



ANNO DECIMO

GEORGIIV. REGIS.

Cap. xlii.

An Act for enlarging the Market Place in the Town of *Basingstoke* in the County of *Southampton*; and for fixing and regulating the Markets of the said Town; and for establishing a Market for Live Cattle adjoining the same. [14th *May* 1829.]

WHEREAS His late Majesty King *Charles* the First, by His Royal Letters Patent bearing Date at *Westminster* the Seventeenth Day of *August* in the Seventeenth Year of His Reign, did grant, for Himself, His Heirs and Successors, to the Mayor, Aldermen, and Burgesses of the Town of *Basingstoke* in the County of *Southampton*, that they and their Successors for ever thereafter should have and keep within the Town aforesaid, the Liberties and Precincts thereof, as there had been theretofore used, One Market Day every Week, to be kept and held on *Wednesday*; and that in the Time of the said Market all and singular coming and going to that Market might sell, buy, and put to Sale all and every Wares, Merchandizes, Grain, Wool, and all other Things whatsoever, as all and singular Oxen, Sheep, Hogs, Cows, Horses, Mares, Geldings, Colts, and other Beasts, Goods, and Chattels, at their Pleasure, according to the Laws, Customs, and Statutes of this Realm of *England*, paying therefore reasonable Toll and Custom to the said Mayor, Aldermen, and Burgesses, and their Successors, for and towards discharging of their Charges and Expences, together

[*Local.*]

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with

with a Court of Pie Powder to be there holden in the Time of that Market, and with all Things and all Liberties and Free Customs of Tolns, Stalls, Free Custom, Piccages, Fines, and Amerciaments, and all other Profits, Customs, Commodities, Advantages, and Emoluments whatsoever to the same Market and Court of Pie Powder any manner of ways coming, happening, or appertaining: And whereas since the granting of the said Letters Patent the Trade and Population of the said Town of *Basingstoke* have greatly increased, and a Canal or Navigation communicating with *London* has been made, and the Town has become a great Thoroughfare: And whereas it would be advantageous to the Inhabitants of the said Town of *Basingstoke*, of the surrounding Country, and to the Public in general, if a Market for Live Cattle, Horses, and Sheep, to be held every Fortnight, were to be established in a Place distinct from the present Market Place; and if the Mayor, Aldermen, and Burgesses were to be empowered, if they should see Occasion, to remove the Swine Market to such Cattle Market Place; and if the present Market Place were to be enlarged and rendered more commodious, and if particular Portions of it, or other convenient Places in the said Town, were to be appropriated as Markets for the Sale of particular Commodities; and if the Sale of Corn, Grain, and other agricultural Produce in Bulk were to be encouraged, and the Sale thereof in Sample duly regulated; and if the Tolls, Piccage, Stallage, Duties, and Profits of the said Markets were to be adjusted and determined; and if proper Rules and Regulations were to be established for the fixing, Government, and Management of the said Markets: And whereas in order to enlarge the present Market Place it is necessary to purchase certain Messuages, Buildings, Ground, and Hereditaments adjoining or near thereto, and to pull down the said Buildings, and to make the several Improvements and Regulations, and render the several Conveniences, Advantages, and Accommodations aforesaid, under the Direction of the Commissioners as herein-after is expressed; but the same 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 *William Apletree*, Sir *Thomas Baring* Baronet, *Alexander Baring*, *William Hicks Beach*, the Reverend *James Blatch*, *John Richard Birnie*, *Henry Brownjohn*, *John Hanbury Beaufoy*, the Honourable and Reverend *Richard Carleton*, *William Lyde Wiggett Chute*, *William Henry Digweed*, *Richard Dear*, *George Glover*, the Reverend *John Harwood*, *Charles Hawthorne*, *Thomas Hasker*, *Charles Headeach*, *George Purefoy Jervoise*, *George Lamb*, *Charles Shaw Lefevre*, *John George Shaw Lefevre*, *William Anthony Lewis*, *Timothy Luff Mullens*, *Thomas May*, *Charles May*, *Charles May junior*, the Reverend *John Orde*, *William Portal*, *John Portal*, *John Rogers of Longbridge Mill*, the Reverend *Edward St. John*, *John Simmons*, *Thomas Terry*, *William Vigor*, *Harris Bigg Wither*, and *James Warne*, shall be and they are hereby appointed Commissioners for the better carrying the Purposes of this Act into execution.

Appointment
of Commis-
sioners.

II. And be it further enacted, That when and so often as any of the Commissioners herein named or hereafter to be elected by virtue of this Act shall die, refuse, neglect, or become incapable to act, or become disqualified, it shall be lawful for the surviving Commissioners, and they are hereby empowered, at any Meeting to be held for that Purpose in pursuance of this Act, to elect and appoint another fit Person whom they shall think proper to be a Commissioner in the Place or Stead of each and every such Commissioner so dying, refusing, neglecting, or becoming incapable or disqualified to act as herein-before mentioned; and every Person so from Time to Time elected and appointed (being qualified as herein-after mentioned) shall be a Commissioner, and be joined with the other Commissioners, and have the like Powers and Authorities vested in him, in all respects whatsoever, for putting this Act into execution, as if he had been named a Commissioner in this Act.

Power to
appoint new
Commis-
sioners.

III. And be it further enacted, That no Person shall be capable of acting as a Commissioner in the Execution of this Act (otherwise than in administering the Oath herein-after mentioned) unless at the Time of his acting he shall be, in his own Right or in the Right of his Wife, in the actual Possession or Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments of the clear yearly Value of One hundred Pounds above Reprizes, or possessed of or entitled to a Personal Estate of the Value of Two thousand Pounds over and above all his Debts, nor unless he shall have previously taken and subscribed the Oath (or, being one of the People called *Quakers*, the Affirmation,) next following before any Two or more of the said Commissioners, who are hereby authorized and required to administer the same :

Qualifica-
tion of Com-
missioners.

‘ I *A. B.* do swear, [*or, being one of the Persons called Quakers, do solemnly affirm,*] That I am in my own Right [*or in Right of my Wife*] in the actual Possession and Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments of the clear yearly Value of One hundred Pounds above Reprizes [*or am possessed of or entitled to a Personal Estate of the Value of Two thousand Pounds over and above what will pay all my Debts*]; and that I will truly, faithfully, and impartially, according to the best of my Skill and Judgment, execute and perform the several Powers and Authorities reposed in me as a Commissioner by virtue of an Act passed in the Tenth Year of the Reign of His Majesty King *George the Fourth*, intituled [*here insert the Title of this Act*].

Oath of
Qualification.

‘ So help me GOD.’

[*Or, being a Quaker, omit the Words ‘ So help me God.’*]

And no Person shall act as a Commissioner at any Meeting of the said Commissioners unless he shall have taken the said Oath previously to his claiming to act; and if any Person not being so qualified, or becoming disqualified, (as herein-after mentioned,) shall act as a Commissioner, such Person shall for every such Offence forfeit and pay the Sum of One hundred Pounds to and for the Benefit of any Person or Persons who shall sue for the same, together with full Costs of Suit, by Action at Law in any of His Majesty’s Courts of Record at *Westminster*; and every such Person so sued or prosecuted shall

Penalty on
disqualified
Persons act-
ing.

prove

prove that he is qualified as aforesaid, or otherwise shall pay the said Penalty, without any other Proof or Evidence on the Part of the Plaintiff than that such Person has acted as a Commissioner in the Execution of the Powers given by this Act: Provided always, that all Acts and Proceedings of any Person acting as a Commissioner in the Execution of this Act, though not duly qualified, previous to his being so convicted, shall be as valid and effectual, notwithstanding such Conviction, as if such Person had been duly qualified as aforesaid.

Commis-
sioners not
to act when
interested.

IV. Provided always, and be it further enacted, That no Person shall be capable of acting as a Commissioner in the Execution of this Act during such Time as he shall hold any Office, Place of Profit, or Employment, under the said Commissioners, or during such Time as he shall have any Interest or Share in any Contract or Work to be performed and done under any of the Powers of this Act, or in any Matter wherein he shall be in anywise personally or beneficially interested, except as a Creditor on the Rents, Tolls, Proceeds, Profits, or Monies herein directed to be collected and received, and also except the said Mayor, Aldermen, and Burgesses, and their Successors.

Meetings of
Commis-
sioners.

V. And be it further enacted, That the said Commissioners shall meet at the Town Hall in *Basingstoke* aforesaid, or at such other Place within the said Town as they may think fit, on the Third *Wednesday* next after the passing of this Act, or so soon after as conveniently may be, between the Hours of Ten in the Forenoon and Two in the Afternoon, and shall then and there proceed to carry this Act into execution; and it shall be lawful for the said Commissioners to adjourn themselves from Time to Time, and to meet at the Town Hall aforesaid, or at any other Place or House within the said Town, as often as they shall think proper, for putting this Act into execution; and if it shall at any Time happen that a sufficient Number of Commissioners shall not meet to act or to adjourn, Two Commissioners being always to be deemed sufficient for the Purpose of Adjournment, or if the Commissioners present shall at any Time neglect or omit to adjourn, then and in every such Case any Two or more of the said Commissioners; though not assembled at a Meeting, or their Clerk to be appointed under this Act, shall and may, by Notice under their or his Hands or Hand to be affixed on the principal Door of the Parish Church of *Basingstoke*, and by Notice to be published in some one Newspaper usually circulated in the County of *Southampton*, appoint a Meeting of the said Commissioners to be holden at the Distance of Seven Days at the least from the affixing or Publication of such Notice at the Place where the last Meeting was appointed to have been held, and so from Time to Time until a sufficient Number of the said Commissioners do or shall meet as aforesaid; and at every Meeting of the said Commissioners to be held in pursuance of this Act the Commissioners present, or the Majority of them, shall appoint a Chairman of such Meeting; and all the Powers and Authorities by this Act granted to or vested in the said Commissioners shall and may from Time to Time be exercised, done, and performed by the Majority of the said Commissioners present at
any

any Meeting to be held as aforesaid, where the whole Number present shall not be less than Five (except in Cases where any other Number is by this Act named for any particular or special Purpose); and in case of an equal Number of Votes upon any Question, including that of the Chairman, the Chairman shall have the casting Vote; and at all their Meetings the said Commissioners shall pay and defray their own Expences, except any Sum not exceeding Ten Shillings a Day for the Use of the Room wherein they shall meet.

VI. And be it further enacted, That all Acts, Orders, and Proceedings of the said Commissioners acting in the Execution of this Act shall be made at a Meeting or Meetings to be held in pursuance hereof, and not otherwise, (except in Cases where otherwise provided for,) and entered in a Book to be kept for that Purpose, and signed by the Chairman; and that no Act, Order, or Proceeding of the said Commissioners shall be valid until the same shall have been so entered and signed; and any Person or Persons interested shall at all reasonable Time or Times be at liberty to inspect or take Copies or Extracts of the Entries in the said Book, without Fee or Reward; and that no Act, Order, or Proceeding so made and signed as aforesaid shall be afterwards altered, revoked, or set aside by any subsequent Act, Order, or Proceeding of the said Commissioners, unless the Number of Commissioners so altering, revoking, or setting aside the same shall exceed the Number of Commissioners by whom such Act, Order, or Proceeding shall have been made; and that such Acts, Orders, and Proceedings so entered and signed shall be deemed to be original Orders and Proceedings; and the said Book or Books, and true and examined Copies thereof, signed by the Clerk of the said Commissioners for the Time being acting in pursuance of this Act, shall and may respectively be read in Evidence in Cases of Appeal, and in all Suits or Actions touching any thing done or to be done in pursuance of this Act.

Proceedings
of Commis-
sioners.

VII. Provided always, and be it further enacted, That it shall be lawful for the said Commissioners appointed or to be appointed by virtue of this Act, and they are hereby authorized, to hold any Special Meeting between the then last Meeting and the Day to which any subsequent Meeting shall have been there adjourned, so that such Meeting shall be required by Five or more of the said Commissioners; and Notice of such Special Meeting, signed by the Clerk to the said Commissioners acting in pursuance of this Act, shall be affixed on the principal Door of the Parish Church of *Basingstoke*, or shall be published in some one Newspaper usually circulated within the County of *Southampton*, at least Ten Days, of which a *Sunday* may be deemed One, before the Time to be appointed for the same, and so as that such Notice shall specify the Cause or Causes of such Special Meeting.

Power to
hold Special
Meetings.

VIII. And be it further enacted, That the said Commissioners shall and may, at their First or any subsequent Meeting to be holden in pursuance of this Act, nominate and appoint any Person as their Clerk, and shall and may from Time to Time remove any such Clerk as they shall see Occasion, and appoint another in the Room of such

Commis-
sioners to
appoint a
Clerk.

[*Local.*]

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Clerk

Clerk as shall be so removed, or who shall die, or shall become disqualified as herein-after mentioned; and the said Mayor, Aldermen, and Burgesses shall make such Allowances to the said Clerk as the said Commissioners shall from Time to Time judge to be a reasonable Compensation for his Trouble and Services.

Same Person
not to be
Clerk and
Treasurer.

IX. And be it further enacted, That it shall not be lawful for the said Commissioners to continue or appoint the Person who may be appointed to act as their Clerk in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or Clerks or other Person or Persons in the Service or Employ of such Clerk, the Treasurer for the Purposes of this Act, nor to continue or appoint the Person who may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or Clerks or other Person or Persons in the Service or Employ of such Treasurer, the Clerk to the said Commissioners; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk, or the Clerk or other Person or Persons in the Service or Employ of any such Clerk or Clerks or of his or their Partner or Partners, shall accept the Office of Treasurer, or shall act as Deputy of the Treasurer, or in any Manner officiate for the Treasurer, or being the Partner of any such Treasurer, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Treasurer or Treasurers or of his or their Partner or Partners, shall accept the Office of Clerk in the Execution of this Act, or shall act as Deputy of such Clerk, or in any Manner officiate for such Clerk, or if any such Treasurer shall hold or accept any Place or Office of Trust or Profit under the said Commissioners other than that of Treasurer, every Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered, together with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, or more than One Imparlanche, shall be allowed.

Accounts to
be kept of
Receipts and
Disburse-
ments.

X. And be it further enacted, That the said Commissioners shall and they are hereby required to order and direct a Book or Books to be provided and kept by their Clerk for the Time being, in which Book or Books such Clerk shall enter or cause to be entered true and regular Accounts of all Sums of Money received, paid, laid out, and expended for the Purpose of this Act, and of the several Articles, Matters, and Things for which any Sum of Money shall have been disbursed, laid out, and paid; which Book or Books shall at all seasonable Times be open to the Inspection of the said Commissioners, and any Creditor or Creditors on the Rates or Tolls hereby granted, without Fee or Reward; and the said Commissioners and Creditors shall and may take Copies of or Extracts from the said Book or Books, or any Part or Parts thereof, without paying any thing for the same; and in case the said Clerk shall refuse to permit or shall not permit the said Commissioners or such Creditors, or any of them, to inspect the same Book or Books, or to take such Copies or Extracts as aforesaid, every such Clerk shall forfeit and pay any Sum not exceeding

exceeding Five Pounds, to be levied and recovered in manner herein-after mentioned.

XI. And be it further enacted, That it shall and may be lawful for the said Mayor, Aldermen, and Burgesses, and their Successors, and they are hereby authorized and empowered, to purchase and take the several Messuages, Buildings, Lands, Tenements, and Hereditaments in the said Town of *Basingstoke*, mentioned and specified in the Schedule to this Act annexed marked (A.), or so much and such Part or Parts thereof as the said Mayor, Aldermen, and Burgesses, and their Successors, shall think necessary and proper to be taken and used for all or any of the Purposes of this Act.

Power to purchase Houses and Land.

XII. And be it further enacted, That all Sales, Conveyances, Assignments, and Assurances of any Lands, Tenements, or Hereditaments to be made to the said Mayor, Aldermen, and Burgesses, and their Successors, shall be made in the Form or to the Effect following; (that is to say,)

Form of Conveyance.

‘ I [or We] in consideration of the Sum of
 ‘ to me [or to us, or into the Bank of *England*,
 ‘ as the Case may be,] paid by the Mayor, Aldermen, and Burgesses
 ‘ of the Town of *Basingstoke* in the County of *Southampton*, by virtue
 ‘ of an Act passed in the Tenth Year of the Reign of King *George*
 ‘ the Fourth, intituled *An Act, &c.* [here insert the Title of this
 ‘ Act], do hereby grant, assign, and convey to the said Mayor,
 ‘ Aldermen, and Burgesses, and their Successors, all [here describe
 ‘ the Premises to be conveyed], and all my [or our] Estate, Right,
 ‘ Title, Term, and Interest to and in the same and every Part
 ‘ thereof, to hold to the said Mayor, Aldermen, and Burgesses, and
 ‘ their Successors, for ever. In witness whereof I [or we] have here-
 ‘ unto set my Hand and Seal, [or our Hands and Seals, or our
 ‘ Common Seal, as the Case may be,] this Day
 ‘ of in the Year of our Lord

And every such Sale, Conveyance, Assignment, and Assurance so made shall be good, valid, and effectual to all Intents and Purposes whatsoever, any Law, Statute, Usage, or Custom to the contrary thereof notwithstanding.

XIII. Provided always, and be it further enacted, That in case the said Mayor, Aldermen, and Burgesses, and their Successors, shall not purchase the Messuages, Lands, Tenements, or Hereditaments mentioned and described in the said Schedule marked (A.), or any of them, within the Space of Three Years from the passing of this Act, then and in such Case it shall not be lawful for the said Mayor, Aldermen, and Burgesses, and their Successors, to purchase any of the said Messuages, Lands, Tenements, or Hereditaments so remaining unpurchased, without the Consent of the Owner or Owners thereof for that Purpose first had and obtained.

Purchases of the Messuages, &c. mentioned in the Schedule to be within Three Years.

XIV. Provided also, and be it further enacted, That if any of the Messuages, Buildings, Lands, Tenements, or Hereditaments which are mentioned or described in the said Schedule annexed marked (A.),

Misnomer in describing the Premises not to retard or

the Execu-
tion of this
Act.

or any of the Owners thereof, or of the Persons in whose Occupation or Possession the same or any Part thereof are or is stated or described to be, shall happen to be misnamed or inaccurately described in any respect whatsoever, such Misnomer or inaccurate Description shall not prevent or retard the Execution of this Act, but the same Premises and every Part thereof shall and may be purchased and conveyed, disposed of, appropriated, and applied, to and for the Purposes of this Act, as fully and effectually as if the same were more properly named and described in the said Schedule hereunto annexed, provided it shall appear to any Justice of the Peace for the said County of *Southampton*, and be certified by Writing under his Hand, that such Omission, Misnomer, or inaccurate Description proceeded from Mistake, or that the real Owners or Occupiers of such Houses, Buildings, Lands, Tenements, or Hereditaments had previous Notice that the same respectively would be wanted for the Purposes of this Act.

Incapacitated
Persons em-
powered to
sell and con-
vey.

XV. And be it further enacted, That it shall be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and for all Tenants for Life, and Tenants in Fee Tail, General or Special, or for Years, whether in Possession, Reversion, Remainder, Expectancy, or other Manner, and for all Trustees for charitable or other Purposes, Husbands, Guardians, Committees, Executors, Administrators, and all other Persons whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on the Behalf of their respective Cestuique Trusts or Wards, Femes Covert, Infants, Issue unborn, Lunatics, Idiots, or other Persons, Tenants for Life and Tenants for Years, (save and except Tenants at Rack Rent,) not only on behalf of themselves, but also on behalf of Persons respectively entitled in Remainder immediately, or immediately expectant on the Determination of such Estates for Life or Years, and to and for all and every other Persons and Person whomsoever, who are or shall be seised or possessed of or interested in any of the Messuages, Buildings, Lands, Tenements, or Hereditaments mentioned and described in the said Schedule hereto annexed marked (A.), and they are hereby required, to contract for the Sale and to sell and convey to the said Mayor, Aldermen, and Burgesses, and their Successors, all such Messuages, Buildings, Lands, Tenements, and Hereditaments, or such of them as the said Mayor, Aldermen, and Burgesses, and their Successors, may think fit to purchase; and they and every of them are hereby authorized to agree with the said Mayor, Aldermen, and Burgesses, and their Successors, as to the Amount of the Purchase Monies to be paid for such Hereditaments, Agreements, Bargains, Sales, Assignments, Surrenders, and other Conveyances and Assurances which shall be so made by virtue and in pursuance of this Act; which Bargains, Sales, Assignments, Surrenders, and other Conveyances shall be good, valid, and effectual to all Intents and Purposes whatsoever, without any Fine or Fines, Recovery or Recoveries, or other Conveyances or Assurances in the Law whatsoever, not only to convey the Estate, Term, and Interest of the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons conveying, but also the Right, Estate, Interest, Use, Trust, Property, Claim, and Demand whatsoever of their several and respective Cestuique Trusts, Wards, Femes Covert, Infants, or Issue unborn,

unborn, Lunatics, Idiots, Remainder-men, Reversioners, or other Person whomsoever, and all Persons claiming or to claim by, from, or under them, or any of them, any Statute, Law, or Usage to the contrary thereof in anywise notwithstanding; and the same shall be deemed and considered to pass the Estates and Interests of any such Females Covert, and to bar their Rights of Dower, and to bar all Estates Tail, and Remainders or Reversions expectant thereupon.

XVI. Provided always, and be it further enacted, That if any such Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Tenants in Tail or for Life or Years, Husbands, Trustees, Feoffees, Guardians, Committees, Executors, or Administrators, or any other Person or Persons in anywise interested in any such Messuages, Buildings, Lands, Tenements, or Hereditaments in the said Schedule to this Act annexed marked (A.) particularly mentioned and described, or any Occupier or Occupiers thereof, sustaining any Injury by reason or in respect of the Sale of any of the said Hereditaments so to be sold, shall, for the Space of Twenty-one Days next after Notice in Writing signed by the Mayor for the Time being of the said Town of *Basingstoke* shall have been to him or them given, or left at the Dwelling House or Houses or usual or last Place or Places of Abode of him, her, or them, or of the principal or head Officer or Officers of such Bodies Politic or Corporate, or at the House or Houses of the Tenant or Tenants in Possession of such Messuages, Buildings, Lands, Tenements, or Hereditaments intended to be purchased and taken for the Purposes of this Act, or affixed upon the same Premises, of such Messuages, Buildings, Lands, Tenements, or Hereditaments being required for the Purposes of this Act, neglect or refuse to treat and agree or shall not agree for the Sale of the said Premises, or shall not agree as to the Amount of the Purchase Money for the same Premises, or as to the Amount of the Compensation for any such Injury as aforesaid, or by reason of Absence or Disability shall be prevented from treating and agreeing, or cannot be found or known, or shall not produce a clear Title to the Hereditaments they are in Possession of, or the Shares or Interests they claim therein, to the Satisfaction of the said Mayor, Aldermen, and Burgesses, and their Successors, then and in every such Case the said Mayor, Aldermen, and Burgesses, and their Successors, shall cause the Value of such Hereditaments, Shares, and Interests, and the Amount of Compensation (if any) for any such Injury as aforesaid, to be inquired into and ascertained by a Jury of Twelve indifferent Men of the County of *Southampton*, and not Inhabitants of the said Town; and for the summoning and returning such Jury the said Mayor of the said Town for the Time being, or in his Absence any Justice of the Peace for the said Town, is hereby empowered from Time to Time to issue his Warrant or Warrants to the Sheriff of the said County, thereby commanding and requiring him to impanel, summon, and return an indifferent Jury of not less than Eighteen or more than Twenty-four such Persons qualified to serve upon Juries at the Sessions of the Peace for the said County to appear before the said Sheriff, at such Time as in such Warrant or Warrants shall be appointed, at the Town Hall of the said Town; and the said Sheriff is hereby required to im-

If Persons refuse to sell, a Jury to be summoned to assess the Value, &c.

panel, summon, and return such Number accordingly to attend at the Time and Place so appointed; and out of the Persons so impanelled, summoned, and returned, or out of such of them as shall appear upon such Summons, the said Sheriff is hereby empowered to swear Twelve to be the Jury for the Purposes aforesaid; and in default of such a Number of Jurymen appearing the said Sheriff shall return other honest and indifferent Men of the Standers-by, or that can be speedily procured to attend that Service, to the Number of Twelve; and all Persons concerned shall have their lawful Challenges against any of the said Jurymen when they come to be sworn, but shall not challenge the Array; and the said Sheriff is hereby also required and empowered from Time to Time, as Occasion shall be or require, to summon and call before the said Jury and examine upon Oath (which Oath the said Sheriff is hereby empowered to administer) all and every Person and Persons who shall be thought necessary and proper to be examined as a Witness or Witnesses touching or concerning the Premises; and he shall also order and cause the said Jury, or any Six or more of them, to view the Places in question (if there be Occasion), and use all lawful Ways and Means as well for his own as for the said Jury's better Information in the Premises, as the said Sheriff shall think fit; and the said Jury upon their Oaths (which Oaths the said Sheriff is hereby empowered to administer) shall assess the Purchase Money to be given for such Hereditaments, Shares, or Interests as aforesaid, and the Compensation (if any) for such Injury as aforesaid, to the respective Owner or Owners and Occupier or Occupiers thereof, according to their respective Interests therein, and shall give in their Verdict thereupon, and shall assess separate Damages for the same; and after the said Jury shall have inquired of and assessed such Purchase Money and Compensation, and given in their Verdict, the said Sheriff shall thereupon order, adjudge, and determine the Sum or Sums of Money so assessed by the said Jury to be paid for the said Hereditaments, Shares, or Interests, and as a Compensation for such Injury as aforesaid, according to such Verdict or Inquisition of the said Jury.

Verdict of
the Jury to
be final.

XVII. And be it further enacted, That such Verdict or Inquisition of the said Jury, and the Judgment, Order, or Determination thereupon, so had and made, shall be final, binding, and conclusive to all Intents and Purposes against all Tenants for Life and Years, Tenants in Tail, and all Cestuique Trusts, Infants, Issue unborn, Idiots, Lunatics, Femes Covert, Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustees, Feoffees, Guardians, Committees, as well absent as present, claiming in Possession, Reversion, Remainder, or Expectancy, or otherwise, and against their several and respective Heirs, Successors, Executors, or Administrators, and against all other Power or Powers or Person or Persons whomsoever; and all and every such Owners, Occupiers, and other Persons in anywise interested in such Messuages, Buildings, Lands, Tenements, or Hereditaments, shall thereby be from thenceforth, to all Intents and Purposes, divested of all Right, Title, Claim, Remainder, Reversion, Interest, or Property of, in, to, or out of the same; and on Payment of the Money so assessed to the respective Persons entitled thereto, or their Agents, or upon paying the same

into the Bank of *England* within the Time and in manner by this Act directed, and after such Payment, it shall and may be lawful to and for the said Sheriff to cause the Premises in respect whereof such Money shall be assessed to be disposed of, and such Acts to be done thereto as if the Purchase thereof had been agreed upon and completed, and the respective Premises were untenanted; and thereupon the Premises shall absolutely vest in the said Mayor, Aldermen, and Burgesses, and their Successors, and they shall be and be deemed to be in the actual Seisin and Possession of such Parts respectively, to all Intents and Purposes whatsoever; and every Verdict and Judgment thereupon as aforesaid shall be transmitted to and fairly entered and kept among the Records of the Quarter Sessions of the Peace for the said Town of *Basingstoke*, and the same, or true Copies thereof, signed by the Clerk of the Peace for the said Town, shall be admitted, received, and taken in Evidence and Proof in all Courts of Law or Equity, and in all Places whatsoever; and all Persons shall have recourse to them *gratis*, and may take Copies thereof *gratis*, and may, if they think proper, order Copies thereof to be made, paying Sixpence for every Seventy-two Words, and so in proportion for any less Number of Words to be copied.

XVIII. And be it further enacted, That the said Sheriff acting in the Premises shall have Power from Time to Time to impose any reasonable Fine or Fines on any of the Persons who shall be summoned and returned on such Jury, or being so sworn shall refuse to give or shall not join in giving his Verdict, or shall in any other Manner wilfully neglect his Duty therein contrary to the true Intent and Meaning of this Act, and on any Person or Persons who being summoned to give Evidence before the said Jury touching the Premises shall refuse or neglect to appear after having been paid or tendered a reasonable Sum for his, her, or their Costs, Charges, and Expences, without some sufficient Excuse, or appearing shall refuse to be sworn or give Evidence, so as such Fine to be imposed on any Juryman or Witness shall not exceed the Sum of Ten Pounds for One Offence; which said Penalties shall be recovered in manner directed by the general Provision herein-after contained for the Recovery of Penalties, save and except that the Warrant authorizing a Distress and Sale shall be under the Hand and Seal of the Justice imposing such Penalties.

Penalty on
Persons sum-
moned as
Jurymen, or
Witnesses
for Default.

XIX. And be it further enacted, That in case any such Jury shall give in or deliver a Verdict or Assessment for more Money as the Purchase Money for the Right, Interest, or Property of any Person or Persons, Bodies Politic or Corporate, in or to such Messuages, Buildings, Lands, Tenements, or Hereditaments, or any Part or Parts thereof, or as the Compensation for such Injury as aforesaid, than shall have been offered or tendered by the said Mayor, Aldermen, and Burgesses, and their Successors, before the summoning or returning of such Jury, then the Costs and Expences of such Notice or Notices, Precept or Precepts, and of summoning and returning such Jury and Witnesses, and also of the said Inquest, (such Costs and Expences to be settled and allowed by any Justice of the Peace for the said County, not being personally interested,) shall be borne and

Expences of
Jury how to
be paid.

and paid by the said Mayor, Aldermen, and Burgesses, and their Successors, and shall and may be recovered by the Person or Persons entitled thereto by Distress and Sale of the Goods and Chattels of the said Mayor, Aldermen, and Burgesses, and their Successors; but if any such Jury shall give in and deliver a Verdict or Assessment for no more or for less Money as such Purchase Money or Compensation as aforesaid than shall have been made or tendered as aforesaid by the said Mayor, Aldermen, and Burgesses, and their Successors, before the summoning or returning of the said Jury or Juries as aforesaid, then the whole of the Costs and Expences aforesaid shall be borne and paid by the Person or Persons, Bodies Politic or Corporate, with whom the said Mayor, Aldermen, and Burgesses, and their Successors, shall have had any Controversy or Dispute, and shall be recovered in the same Manner as any Penalties and Forfeitures are herein-after directed to be recovered; but in Cases where Parties, by reason of Absence or Disability, shall have been prevented from treating and agreeing, such Costs and Expences shall be paid and borne by the said Mayor, Aldermen, and Burgesses, and their Successors, and be recovered by Distress and Sale in manner aforesaid.

For settling Differences touching the Amount of Costs.

XX. And be it further enacted, That in all Cases where any Difference shall arise touching the Amount of the said Costs and Expences, the same shall be settled and ascertained by any Justice of the Peace for the said County of *Southampton* not interested in the Matter in question, who is hereby authorized and required to examine into and settle the same, and to appoint a Time and Place for Payment thereof; and where the Costs shall be payable by the Party or Parties having had any such Disagreement or Dispute with the said Mayor, Aldermen, and Burgesses, (the Amount thereof having been first paid by the said Mayor, Aldermen, and Burgesses,) may be deducted by them out of the Monies awarded to be paid to such Party or Parties, as so much Money advanced for his, her, or their Use; and the Payment or Tender of the Balance of such Money shall be deemed and taken to all Intents and Purposes whatsoever to be a Payment or Tender of the whole Money awarded and adjudged to such Party or Parties.

Mortgages to be transferred to Corporation on Tender of Principal and Interest.

XXI. And be it further enacted, That all and every Person and Persons who shall have any Mortgage or Mortgages on any Messuages, Buildings, Tenements, and Hereditaments to be taken, used, or sold for the Purposes of this Act, not being in Possession thereof by virtue of such Mortgage or Mortgages, shall, on the Tender of the Principal Money and Interest due thereon, together with the Amount of Six Calendar Months Interest on the said Principal, by the said Mayor, Aldermen, and Burgesses, or by such Person or Persons as they shall appoint, immediately convey, assign, and transfer such Mortgage or Mortgages to the said Mayor, Aldermen, and Burgesses, or to such Person or Persons as they shall appoint; or in case such Mortgagee or Mortgagees shall have Notice in Writing from the said Mayor, Aldermen, and Burgesses, or from such Person or Persons as they shall appoint, that they will pay off and discharge the Principal Money and Interest which shall be due on

on the said Mortgage or Mortgages at the End or Expiration of Six Calendar Months, to be computed from the Day of giving such Notice, then at the End of the said Six Calendar Months, on Payment of the Principal and Interest so due, such Mortgagee or Mortgagees shall convey, assign, and transfer his, her, or their Interest in the Premises to the said Mayor, Aldermen, and Burgesses, or to such Person or Persons as shall be appointed in Trust for them; and in case such Mortgagee or Mortgagees shall refuse to convey and assign as aforesaid on such Tender or Payment, then all Interest on every such Mortgage shall from thenceforth cease and determine: Provided always, that in case the said Principal Sum due upon any such Mortgage or Mortgages, with all Interest due thereon, shall amount to more than the real Value of the Premises to be taken and made use of for the Purposes of this Act, and which shall be ascertained in manner herein-before directed, then the said Mayor, Aldermen, and Burgesses shall not be liable to pay to the Mortgagee more than the real Value of such Premises so ascertained as aforesaid: Provided also, that in case any such Mortgagee or Mortgagees shall neglect or refuse to convey and assign as aforesaid, then upon Payment of the Principal Money and Interest due on any Mortgage as aforesaid into the Bank of *England* at the End of Six Calendar Months from the Day of giving such Notice as aforesaid; for the Use of the Mortgagee or Mortgagees, the Cashier or Cashiers of the Bank of *England* shall give a Receipt or Receipts for the said Money in like Manner as is herein-after directed in Cases of other Payments into the Bank of *England*, and thereupon all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand of the said Mortgagee or Mortgagees, and of all and every other Person or Persons in Trust for him, her, and them, shall vest in the said Mayor, Aldermen, and Burgesses, and they shall be deemed to be in the actual Possession of the Premises comprised in such Mortgage or Mortgages, to all Intents and Purposes.

Proviso.

Proviso.

XXII. And be it further enacted, That from and immediately after actual Payment or Tender by the said Mayor, Aldermen, and Burgesses, and their Successors, of the Purchase Money agreed upon or assessed by such Jury as aforesaid for any of the Messuages, Buildings, Lands, Tenements, or Hereditaments authorized to be taken and purchased for the Purposes of this Act, to the Owner or Owners thereof, or to such other Person or Persons as shall be interested therein or entitled to receive such Money, or into the Bank of *England*, in the several Cases herein mentioned, within Six Calendar Months after such Purchase Money shall have been so agreed upon and assessed as aforesaid, it shall be lawful for the said Mayor, Aldermen, and Burgesses, and their Successors, to enter into and upon the Messuages, Buildings, Lands, Tenements, and Hereditaments whereof the Purchase Money shall be so paid or tendered, and thereupon the same shall thenceforth be vested in the said Mayor, Aldermen, and Burgesses, and their Successors, for the Purposes of this Act; and every such Payment or Tender shall bar all Estates, Rights, Titles, and Interests of all Persons whomsoever therein: Provided nevertheless, that before such Payment or Tender shall be made it shall not be lawful for the said Mayor, Aldermen, and

For taking Possession of Messuages, &c. on Payment or Tender of Purchase Money agreed upon or assessed.

[Local.]

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Burgesses,

Burgesses, or their Successors, or any Person acting under their Authority, to enter into or upon any Messuages, Buildings, Lands, Tenements, or Hereditaments authorized to be taken and purchased for the Purposes of this Act, without the Consent of the Owner or Owners thereof, and other the Person or Persons interested therein or entitled thereto or to any Estate therein.

Lessees and Tenants at Will to deliver Possession at Six Months Notice.

XXIII. And be it further enacted, That every Lessee or Tenant for Years, or from Year to Year, or at Will, and every other Person in Possession of any Messuages, Buildings, Lands, Tenements, or other Hereditaments, or of any other Hereditaments belonging to the said Mayor, Aldermen, and Burgesses, which shall be purchased or taken by virtue and for the Purposes of this Act, shall deliver up the Possession of such Premises to the said Mayor, Aldermen, and Burgesses, and their Successors, upon having Six Calendar Months Notice from the Town Clerk for the Time being of the said Town of *Basingstoke* to quit the same at such Time or Times as shall be required by such Notice, notwithstanding such Time may not be the Expiration of the current Year of such Lessee or Tenant, the said Mayor, Aldermen, and Burgesses, and their Successors, making such Satisfaction and Compensation to every such Tenant, Lessee, or other Person as aforesaid, in case he, she, or they shall be required to quit before the Expiration of his, her, or their Term or Interest in the Premises, as to the said Mayor, Aldermen, and Burgesses, and their Successors, and such Lessee, Tenant, or other Person, shall deem just and reasonable; and in case any Dispute or Difference shall arise touching or concerning the same, such Satisfaction and Compensation shall be ascertained and settled by a Jury in such and the same Manner as the Satisfaction and Compensation to be made by the said Mayor, Aldermen, and Burgesses, and their Successors, for the Purchase of any Messuages, Buildings, Lands, Tenements, or Hereditaments, is and are herein directed to be ascertained and settled in case of any Dispute or Difference about the same; and such Lessee, Tenant, or other Person aforesaid in Possession shall, at such Time or Times as he, she, or they shall be required by the said Mayor, Aldermen, and Burgesses, and their Successors, peaceably and quietly deliver up the Possession of the said Premises to the said Mayor, Aldermen, and Burgesses, and their Successors; and if any such Lessee, Tenant, or other Person aforesaid so in Possession as aforesaid shall refuse or neglect to deliver up such Possession as aforesaid, then and in every such Case it shall and may be lawful to and for the Mayor for the Time being of the said Town of *Basingstoke*, or, in case of his Absence, for a Justice of the Peace for the said Town, to issue his Precept or Precepts to the said Sheriff to deliver Possession of the said Premises to such Person or Persons as shall in such Precept or Precepts be nominated to receive the same; and the said Sheriff is hereby required to deliver Possession of the said Premises accordingly, and to levy such Costs and Charges as shall accrue from the issuing or execution of such Precept or Precepts on the Person or Persons so refusing to deliver up Possession as aforesaid, by Distress and Sale of his, her, or their Goods and Chattels.

XXIV. And

XXIV. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Messuages, Buildings, Lands, Tenements, or Hereditaments purchased, taken, or used by virtue of the Powers of this Act, for the Purposes thereof, or any Shares or Interests therein, which shall belong to any Feme Covert, Infant, Lunatic, Idiot, Cestuique Trust, or to any Person or Persons whose Messuages, Buildings, Lands, Tenements, and Hereditaments are limited in strict or other Settlement, or to any Corporation, or Person or Persons under any Disability or Incapacity whatsoever, and there shall not be any Power in the Deed or Will by which such Messuages, Buildings, Lands, Tenements, and Hereditaments shall be settled, authorizing the Sale thereof, so that a Conveyance may be taken under this Act, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account *ex parte* the said Mayor, Aldermen, and Burgesses, pursuant to the Directions of an Act passed in the First Year of the Reign of His present Majesty King *George* the Fourth, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, and without Fee or Reward; to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Messuages, Buildings, Lands, Tenements, or Hereditaments, in the Purchase and Redemption of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrances, or Part thereof, as the said Court shall authorize to be paid, affecting the same Messuages, Buildings, Lands, Tenements, or Hereditaments, or affecting any other Messuages, Buildings, Lands, Tenements, or Hereditaments standing settled therewith, to the same or the like Uses, Trusts, Intents, or Purposes; or where such Money shall not be so applied, then the same may be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Messuages, Buildings, Lands, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Messuages, Buildings, Lands, Tenements, or Hereditaments which shall be so purchased, taken, or used as aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking effect; and in the meantime, and until such Purchase shall be made, the said Money shall, by Order of the said Court, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities

Application
of Compen-
sation Money
when exceed-
ing 200*l*.

1 G. 4. c. 35.

Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Messuages, Buildings, Lands, Tenements, and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

If less than
200*l.* and
exceeding
20*l.*

XXV. And be it further enacted, That if any Money so agreed or awarded to be paid for any Messuages, Buildings, Lands, Tenements, or Hereditaments purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Messuages, Buildings, Lands, Tenements, or Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank of *England* in the Name and with the Privity of the said Accountant General of the said Court of Exchequer, to be placed to his Account as aforesaid, in order to be applied in manner herein-before directed; or otherwise the same shall be paid, at the like Option, to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by the said Mayor, Aldermen, and Burgesses, and their Successors, (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties,) in order that such Principal Money, and the Dividends arising thereon, may be applied in manner herein-before directed, so far as the Case may be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court of Exchequer.

If not exceed-
ing 20*l.*

XXVI. And be it further enacted, That when such Money so agreed or awarded to be paid as last before mentioned shall not exceed Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Messuages, Buildings, Lands, Tenements, or Hereditaments so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Mayor, Aldermen, and Burgesses, and their Successors, shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively as aforesaid; and the Receipt or Receipts of the Person or Persons to whom the said Mayor, Aldermen, and Burgesses, and their Successors, shall direct the same to be paid in pursuance of this Act, shall be sufficient Discharges for the same.

In case
Titles are not
made out, or
Persons
cannot be
found, &c.

XXVII. And be it further enacted, That in case the Body or Bodies, Person or Persons, to whom any Sum or Sums of Money shall be so awarded, shall refuse to accept the same, or shall not be able to make a good Title to the Premises, to the Satisfaction of the said Mayor, Aldermen, and Burgesses, and their Successors, or in

case such Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person or Persons entitled to such Messuages, Buildings, Lands, Tenements, or Hereditaments be not known or discovered, then and in every such Case it shall be lawful for the said Mayor, Aldermen, and Burgesses, and their Successors, to order the said Sum or Sums of Money so awarded as aforesaid to be paid into the Bank of *England* in the Name and with the Privity of the said Accountant General of the said Court of Exchequer, to be placed to his Account to the Credit of the Parties interested in such Messuages, Buildings, Lands, Tenements, or Hereditaments, subject to the Order, Controul, and Disposition of the said Court of Exchequer; which said Court, on the Application of any Body or Bodies, Person or Persons, making claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Body or Bodies, Person or Persons, making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem meet and reasonable; and the Cashier or Cashiers of the Bank of *England*, who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the said Bank as aforesaid.

Compen-
sation Money
to be paid into
the Bank of
England.

XXVIII. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Party or Parties to any Money to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the said Court of Exchequer, in pursuance of this Act, for the Purchase of any Messuages, Buildings, Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest in any Messuages, Buildings, Lands, Tenements, or Hereditaments, to be purchased in pursuance thereof, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Body or Bodies, Person or Persons, who shall have been in Possession of such Messuages, Buildings, Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Body or Bodies, Person or Persons, or under the Possession of such Body or Bodies, Person or Persons, shall be deemed and taken to have been lawfully entitled to such Messuages, Buildings, Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court of Exchequer; and the Dividends or Interest of the said Bank Annuities to be purchased with such Money, and also the Capital of the said Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Body or Bodies, Person or Persons, was or were lawfully entitled to such Messuages,

Persons in
Possession of
Premises to
be deemed
presump-
tively entitled
to Compensation
Money.

[*Local.*]

12 H

Buildings,

Buildings, Lands, Tenements, or Hereditaments, or to some Estate or Interest therein

Court of Exchequer may order reasonable Expences of Purchases to be paid by the Mayor, &c.

XXIX. And be it further enacted, That where, by reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled to any Messuages, Buildings, Lands, Tenements, or Hereditaments to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the Bank of *England*, and to be applied in the Purchase of other Messuages, Buildings, Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance thereof, it shall be lawful for the said Court of Exchequer to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Mayor, Aldermen, and Burgesses, and their Successors, out of the Money arising by virtue of this Act, and they shall from Time to Time respectively pay such Sum or Sums of Money for such Purposes as the said Court shall direct.

For the Re-sale of Lands, &c. not wanted for the Purposes of this Act.

XXX. And be it further enacted, That it shall and may be lawful to and for the said Mayor, Aldermen, and Burgesses, and their Successors, and they are hereby authorized and empowered, to sell, dispose of, and convey, or cause to be sold, disposed of, and conveyed, such Part or Parts of the said Messuages, Buildings, Lands, Tenements, or Hereditaments to be purchased by virtue of this Act, as shall be unnecessary, not wanted, or become useless for the Purposes of this Act, to any Person or Persons willing to contract or agree for or purchase the same, and the Money arising therefrom shall be paid and applied to and for the sole and only proper Use and Behoof of the said Mayor, Aldermen, and Burgesses, and their Successors: Provided always, that the Purchaser or Purchasers of such Messuages, Buildings, Lands, Tenements, or Hereditaments, or any Part or Parts thereof, shall not, after paying his, her, or their Purchase Money or Purchase Monies, be liable to see to the Application thereof, or be in anywise answerable for the Misapplication or Nonapplication thereof, or of any Part thereof.

The Commissioners may appropriate certain Land belonging to the Corporation of Basingstoke for a Cattle Market.

XXXI. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby fully authorized and empowered, to appropriate a certain Piece or Parcel of Ground belonging to the said Mayor, Aldermen, and Burgesses, adjoining or near to the said Town, called the *Fair Close*, or such other Parcel of Land belonging to the said Mayor, Aldermen, and Burgesses, or their Successors, adjoining or near to the said Town, as the said Commissioners shall think convenient for the Purpose, for a Cattle Market, that is to say, a Market for exposing to Sale and selling therein Live Cattle, Horses, Beasts, and Sheep.

The Corporation may inclose, &c. the Cattle Market.

XXXII. And be it further enacted, That the said Mayor, Aldermen, and Burgesses, and their Successors, may fence in and inclose the said *Fair Close*, or the Parcel of Land so appropriated as a Cattle Market, with such Fences, and make such Gateways and Entrances

into and out of the same, and also such Pens and Accommodations for the Animals which may be exposed for Sale thereon, and also do and perform all such other Things as the said Mayor, Aldermen, and Burgesses, and their Successors, shall deem necessary for the establishing and maintaining and repairing the said Cattle Market, and also for improving and enlarging the same at any Time or Times after the same shall be set out and completed.

XXXIII. And be it further enacted, That it shall and may be lawful for the said Commissioners, and they are hereby authorized and empowered, to set out and appropriate all or such Part, as the said Commissioners shall think necessary, of the Ground herein-after mentioned, that is to say, the present Market Place, and also the Lands or Sites of Buildings mentioned in the Schedule marked (A.) as shall be purchased by the said Mayor, Aldermen, and Burgesses, or their Successors, under the Authority of this Act, and for the Purposes thereof, for a public Market Place, to be called the Principal Market Place, for exposing to Sale all Kinds of marketable Commodities, except Live Cattle, Horses, Beasts, Sheep, and Swine; and to set out and appropriate such Portion of the said Principal Market Place for exposing to Sale and the selling therein Corn, Grain, and other agricultural Produce in Bulk; and to set out and appropriate such other Portion thereof, as they the said Commissioners shall think fit, for the exposing to Sale and selling therein Corn, Grain, and other agricultural Produce, Malt, Meal, or Flour, by Sample, to be pitched; and to set out and appropriate such other Portion of the Principal Market Place, or to set apart and appropriate some other convenient Place or Places within the said Town, to be provided by the said Mayor, Aldermen, and Burgesses, (and which other Place or Places are herein-after, for the Sake of Precision, mentioned as the Lesser Market Place or Places,) as they the said Commissioners shall think fit, for the exposing to Sale and selling therein all manner of Flesh and other Victuals, Fish, Poultry, Eggs, Butter, Herbs, Roots, Garden Stuff, and other marketable Commodities.

Power to the Commissioners to set out the Principal Market Place, &c.

XXXIV. And be it further enacted, That it shall and may be lawful to and for the said Mayor, Aldermen, and Burgesses, and their Successors, to build and make upon the said Principal Market Place and Lesser Market Places (if any) such Sheds, Shops, Stalls, Standings, and other Conveniences as the said Mayor, Aldermen, and Burgesses, or their Successors, shall think necessary and convenient for the Use of the several Persons attending the said Market, and for the Purpose of exposing to Sale and selling the Commodities therein authorized to be sold.

The Corporation may erect Stalls and other Conveniences in the Principal Market Place, &c.

XXXV. And be it further enacted, That when and as soon as the said Cattle Market Place and the Principal Market Place and Lesser Market Place or Places (if any) shall, in the Opinion of the said Commissioners, be actually completed or sufficiently so for the public Use, the said Commissioners lawfully may and they are hereby authorized and empowered, by a Notice to be published in some Newspaper circulating in the County of *Southampton*, and also to be fixed

The Commissioners shall appoint the Days for opening the Market Places.

on

on the principal outer Door of *Basingstoke* Church, to give Notice of such Cattle Market Place and Principal Market Place and Lesser Market Place or Places (if any) being so ready for public Use, and to appoint the Day (which Day shall not be sooner than Thirty Days after the Publication and affixing of such Notice) on which such Cattle Market Place shall be opened for public Use, and on which Day the Markets to be held for the said Town of *Basingstoke*, shall commence, being held under the Provisions in this Act contained.

From that Day the Market for Cattle shall be held in the Cattle Market Place;

XXXVI. And be it further enacted, That upon, from, and after the Day to be appointed in such Notices as herein-before is mentioned, all Markets to be holden within and for the said Town of *Basingstoke* for the Sale of Cattle, Horses, Beasts, and Sheep, shall be holden within the Limits of the said Cattle Market Place, and not elsewhere; and that the said Market for Cattle, Horses, Beasts, and Sheep shall be holden Once in every Fortnight on every alternate *Wednesday*; and all Markets to be holden within the said Town of *Basingstoke* for the Sale of Swine shall be holden in the present Swine Market, and not elsewhere, until the same shall be removed to the said Cattle Market as herein-after is mentioned, and no longer; and the said Market for Swine shall be holden on the Days on which it hath heretofore been held.

and the Markets for every thing except Cattle and Swine shall be held in the Principal Market Place, &c.

XXXVII. And be it further enacted, That upon, from, and after the Day to be appointed in such Notices as herein-before is mentioned, all Markets which shall be holden within and for the said Town of *Basingstoke* for the Sale of any marketable Commodities other than Cattle, Horses, Beasts, Sheep, and Swine, shall be holden in the Principal Market Place, and in such Parts thereof, or in such Lesser Market Place or Places (if any), as shall have been appropriated by the said Commissioners in manner aforesaid for exposing to Sale and selling the respective Kinds of Commodities, and not elsewhere; and the said Market for Corn, Grain, and other agricultural Produce, Malt, Meal, and Flour, shall be held on such Days as the same have heretofore been holden within the said Town, and not elsewhere; and the said Market for Flesh and other raw Victuals, Fish, Poultry, Pigeons, Butter, Eggs, Herbs, Roots, Fruit, Garden Stuff, and other marketable Commodities, Matters, and Things, on such Days as the said Commissioners shall from Time to Time appoint.

Penalty for selling Cattle, Corn, &c. &c. except in the proper Market Places.

XXXVIII. And be it further enacted, That upon, from, and after the Day appointed in such Notices as aforesaid, if any Person or Persons shall on any Market Day or other Day, save and except during the Days upon which the Fairs which the Mayor, Aldermen, and Burgesses are entitled to hold are respectively held, sell, offer, or expose to Sale within the said Town any Horse, Beast, Sheep, or other Cattle (except Swine), unless in the said Cattle Market Place so appropriated and set out under this Act, or any Swine except in the said Swine Market, until it be removed to the said Cattle Market as herein-before is mentioned; or shall sell or offer or expose to Sale within the said Town any Corn, Grain, or other agricultural Produce, Malt, Meal, or Flour, Meat, Fish, or other Matters or Things

Things whatsoever, except in the said Principal Market Place, and in such Parts thereof, or such Lesser Market Place or Places (if any), as shall have been respectively appropriated for such Commodities and Things respectively; every Person so offending shall for each and every such Offence forfeit and pay any Sum not exceeding Five Pounds, to be recovered in the Manner directed by the general Provision herein-after contained for the Recovery of Penalties: Provided always, that nothing herein contained shall extend or be construed to extend to prevent or hinder any Person or Persons from selling or exposing to Sale any Corn, Grain, or other agricultural Produce, Hay or Straw, or Live Cattle, Horses, Beasts, Sheep, or Swine, Fish or Meat, or any other Matter or Thing whatsoever, in his or her own Premises, in such Manner as they may now lawfully do, or from selling or exposing to Sale any Horse or Horses in the Yards or Premises belonging to any Inn within the said Town.

Proviso as to Sales by Individuals on their own Premises.

XXXIX. And be it further enacted, That upon the Day so to be appointed in such Notice as herein-before is mentioned, and at all Times for ever thereafter, all and every the Tolls, Duties, and Stallage, Sum or Sums of Money, heretofore due or payable to the said Mayor, Aldermen, and Burgesses in respect of the said Markets under or by virtue of the said recited Letters Patent or otherwise, shall cease and be no longer payable, and the same shall be and they are hereby repealed: Provided always, that nothing herein-before contained shall extend or be construed to affect the Right of the said Mayor, Aldermen, and Burgesses, and their Successors, to hold the annual Fairs which they have heretofore holden in the Places where they have been usually held, or in anywise to prevent them from demanding and receiving the Tolls, Duties, Stallage, and Piccage which they are entitled to demand and receive in respect thereof, or to prevent any Person or Persons from resorting thereto, or from selling therein any Animals, Produce, or marketable Commodities whatsoever, according to the Regulations of the said Fairs.

Existing Tolls repealed.

This Act not to affect the Fairs usually held in the Town of Basingstoke.

XL. And, in order to prevent any Confusion or Inconvenience that might arise from holding the Fairs which have usually been holden in the said Town of *Basingstoke* simultaneously with the Markets hereby authorized, be it enacted, That whilst such Fairs shall continue to be holden, if any of them shall fall upon or include a *Wednesday*, the Markets, which under the Provisions herein-before contained would be holden on that Day, shall not be holden on that Day, but on the preceding *Tuesday*.

Market and Fair not to be holden on the same Day.

XLI. Provided always, and be it further enacted, That, until the Day so to be appointed in such Notice as herein-before is mentioned, nothing herein contained shall prevent or hinder the said Mayor, Aldermen, and Burgesses, and their Successors, from holding the several Markets aforesaid in the same Streets and Places and at the same Times as such Markets respectively are now holden, nor from taking such and the same Rents, Tolls, Piccage, Stallage, and Profits for or in respect of Corn and Live Cattle, Horses, Beasts, Sheep, or Swine, and Meat, Provisions, Goods, Wares, and Merchandizes to be sold therein or brought thereto respectively, and for the Shops,

Until the new Markets commence, the old Market may be continued.

[Local.]

12 I

Stalls,

Stalls, and Standing Places therein, as he or they have heretofore been accustomed to receive and take.

Persons selling Corn, &c. by Sample, must pitch at least One Pint of the Article sold.

XLII. And be it further enacted, That upon, from, and after the Day to be appointed for the opening of the hereby authorized Markets in such Notices as herein-before is mentioned, if any Person or Persons shall on any succeeding Market Days, or on any other Day, sell or offer or expose to Sale in the said Principal Market Place any Corn, Grain, Malt, Meal, Flour, or other agricultural Produce, by Sample, and shall not publicly pitch in the Portion of the Principal Market Place appropriated for the Purpose at least One Pint of the Article offered for Sale (except Seeds), every Person so offending shall for each and every such Offence forfeit and pay any Sum not exceeding Five Pounds, to be recovered in manner directed by the general Provision herein-after contained for the Recovery of Penalties.

Power to remove the Swine Market.

XLIII. And be it further enacted, That it shall and may be lawful for the said Mayor, Aldermen, and Burgesses, or their Successors, (if at any Time hereafter they shall think fit,) to remove the Swine Market from the Place where it is now held unto the said Cattle Market Place; and for that Purpose they are hereby authorized and empowered, by a Notice to be published in some Newspaper circulated in the County of *Southampton*, and also to be fixed on the Door of the Parish Church of *Basingstoke*, to give Notice that such Swine Market shall be removed to the said Cattle Market, and to appoint in such Notice the Day (which Day shall not be sooner than Thirty Days after the Publication and affixing of such Notice, and which must be on or after the Day to be appointed for opening the said Cattle Market Place as herein-before is mentioned,) on which the said Swine Market shall be held in the said Cattle Market Place; and upon, from, and after the Day to be appointed in such last-mentioned Notice, all Markets which shall be holden within the said Town of *Basingstoke* for Sale of Swine shall be held in the said Cattle Market Place, and not elsewhere, and on the Days on which the Market for Swine hath usually been holden.

Penalty for selling Swine in the old Swine Market after such Removal.

XLIV. And be it further enacted, That upon, from, and after such Day so to be appointed as lastly herein-before is mentioned, if any Person or Persons shall on any Market Day or other Day (except on such Fair Days as aforesaid) sell or offer or expose to Sale within the said Town any Swine, except in the said Cattle Market Place, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, to be recovered in the Manner directed by the general Provision herein-after contained for the Recovery of Penalties.

New Tolls granted.

XLV. Provided always, and be it further enacted, That upon, from, and after the Day so to be appointed in such Notice as herein-before is mentioned, the said Mayor, Aldermen, and Burgesses, and their Successors, shall and may, by themselves or himself, or their or his Farmers, Officers, or Servants, ask, demand, recover, receive, and take of and from all and every Person and Persons exposing or offering

offering for Sale or selling any Cattle, Horses, Beasts, Sheep, or Swine, Corn, Grain, or agricultural Produce, Meal or Flour, Flesh or other raw Victuals, Fish, Poultry, Pigeons, Butter, Eggs, Herbs, Roots, Fruit, Garden Stuff, and other marketable Commodities, Matters, and Things, or who shall rent, use, or hire any Stall, Shed, Shamble, or Standing Place, in the said Cattle Market Place, the said Swine Market Place, the said Principal Market Place, or Lesser Market Place or Places (if any), the several Rents, Tolls, Piccage, Stallage, or Sum or Sums of Money which shall from Time to Time be fixed and appointed by the said Mayor, Aldermen, and Burgesses, and their Successors, to be paid for the same, not exceeding the several Rents, Tolls, Duties, Piccage, Stallage, Sum or Sums of Money in the Schedule to this Act annexed marked (B.) mentioned and specified; any Charter, Statute, Usage, or Custom to the contrary thereof in anywise notwithstanding: Provided nevertheless, that no Rent, Tolls, Duties, Sum or Sums of Money, shall be demanded or taken for any Corn, Grain, or agricultural Seeds for the Period of Fourteen Years from and after the passing of this Act.

No Toll to be taken for Corn, &c. for 14 Years.

XLVI. And be it further enacted, That the said Mayor, Aldermen, and Burgesses, and their Successors, shall set up and maintain, in some conspicuous Parts of the said Cattle Market and of the said Principal or other Markets, a Table of the Tolls and other Duties payable in the said Markets respectively by virtue of this Act, painted on Boards in Black Letters on a White Ground, and shall from Time to Time renew and replace the said Table of Tolls and other Duties when and as often as the same shall be obliterated or defaced.

Table of Tolls to be set up.

XLVII. And be it further enacted, That all the Tolls of the said Cattle Market and Swine Market, payable under or by virtue of this Act, shall, in case of Sale, become and be due when and as soon as the several Cattle, Horses, Beasts, Sheep, or Swine in respect whereof the same are by this Act respectively made payable shall be sold, and, in case of no Sale, immediately before their Removal from the said Cattle Market Place, or, so far as relate to Swine, immediately before their Removal from the Market Place at which they may be saleable according to the Provisions of this Act; and in case the Cattle, Horses, Beasts, Sheep, or Swine shall not be removed within the Time appointed for the Removal thereof after Sale, then another Toll shall become due for such Cattle, Horses, Beasts, Sheep, or Swine immediately after the Expiration of the Time allowed for the Removal of the same after the Sale thereof, and shall be forthwith paid to the said Mayor, Aldermen, and Burgesses, and their Successors, or to their Collector, Farmer, Officer, or Servant authorized to receive the said several Tolls, by the several Owner or Owners of the said Cattle, Horses, Beasts, Sheep, or Swine in respect whereof the same shall be respectively payable, or by the Person or Persons accompanying such Cattle, Horses, Beasts, Sheep, or Swine; and if such Owner or Owners or other Person or Persons shall, upon Demand thereof made by the said Collector, Farmer, or other Person authorized to receive the same, neglect or refuse

Tolls of Cattle Market when to be paid and how recovered.

refuse to make Payment of the said several Tolls aforesaid, or of any Part or Parts thereof, it shall be lawful for the said Collector, Farmer, or other Person so authorized to receive the same, either by himself or with Assistance, to detain, seize, and distrain the Cattle, Horses, Beasts, Sheep, or Swine in respect whereof such Tolls shall become due and payable, or any of them, or any of the Goods or Chattels of the Owner or Owners or such other Person or Persons so neglecting or refusing to pay the same as aforesaid; and if such Tolls, and the reasonable Charges of such Detention and Distress, and of keeping and maintaining the Things distrained, shall not be paid, such Collector, Farmer, or other Person authorized as aforesaid shall and may, at the Expiration of Four Days thereafter, sell and dispose of the said Cattle, Horses, Beasts, Sheep, or Swine, or other Goods or Chattels so distrained, or any Part thereof, and out of the Monies which shall arise by such Sale shall and may pay or retain such Tolls and all reasonable Charges incurred by such Detention, Distress, and Sale, paying and returning the Overplus (if any) of the said Monies, and such of the said Things distrained as shall remain unsold, if any such there shall be, upon Demand, to the Owner or Owners thereof or the Person or Persons in whose Possession the same shall have been when so detained and distrained as aforesaid, or as he, she, or they shall direct.

Recovery of
Tolls.

XLVIII. And be it further enacted, That in case any Person subject or liable to pay Toll under this Act (except in respect of Horses, Beasts, Sheep, and Swine, for which Provision is herein-before made,) shall refuse to pay the several Sums or Tolls aforesaid, or any of them, or any Part thereof, then and in such Case, and as often as it shall so happen, it shall be lawful for the Collector, Farmer, or other Person or Persons to be appointed by the said Mayor, Aldermen, and Burgesses, and their Successors, to receive such Tolls, either by himself or with Assistance to levy the same by Distress and Sale of all or any of the Goods, Articles, or Things in respect of which such Tolls shall have become due and payable, or any of the Goods and Chattels of the Owner or Owners thereof or the Person or Persons having the Charge or Care thereof, and the Distress so to be taken to sell immediately, rendering the Overplus (if any be), after deducting the Expence of such Distress and Sale, to the Person or Persons whose Property such Goods, Articles, and Things were at the Time of every such Distress.

Disputes as
to Distress
how to be
settled.

XLIX. And be it further enacted, That in case any Dispute or Difference shall arise touching any Distress or Sale herein-before authorized to be made for the Recovery of Tolls, such Dispute or Difference shall and may be finally determined by any Justice of the Peace of the said County of *Southampton*, not being the Mayor or an Alderman or Burgess of the said Town, upon Application made to him for that Purpose within Seven Days next after such said Distress and Sale, or Return of the said Overplus, who shall make such Order therein and award such Costs to either Party as to him or them shall in his or their Discretion seem meet, and by Warrant under his or their Hand and Seal or Hands and Seals to cause the Costs which shall be so awarded to be levied by Distress and Sale
of

of the Goods and Chattels of the Party or Parties liable to pay the same, rendering the Overplus (if any) to the Owner or Owners of such Goods and Chattels, after deducting the reasonable Charges of every such Distress and Sale.

L. Provided always, and be it further enacted, That nothing in this Act contained shall hinder or prevent the said Mayor, Aldermen and Burgesses, and their Successors or their Tenants, from suing for and recovering in any of His Majesty's Courts of Record at *Westminster* any Sum or Sums of Money whatsoever which after the passing of this Act shall become due or payable to them.

Not to prevent Tolls being recovered in the Courts at Westminster.

LI. And be it further enacted, That it shall and may be lawful for the said Mayor, Aldermen, and Burgesses, and their Successors, and they are hereby authorized, to appoint a Clerk of the Market, Collector or Collectors, and also to appoint and employ such other Person or Persons as may be necessary for the Purposes of this Act, and may from Time to Time remove any such Clerk, Collector or Collectors, or other Persons so to be appointed as aforesaid, as he or they shall think proper, and appoint another or others in the Room or Stead of any such Officer or Officers so removed, or dying, or declining to act, and make such Allowances to such Person or Persons as the said Mayor, Aldermen, and Burgesses, and their Successors, shall judge a reasonable Compensation for their respective Trouble and Services.

Power to appoint Officers.

LII. And be it further enacted, That all such Officers so to be appointed as aforesaid shall, under their Hands, (at such Time and Times and in such Manner as the said Mayor, Aldermen, and Burgesses, in case the Officer or Officers shall be appointed by them, or as the said Commissioners, in case the Officer or Officers shall be appointed by them, shall direct,) deliver to the said Commissioners, or to the said Mayor, Aldermen, and Burgesses, as the Case may be, or to such Person or Persons as they shall respectively appoint, true and perfect Accounts in Writing of all Matters and Things committed to their Charge, and of all Monies which shall have been received by such Officers and other Persons respectively by virtue or for the Purposes of this Act, specifying how much thereof hath been paid and disbursed, and for what Purposes, and shall also produce and deliver the Vouchers and Receipts for such Payments, and shall also pay all such Money as shall remain in their Hands, or be due from them respectively upon such Accounts, to the said Mayor, Aldermen, and Burgesses, or to the said Commissioners, as the Case may be, or to such Person or Persons as they shall appoint respectively; and if any such Officer or Person shall for the Space of Ten Days next after Notice in Writing from the said Mayor, Aldermen, and Burgesses, signed by the Town Clerk of the said Town, or from the said Commissioners, signed by their Clerk, requiring him so to do, (to be given to or left at the last or usual Place of Abode of such Officer or Person,) refuse or wilfully neglect to make and render such Accounts, or to produce or deliver up the Vouchers relating to the same, or to make Payment as aforesaid, or shall refuse or neglect to deliver to the said Mayor, Aldermen, and Burgesses, or to the said

Officers to account.

Commissioners, as the Case may be, or to such Person or Persons as they shall respectively appoint, all Books, Papers, Writings, and Effects belonging to them in his Custody or Power, or to give sufficient Information to the said Mayor, Aldermen, and Burgesses, or to the said Commissioners, respecting the same, it shall be lawful for the said Mayor, Aldermen, and Burgesses, or the said Commissioners, as the Case may be, and they are hereby authorized and empowered, to commence or cause to be commenced in any of His Majesty's Courts of Record at *Westminster* an Action or Actions against the Officer or Person making such Default as aforesaid, for the Recovery of the Monies which shall be in the Hands of such Officer or Person so refusing or making Default as aforesaid, and to recover the same with full Costs of Suit; or it shall and may be lawful for the said Mayor, Aldermen, and Burgesses, or the said Commissioners, or any Person or Persons whom they respectively shall appoint for that Purpose, to make Complaint to any Justice of the Peace for the County of *Southampton*, and such Justice may and he is hereby authorized and empowered, by a Warrant under his Hand and Seal, to summon the Officer or Person so refusing or making Default as aforesaid to appear before him, and upon his Appearance, or having been summoned and not appearing, (except from some reasonable Cause to be allowed by such Justice,) to hear and determine the Matter in a summary Way; and if upon the Confession of the Party, or by the Testimony of any credible Witness upon Oath or Affirmation, it shall appear to such Justice that any of the Money which shall have been collected or raised by virtue of this Act shall be in the Hands of such Officer or Person, or shall be unaccounted for by him, such Justice may and he is hereby authorized and required, upon Nonpayment thereof, by Warrant under his Hand and Seal, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer or Person, together with the Costs and Charges of making such Complaint, and of making such Distress and Sale; and if no Goods or Chattels of such Officer or Person can be found sufficient to answer and satisfy the said Money and the Charges as aforesaid, or if it shall appear and be proved to the said Justice, after such Summons as aforesaid, that such Officer or Person shall have refused or wilfully neglected to render or give such Account, or to produce and deliver the Vouchers relating thereto, or that any Books, Papers, Writings, or Effects belonging to the said Mayor, Aldermen, and Burgesses, or to the said Commissioners, shall be retained in the Custody or Power of such Officer or Person, and that he hath refused or wilfully neglected to deliver up or give Satisfaction respecting the same as aforesaid, then, and in either or any of the said Cases, such Justice shall commit such Offender to the Common Gaol or House of Correction for the said County of *Southampton*, there to remain, without Bail or Mainprize, until he shall have made and given a true and perfect Payment and Account as aforesaid, or until he shall have compounded with the said Mayor, Aldermen, and Burgesses, or the said Commissioners, as the Case may be, for such Money, and shall have paid such Composition in such Manner as they shall appoint, (which Composition the said Mayor, Aldermen, and Burgesses, or the said Commissioners, as the Case may be, are hereby empowered to make and receive,) or until he shall have delivered up such Books, Papers,

Writings, and Effects as aforesaid, or have given Satisfaction in respect thereof to the said Mayor, Aldermen, and Burgesses, or to the said Commissioners, as the Case may be: Provided always, that no Person who shall be committed by virtue of this Act on account of his not having sufficient Goods or Chattels shall be detained in Prison on that Account for any longer Term than Six Calendar Months: Provided also, that if any Money shall be due from such Officer or Person, his Commitment to Prison as aforesaid shall not (without the Consent of the said Mayor, Aldermen, and Burgesses, or the said Commissioners, as the Case may be,) be deemed a Discharge for the same, nor exonerate the Surety or Sureties for such Officer or Person, but such Officer or Person and his Surety or Sureties shall remain liable to the Payment thereof, in the same Manner as if such Officer or Person had not been committed to Prison.

LIII. And be it further enacted, That upon, from, and after the Day to be appointed for the opening of the said Cattle Market in such Notice as herein-before is mentioned, all and every Person and Persons who shall thereafter offer for Sale any Corn, Grain, or other agricultural Produce in Bulk or by Sample, Live Cattle, Horses, Beasts, or Sheep, in the said respective Markets, shall, after the same or the Sample thereof (as the Case may be) shall be brought into the said Markets respectively, deliver an Account thereof to the Clerk of the Market to be appointed by virtue of this Act, which Account shall specify the Quantities, Sorts, and Kind of such Corn, Grain, and other agricultural Produce, Cattle, Horses, Beasts, and Sheep respectively offered for Sale, and also of so much thereof as shall have been sold, and the Price at which the same shall have been sold; and the said Clerk shall keep a Register thereof, which shall be open to the Inspection of all Persons without Fee or Reward; and in case any Person or Persons shall not deliver such Account previous to the closing of the Market for the Day, or shall deliver a false Account, he or they shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings, to be recovered in the Manner directed by the general Provision herein-after contained for the Recovery of Penalties.

Register to be kept of Corn and Cattle brought into the Market.

LIV. And be it further enacted, That it shall be lawful for the said Mayor, Aldermen, and Burgesses, and their Successors, if they shall think proper, to appoint such public Weighing House or Place, Weighing Houses or Places, as they shall think necessary, in or near the said Market Places within the said Town, for the weighing and measuring such Meat, Provisions, or other Articles aforesaid as shall be bought or sold by Weight or Measure in the said Market, in case the Buyers or Sellers thereof shall desire the same; and they the said Mayor, Aldermen, and Burgesses, and their Successors, shall and they are hereby required to have and keep proper and sufficient Weights, Scales, and Measures according to the Directions of an Act passed in the Fifth Year of the Reign of His present Majesty, intituled *An Act for ascertaining and establishing Uniformity of Weights and Measures*, and of another Act passed in the Sixth Year of the Reign of His present Majesty, intituled *An Act to prolong the Commencement*

Corporation to erect and appoint public Weighing Houses.

5 G. 4. c. 74.

6 G. 4. c. 12.

of

of an Act of the last Session of Parliament, for ascertaining and establishing Uniformity of Weights and Measures, and to amend the said Act, and to appoint some proper Person or Persons to attend the same on every Market Day, at such Time or Times as in the Rules, Orders, or Bye Laws to be made by virtue of this Act shall from Time to Time be directed; and all and every Person or Persons selling Meat or other Provisions or Things by Weight or Measure in the said Markets, or either of them, shall weigh and measure in the said Markets the same in or by the said Weights, Measures, or Scales to be kept as aforesaid, if required so to do by the Buyer or Buyers thereof; and in order to defray the Expences of providing the said Weights, Scales, and Measures as aforesaid, and a Person to attend the same as aforesaid, there shall be paid for the weighing thereof, by the Buyer or Buyers of such Meat or other Provisions or Things, to the Person or Persons appointed to receive the same as aforesaid, the several Tolls and Sums of Money mentioned and specified in the Schedule to this Act annexed marked (B.); and if any Seller of any Meat, Fish, or other Provisions, Articles, or Things in any of the said Markets, shall refuse or neglect to weigh or measure the said Meat, Fish, or other Provisions, Articles, or Things by and with the said public Scales, Weights, or Measures as aforesaid, being required so to do, or if the Buyer or Buyers of any Meat, Fish, or other Provisions, Articles, or Things which shall be so weighed or measured as aforesaid, shall refuse or neglect to pay the Tolls for the same respectively at the Rate aforesaid, the Person or Persons in either case so refusing or neglecting shall forfeit and pay for every such Refusal or Neglect any Sum not exceeding Twenty Shillings; and the said Tolls, Sums of Money, and Penalties shall and may be recovered by Distress and Sale of the said Meat, Fish, or other Provisions, Articles, or Things of the Person or Persons so refusing or neglecting as aforesaid, in like Manner as is herein-before directed concerning the Recovery of Tolls to be paid in respect of the said Markets.

Com-
mis-
sioners may
make Bye
Laws for
regulating
the Markets.

LV. And be it further enacted, That for the better Regulation of the said Markets respectively, it shall be lawful for the said Commissioners and they are hereby authorized from Time to Time to make, constitute, provide, and ordain Rules, Orders, and Bye Laws for the regulating, ordering, and governing the said Markets respectively, and the Persons coming and resorting thereto, in all Matters which shall concern or relate to the said Markets, and for fixing the Hours for the Commencement and Termination of the said Markets respectively, and for the Arrangement and Distribution, placing and ordering of the Waggons and Carts bringing or taking away Goods to or from the said Markets respectively, and of the Persons driving and having the Care of such Waggons and Carts, and of the Porters and other Persons working or plying for Hire in the said Markets, and from Time to Time to repeal, alter, add to, or amend such Rules, Orders, and Bye Laws, or any of them, and to ascertain and fix and therein specify what pecuniary or other Penalties and Forfeitures shall be incurred by any Person breaking such Rules, Orders, and Bye Laws, or any of them, provided that no such pecuniary Penalty or Forfeiture shall exceed the Sum of Forty Shillings for One Offence; and

and also for fixing and ascertaining, changing, altering, or varying, the Days of the Week for holding the Market for Flesh or other raw Victuals, Fish, Poultry, Pigeons, Butter, Eggs, Herbs, Roots, Fruit, Garden Stuff, and other marketable Commodities, Matters, and Things, (except Corn, Grain, and other agricultural Produce, Malt, Meal, Flour, Cattle, Horses, Beasts, Sheep, and Swine); and also the Time or Times when and the Manner in which every moveable Shed, Stall, Standing, and Bench allowed to be used or set up in the said Market Places respectively, shall be set up, used, taken down and removed from, and deposited and laid by; all which Rules, Orders, and Bye Laws so to be made as aforesaid, not being repugnant to the Laws of this Realm or to the Provisions of this Act, all Persons herein-before mentioned are hereby required to observe and keep, under such Penalties and Forfeitures respectively as shall be so ascertained, fixed, and specified as aforesaid; and all such Rules, Orders, and Bye Laws shall be signed by not less than One Half of the Commissioners acting under or by virtue of this Act, and be deposited with the Clerk of the Peace for the said Town, and a Copy thereof shall be painted in legible Characters, and put up and exposed to public View in some conspicuous Part of the said Markets to which the same shall respectively apply, and which from Time to Time shall be revived and replaced when and as often as the same shall be altered, obliterated, or defaced.

LVI. Provided always, and be it further enacted, That all such Rules, Orders, and Bye Laws, and all Convictions for any Penalties or Forfeitures imposed by virtue thereof, shall be liable to appeal to the Justices at the General or Quarter Sessions in like Manner as is herein-after provided or mentioned with respect to any other Matter of Appeal; and no such Rules, Orders, and Bye Laws shall have any Force until Three Market Days after a Copy thereof shall be so painted and put up and exposed to public View as aforesaid; and the said Commissioners shall direct the Time or Times of beginning and concluding every Market, to be announced by the ringing of a Bell, or otherwise, as they shall think proper.

Appeal
against Bye
Laws.

LVII. And be it further enacted, That upon, from, and after the Day to be appointed for the opening of the said Market Places as herein-before is mentioned, if any Person or Persons shall, except on the principal Market Day, or on any Fair Day, sell, offer, or expose for Sale in the said Market Places authorized by this Act, or either of them, any manufactured Goods, Wares, or Merchandize whatsoever, other than such as should be expressly authorized to be sold within the said Market Places by the said Mayor, Aldermen, and Burgesses, and their Successors, every Person so offending shall for every such Offence, on Conviction before the Mayor or any other Justice or Justices of the Peace for the said Town of *Basingstoke*, forfeit and pay any Sum not exceeding Five Pounds for every Day he, she, or they shall offer or expose the same for Sale as aforesaid, to be recovered in the Manner directed by the general Provision herein-after contained for the Recovery of Penalties.

No manu-
factured
Goods to be
sold in the
Market
Places ex-
cept on Mar-
ket Days.

No Goods to
be sold by
Auction in
the Streets.

LVIII. And be it further enacted, That upon, from, and after the Day appointed for the opening of the said Market Places as hereinbefore is mentioned, if any Person or Persons shall sell or offer or expose for Sale, or assist in selling or offering or exposing for Sale, by Auction or Outcry, any Cattle, Goods, Wares, Merchandize, Chattels, or Things whatsoever in the public Streets or Places of the said Town of *Basingstoke*, every Person so offending shall for every such Offence, on Conviction before the Mayor or any other Justice or Justices of the Peace for the said Town, forfeit and pay any Sum not exceeding Five Pounds, to be recovered in manner directed by the general Provision herein-after contained for the Recovery of Penalties.

For prevent-
ing Obstruc-
tions and
Nuisances.

LIX. And be it further enacted, That upon, from, and after the Day to be appointed for the opening of the Market Places as hereinbefore is mentioned, if any Person or Persons shall put, place, or leave any Article or Thing whatsoever, (be the same Waggon, Cart, Truck or Wheelbarrow, Cask, Basket, Hamper, Packing Case, laden or unladen, full or empty, Commodities or Merchandize or other Thing,) whether for the Purpose of Sale or for any other Purpose, on any Part of the said Principal Market Place, Lesser Market Place or Places (if any), Cattle Market Place, Swine Market Place (if any), or on any Part of the Carriageway immediately adjoining or through the said Principal Market Place, contrary to the Regulations of the said Markets hereinbefore contained, or the Bye Laws thereof for the Time being, and shall not remove and take away such Article or Thing when required so to do by the said Mayor, Aldermen, and Burgesses, or their Successors, or their Lessees, Tenants, Agents, or Servants, and continue and keep the same so removed; and if any Person who shall obstruct or hinder the said Mayor, Aldermen, and Burgesses, or their Successors, Lessees, Tenants, Agents, or Servants, or any Persons by them employed for the Purpose, either in the seizing, removing, and taking away of such Articles and Things under the Provision next herein-after contained, or in the sweeping or cleaning of the said Market Places or either of them, or in the taking away of any Dust, Dirt, Rubbish, Offal, or other Filth; every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings; and if any Person shall kill, slaughter, singe, scald, or dress, or cause to be killed, slaughtered, singed, scalded, or dressed, any Beast, Calf, Sheep, Swine, or other Cattle, or Poultry or other live Thing, in any Part of either of the said Market Places, or shall injure, deface, or spoil any Erection or Building, Lamp or Window, Weighing Engine, Scales, Pillars, Posts, Rails, Steps, or Pavements in or belonging to any of the said Market Places, or break, injure, or deface any Board, Notice, or Inscription fixed or put up within the said Market Places respectively by Order of the said Mayor, Aldermen, and Burgesses, and their Successors, or the said Commissioners, or shall cause, do, or commit any other kind of Destruction or Nuisance, Damage, Injury, or Spoil in any Part of the said Market Places, or upon any of the Erections, Buildings, Stalls, or Standings therein or belonging thereto respectively, every Person so offending shall for every such Offence forfeit and pay a Sum not exceeding Five Pounds.

LX. And be it further enacted, That it shall and may be lawful for the said Lessees or Tenants, Agents or Servants of the said Mayor, Aldermen, and Burgesses, or their Successors, or any Person or Persons acting under their Authority, or any Constable, Peace Officer, or Watchman, without any Warrant or other Authority than this Act, to seize and take into Custody, and for any Person whomsoever to be aiding and assisting in seizing and taking into Custody, every such Offender, and to carry him before the Mayor for the said Town of *Basingstoke* or other Justice of the Peace, before whom he may be convicted under the Provision in that Behalf herein-after contained, in order to his being dealt with according to the Directions of this Act.

Summary
Apprehen-
sion of Of-
fenders.

LXI. And be it further enacted, That from and after the Day to be appointed for the opening of the Market Places as herein-before mentioned, if any Person or Persons shall put, place, or leave any Waggon, Cart, or other Carriage, Stand, Stall, Stallboard, Form, Wheelbarrow, Handbarrow, Cask, Basket, Package, Hamper, or other Commodity, Article, Matter, or Thing whatsoever, in, upon, or over any of the Footpaths, Gangways, or Passages of or in the said Markets, and shall not immediately remove and take away the same when required so to do by the said Mayor, Aldermen, and Burgesses, or their Tenant or Tenants, or any of their Agents or Servants, (whether the said Markets shall be let or not,) and continue and keep the same so removed, or shall leave any empty or unladen Waggon, or empty or unladen Cart or other Carriage, empty Basket, empty Hamper, or empty Packing Case of any kind, upon any of the Stands in the said Market Places, or either of them, or shall place, pitch, expose for Sale, sell, or leave any Commodity, Article, Matter, or Thing, or place or put or leave any Waggon, Cart, or other Carriage, Bulk, Basket, Package, Hamper, or other Thing, in, upon, or over any Part of the said Market Places, contrary to the Provisions herein contained, or any Bye Law, Rule, or Regulation made in pursuance of this Act, or shall refuse to remove any Waggon, Cart, or other Carriage, Commodity, Article, Matter, or Thing, when required so to do as herein-before mentioned, it shall be lawful for the said Mayor, Aldermen, and Burgesses, and their Successors, or their Tenants, or any of their Agents or Servants, to seize, and for any Person whomsoever to be aiding and assisting in seizing, any such Waggon, Cart, or other Carriage, Bulk, Stand, Stall, Stallboard, Form, Wheelbarrow, Handbarrow, Cask, Basket, Package, Hamper, or other Commodity, Article, Matter, or Thing, together with the Horse or Horses to any such Waggon, Cart, or other Carriage belonging, and the Harness, Gears, and Accoutrements thereof, and to cause the same to be removed to some convenient and proper Place or Places, affixing a written or printed Notice, within One Hour after such Seizure, upon some conspicuous Place within the said Market Place where the same shall be seized, of the Place to which the Articles so seized shall be removed; and the same shall be there kept and detained until the Costs, Charges, and Expences of removing and keeping the same, and of keeping such Horse or Horses (if any), shall be paid; and in case the same shall not be claimed, and the said Costs, Charges and Expences paid, within

Waggons,
Carts, Pack-
ages, Fruit,
&c. placed on
Footpaths,
&c. may be
seized.

Seven

Seven Days next after such Removal thereof, it shall be lawful for the said Mayor, Aldermen, and Burgesses, and their Successors, or their Tenants, or other Person or Persons acting under their Authority, (having affixed in some conspicuous Part of the said Market Place One Day's previous Notice of their Intention so to do,) with any Constable or other Peace Officer of the said Town, (who is hereby required to be aiding and assisting therein,) to cause the Article so seized as aforesaid to be appraised by a sworn Appraiser, (whom such Constable is hereby empowered to swear to appraise the same,) and after such Appraisement to be sold for the best Price that can be got for the same, leaving the Overplus which shall remain after satisfying the Costs, Charges, and Expences of and attending such Seizure, Removal, Keeping, Appraisement, and Sale, in the Hands of such Constable for the Owner's Use.

Punishing
Persons
guilty of
Pound-
breach.

LXII. And be it further enacted, That in case any Person or Persons shall release or attempt to release any Cow, Horse, Ass, Swine, or other Live Stock or Cattle which shall be seized for the Purpose of being impounded under the Authority of this Act, from the Pound or Place where the same shall be so impounded, or shall pull down, damage, or destroy the same Pound or Place or any Part thereof, or any Lock or Bolt belonging thereto or with which the same shall be fastened, or shall rescue or release, or attempt to rescue or release, any Distress or Levy which shall be made under the Authority of this Act, until or before such Cow, Horse, Ass, Swine, or other Live Stock or Cattle seized or so impounded, or such Distress or Levy so made, shall be discharged by due Course of Law, every Person so offending shall, upon Conviction thereof before any One of His Majesty's Justices of the Peace for the County or Place where the Offence shall have been committed, either upon Confession of the Party or Parties offending, or upon the Oath of One credible Witness, and which Oath the said Justice is hereby authorized and empowered to administer, be committed by such Justice by Warrant under his Hand and Seal to the Common Gaol or House of Correction of the County of *Southampton*, there to remain, without Bail or Mainprize, for any Time not exceeding Three Calendar Months.

Carts, &c.
may remain
in Market
Places for a
certain
Period.

LXIII. And be it further enacted, That during the Days the said Markets hereby authorized shall be holden, and subject to the Directions herein contained and to the Bye Laws of the said Markets for the Time being, it shall and may be lawful for any Waggon, Cart, Sledge, Dray, or other Carriage to remain in the said Market Places, or the Carriageways adjoining or crossing the same, from the Announcement of the Commencement of the said Market, until the Expiration of Half an Hour after the Announcement of the Termination thereof; any thing contained in any Act or Acts to the contrary thereof in anywise notwithstanding.

Justices to
grant War-
rants to
search for
and seize un-

LXIV. And be it further enacted, That from and after the passing of this Act it shall and may be lawful to and for the Mayor or any other Justice or Justices of the Peace for the said Town of *Basingstoke*; and he and they is and are hereby authorized and required, upon

upon Information exhibited to him or them upon Oath that any Meat, Fish, or other Provisions of an unwholesome Nature, or in a State improper for Human Food, is or are concealed or suspected to be concealed for Sale in any of the Market Places already established or to be established by virtue of this Act, or in any Dwelling House, Shop, or other Place or Places within the said Town of *Basingstoke*, to issue his or their Warrant or Warrants to search all such Markets, Dwelling Houses, Shops, and other Places, and any Meat, Fish, or other Provisions of an unwholesome Nature, or in a State improper for Human Food, then and there found, to seize and convey before such Justice or Justices, who, upon Proof of the unwholesome Nature thereof, or of the same being improper for Human Food, either by One credible Witness, or upon his or their own Inspection, may order the same to be destroyed; and it shall be lawful for the said Justice or Justices to summon the Person or Persons in whose Custody the said unwholesome Meat, Fish, or other Provisions shall have been found, to appear before him or them, and upon the Appearance of such Person or Persons, or in case he, she, or they shall not appear, then upon due Proof of the Service of the Summons either personally or by leaving the same at his, her, or their last or usual Place or Places of Abode, to adjudge the said Person or Persons to have forfeited for every such Offence any Sum not exceeding Five Pounds, to be recovered in manner directed by the general Provision herein-after contained for the Recovery of Penalties.

wholesome
Provisions.

LXV. And be it further enacted, That it shall and may be lawful to and for the said Mayor, Aldermen, and Burgesses, and their Successors, if they or the said Commissioners shall deem it necessary, to stop up, by means of a Bar or Chain, on every Day on which the Corn Market shall be held in pursuance of this Act, from the Hour of Ten in the Forenoon until the Hour of Four in the Afternoon, a certain public Carriageway, but not the Footway, leading from the present Market Place within the said Town to a certain Street within the same, called *Church Street*, between the present Town Hall and a certain Public House called the *Royal Oak*.

Power to
stop up the
Way between
the Town
Hall and
Royal Oak.

LXVI. And be it further enacted, That it shall and may be lawful to and for the said Mayor, Aldermen, and Burgesses, and their Successors, and they are hereby authorized and empowered, to let any of the Stalls, Standings, Places, Shambles, or other Conveniences hereafter to be erected, built, made, or set up by them within the said hereby authorized Market Places, to any Person or Persons who shall or may be willing or desirous to take the same, for a Year, or any longer or shorter Period than a Year, not exceeding Three Years, the Rent for the same to be payable in advance.

Power to let
Stalls, &c.

LXVII. And be it further enacted, That it shall and may be lawful for the said Mayor, Aldermen, and Burgesses, and their Successors, at any Time or Times, or from Time to Time, to demise and let the said hereby authorized Market Places, or any of them, and the Rents, Tolls, Stallage, Duties, and other Sum or Sums of Money to be collected or to arise from or in respect of the said Markets, or

Power to
lease Market
Places, Tolls,
&c.

[*Local.*]

12 M

any

any of them, by virtue of this Act, to any Person or Persons who shall be willing to take and farm the same respectively, by public Auction or private Contract, for a Year, or any longer or shorter Period than a Year, not exceeding Three Years, upon such Terms and Conditions, at such Rent or Rents, and with such Securities for the Payment of the same, as shall be agreed on and settled by the said Mayor, Aldermen, and Burgesses, and their Successors, and the Person or Persons respectively to whom such Letting or Lettings shall be made.

Application
of Tolls.

LXVIII. And be it further enacted, That the said Mayor, Aldermen, and Burgesses, and their Successors, shall and they are hereby directed to apply the Tolls, Rates, and Duties hereby authorized to be taken, in manner following; that is to say, in the first place in paying and defraying the Costs, Charges, and Expences of applying for and incident to the obtaining and passing this Act, together with Interest thereon from the Time of advancing or disbursing the same; then in paying the Costs, Charges, and Expences incident to and attending the forming, erecting, fitting up, and making commodious for the Public the said Markets and Conveniences connected therewith, and attending the Maintenance and Repairs of the said Markets, and all Taxes, Salaries, and Allowances of Officers, and other incidental Expences; and, subject to the said Costs, Charges, Expences, and Payments aforesaid, the surplus Tolls, Rates, and Duties shall be retained by the said Mayor, Aldermen, and Burgesses, and their Successors, to and for their own absolute Use and Benefit.

No Leases to
be assigned
or conveyed
without the
Consent of
the Mayor,
Aldermen,
and Bur-
gesses.

LXIX. Provided always, and be it further enacted, That no Lease of the said hereby authorized Market Places or Tolls shall at any Time be assigned, nor any Stall, Standing Place, Shamble, or other Conveniency, whether let by the Day only or for any longer Period, underlet or in any Manner conveyed or assigned, without the Consent in Writing of the said Mayor, Aldermen, and Burgesses, or their Successors, under their Common Seal; and if any Lessee or Assignee, Lessees or Assignees of any Lease, or of any Person or Persons having any Interest in any such Stall, Standing Place, Shamble, or other Conveniency as aforesaid, shall at any Time during his, her, or their Term or Interest therein set, let, underlet, demise, or assign, or otherwise part with the Possession of such Stall, Standing Place, Shamble, or other Conveniency, or any Part thereof, to any other Person or Persons whomsoever, without the Consent in Writing of the said Mayor, Aldermen, and Burgesses, or their Successors, under their Common Seal, then and from thenceforth such Lease or Letting of such Stall, Standing Place, Shamble, or other Conveniency, and the Interest of the Person or Persons so setting, letting, underletting, demising, assigning, and parting with the Possession of the same therein, shall, at the Will and Pleasure of the said Mayor, Aldermen, and Burgesses, or their Successors, be utterly void, frustrate, and of no effect; and the said Mayor, Aldermen, and Burgesses, or their Successors, or any Person or Persons duly authorized by them, shall and may thereupon enter upon such Stall, Standing Place, Shamble, or other Conveniency, and let the same to

any other Person or Persons whomsoever; and in case the Farmer, Lessee or Assignee, Lessees or Assignees of, or Person or Persons having had such Interest in, any such Stall, Standing Place, Shamble, or other Conveniency, or any Person or Persons claiming under him, her, or them, shall in any such Case as aforesaid refuse to quit the same, he, she, or they shall and may, upon Complaint made to the Mayor or any other Justice or Justices of the Peace of the said Town, who is and are hereby empowered and directed to inquire into the Matter, be removed by such Justice or Justices therefrom, by Warrant under his, her, or their Hand and Seal or Hands and Seals.

LXX. And be it further enacted, That in case the said hereby authorized Market Places, and the Rents, Tolls, Stallage, Duties, and other Sum or Sums of Money to be collected or to arise from or in respect of the said Markets, or any Part thereof, by virtue of this Act, shall be demised or let to farm, and the Lessee or Lessees, Farmer or Farmers thereof shall neglect or refuse to perform the Terms and Conditions on which the same shall be so demised or let, or in case the Rent or Rents agreed to be paid by such Lessee or Lessees, Farmer or Farmers, shall be in arrear by the Space of Twenty-one Days next after any of the Days on which the same ought to be paid pursuant to the Lease or Agreement for the demising or letting thereof, then and in either of the said Cases any Person or Persons duly authorized by the said Mayor, Aldermen, and Burgesses, or their Successors, shall be at liberty, and he and they is and are hereby authorized, to enter upon and take Possession of the said hereby authorized Market Places and every Part thereof, and to remove and put out such Lessee or Lessees, Farmer or Farmers of the said Market Places, Rents, Tolls, Stallage, Duties, and other Sum and Sums of Money to be collected or arise as aforesaid, from the Possession thereof, and from the Collection of such Rents, Tolls, Stallage, Duties, Sum and Sums of Money; and thereupon it shall be lawful for the said Mayor, Aldermen, and Burgesses, and their Successors, if they shall think fit, and shall give Notice in Writing of such his or their Intention, by or under the Hand of the Mayor for the Time being of the said Town of *Basingstoke*, to such Lessee or Lessees, Farmer or Farmers, to vacate and determine the Lease, Contract, or Agreement for demising or letting the said Markets, Rents, Tolls, Stallage, Duties, Sum and Sums of Money to such Lessee or Lessees, Farmer or Farmers, and then and from thenceforth the same Lease, Contract, or Agreement shall be utterly void to all Intents and Purposes, save as to the Covenants or Agreements for Payment of the Rent or Rents thereby reserved, or other unperformed or broken Covenants or Agreements on the Lessees Part, as if such Demise, Contract, or Agreement had never been made; and it shall be lawful for the said Mayor, Aldermen, and Burgesses, and their Successors, in every such Case again to demise or let to farm the said hereby authorized Market Places, Rents, Tolls, Stallage, Duties, Sum or Sums of Money, to any other Person or Persons, or to cause them to be collected as if no former Demise, Contract, or Agreement had been made relating thereto.

Remedy in
case of Non-
payment of
Rents, &c.

LXXI. And

Power to
apprehend
transient
Offenders.

LXXI. And whereas Offences may be committed against this Act by Persons unknown to the said Mayor, Aldermen, and Burgesses, and their Successors, or their Lessees or Tenants, or their Agents, or the Commissioners acting under or by virtue of this Act; be it therefore further enacted, That it shall be lawful for the said Mayor, Aldermen, and Burgesses, and their Successors, and all and every Person or Persons claiming under them, either as Lessees of the said Market, or as Tenants of the Stalls or Standings thereof, or acting under their Authority, or acting under the Authority of the Commissioners under this Act, or under such other Person or Persons as they or any of them shall call to their Assistance, without any Warrant or other Authority than this Act, to seize and detain any Person who shall commit any Offence against this Act, or against any Rule, Order, or Bye Law made in pursuance thereof, and to take him, her, or them before the Mayor or such other Justice of the Peace as under the Provisions of this Act may hear the Complaint; and such Mayor or other Justice shall and is hereby required to proceed and act with respect to such Offender or Offenders according to the Provisions of this Act.

Justices to
issue Sum-
mons for
Attendance
of Witnesses.

LXXII. And be it further enacted, That it shall and may be lawful to and for any Justice or Justices of the Peace, who is or are made competent, empowered, or required to hear and determine any Complaint or Matter of this Act, to issue a Summons under his or their Hand and Seal or Hands and Seals to any Person or Persons whomsoever to attend as a Witness or Witnesses, and to give Evidence upon Oath or solemn Affirmation before any such Justice of the Peace touching any Matter of Fact contained in any Information or Complaint for any Offence against this Act, or against any Bye Law, Rule, or Order made in pursuance of this Act, whether on the Part of the Prosecutors or Informers, or of the Person or Persons complained of, or otherwise, and which Summons such Justice or Justices as aforesaid are hereby required to issue if thereunto required; and if such Person or Persons so summoned as aforesaid, upon being paid or tendered such Sum for his or their Costs and Charges, Trouble and Attendance, as the said Justice or Justices shall think reasonable, shall refuse or neglect to appear at the Time and Place to be for that Purpose appointed, without such Excuse for such his, her, or their Refusal or Neglect as shall be approved of by such Justice or Justices, or appearing shall refuse to be examined on Oath or solemn Affirmation, or to give Evidence, before such Justice or Justices, then and in every such Case every such Person shall forfeit and pay for every such Offence any Sum not exceeding the Sum of Five Pounds, to be recovered in the Manner directed by the general Provision herein-after contained for the Recovery of Penalties.

Penalty for
not attend-
ing, &c.

Justices may
proceed by
Summons for
Recovery of
Penalties.

LXXIII. And be it further enacted, That in all Cases in which by this Act any Penalty or Forfeiture is made recoverable before any Justice or Justices of the Peace or other Magistrate to whom Complaint is authorized to be made of any Offence against this Act, it shall be lawful for such Justice or Justices to receive such Complaint and to summon the Party complained against before him
or

or them, and on such Summons to hear and determine the Matter of such Complaint, and on Proof of the Offence to convict the Offender or Offenders, and to adjudge him, her, or them to pay the Penalty or Forfeiture incurred, and to proceed to recover the same, although no Information in Writing shall have been exhibited or taken by or before such Justice or Justices; and all such Proceedings by Summons without Information shall be as good, valid, and effectual to all Intents and Purposes as if an Information in Writing was exhibited.

LXXIV. And be it further enacted, That where any Damages or Charges are directed or authorized to be paid or recovered in addition to any Penalty for any Offence in this Act mentioned, the Amount of such Damages or Charges, in case of Dispute respecting the same, shall be settled and determined by the Justice or Justices of the Peace by or before whom any Offender shall be convicted of any such Offence, who is hereby authorized and required, on Nonpayment thereof, to levy such Damages by Distress and Sale of the Offender's Goods and Chattels in manner by this Act directed for the levying of any Penalties or Forfeitures.

Damages and Charges, in case of Dispute, to be settled by Justices.

LXXV. And be it further enacted, That in all Cases where it may be necessary or requisite for the said Commissioners, or the said Mayor, Aldermen, and Burgesses, to give any Notice to any Body Politic, Corporate, or Collegiate, or to any Person whomsoever, under the Provisions or Directions contained in this Act, such Notice shall be in Writing signed by any One or more of the said Commissioners, or by the Clerk for the Time being to the said Commissioners, without being required to be under the Hands and Seals of the said Commissioners, or any of them, in Cases where the same shall be required to be given by the said Commissioners, or by the Town Clerk for the Time being of the said Town, in Cases where the same shall be required to be given by the said Mayor, Aldermen, and Burgesses.

Notices.

LXXVI. And be it further enacted, That in all Cases wherein it may be requisite or necessary for any Person or Persons or Party or Parties to serve any Notice or Notices upon the said Commissioners, or any Writ or Writs or other Proceedings either at Law or in Equity, the Service thereof upon the Clerk of the said Commissioners, or at the Office of the said Clerk, or left at the last or usual Place of Abode of the Clerk of the said Commissioners, or upon any Two or more of the said Commissioners, or left at their last or usual Places of Abode, shall be deemed good and sufficient Service of the same respectively on the said Commissioners; and in all Cases where any such Service shall be necessary or requisite upon the said Mayor, Aldermen, and Burgesses, such Service upon the Town Clerk for the Time being of the said Town, or left at his Office or last or usual Place of Abode, shall be deemed good and sufficient Service on the said Mayor, Aldermen, and Burgesses.

Declaring what shall be good Service of Notice, &c.

LXXVII. And, for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That the Magistrates before whom any Person shall be convicted of any Offence against

Convictions to be drawn in the following Form.

[Local.]

12 N

this

this Act shall and may cause the Conviction to be drawn up according to the following Form, or to the like Effect; *videlicet*,

Town of Basingstoke }
 in the County of }
 Southampton, to wit. } **BE** it remembered, That on the
 Day of _____ in the Year of our Lord
 A. B. _____ convicted before
 me [*the Magistrate*], [*here specify the Offence, and the Time and
 Place when and where committed, as the Case may be,*] contrary to
 an Act of Parliament made in the Tenth Year of the Reign of
 King George the Fourth, intituled *An Act* [*here insert the Title of
 this Act*]. Given under my Hand and Seal, the Day and Year
 first above written.

Recovery and
Application
of Penalties.

LXXVIII. And be it further enacted, That all Offences whatsoever which by virtue or under the Authority of this Act, or by or under any Rule, Order, or Bye Law to be made in pursuance thereof, are or shall be subject to or punishable with any pecuniary Penalties, Fines, or Forfeitures, for the Recovery of which no express Provision is herein-before made, shall and may in every Case be heard, adjudged, and determined by or before the Mayor or any other Justice or Justices of the Peace for the said Town of *Basingstoke*, in a summary Way, upon Information or Complaint made, whether the same shall be in Writing or not (and which shall in every Case be made within Six Calendar Months at furthest next after the committing of such Offences respectively, and not afterwards); and upon any such Information or Complaint as aforesaid the said Justice or Justices shall summon the Party or Parties accused, and examine into the Matter thereof; and if upon the Confession of the Party or Parties accused, or on the Oath of any One or more credible Witness or Witnesses, the Party or Parties accused shall be convicted of having committed such Offence or Offences, then and in every such Case the Penalty or Penalties, Fine or Fines, Forfeiture or Forfeitures, hereby or by any such Rule, Order, or Bye Law is or are made payable in respect of such Offence or Offences, together with the Costs of Conviction, to be ascertained by such Justice or Justices, shall be forthwith paid by the Party or Parties so convicted as aforesaid; and in case such Party or Parties so convicted shall refuse or neglect to pay the same forthwith, then (except in Cases otherwise provided by this Act) the same shall and may, by Warrant or Warrants under the Hand and Seal or Hands and Seals of any such Justice or Justices, (which he and they is and are hereby empowered and required to grant,) be levied and recovered, together with the Costs of Conviction and Recovery thereof, to be ascertained by such Justice or Justices, by Distress and Sale of the Goods and Chattels of such Offender or Offenders, rendering the Overplus of the Money arising by such Sale (if any), upon Demand, to the Party or Parties whose Goods and Chattels shall be distrained; one Moiety of which Penalties, not herein directed to be otherwise applied, shall be paid to the Informer, and the other Moiety shall be paid to the Treasurer to the Commissioners for paving the said Town; and it shall be lawful for the said Justice or Justices to order the Offender or Offenders so convicted to be detained in safe Custody until Return can be conveniently made to such Warrant or Warrants of Distress,
 unless

unless the said Offender or Offenders shall give sufficient Security to the Satisfaction of such Justice or Justices for his, her, or their Appearance before the said Justice or Justices on such Day or Days as shall be appointed for the Return of such Warrant or Warrants of Distress, such Day or Days not being more than Eight Days from the taking any such Security, and which Security the said Justice or Justices is and are hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant or Warrants it shall appear that no sufficient Distress can be had whereupon to levy the said Penalty or Penalties, Fine or Fines, Forfeiture or Forfeitures, and such Costs as aforesaid, and the same shall not be forthwith paid, or in case it shall appear to such Justice or Justices, either upon the Confession of the Offender or Offenders, or otherwise, that the Offender or Offenders hath or have not sufficient Goods or Chattels whereon such Penalty or Penalties, Fine or Fines, Forfeiture or Forfeitures, and such Costs as aforesaid, can be levied if a Warrant of Distress were issued, such Justice or Justices shall not be required to issue the same, and thereupon it shall be lawful for the said Justice or Justices, and he and they is and are hereby required and empowered, by Warrant or Warrants under his Hand and Seal or their Hands and Seals, to commit such Offender or Offenders to the Common Gaol or House of Correction for the said County of *Southampton*, there to remain, without Bail or Mainprize, for any Term not exceeding Three Calendar Months, unless such Offender or Offenders shall have sooner fully paid such Penalty or Penalties, Fine or Fines, Forfeiture or Forfeitures, and all Costs attending such Proceedings as aforesaid, to be ascertained by such Justice or Justices, or shall otherwise be discharged by due Course of Law.

LXXIX. And be it further enacted, That where any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, such Distress shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in any of the Proceedings relating thereto, nor shall the Party or Parties making the same be deemed a Trespasser or Trespassers *ab initio*, on the Account of Irregularity which shall be afterwards committed by the Party or Parties distraining, but the Person or Persons aggrieved by such Irregularity shall and may recover full Satisfaction for the special Damage only in an Action on the Case.

Distress not
unlawful for
Want of
Form.

LXXX. Provided always, and be it further enacted, That no Plaintiff or Plaintiffs shall recover in any Action or Actions for any Irregularity, Trespass, or other Proceeding made or committed in execution of this Act, if Tender of sufficient Amends shall be made by or on the Behalf of the Party who shall have committed such Irregularity, Trespass, or other wrongful Proceeding, before such Action brought; and in case no Tender shall have been made, it shall be lawful for the Defendant or Defendants in any such Action, by Leave of the Court where such Action shall depend, at any Time before Issue joined, to pay into Court such Sum of Money as he or they shall think fit, whereupon such Proceedings,
Order,

Plaintiff not
to recover
after Tender
of sufficient
Amends.

Order, and Adjudication shall be made, had, and given in and by such Court as in other Actions where the Defendant is allowed to pay Money into Court.

Proceedings
not to be
quashed for
Want of
Form, nor
removed by
Certiorari.

LXXXI. Provided always, and be it further enacted, That no Proceeding to be had touching the Conviction of any Offender or Offenders against this Act, or any Order made or any other Matter or Thing done or transacted in or relative to the Execution of this Act, shall be quashed or vacated for Want of Form, or be removed or removable by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster*.

Limitation
of Actions.

LXXXII. And be it further enacted, That no Action or Suit shall be commenced or prosecuted against any Person or Persons for any thing done or omitted to be done in pursuance of or contrary to this Act, unless One Calendar Month's Notice thereof shall be first given in Writing to the Clerk for the Time being to the said Commissioners, in case such Action or Suit shall be intended to be commenced or prosecuted against them the said Commissioners, or any Person or Persons acting under their Authority, or to the Town Clerk for the Time being of the said Town of *Basingstoke*, in case such Action or Suit shall be intended to be commenced or prosecuted against the said Mayor, Aldermen, and Burgesses, or any Person or Persons acting under their Authority, signed by the Plaintiff or Plaintiffs, or by his, her, or their Attorney or Attornies, or unless the same shall be commenced before the Expiration of Three Calendar Months next after the Fact committed, or unless Tender of reasonable Amends hath not or shall not have been made by or on behalf of the Defendant or Defendants in such Action or Suit, nor unless such Action or Suit shall be laid and brought in the County where the Cause of Action shall have arisen, and not elsewhere; and the Defendant or Defendants in any Action or Suit to be commenced for any thing done or omitted to be done in pursuance of or contrary to this Act shall and may plead the General Issue, and give this Act and the special Matter in Evidence, on any Trial to be had thereupon, and that the Matter or Thing for which such Action or Suit shall be brought was done or omitted in pursuance and by Authority of this Act; and if such Matter or Thing shall appear to have been so done or omitted, or if it shall appear that such Action or Suit was brought before One Calendar Month after such Notice thereof as aforesaid was given in Writing to such Clerk as aforesaid, or if it shall appear that such Action or Suit was not commenced before the Expiration of Three Calendar Months next after the Fact committed, or if it shall appear that Tender of reasonable Amends was made by or on behalf of the Defendant or Defendants in such Action or Suit before such Action or Suit was commenced, or if such Action or Suit be brought in any other County or Place than the County aforesaid, then the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall become nonsuited, or shall discontinue his, her, or their Action or Suit, after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover Treble Costs, and shall have such Remedy for the same

same as any Defendant or Defendants hath or have in other Cases by Law.

LXXXIII. And be it further enacted; That if any Person or Persons, Body or Bodies Politic or Corporate, shall think himself, herself, or themselves aggrieved by any Rule, Bye Law, Order, or any Judgment or Determination made or given, or by any Penalty imposed, or Conviction made, by virtue of this Act, such Person or Persons, Body or Bodies Politic or Corporate, shall or may appeal to the Justices of the Peace at the next General or Quarter Sessions of the Peace to be holden for the said County of *Southampton* within Six Calendar Months next after such Cause of Complaint shall have arisen, on giving or causing to be given Fourteen Days Notice at least in Writing of his or their Intention to bring such Appeal, and of the Cause and Matter thereof, to the Clerk for the Time being to the Commissioners under this Act, in case such Appeal shall be against any Act of the said Commissioners, or to the Town Clerk for the Time being of the said Town, in case such Appeal shall be against any Act of the said Mayor, Aldermen, and Burgesses, and within Five Days after such Notice entering or causing a Recognizance to be entered into before some Justice of the Peace acting in and for the said Town of *Basingstoke*, with Two sufficient Persons as Sureties, conditioned to try such Appeal and abide the Order thereon, and to pay such Costs as shall be awarded by such Justices at such General or Quarter Sessions; and such Justices, upon due Proof of Notice being given as aforesaid, and of entering into such Recognizance, shall hear and determine the Cause and Matter of such Appeal in a summary Way, and award such Costs to the Party appealing or appealed against as the said Justices shall think proper, and shall or may mitigate any Fine, Penalty, or Forfeiture, and may order such Money to be returned, which shall have been levied in pursuance of such Bye Law, Rule, Order, or Determination, and may also order such fair Satisfaction to be made to the Party injured as the said Justices shall think proper; and the Determination of the said Justices at their said General or Quarter Sessions shall be binding and conclusive.

LXXXIV. Provided always, and be it further enacted, That nothing in this Act contained shall in any Manner lessen or abridge, or be deemed or construed to lessen or abridge, the Power or Authority of the Commissioners acting under or by virtue of an Act of the Fifty-fifth Year of the Reign of His late Majesty King *George* the Third, for paving and improving the Town of *Basingstoke*, except as to such Part or Parts of the said Act as is or are hereby repealed, altered, or varied; provided that no Offender under this Act shall be convicted in any Penalty both under this Act or the said Act for One and the same Offence.

LXXXV. And be it further enacted, That nothing in this Act contained shall extend or be construed to extend to the Injury or Prejudice of the Mayor, Aldermen, and Burgesses of the Town of *Basingstoke*, and their Successors, of the Right to the Soil of the said Town, as Lords of the Manor of *Basingstoke*, or to any other Rights

[Local.]

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Privileges,

Act not to prejudice the Rights of the Lords of the Manor of *Basingstoke*.

Not to lessen the Power of the Commissioners acting under the Act of 55 G. 3. c. 7.

Appeal.

Privileges, or Emoluments whatsoever, except the Tolls, Rates, or Duties hereby repealed, which they have heretofore held and enjoyed under or by virtue of all, any, or either of the Charters heretofore granted to the said Mayor, Aldermen, and Burgesses, by their present Name or Title, or any former or other corporate Name or Title whatsoever, or any Bye Law made in pursuance of the Powers and Authorities given and granted by the said Charter.

Public Act. LXXXVI. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others, without being specially pleaded.

SCHEDULES to which this Act refers.

SCHEDULE (A.)

OWNERS.	OCCUPIERS.	DESCRIPTION.	SITUATION.
The Reverend William Workman, as Master of the Holy Ghost School, Basingstoke - - }	James Stevens and Richard Wallis {	A Piece of Ground, and Buildings and Garden adjoining - - - }	Wote Street, on the West Side thereof.
Ditto	James Hussey -	A Garden - - - }	In Ditto, on the East Side thereof.
The Warden and Scholars, Clerks of St. Mary College, Winchester, and William Cooper their Lessee - - }	Charles May junior {	A narrow Strip of Ground used as a private Way between the Pieces of Ground first described and the Piece of Ground next described - - }	
The Warden and Scholars, Clerks of St. Mary College, Winchester, and Elizabeth Jayes their Lessee - - }	JohnRichardBirnie {	A Piece of Ground, and Part of the Building thereon, lately used as a Carpenter's Shop -	
Elizabeth Jayes - -	Ditto {	The Residue of the above-mentioned Building -	
Ditto	Herself - - }	Dwelling House and Court Yard - - - }	
The Warden and Scholars, Clerks of St. Mary College, Winchester, and Thomas Caston their Lessee - - }	William Henry Pasley - - }	A Dwelling House and Court Yard - -	Woke Street, on the West Side thereof.
Ditto	MaryLunn, Widow {	Ditto, adjoining the above Dwelling House - -	
The Warden and Scholars, Clerks of St. Mary College, Winchester, and Thomas Caston their Lessee - - }	William Felton {	A Dwelling House and Court Yard, adjoining the last-mentioned Dwelling House - -	
Ditto - - -	Ann Davis, Widow {	Ditto, adjoining the last-mentioned Dwelling House - - - }	
Ditto - - -	Henry Blake - }	Ditto, adjoining the last-mentioned Dwelling House - - - }	

OWNERS.	OCCUPIERS.	DESCRIPTION.	SITUATION.
The Warden and Scholars, Clerks of St. Mary College, Winchester, and Thomas Caston their Lessee - - - }	Thomas Caston - - - {	A Garden or Piece of Ground behind the last-mentioned Dwelling Houses - - - }	Wote Street.
Ditto - - - - -	George Caston - - - {	A Dwelling House, Shops, Store Rooms, Buildings, Yard, and Premises - - - }	Market Place and Wote Street.
Hannah Wallis - - - {	Herself and Ann Wallis - - - {	A Dwelling House, Shop, Store Rooms, Buildings, Yard, and Garden - - - }	Market Place, between the last above-mentioned Premises and the next mentioned Premises.
Messrs. Thomas May and Charles May - - - }	James Cooper - - - {	The Royal Oak Public House - - - }	Market Place, and in Church Street.
Charles Heath - - - -	Robert Earle - - - -	Dwelling House and Shop - - - -	Church Street.
Ditto - - - - -	John Simmons - - - {	Dwelling House, Shops, Store Rooms, Buildings, and Yards - - - }	Ditto.

SCHEDULE (B.)

<i>Corn Market.</i>		£	s.	d.
For every Parcel of Corn, not exceeding Three Quarters, pitched and sold; viz. Wheat, Barley, Oats, Peas, Beans, and Tares, or other Corn	-	0	0	6
Exceeding that Quantity	-	0	1	0
For every Parcel of Meal, Flour, Malt, and Hops	-	0	1	0
For every Parcel of Turnip and Clover Seeds, and other agricultural Grain or Seeds, not exceeding 56 lbs.	-	0	0	3
Exceeding 56 lbs.	-	0	0	6
 <i>Hay Market.</i> 				
For every Waggon Load of Hay or Straw exposed or offered for Sale	-	0	0	6
For every Cart Load of Hay or Straw exposed or offered for Sale	-	0	0	3
 <i>Cattle Market.</i> 				
For every Horse, Gelding, or Mare sold, any Sum not exceeding	-	0	1	0
For every Colt, Filly, Foal, Mule, or Ass, any Sum not exceeding	-	0	0	6
For every Bull, Ox, Cow, Steer, or Heifer, any Sum not exceeding	-	0	0	6
For every Calf, (except a Sucking Calf by the Side of its Dam,) any Sum not exceeding	-	0	0	1
For every Score of Sheep or Lambs, any Sum not exceeding	-	0	0	5
For every less Number, at per Head	-	0	0	0 $\frac{1}{4}$
For every Head of Swine, (except Sucking Pigs,) any Sum not exceeding	-	0	0	1
And for every Sow with Sucking Pigs, the Sum of	-	0	0	2
N. B. If not sold, One Fourth Part of the said Toll shall be claimed for Coops and other Accommodation.				
 <i>Meat Market.</i> 				
For every moveable Butcher's Stall, any Sum not exceeding per Day	-	0	0	6
 <i>Poultry Market.</i> 				
For every Space for exposing to Sale any Poultry, Butter, Eggs, or other Articles commonly sold in Poultry Markets, not more than Six Feet superficial Measure, not exceeding each Day	-	0	0	4
When occupying a larger Space, then for every additional superficial Foot, not exceeding	-	0	0	0 $\frac{1}{2}$
For every Basket of Poultry, Butter, Eggs, or other Articles commonly sold in Poultry Markets, and otherwise exposed for Sale	-	0	0	2
 <i>Fruit and Vegetable Market.</i> 				
For every Stand or Standing Place, not more than Fourteen Feet of superficial Measure on the Ground, for selling or exposing to Sale any Fruit or Vegetables, not exceeding each Day	-	0	0	3
And if occupying any larger Space, then for every additional superficial Foot, not exceeding	-	0	0	0 $\frac{1}{2}$
For every Waggon laden with Fruit, Vegetables, or other agricultural Produce, (except such as are herein-before particularly mentioned,) sold or exposed to Sale by Wholesale, not exceeding	-	0	0	6
For every Cart laden with Fruit, Vegetables, or other agricultural Produce, (except as aforesaid,) sold or exposed to Sale by Wholesale, not exceeding	-	0	0	3

[Local.]

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<i>Miscellaneous Articles.</i>		£	s.	d.
For every Stand or Standing Place occupying a Space of not more than Fourteen Feet superficial Measure, for selling or exposing to Sale any Cloth, Cheese, or other Article not herein-before particularly mentioned, for each Day, not exceeding		0	2	0
And if occupying a larger Space, then for every additional superficial Foot, not exceeding		0	0	2
For every Exhibition of Wild Beasts and other public Shows and Performances, a Sum, each Day, not exceeding Six Times the Amount of the highest Charge for One individual Person seeing the same.				
<i>Weighing and Measuring.</i>				
For every Load of Hay, Straw, or other agricultural Produce, not exceeding the Sum of		0	0	6
Every Hide, not exceeding		0	0	1
Every Lot of Tallow, not exceeding the Produce of One Beast, not exceeding		0	0	1
Every Flich of Bacon, not exceeding		0	0	1
Every Skin, not exceeding		0	0	1
Every Sheep, Lamb, or Calf, not exceeding		0	0	2
Every Pig, not exceeding		0	0	3
Every Beast, not exceeding		0	0	4
Every Quarter of a Beast, not exceeding		0	0	1
Every Half of a Beast, not exceeding		0	0	2
Three Quarters of a Beast, not exceeding		0	0	3
Every weighing of other Articles, not exceeding One Hundred Weight, not exceeding		0	0	1
And if more than One Hundred Weight and less than Two Hundred Weight, not exceeding		0	0	2
And so in proportion for any greater Quantity.				
For every Quantity of Goods and Articles sold by Measure, for every Bushel, not exceeding		0	0	0½

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