



ANNO QUADRAGESIMO TERTIO

# GEORGI III. REGIS.

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## Cap. 143.

An Act for altering and enlarging some of the Provisions of an Act, passed in the Thirty-fifth Year of His present Majesty's Reign, intituled, *An Act for amending an Act, passed in the Thirtieth Year of the Reign of His present Majesty, intituled, 'An Act for taking down the Church and Tower belonging to the Parish of Saint John at Hackney, in the County of Middlesex; and for building another Church and Tower for the Use of the said Parish, and for making an additional Cemetery or Church Yard; and for raising a further Sum of Money for completing the said Church and other Works.*

[11th August 1803.]

**W**HEREAS by an Act, passed in the Thirtieth Year of the Reign of His present Majesty, intituled, *An Act for taking down the Church and Tower belonging to the Parish of Saint John at Hackney, in the County of Middlesex, and for building another Church and Tower for the Use of the said Parish, and for making an additional Cemetery or Church Yard,* it was (amongst other Things) enacted, that the several Persons therein named, and their Successors to be elected in Manner therein mentioned, should be and they were thereby appointed Trustees for putting the said Act in Execution; and that as the Dues and Duties payable to the Churchwardens

[Loc. & Per.]

31 S

Churchwardens

30 Geo. 3.

Churchwardens of the said Parish would be insufficient to answer the Purposes of the said Act, it should be lawful for the said Trustees, by Writing under their Hands, to make an Assessment or Assessments, Rate or Rates, on the Occupiers of all Lands, Houses, Shops, Warehouses, Vaults, Coach Houses, Cellars, Stables, Gardens, Tenements, and Hereditaments, within the said Parish, in any Sum of Money not exceeding Five-pence in the Pound in any One Year, on the annual or improved Rent or Value of such Lands, Houses, Shops, Warehouses, Vaults, Coach Houses, Cellars, Stables, Gardens, Tenements, and Hereditaments, and to order and direct the Collector or Collectors to be appointed in pursuance of the now reciting Act, to collect and receive from such Occupiers of such Lands, Houses, Shops, Warehouses, Vaults, Coach Houses, Cellars, Stables, Gardens, Tenements, and Hereditaments as aforesaid, such Rates and Sums of Money as shall be so assessed or rated as aforesaid, all which Rates or Assessments so to be rated, assessed, and collected, were thereby vested in the said Trustees, in Trust to be applied by them for the Purposes of the said Act; and should take place from the Twenty-fifth Day of *March* in the Year of our Lord One thousand seven hundred and ninety, and continue for and during such Time, as any of the Monies to be borrowed on Bond, or raised by the Sale of Annuities upon the Credit of the said Act (as therein mentioned) should remain accruing or have Continuance, and no longer; and in order the more speedily and effectually to accomplish the several Ends and Purposes of the said Act, it was thereby enacted, that it should be lawful for the said Trustees to raise, either by Annuities to be granted for a certain Term of Years, or by way of Loan upon Bonds, to be entered into or given by or by the Order and Direction of the said Trustees, any Sum or Sums of Money not exceeding in the Whole the Sum of Twelve thousand five hundred Pounds; and for the several Purposes aforesaid, it should be lawful for any Person or Persons whomsoever to contribute, advance, and pay into the Hands of the said Trustees, or into the Hands of their Treasurer for the Time being, or of such other Person or Persons as they the said Trustees should, by any Writing under their Hands and Seals, authorize to receive the same (such Treasurer or other Person or Persons first giving sufficient Security, if required, to the said Trustees as aforesaid) any Sum or Sums of Money, not exceeding in the Whole the Sum of Twelve thousand five hundred Pounds, for the absolute Purchase of Annuities, or by way of Loan as therein is mentioned, the said Annuities to be granted for such Term of Years, and on such Conditions, as the said Trustees shall think fit, so as no such Annuities should exceed Five Pounds *per Centum per Annum* for every One hundred Pounds to be advanced and paid as aforesaid; all which Annuities, and also the Interest of the Money to be borrowed and taken up as aforesaid, if any, should be paid and payable by the said Trustees in the Vestry Room of the said Parish, or in such other Place as the said Trustees should appoint for that Purpose, and that the Principal of such Money to be borrowed and taken up by the said Trustees on Interest as aforesaid, on the Credit of the said Act, should be repaid to the Person or Persons lending or advancing the same, out of the said Rates, as often as the same should amount to a sufficient Sum to discharge any One or more Bond or Bonds by Lot, upon giving the Lender or Lenders Six Calendar Months Notice in Writing for that Purpose, at the End of which Time all Interest on the said Bond or Bonds should cease; and it was by the said Act enacted, that all and every the Annuity or Annuities therein directed to be purchased, and all Sums of Money to be borrowed and taken upon the Credit thereof, with

the Interest, should be and the same were thereby charged upon and made payable from Time to Time out of the Monies arising by the Rates and Assessments aforesaid; and that all and every the Contributor or Contributors, or Lender or Lenders of any Money upon the Credit of the same Act, duly paying the Consideration Money for any such Annuity or Annuities, or otherwise advancing the Money as aforesaid, or such Person or Persons as he, she, or they, should appoint, his, her, or their respective Executors, Administrators, or Assigns, should receive and enjoy the respective Annuity or Annuities so to be purchased, and the Principal and Interest of the other Monies so to be advanced as aforesaid, out of the said Rates or Assessments: And whereas by an Act passed in the Thirty fifth Year of the Reign of His said present Majesty, for amending the said Act, and for raising a further Sum of Money for completing the said Church and other Works, after reciting as therein and herein-before recited, it was (amongst other Things) enacted, that it should be lawful for the Trustees, named in the herein-before recited Act, and their Successors appointed or to be appointed by virtue thereof, who were declared Trustees for executing the Acts now in Recital, to make any further Rates or Assessments over and above the before mentioned Rates or Assessments, not exceeding Two-pence in the Pound in any One Year, to be payable Quarterly, and defrayed by such Persons, and in the same Manner as directed and expressed in the first herein-before recited Act; and also that it should be lawful for the said Trustees to raise any further Sum of Money, not exceeding in the Whole the Sum of Five thousand Pounds, over and above the Monies which they were authorized to raise under the first herein-before mentioned Act, by Annuities, or any other Methods directed and prescribed in and by such Act, and for which Sums so to be raised, the Rates and Assessments to be made in pursuance of the said Act now in Recital, should be made a Security or Securities, in like Manner as mentioned and expressed with respect to the first mentioned Rate; and it was by the same Act provided, that if there should be at any Times thereafter any Surplus of the first mentioned Rates, after Payment of all Demands thereon, such Surplus should be applied to, and go in Aid and Augmentation of the Rates by the now reciting Act directed to be made: And whereas the Trustees appointed in or by virtue of the above recited Acts, have proceeded in the Execution thereof, and have raised the said Sum of Twelve thousand five hundred Pounds, which they were empowered to raise by the said first mentioned Act, by Grants of Annuities for Terms of Years, and the Sum of Three thousand five hundred Pounds, Part of the said Sum of Five thousand Pounds, which they were authorized to raise by the said last recited Act by Annuities, and the Remainder thereof by Bonds redeemable upon the Terms in the same Acts mentioned; and pursuant to the Powers in that Behalf contained in the said Acts, and considerable Progress hath been made in executing and completing the Works thereby authorized and directed to be made and done; but it is found that it will be requisite to raise a further Sum of Money to complete such Works: And whereas the said Sum of Three thousand five hundred Pounds, Part of the said Sum of Five thousand Pounds, was borrowed by the said Trustees upon the Security of their several Bonds for One hundred Pounds each, by the Conditions of which Bonds it was provided, that if the Trustees for the Time being should, out of the Rates to be made by virtue of the first recited Act, when and as often as the same (after Payment of prior Charges) should amount to a sufficient Sum to discharge One or more of such Bonds for One hundred Pounds each, with Interest as therein mentioned (unless the respective Obligees of such Bonds should further agree

35 Geo. 3.

to postpone the same) repay the Principal Money lent, and remaining due and owing on some One or more of such Bonds by Lot, according to the true Intent and Meaning of the said first recited Act; and also from Time to Time, and in the mean Time and until such Re-payment of the said Sums of One hundred Pounds each, duly and regularly pay or cause to be paid, out of the Rates and Assessments, and Monies applicable to the Payment thereof, Interest for the same after the Rate therein mentioned, then such Bonds or Obligations should be void, or else remain in full Force: And whereas the Two several Rates or Assessments of Five-pence and Two-pence in the Pound, granted and imposed in and by the said recited Acts, will be fully adequate to the Payment of the Interest of any Sum of Money, not exceeding the Sum of Seven thousand five hundred Pounds, proposed to be raised to enable the said Trustees fully to complete and finish the several Works directed to be executed in and by the said recited Acts, without making any further or increased Rate for the same; and the Holders of the Remainder of the said several Bonds, and now amounting together to Three thousand three hundred Pounds only, have consented and agreed to postpone their Right to the Payment of the several and respective Principal Sums of One hundred Pounds each, out of the Surplus of the said Rates and Assessments, and have also consented and agreed that the Surplus thereof shall, in the First Instance, be applied in Payment and Discharge of the Interest of any Sum not exceeding the Sum of Seven thousand five hundred Pounds, intended to be raised by virtue hereof; and that the Surplus or Residue which shall remain, after Payment of the Interest of the Sum of Seven thousand five hundred Pounds, shall be paid and applied for and towards the paying off, satisfying, and discharging of such several Bonds by Lot, in the Manner directed in and by the said first recited Acts: And whereas it is necessary that the said several herein-before recited Acts should be altered and enlarged, so as that the Benefit of the Rates and Assessments thereby granted may extend to cover and provide for the said Sum of Seven thousand five hundred Pounds, without the Imposition of any further Rates or Assessments; but the Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall be lawful for the Trustees named in the said first recited Act, and their Successors appointed or to be appointed by virtue thereof, who are hereby also declared to be Trustees for executing this Act, to raise by Annuities upon Life or Lives, or by any of the Ways and Means in the said recited Acts or either of them mentioned, any further Sum or Sums of Money, not exceeding in the Whole the Sum of Seven thousand five hundred Pounds, over and above the Monies which they are empowered to raise under and by virtue of the said Acts; and for the Payment of the Interest of which Sum or Sums of Money so to be raised, the Rates and Assessments to be made and levied, or which now are levied and received, under and in pursuance of the Powers contained in the said recited Acts, shall be made, and the same are hereby declared to be made, a Security and Securities to the Lender or Lenders of any Sum or Sums of Money upon the Security of the said Rates, in such and the like Manner in all Respects as mentioned in the said recited Acts, as well with respect to the Monies to be borrowed upon Bond or other Securities at Interest, as Annuities to be granted.

Power to  
raise Money  
by Annuities  
on Life or  
Lives.

II. And

II. And be it further enacted, That each and every the Contributor and Contributors, and Lender and Lenders of Money upon the Credit of this Act (duly paying the Consideration or Purchase Money for any Annuity or Annuities, or otherwise advancing Money, or such Person or Persons as he, she, or they, shall legally and duly authorize and appoint, and his, her, or their respective Executors, Administrators, and Assigns, and every of them) shall receive and enjoy, and be entitled by this Act to have, receive, and enjoy, out of the Surplus of the Produce of the said Two several Rates, after Payment of the Sums herein-before mentioned, the respective Annuity or Annuities to be purchased under this Act, and the Principal Monies to be advanced respectively, and the Interest to become due in respect thereof; and shall also have and be entitled to the same Powers and Remedies for Recovery of such Annuity and Annuities, and Monies advanced at Interest as afore mentioned, as the several and respective Annuitants and Persons advancing Money upon Interest, are entitled to under and by virtue of the said recited Acts, with respect to the Annuities purchased and Monies advanced by them respectively.

Annuities to be paid.

III. And be it further enacted, That the Two several Rates or Assessments to be made or assessed under or in pursuance of the said recited Acts (after Payment of all and every the Annuity and Annuities thereby authorized to be granted, and which have accordingly been granted and made payable in virtue thereof, and of the Interest of the said several Bonds, amounting together to the Sum of Three thousand three hundred Pounds), shall be subject and liable to the Payment of any Annuity or Annuities to be granted by virtue of this Act, and of all Interest in respect of any Monies to be advanced upon Security as aforesaid, upon the Credit of this Act, in the same Manner and Proportion, and to all Intents and Purposes, as fully and effectually as if such Annuities and Sums of Money last mentioned had been originally granted and borrowed under and by virtue of the Powers and Authorities of the said recited Acts.

The Rates granted by the said Acts made subject to the Payment of Annuities to be granted by this Act.

IV. And be it further enacted, That all Clauses, Provisoos, Conditions, Restrictions, Limitations, Powers, Privileges, Authorities, Rules, Orders, Regulations, Prohibitions, Directions, Appointments, Matters, and Things, prescribed, given, directed, established, warranted, declared, or expressed, in and by the said recited Acts or either of them (except so far as the same or any of them are repealed or otherwise altered by this Act), shall remain and be in full Force and Effect, and shall be duly taken and considered as Part of this Act, as fully and effectually, to all Intents and Purposes, as if the same were herein repeated and set forth.

Extending the Powers of the said Acts to this Act.

V. And be it further enacted, That all the Costs, Charges, and Expences of passing this Act, and all other the Costs, Charges, and Expences, incident and necessary to the preparing and obtaining hereof, shall be borne, paid, and defrayed, out of the first Money which shall arise or be received from the said Rates or Assessments to be collected after the passing of this Act, and that the Remainder of such Monies shall from Time to Time be applied by the said Trustees to and for the Purposes of this and the said recited Acts, and to and for no other Use, Intent, or Purpose whatsoever.

For paying the Expences of this Act.

[Loc. & Per.]

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VI. And

Declaring  
the Act  
publick.

VI. And be it further enacted, That this Act shall be taken and considered in all Courts of Justice as a publick Act, and all Judges, Justices, and others, are hereby required to take Notice hereof as such, although the same be not specially pleaded.

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