



# Commissioners Clauses Act 1847

1847 CHAPTER 16 10 and 11 Vict

## *Officers*

### 71 Summary recovery against parties failing to account. **U.K.**

If any such collector or other officer fail to render such accounts as aforesaid, or to produce and deliver up all the vouchers and receipts relating to the same in his possession or power, or to pay the balance thereof when thereunto required, or if for five days after being thereunto required he fail to deliver up to the commissioners, or to any person appointed by them to receive the same, all papers and writings, property, effects matters, and things, in his possession or power, relating to the execution of this or the special Act, or any Act incorporated therewith, or belonging to the commissioners, then on complaint thereof being made to a justice, or to the sheriff, such justice or sheriff shall summon such officer to appear before two or more justices, or before such sheriff, according as the summons may have been issued by a justice or by the sheriff, at a time and place to be set forth in such summons to answer such charge; and upon the appearance of such officer, or upon proof that such summons was personally served upon him, or left at his last known place of abode, such justices or sheriff may hear and determine the matter in a summary way, and may adjust and declare the balance owing by such officer; and if it appear, either upon confession of such officer, or upon evidence, or upon inspection of the account, that any monies of the commissioners are in the hands of such officer, or owing by him to the commissioners, such justices or sheriff may order such officer to pay the same . . . <sup>F1</sup>

#### **Textual Amendments**

**F1** Words repealed by [Statute Law Revision Act 1892 \(c. 19\)](#)

#### **Modifications etc. (not altering text)**

**C1** [S. 71](#) incorporated (E.W.S) (18.6.2001) by [S.I. 2001/2184](#), [art. 2](#)

[S. 71](#) incorporated (E.W.S) (18.6.2001) by [S.I. 2001/2185](#), [art. 2](#)

**C2** [Ss. 69-74](#) incorporated (with modifications) (E.W.S.) (29.12.2007) by [Maryport Harbour Revision Order 2007 \(S.I. 2007/3463\)](#), [arts. 1\(1\), 3\(3\), 3\(4\)](#) (with [arts. 78, 80, 81](#))

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**Changes to legislation:** There are currently no known outstanding effects for the Commissioners Clauses Act 1847, Section 71. (See end of Document for details)

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- C3** Ss. 69-83 incorporated (E.W.S.) (1.6.2009) by [Berwick Upon Tweed Harbour Revision \(Constitution\) Order 2009 \(S.I. 2009/1231\)](#), arts. 1(1), **2**
- C4** Ss. 36-92 incorporated (E.W.S.) (21.5.2010) by [The Newlyn Pier and Harbour Revision \(Constitution\) Order 2010 \(S.I. 2010/1462\)](#), arts. 1(1), **3**

**Changes to legislation:**

There are currently no known outstanding effects for the Commissioners Clauses Act 1847, Section 71.