



ANNO QUADRAGESIMO SEXTO

GEORGI II. REGIS.

Cap. 87.

An Act to explain, amend, and render more effectual
Two Acts passed in the Twenty-second and
Thirty-second Years of His late Majesty, for the
more easy and speedy Recovery of Small Debts,
within the Town and Borough of *Southwark*, and
the several Parishes and Places in the said Acts
mentioned. [3d July 1806.]

WHEREAS an Act was passed in the Twenty-second Year of the
Reign of His late Majesty King *George* the Second, intituled
An Act for the more easy and speedy Recovery of Small Debts, ^{22 G. 2. c. 47.}
within the Town and Borough of Southwark, and the several Parishes of
Saint Saviour, Saint Mary at Newington, Saint Mary Magdalen Ber-
mondsey, Christ Church, Saint Mary Lambeth, and Saint Mary at
Rotherhithe, in the County of Surrey, and the several Precincts and Liberties
of the same: And whereas an Act was passed in the Thirty-second Year
of the Reign of His said late Majesty, intituled An Act to explain and ^{32 G. 2. c. 6.}
amend an Act passed in the Twenty-second Year of His present Majesty's Reign,
intituled 'An Act for the more easy and speedy Recovery of Small Debts,
' within the Town and Borough of Southwark, and the several Parishes of
' Saint Saviour, Saint Mary at Newington, Saint Mary Magdalen
' Bermondsey, Christ Church, Saint Mary Lambeth, and Saint Mary at
[*Loc. & Per.*] 20 H ' Rother-

‘ Rotherhithe, in the County of Surrey, and the several Precincts and Liberties of the same, and for extending the Powers and Provisions of the said Act to such Part of the Eastern Half of the Hundred of Brixton in the said County, as is not included in the said Act;’ which said Acts have been found useful and beneficial, but the same are in some respects defective and insufficient fully to answer the good Purposes thereby intended: And whereas it would greatly tend to the Improvement and Encouragement of Trade in the said Town and Borough of Southwark and Eastern Half of the said Hundred of Brixton, and to the necessary Support and Protection of useful Credit within the same, if the Powers of the said Court, under the said Two recited Acts of Parliament, were extended to the Recovery of Small Debts not exceeding Five Pounds: And whereas it would be attended with very beneficial Effects to the Public, if all Debts, whether upon Simple Contract or otherwise, not exceeding the Sum of Five Pounds, (except such Debts to which it is herein-after expressly declared that this Act shall not extend), were recoverable in the said Court: 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 so much and such Parts of the said Two recited Acts of the Twenty-second and the Thirty-second Years of the Reign of His said late Majesty King George the Second, as confine or restrain the Cognizance or Jurisdiction of the Court of Requests for the said Town and Borough of Southwark and the said Eastern Half of the Hundred of Brixton, to Debts not exceeding the Sum of Forty Shillings, shall (from and after the First Day of August One thousand eight hundred and six) be and the same are hereby repealed.

So much of recited Acts as restrains the Jurisdiction of the Court to Debts not exceeding 40s. shall, from the 1st of August 1806, be repealed.

The Commissioners appointed by the former Acts to be in like Manner appointed by this Act.

Style and Title of the Court.

Three Commissioners to have Jurisdiction over Debts not exceeding 40s.; and Five to have Jurisdiction over Debts not exceeding 5l.

Commissioners not to act till they have taken the following Oath.

II. And be it further enacted, That all and every the Commissioners who now are or hereafter shall be nominated, appointed, and assigned, at the Times and in the Manner directed by the said Two recited Acts, are and shall be Commissioners for putting the same Two Acts and this Act into Execution, and that as fully and effectually, to all Purposes, as if the Regulations, Powers, and Authorities contained in the said Two recited Acts, were herein and hereby repeated and re-enacted; and such Commissioners are hereby constituted a Court of Justice by the Name of *The Court of Requests for the Town and Borough of Southwark and Eastern Half of the Hundred of Brixton in the County of Surrey*; and that they the said Commissioners now and hereafter to be from Time to Time nominated, appointed, and assigned as aforesaid, or any Three or more of them, shall and may, from Time to Time, have full Power and Authority to hear, examine, and determine all Matters in controversy, coming before them, between Party and Party where the Debt shall not exceed Forty Shillings; and that the said Commissioners so to be from Time to Time nominated, appointed, and assigned as aforesaid, or any Five or more of them, shall and may from Time to Time have full Power and Authority to hear, examine, and determine all Matters in controversy coming before them between Party and Party where the Debt shall not exceed the Sum of Five Pounds.

III. And be it further enacted, That the said Commissioners to be appointed and assigned as aforesaid, or any or either of them, shall not be capable of acting as Commissioners or Commissioner, in the Execution

of any of the Powers and Authorities given by this present Act, or by either of the before-mentioned Acts of the Twenty-second Year and the Thirty-second Year of the Reign of King *George* the Second, after the said First Day of *August* One thousand eight hundred and six, until they and he respectively shall have taken an Oath to the Effect following; (that is to say),

‘ I *A. B.* do swear, That I am possessed, for my own Use and Benefit, of
 ‘ Estates or Property of the clear Amount or Value of One thousand Oath.
 ‘ Pounds, over and above all Incumbrances; and that I will faithfully,
 ‘ impartially, and honestly, according to the best of my Skill and Know-
 ‘ ledge, execute the several Powers and Trusts reposed in me as a Com-
 ‘ missioner of the Court of Requests in and for the Town and Borough
 ‘ of *Southwark*, and the Eastern Half of the Hundred of *Brixton* in the
 ‘ County of *Surrey*, conformably to the Directions, true Intent, and
 ‘ Meaning of an Act, passed in the Twenty-second Year of the Reign of
 ‘ His late Majesty King *George* the Second, intituled *An Act for the more*
 ‘ *easy and speedy Recovery of Small Debts, within the Town and Borough of*
 ‘ *Southwark, and the several Parishes of Saint Saviour, Saint Mary at*
 ‘ *Newington, Saint Mary Magdalen Bermondsey, Christ Church, Saint*
 ‘ *Mary at Lambeth, and Saint Mary at Rotherhithe, in the County of*
 ‘ *Surrey, and the several Precincts and Liberties of the same*; and of an
 ‘ Act, passed in the Thirty-second Year of the Reign of His said late
 ‘ Majesty King *George* the Second, for explaining, amending, and ex-
 ‘ tending the Powers and Provisions of the said first-mentioned Act; and
 ‘ of an Act of Parliament passed in the Forty-sixth Year of the Reign
 ‘ of His Majesty King *George* the Third, for explaining, amending and
 ‘ rendering more effectual the said Two recited Acts of the Twenty-
 ‘ second and Thirty-second Years of the Reign of His said late Majesty
 ‘ King *George* the Second, and likewise for extending the Powers of the
 ‘ said Court of Requests; or conformably to the Directions and true
 ‘ Intent and Meaning of such or so much of the same Three Acts of
 ‘ Parliament as now are or is in force, and that without Favour or Affec-
 ‘ tion, Prejudice or Malice. So help me GOD.’

Which Oath shall be in lieu and stead of the Oath mentioned or prescribed to be taken by a Commissioner in the said recited Act of the Twenty-second Year of the Reign of His said late Majesty King *George* the Second; and which said Oath herein-before mentioned or contained, the Clerks of the said Court for the Time being, or One of them, or his or their sufficient Deputy or Deputies, are or is hereby empowered and required to administer; and they the said Commissioners shall and are hereby required, after taking the said Oath, to sign or subscribe their respective Names, upon a Roll or Rolls of Parchment to be provided for that Purpose, with the said Oath written or printed thereon, and that such Roll or Rolls shall be carefully kept among the Records of the said Court.

Clerks or their
Deputy to
administer the
Oath.

IV. And be it further enacted, That the Clerks duly elected and chosen under and by virtue of the said first recited Act, shall remain and continue to be such Clerks of the said Court of Requests, according to the Intent and Meaning of the said first recited Act. Appointment
of Clerks.

V. And

For regulat-
ing the Sit-
tings of the
Court.

V. And, for the better regulating the Sittings of the said Court, be it further enacted, That the said Commissioners shall not hold the said Court, or hear or determine any Case or Cases, Cause or Causes, by virtue of the said recited Acts or either of them, or of this Act, but between the Hours of Ten of the Clock in the Forenoon and Four of the Clock in the Afternoon; and that nothing in the said recited Acts or in this Act contained shall extend, or be construed to extend, so as to require or compel the Attendance of any Plaintiff or Plaintiffs, Defendant or Defendants, Witness or Witnesses, in the said Court, in pursuance of any Order or Summons issued out of the said Court, or by any Person or Persons whomsoever acting as an Officer or Officers of the said Court, save and except between the said Hours of Ten of the Clock in the Forenoon, and Four of the Clock in the Afternoon.

Debtors to be
summoned
before Com-
missioners,
who may
make such
Order be-
tween the
Parties as
they think
just, &c.

VI. And be it further enacted, That it shall and may be lawful for any Person or Persons, whether residing within the said Town and Borough of *Southwark* and the said Eastern Half of the Hundred of *Brixton*, or elsewhere, all Bodies Politic or Corporate, and Fraternities or Brotherhoods, whether Corporate or not Corporate, who now have or hereafter shall have any such Debt as is herein-before specified or mentioned, or any other Debt or Debts owing or due to or claimed or demanded by such Person or Persons, Bodies Politic or Corporate, and Fraternities or Brotherhoods, whether Corporate or not Corporate, in his, her, or their own Right, or in the Right of any other Person or Persons to whom he, she, or they shall be Executor, Administrator, Guardian, or Trustee, and for which Debt or Debts he, she, or they shall demand any Sum of Money, not exceeding the Sum of Five Pounds, from any Person or Persons whomsoever, residing or inhabiting within the said Town and Borough of *Southwark* and the said Eastern Half of the Hundred of *Brixton*, or keeping any House, Warehouse, Shop, Shed, Stall, or Stand, or seeking a Livelihood, or trading or dealing within the same Town and Borough and Eastern Half Hundred, to cause such Debtor or Debtors, Person or Persons from whom such Debt or Debts shall be due or owing, or claimed or demanded, and so resident, inhabiting, or keeping any House, Warehouse, Shop, Shed, Stall, or Stand, or seeking a Livelihood, or trading or dealing as aforesaid, to be warned or summoned by personal Service, or by a printed or written Summons left at the Dwelling House, Lodgings, or Place of Abode, Warehouse, Shop, Shed, Stall, Stand, or any other Place of dealing of such Debtor or Debtors, or Person or Persons as aforesaid, within the Jurisdiction of the said Court, to appear before the Commissioners of the said Court, to be held at or in the Court House of the said Town and Borough, situate and being at *Saint Margaret's Hill*, within the said Town and Borough, or in some convenient Part thereof, or some other Place near or adjoining thereto; and that after such Summons as aforesaid, the said Commissioners, or any Three or more of them, in case the Debt shall not exceed Forty Shillings, and if the same shall be above Forty Shillings and shall not exceed the Sum of Five Pounds, the said Commissioners, or any Five or more of them, shall have full Power and Authority, by virtue of this Act, from Time to Time to make or cause to be made such Order or Orders, Decrees, Judgements, and Proceedings, between such Party Plaintiff, or Parties Plaintiffs, and his, her,

or

or their Debtor or Debtors, or other Person or Persons, Defendant or Defendants, touching such Debts, as they shall find to stand with Equity and good Conscience, and thereby may order and direct the Payment of any such Debts to be made either in one Sum at once, or by Instalments at stated Periods, as they shall see Cause, and deem just and reasonable; all which Order or Orders, Decrees, Judgements, and Proceedings so to be made, shall be registered in a Book or Books to be kept for that Purpose by the Clerk or Clerks of the said Court, or his or their sufficient Deputy or Deputies, as they have been accustomed to be, and as well the Party Plaintiff, or Parties Plaintiffs, as the Debtor or Defendant, Debtors or Defendants, whom such Order or Orders, Decrees, Judgements, and Proceedings, shall respectively concern, shall observe, perform, and keep the same respectively, in all Points; and no such Orders, Decrees, Judgements, or Proceedings, shall be removed or removeable into any other Court by *Certiorari*, or otherwise howsoever.

By Instalments or otherwise. Orders and Proceedings to be registered,

and not removeable by *Certiorari* or otherwise.

VII. And be it further enacted, That it shall and may be lawful to or for any Plaintiff or Plaintiffs, Defendant or Defendants, in any Suit or Cause hereafter depending in the said Court of Requests, to cause any Person or Persons, as well residing within the Jurisdiction of this Court as elsewhere, to be warned or summoned as often as shall appear necessary, by any one of the Officers of the said Court, either by serving such Summons personally, or by leaving the same at the last or usual Place or respective Places of Abode of such Person or Persons, to appear as a Witness or Witnesses to give Evidence in the said Court in or concerning any such Suit or Cause; and in case any such Person or Persons so to be summoned to give Evidence as aforesaid shall refuse or neglect to appear at the Time and Place to which he, she, or they shall be so summoned, or appearing upon any such Summons shall refuse to be examined upon Oath, or, in case of a Quaker or Quakers, on solemn Affirmation (which Oath or Affirmation the said Commissioners, or any Three or more of them, are hereby authorized and required to administer) and to give Evidence as aforesaid before such Commissioners, according to the true Intent and Meaning of this Act, then and in either of the said Cases every such Person so neglecting or refusing shall forfeit and pay for every such Offence not exceeding the Sum of Forty Shillings, to be awarded by the said Commissioners, or any Three or more of them, unless a reasonable Excuse be offered to and allowed by the said Commissioners; and if the Person or Persons so offending shall not forthwith pay into the said Court the Penalty or Forfeiture so imposed upon him, her, or them, it shall and may be lawful to and for the said Commissioners, or any Three or more of them, to order and cause such Person or Persons to be apprehended by any of the Officers of the said Court, and committed to the Gaol or Prison, commonly called *The Borough Compter*, or to the Common Gaol of the said County of *Surrey*, there to remain for any Space of Time not exceeding One Calendar Month, unless such Penalty or Forfeiture shall be sooner paid; and every such Penalty or Forfeiture as last-mentioned, which shall be received by virtue of this Act, shall thereupon (after deducting the reasonable Costs and Charges of apprehending and taking such Person or Persons so neglecting or refusing) be paid over into the Hands of the Churchwardens or Overseers of the Poor of the Parish wherein the Person or Persons respectively paying the same shall at the Time of his, her, or their Neglect or Refusal to appear or give Evidence as aforesaid, inhabit, dwell, or seek a Livelihood, and shall be applied

Officers of the Court to summon Witnesses,

Witnesses not appearing, or refusing to give Evidence, to forfeit 40s. and in default of Payment to be committed.

Application of such Penal-

plied towards the Support and Maintenance of the Poor of the said Parish.

If Debtor does not appear, Commissioners may proceed.

VIII. And be it further enacted, That if any Debtor or Debtors who shall have been duly summoned as aforesaid, shall not appear either in Person, or by his, her, or their Agent, or some other Person on his, her, or their Behalf, before the said Court, at the Time and Place mentioned in the said Summons, then and in every such Case it shall and may be lawful to and for the said Commissioners assembled in the said Court, after Proof made upon Oath of the Service of the said Summons, in Manner aforesaid, to hear the Cause on the Part of the Plaintiff or Plaintiffs only, and to make such Order, Decree, or Judgement therein, and to award such reasonable Costs of Suit, as to them shall seem most agreeable to Equity and good Conscience.

If Plaintiff does not appear to prove his Demand, Defendant shall have Costs.

IX. And be it further enacted, That if upon any Day of the Return of any Summons issued on the Behalf of any Plaintiff or Plaintiffs, or at any Continuation or Adjournment of the said Court, or of the Cause on Account of which such Summons shall have been issued, the Plaintiff or Plaintiffs shall not appear either in Person or by his, her, or their Agent, or some other Person on his, her, or their Behalf, or appearing, shall not make Proof of his, her, or their Demands, to the Satisfaction of the said Court, but shall become nonsuited, or Judgement shall be pronounced against him, her, or them, by the said Court, then and in every such Case it shall and may be lawful to and for the said Commissioners, present in Court, to award to the Defendant or Defendants such reasonable Costs, and such reasonable Satisfaction for his, her, or their Trouble and Attendance, as they the said Commissioners in their Discretion shall think fit, and to order and compel the Plaintiff or Plaintiffs to pay the same by such Ways or Means as are herein provided for the Recovery of Debts ordered or decreed by the said Court.

Persons giving false Evidence to be punished for Perjury.

X. And be it further enacted, That in case any Person or Persons shall make Oath, or being of the People called *Quakers*, shall make Affirmation, or give Evidence in any Cause depending in the said Court of Requests, whereby he, she, or they shall commit any wilful or corrupt Perjury, or be guilty of wilful and false affirming, and thereof be duly convicted according to Law, then every such Person or Persons shall incur and suffer the like Pains and Penalties as any other Person or Persons convicted of wilful Perjury, according to the Laws and Statutes of this Realm.

Servants under Age may recover Wages.

XI. And be it further enacted, That in every Case where any Wages not exceeding the Sum of Five Pounds, shall be due to any menial or other Servant under the Age of Twenty-one Years, it shall be lawful for such Servant to sue for and recover such Debt in the said Court of Requests, in the same Manner as if he or she were of full Age; and the said Commissioners or any Five or more of them, or any Three or more of them, according to the Amount of such Debt, are hereby fully authorized and required in such Cases to take Cognizance of and proceed concerning such Debts in the same Manner, and shall have such and the same Powers in regard thereto, as if the Plaintiffs and Defendants were of full Age.

XII. Pro-

XII. Provided always, and it is hereby declared, That this Act, or any Thing herein contained, shall not extend to any Debt where any Title of Freehold or Lease for Years of any Lands or Tenements shall come in Question, or to any Debt by Specialty which shall not be for the Payment of a Sum certain, nor to any Debt for any Sum being the Balance of an Account or Demand originally exceeding Five Pounds, nor to any other Debt that shall arise by reason of the Occupation of Lands, Tenements, or Hereditaments, situate elsewhere than in the said Town and Borough of *Southwark*, and the said Eastern Half of the said Hundred of *Brixton*, or by reason of any Cause concerning Testament or Matrimony, or any Thing concerning or properly belonging to the Ecclesiastical Court, or for or concerning any Agreement by way of Composition for or by way of Retainer of Tythes, or for any Matter suable therein, albeit the same respectively shall not exceed Five Pounds; any Thing herein contained to the contrary notwithstanding.

This Act not to extend to certain Debts.

XIII. And be it further enacted, That if any Action or Suit shall be commenced in any of His Majesty's Courts of Record at *Westminster*, for any Debt not exceeding the Sum of Five Pounds, and recoverable by virtue of the said recited Acts and of this Act, or any or either of them, in the said Court of Requests, then and in every such Case the Plaintiff or Plaintiffs in such Action or Suit shall not by reason of a Verdict for him, her, or them, or otherwise, have or be entitled to any Costs whatsoever; and if the Verdict shall be given for the Defendant or Defendants in such Action or Suit, and the Judge or Judges before whom the same shall be tried or heard shall think fit to certify that such Debt ought to have been recovered in the said Court of Requests, then and so often such Defendant or Defendants shall have Double Costs, and shall have such Remedy for recovering the same as any Defendant or Defendants may have for his, her, or their Costs in any Cases by Law.

Verdicts in any other Court, for Debts recoverable in this Court, not entitled to Costs; but if Verdict be given for the Defendant, and the Judge shall certify that the Debt ought to have been recovered in this Court, he shall have Double Costs.

XIV. Provided always, That nothing herein contained shall extend, or be construed to extend, to prevent or restrain any Person or Persons from making Distress, or bringing any Action or Actions whatsoever for Rent, and thereby recovering such Rent with Costs, although the same Rent shall not exceed the Sum of Five Pounds.

Persons not prevented from recovering Rents by Distress, &c.

XV. And, for removing all Doubts whether the Statute of Limitations may be pleaded in the said Court of Requests, it is hereby further enacted and declared, That Defendants in that Court shall be allowed to plead or claim the Benefit of any Statute of Limitations now in being or hereafter to be made, and every such Defendant so pleading or claiming shall have and receive such and the like Advantage and Relief thereby, as such Defendant would have been entitled to in case this Act had not been made, and he or she had been sued for the same Debt, or other Cause of Action, in any of His Majesty's Courts at *Westminster*, or any other Court, and had there pleaded such Statute in bar to the Action or Suit.

Statute of Limitations may be pleaded.

XVI. And be it further enacted, That no Person or Persons whatsoever being a Debtor or Debtors, Defendant or Defendants, and who shall be committed to the Gaol or Prison called *The Borough Compter*, or other Gaol

Time of Imprisonment of Debtors limited.

Gaol or Prison, by order of the said Court of Requests, shall be kept on continued in Custody on any Pretence whatsoever (except in the Cases herein-after otherwise provided for) for any longer Space or Spaces of Time from the Time of his, her, or their Commitment to Prison, than is or are next herein-after limited in that Behalf; (that is to say), where the Debt (exclusive of Costs) does not exceed Twenty Shillings, then he, she, or they shall not be kept or continued in Custody for more than Twenty Days; and where the Debt (exclusive of Costs) does not exceed the Sum of Forty Shillings, then not more than Forty Days; and where the Debt (exclusive of Costs) does not exceed the Sum of Three Pounds, then not more than Sixty Days; and where the Debt (exclusive of Costs) does not exceed the Sum of Five Pounds, then not more than One hundred Days, from the Time of such his, her, or their Commitment; and all Gaolers and Keepers of Prisons are hereby directed and required to discharge such Persons accordingly.

Time of Imprisonment to extend to each Execution.

XVII. And be it further enacted, That from and after the passing of this Act, all and every Persons and Person who shall be taken in Execution, under or by virtue of any Process issuing from or out of the said Court of Requests, and who at the Time of being taken into Custody, or during his, her, or their Imprisonment, shall have more than One Execution against him, her, or them in the said Court, he, she, or they shall be imprisoned the limited Time for and in respect of each and every Execution, (that is to say), after the limited Time is expired on the First Execution the Imprisonment shall commence on the Second Execution, and after the limited Time is expired on the Second Execution, the Imprisonment shall commence on the Third Execution, and so on until he, she, or they shall have been imprisoned the limited Time for and in respect of each and every separate Execution to be issued against him, her, or them, in the said Court, previous to his, her, or their being taken into Custody, or during his, her, or their Imprisonment; any Law, Statute, or Usage to the contrary notwithstanding.

25 G. 3. to extend to this Act.

XVIII. And whereas an Act was passed in the Twenty-fifth Year of the Reign of His present Majesty, intituled *An Act for reducing the Time for Imprisonment of Debtors committed to Prison upon Prosecutions in Courts of Conscience in London, Middlesex, and the Borough of Southwark, to the same Periods in each Court, and for abolishing Fees paid by those Debtors to Gaolers or others on account of such Imprisonment*; now, be it hereby further enacted, That all and every the Directions, Powers, and Provisions contained in the same Act, shall relate and extend to this present Act, and so far as the same are applicable to the Purposes of this Act, shall be observed, exercised, and performed respectively in such and the same Manner as if the same were herein expressly mentioned and repeated, and at large re-enacted.

The following Fees to be taken.

XIX. And be it further enacted, That the several Fees and Sums of Money herein-after limited and expressed, and no other, shall be taken by the Bailiff, Clerks, and Officers of the said Court of Requests, for their several and respective Services in the Execution of the said Two recited Acts of the Twenty-second and Thirty-second Years of His said late Majesty, in lieu and stead of the Fees and Sums of Money limited and expressed in the first of the said Two recited Acts; (that is to say),
To

	On Debts not exceeding Forty Shillings.		On Debts above Forty Shillings.		Table of Fees.
	s.	d.	s.	d.	
To the BAILIFF.					
For every Summons	—	4	—	8	
For every Summons for the Attendance of not more than Two Witnesfes	—	4	—	8	
For every Hearing on Trial	—	4	—	8	
For every Order, Decree, or Judgement, on Hearing	—	4	—	8	
For paying Money into Court	—	4	—	8	
For every Attachment	—	8	1	—	
For every Execution	—	10	1	2	
For every Nonfuit	—	1	—	2	
For receiving Money out of Court in part	—	2	—	2	
For receiving Money out of Court in full	—	3	—	6	
For every Search in the Books	—	1	—	2	
For swearing every Witnesfes	—	1	—	2	
For calling the Defendant before the Court	—	1	—	2	
To the CLERKS.					
For every Summons	—	8	1	4	
For every Summons for the Attendance of not more than Two Witnesfes	—	8	1	4	
For every Hearing on Trial	—	8	1	4	
For every Order, Decree, or Judgement on Hearing	—	8	1	4	
For paying Money into Court	—	8	1	4	
For every Attachment	1	4	2	—	
For every Execution	1	8	2	4	
For every Nonfuit	—	2	—	4	
For receiving Money out of Court in part	—	2	—	2	
For receiving Money out of Court in full	—	6	1	—	
For every Search in the Books	—	2	—	4	
For swearing every Witnesfes	—	2	—	4	
For calling the Defendant before the Court	—	2	—	4	
To the OFFICERS.					
For serving every Summons on Defendant or Witnesfes	—	8	1	—	
For serving Notice of Attachment on Defendant	1	—	1	—	
For giving Notice of such Service to the Plaintiff	—	6	—	6	
For levying Executions on Debts not exceeding Fifteen Shillings	1	—	—	—	
Above Fifteen Shillings and not exceeding Twenty Shillings	1	6	—	—	
Above Twenty Shillings and not exceeding Forty Shillings	2	6	—	—	
Above Forty Shillings and not exceeding Sixty Shillings	—	—	3	—	
Above Sixty Shillings and not exceeding Eighty Shillings	—	—	4	—	
Above Eighty Shillings	—	—	5	—	
[Loc. & Per.]		20 K			A Table

Table of Fees to be hung up in the Court House.

Officers taking other Fees, or misbehaving in Execution of their Office, to forfeit Twenty Pounds and full Costs.

Actions to be commenced within One Month.

For making Compensation to the Counsel of Marshalsea Court.

A Table of which said Fees shall be hung up by the Clerks of the said Court or One of them, in some publick and conspicuous Part of the said Court House, or other Place where the said Commissioners shall meet for the Purposes aforesaid, to the End that all Persons concerned may at all Times see and read over the same; and if the said Chief Bailiff for the Time being, or any of his Officers, or the Clerks of the said Court, or either of them, shall take or demand any greater or other Fees than as above mentioned, or shall otherwise misbehave himself or themselves in the Execution of his or their Office, then he and they for every such Offence shall forfeit and pay the Sum of Twenty Pounds to any Person or Persons who shall sue for the same in any of His Majesty's Courts of Record at *Westminster*, together with full Costs of Suit, by Action of Debt, Bill, Plaint, or Information, in which no Essoign, Privilege, Protection, or Wager of Law, or any more than One Imparance shall be allowed, so that such Action or Suit be commenced within One Calendar Month after the Offence be committed, and not otherwise.

XX. And whereas the Four Council of the antient Court of the Marshalsea and Court of His Majesty's Palace of *Westminster*, who hold their Offices for the Terms of their natural Lives respectively, and who have been made chargeable by Parliament, and actually assessed to the Land Tax, for their Freeholds in their said Offices, may sustain great Losses by this present Act, unless a Compensation shall be made to them for the same; be it therefore enacted, That the Bailiff of the Borough of *Southwark* for the Time being, and the Clerks of the said Court of Requests for the Time being, shall, and they are hereby required out of the Fees limited or to be limited to him and them, by virtue of this present Act, to pay or cause to be paid in equal Proportions, unto *James Agar*, *Benjamin Hart*, *Henry Storkes*, and *Thomas Cowley*, Esquires, the present Council of the said Court of the Marshalsea and Court of His Majesty's Palace of *Westminster*, as a Compensation for the Loss they may sustain in their said Offices by this present Act, for and during the Terms of their respective natural Lives, the Yearly Sum of Fifty Pounds apiece of lawful Money of *Great Britain* (free and clear of and from all Charges and Deductions whatsoever) to be paid to them severally and respectively, Yearly and every Year, at or upon the several Feast Days following (that is to say), the Feast of the Nativity of our Lord, the Feast of the Annunciation of the Blessed Virgin *Mary*, the Feast of the Nativity of *Saint John* the *Baptist*, and the Feast of *Saint Michael* the *Archangel*, by even and equal Portions; the first Payment thereof to begin and to be made at or upon the Feast of the Nativity of our Lord next after the passing of this Act: Provided always, that if any of the said Annuities shall be in arrear and unpaid, for the Space of Ten Days after the same shall so become due, it shall and may be lawful for the Person or Persons thereto entitled, to recover the same in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, or Action of Assumpsit, for Money had and received to his and their Use, which shall and may be brought jointly against the said Bailiff of the Borough of *Southwark*, and the Clerks of the said Court of Requests for the Time being, when the said Annuity shall be so due, or any Two or One of them, at the Election of the Person or Persons then entitled to the same.

XXI. And

XXI. And be it further enacted, That no Action or Suit shall be commenced against any Person or Persons for any Thing done in pursuance of the said Two recited Acts of the Twenty-second and Thirty-second Years of His said late Majesty King *George* the Second, and of this Act, or of any or either of them, or on account of any Order, Determination, Judgment, or Decree of the said Commissioners, until Fourteen Days Notice thereof shall be given in Writing to be left at the Office of the Clerks of the said Court, or after sufficient Satisfaction or Tender thereof hath been made to the Party or Parties aggrieved, or after Six Calendar Months next after the Cause of Action shall arise; and the Defendant or Defendants in such Actions and Suits, and every of them, may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial or Trials which shall be had thereupon; and if the Plaintiff or Plaintiffs shall be nonsuited, or if a Verdict or Judgement shall be given for the Defendant or Defendants therein, then and in either of the said Cases such Defendant or Defendants shall have Double Costs, and shall have such Remedy for recovering the same as any Defendant or Defendants may have for his, her, or their Costs in any Cases by Law.

Limitation of Actions.

General Issue.

Double Costs.

XXII. Provided always, That the Two first herein-before recited Acts of the Twenty-second and Thirty-second Years of the Reign of His said late Majesty King *George* the Second, and all Powers, Provisoos, Clauses, Matters, and Things therein respectively contained, shall, so far as the same are not hereby expressly repealed or otherwise provided for, and are not inconsistent with any of the Provisions of this present Act, continue and be in full force and extend to all and every Person and Persons to whom this Act doth or shall extend.

Recited Acts of 22 and 32 G. 2. where not repealed, or otherwise provided for, extended to this Act.

XXIII. And be it enacted, That the said Commissioners, or the major Part of them, at any General Meeting thereof assembled pursuant to Notice in Writing for that Purpose, to be given by the Clerks or Clerk to the said Commissioners for the Time being (the Number of Commissioners then present not being less than Seven) shall and may and they are hereby empowered and directed to make, ordain, and constitute such Rules and Regulations as to them shall seem meet, for securing the Balances and other Sums of Money belonging to the Suitors of the said Court, in the Hands of the Clerks or Clerk of the said Court, which now are or may be hereafter received, and for the due accounting for and Application of all such Balances and other Sums of Money, and also for auditing the Accounts at least once in every Year and oftener if they shall deem it necessary.

Directing the Commissioners to make Rules respecting Suitors Money.

XXIV. Provided always, and be it further enacted, That nothing herein contained shall extend, or be construed to extend, to prevent or restrain any Person or Persons from levying Plaints in the Court of the King's Palace of *Westminster*, of all and all Manner of Trespasses, *vi et armis* Trespasses, Trespasses upon the Case, Debt, Account, Detinue of Goods and Chattels, Deceits, and Contracts, and all other personal Causes, Plaints, and Pleas, or from bringing any Action or Actions whatsoever for Rent, in the same Manner as he or they might have done in case this Act had not been passed, but subject nevertheless and without Prejudice to so much and such Part or Parts of the said recited Act of the Twenty-second Year of his said late Majesty's Reign, as relates to or concerns the suing for and recovery of any Debt or Debts, Sum or Sums of Money, not amounting to the Sum of

Saving the Rights of the Palace Court.

of Forty Shillings, in any of His Majesty's Courts of Record at *Westminster* or elsewhere, out of the said Court of Requests; any thing in this Act before contained to the contrary notwithstanding.

Saving the Rights of the City of London, &c.

XXV. Provided also, and be it further enacted, That this Act, or any Thing herein contained, shall not diminish or be prejudicial to the Rights, Liberties, Franchises, Usages, Customs, or Privileges of the Mayor and Commonalty and Citizens of the City of *London*, within the Town and Borough of *Southwark* aforesaid, heretofore had, granted, used, enjoyed, or exercised, or which may lawfully be used, enjoyed, or exercised, or alter, abridge, lessen, or diminish any Power, Authority, or Jurisdiction heretofore used or exercised within the said Town and Borough of *Southwark*, or any Part thereof, by the Lord Mayor of the said City for the Time being, or by the Court of Mayor and Aldermen of the same City, or by the Aldermen and Recorder of the same City for the Time being, each and every or any of them, or by the Steward of the Court of the Mayor and Commonalty and Citizens of the City of *London*, of their Town and Borough of *Southwark*, commonly called *The Borough Court of Southwark*, or any of the Officers or Ministers of the said last-mentioned Court; but that all and every such Rights, Liberties, Franchises, Usages, Customs, Privileges, Powers, Authorities, and Jurisdiction, shall be hereafter used, exercised, and enjoyed in every respect in as full, ample, and beneficial a Manner, to all Intents and Purposes, as if this Act had not been made; any thing herein contained to the contrary thereof in anywise notwithstanding.

Commencement of the Act.
Public Act.

XXVI. And be it further enacted, That this Act shall commence and take Effect from and after the said First Day of *August* One thousand eight hundred and six; and shall be deemed and taken to be a Publick Act, and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded.

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