall, for each and every such offence or breach, forfeit and pay a sum not exceeding Five Pounds.

TENTH.—That any person or persons obstructing or causing any obstruction to the Lord Mayor, or his Deputy or Inspector, in seizing or detaining any Cart or Dray for the purposes and in pursuance of Bye-laws Nos. 8 and 9, shall, on conviction thereof, for each and every such offence, be subject to a penalty not exceeding Five Pounds.

ELEVENTH.—That any person or persons engaged in or resorting to said Market, in any capacity whatsoever, who shall in any way employ, adopt, use, connive at, or become privy or accessory to any fraud in the weight of any Cart or Dray resorting to said Market, or the immediate approaches thereto, whether laden or unladen, or whether before or after the same shall be delivered to the purchaser thereof, or if any such person shall make use of, or procure to be made use of, any incorrect weights for any hay or straw, or any other goods or provisions brought to or exposed for sale in said Market, or in any of the immediate approaches thereto, or if any such person shall issue, use, or connive at any incorrect, false, or counterfeit Weigh-note of the weight of any hay, straw, or other goods whatsoever. That any person or persons offending against or committing any breach of the foregoing Bye-law shall, for each and every such offence or

breach thereof, forfeit and pay a sum not exceeding Five Pounds.

**TWELFTH.**—That any person or persons selling or exposing for sale, within the Borough of Dublin, any Load of Hay or Straw fraudulently made up, the interior of which shall be more damp or of a quality inferior to the exterior, or who shall oppose, obstruct, or resist the Lord Mayor for the time being, or his Inspector or Deputy, or any Constable of Police, in inspecting and detaining any such fraudulent Hay or Straw as aforesaid. That any person or persons offending against or committing any breach of the foregoing Bye-law shall, for each and every such offence or breach thereof, forfeit and pay a sum not exceeding Five Pounds.

**THIRTEENTH.**—That every Weighmaster shall keep a book, wherein he shall enter the weight or tare of each Cart or Dray which shall have been weighed or re-weighed by him, as also the number of such Cart or Dray, and the name and residence of the owner thereof, and shall produce same when required, for the inspection of the Lord Mayor, or his Deputy or Inspector, and that every Weighmaster shall, within forty-eight hours after he has weighed or re-weighed any Cart or Dray, furnish to each of the City Weighmasters a memorandum, stating the number of said Cart or Dray, and weight thereof, together with the name and residence of the owner thereof. That any person or persons offending against or committing any breach of the foregoing Bye-law shall, for each and every such offence or breach thereof, forfeit and pay a sum not exceeding Five Pounds.

**FOURTEENTH.**—That in order to prevent obstruction in said Market, no person or persons whatsoever shall keep or allow to be kept within said Market, or any of the immediate approaches thereto, any Cattle-pens on any day save a Cattle Market day, or the day next preceding the Cattle Market day, when it may be lawful to erect such Pens after the hour of Two o'Clock, P.M., from the 1st of November to 31st day of March, and after the hour of Four o'Clock, P.M., from 1st day of April to 31st day of October, in each year. That any person or persons offending against or committing any breach of the foregoing Bye-law shall, for each and every such offence or breach thereof, forfeit and pay a sum not exceeding Five Pounds.

**FIFTEENTH.**—That any person or persons who shall bring, or cause or suffer to be brought into said Market of Smithfield, or any of the approaches thereto, or within any part of the Borough of Dublin, any unsound or disordered animal, and which is unfit for human food, or any person or persons who shall purchase any such unsound or disordered animal, for the purpose of selling same for human food when slaughtered, shall, on conviction thereof, be subject to the penalty hereinafter mentioned, that is say: That any person or persons offending against or committing any breach of the foregoing Bye-law shall, for each and every such offence or breach thereof, forfeit and pay a sum not exceeding Five Pounds.

**SIXTEENTH.**—That every Weighmaster in the said Market, or within the Borough of Dublin, whose weigh tables, weighing machine, or weights shall be found, on examination thereof, to be incorrect, shall, on conviction thereof, be liable to a penalty not exceeding Five Pounds, and to a further penalty not exceeding Five Pounds, for every day he shall use such weigh tables, or weighing machine, or weights, until same shall be properly adjusted. That any person or persons offending against or committing any breach of any of the foregoing Bye-laws shall, for each and every such offence or breach

thereof, forfeit and pay a sum not exceeding Five Pounds.

**SEVENTEENTH.**—That the said Market of Smithfield shall not open for the sale of Cattle until the hour of Five o'Clock, A.M., from the 1st day of March to the 1st day of October, and Seven o'Clock, A.M., from the 1st of October to the 1st day of March in each year, and that any person or persons selling, or offering for sale, any animal whatsoever, prior to such hours, shall on conviction, for each and every breach of the foregoing Bye-law, be liable to a penalty not exceeding Five Pounds.

Given under my Hand and Seal, at the Mansion House, Dublin, this 23rd day of December, 1851.

(Seal.)

BENJAMIN LEE GUINNESS,  
*Lord Mayor of the City of Dublin.*

### JERVIS-STREET HOSPITAL

**A** GENERAL MEETING of the Governors and Guardians will be held at the Infirmary, on Thursday, the 8th January, 1852, for the purpose of Electing a Managing Committee for the ensuing year.

Ballot to commence at Twelve o'Clock, and close at Three o'Clock.

By Order,

W. MAC GRATH, Secretary.

Dublin, 29th December, 1851.