



ANNO SEXTO

# GEORGIIV. REGIS.

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## *Cap. clxxix.*

An Act for the better regulating, paving, improving, and managing the Town of *Brighthelmston* in the County of *Sussex*, and the Poor thereof.

[22d *June* 1825.]

**W**HEREAS an Act was made in the Thirteenth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for paving, lighting, and cleansing the Streets, Lanes, and Places within the Town of Brighthelmston in the County of Sussex; for removing Nuisances and Annoyances, and preventing the like for the future; for holding and regulating a Market within the said Town; for building and repairing Groyns, in order to render the Coast safe and commodious for Ships or Vessels to unload or land Sea Coal, Culm, and other Coal, for the Use of the Inhabitants of the said Town: And whereas by an Act made in the Fiftieth Year of the Reign of His late Majesty King George the Third, intituled *An Act to repeal an Act made in the Thirteenth Year of His present Majesty, for paving, lighting, and cleansing the Town of Brighthelmston in the County of Sussex, and removing and preventing Nuisances and Annoyances therein; for regulating the Market; for building and repairing Groyns to render the Coast safe and commodious for landing Coal and Culm, and laying a Duty thereon; and for making other Provisions in lieu thereof; and for regulating Weights and Measures, and building a Town Hall; certain Powers and Authorities were given to Persons therein named, and from Time to Time to be appointed Commissioners for the several Purposes contained in the said recited Act: And whereas the said Commissioners have proceeded to carry into execution the several Powers and Authorities given to or vested**

13G.3. c.34.

50G.3. c.38.

[*Local.*]

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in them by the said Act, and have raised and expended a considerable Sum of Money in improving the different Thoroughfares within the said Town, and in erecting and repairing Groynes for the Protection of the said Town, and for rendering the Coast safe and commodious for landing Coal and Culm thereon: And whereas, in consequence of the great Increase of the said Town and of the Population thereof since the passing of the said recited Act, it is expedient to extend the present Market, and also to establish a Market for the Sale of Hay, Straw, and Corn, and also a Market for the Sale of Live Stock within the said Town, and to fix and regulate the Tolls to be taken at the Market already established and held in the said Town, as also the Tolls to be taken at the said intended Markets: And whereas the Commissioners acting under the said Act have, in pursuance of the Powers therein contained, contracted with the Directors and Guardians of the Poor of the Parish of *Bright-helmston* aforesaid, acting under the said Act, for the Purchase of the old Town House or Workhouse, with the Hereditaments and Premises thereto belonging, called *The Bartholomews*, for the Purpose of extending the said Market, and for erecting a Town Hall on the Site thereof: And whereas it is expedient to authorize and empower the Commissioners to be appointed by virtue of this Act to purchase other Property for erecting the said Town Hall and enlarging the said Market, and for making suitable Approaches thereto, and also for the Purpose of widening and improving certain Thoroughfares within the said Town: And whereas, in order to enable the Commissioners to be appointed by virtue of this Act to complete the before-mentioned Contract, and also to carry into effect the said Improvements, it is expedient that all the Rates, Assessments, Tolls, Duties, and Impositions to be raised for the Purposes of the said Town by virtue of this Act should be consolidated into and form one general Fund: And whereas it is desirable that, in addition to the Duties already imposed by the said Act of the Fiftieth Year aforesaid, a Duty should be imposed on all Coke, Cinders, Ashes, and Charcoal landed upon the Sea Beach, or otherwise brought into the said Town: And whereas it is expedient that all the Highways within the said Parish of *Bright-helmston* should be vested in the Commissioners to be appointed by virtue of this Act, and that the Office of Surveyor of the Highways within the said Parish of *Bright-helmston*, under and by virtue of the General Highway Acts, should henceforth be discontinued and abolished: And whereas, in consequence of the Increase of the said Town, great Difficulty has been experienced in collecting the Rates made for the Relief of the Poor of the said Parish, and it would therefore be of great Advantage to the said Parish if the Inhabitants thereof, in Vestry assembled, were authorized and empowered to appoint One or more Collector or Collectors of such Rates: And whereas the Payment of the Poor's Rate, and also of the Rates made for paving, lighting, and cleansing the said Town, is greatly evaded by reason that Numbers of small Houses are let to Tenants who quit their Residence or become insolvent before the Rates charged on them can be collected; and it hath been found that the Powers contained in the said Act to compound with the Owners of such Houses, or to assess them to such Rate, is defective; and it is expedient that further Provision should be made for the better Recovery of such Rates, and that in certain Cases Power should be given to rate the Receivers of the Rents of Houses, Tenements, or Hereditaments within the said Parish: And whereas it is expedient that the Com-

missioners to be appointed by virtue of this Act should be empowered to water the Streets and Thoroughfares within the said Town of *Brighthelmston* and the Approaches thereto, and to levy a Rate or Assessment for defraying the Expences thereof: And whereas there are many Provisions, Powers, and Authorities contained in the said Act of the Fiftieth Year aforesaid, which in the Execution thereof have been found defective and insufficient for carrying into effect the Purposes for which they were respectively enacted: And whereas, for remedying the Defects aforesaid, and to obtain proper Provisions for regulating, managing, and improving the said Town, it is expedient that the said Act of the Fiftieth Year and also the said Act of the Thirteenth Year of His late Majesty King *George* the Third should be repealed, and other Powers and Provisions granted in lieu thereof: 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 the said recited Act of the Thirteenth Year of the Reign of His late Majesty King *George* the Third, and also the said recited Act of the Fiftieth Year of the Reign of His said late Majesty, and all Matters and Things therein respectively contained, shall be and the same are hereby repealed.

The Acts of the 13th and 50th Geo. 3. repealed.

II. And be it further enacted, That for the Purposes of this Act the said Town of *Brighthelmston* shall be deemed and taken to be co-extensive with the Parish of *Brighthelmston* in the County of *Sussex* aforesaid.

The Limits of the Town for the Purposes of this Act.

III. And be it further enacted, That *Robert Ackerson, Harry Attree, Thomas Attree, William Allen, William Attree, Harry Robinson Attree, Alexander Baldey, Edward Blaker, William Bradford, Henry Brooker, John Bethune, William Blaber, Nathaniel Bradford, William Boxall, Richard Bodle, John Barrowcliff, Edward Beves, Isaac Bass, Nenyon Masters Bradford, Robert James Carr D. D., John Colbatch, Thomas Crossweller the elder, Isaac Cooper, Richard Chandler, James Carter, John Chatfield, Thomas Crossweller the younger, John Chalk, John Cheesman Childrens, Charles Scrase Dickens the elder, George Dancaster, Charles Elliott, John Field, William Furner, George Faithfull, William Gates, John Glaisyer, John Gray, Emanuel Goodhart, James Gregory, Richard Humber, Thomas Hill, John Hargraves, John Hall, William Hankins, James Ireland, William Izard, John Matthew Jackson, Thomas Read Kemp, Nathaniel Kemp, Richard Lashmar, Hyam Lewis, John Lucas, John Myrtle, William Michell, Serjeant Witten Morris, Philip Mighell, John Mills, William Moorey, Robert Mott, Edward Martin, William Radley Mott, George Mott, Thomas Newington, Richard Newnham, Benjamin Pearce, Cornelius Paine, John Bradshaw Phillipson, John Pollard, Thomas Palmer, Thomas Pocock, Robert Parker, John Pratt, Thomas Dent Ruddock, George Richardson, Richard Ranger, Sir Henry Rycroft Knight, Cornelius Shrivell, William Saunders, John Smith, Thomas Saunders, John Saunders, William Smith, John Slee, Leonard Shuckard, Thomas Tilt, William Tuppen, Carter Thunder, Harry Tuppen, Richard Tamplin, Sir Matthew John Tierney Baronet, James Vallance, Philip Vallance, John Vallance, George Vallance, Thomas Vine the elder, William Wigney the elder, John Wallis, Stephen Wood, George Wigney, Simon Wisden, Philip Walton, William Williams, Thomas West, John Williams, John Young, who are now Commissioners of the said Act of the Fiftieth Year aforesaid, and also *William Day Beard, Thomas Cooper, William Pearce**

Appointment of Commissioners.

*Pearce Dadley, John Diplock, Paul Hewitt, David Hughes, John Lashmar Miller, Isaac Tree Rich, Lewis Slight, Isaac Newton Wigney*, on taking the Oath of Qualification at the Time and in manner herein-after mentioned, previous to acting as Commissioners, shall be and they are hereby constituted and appointed Commissioners for putting this Act into execution.

Commissioners to take Oath of Qualification.

IV. And be it further enacted, That no Person shall be capable of acting or be qualified to act as a Commissioner in the Execution of this Act (save and except so far as regards the Power to the Commissioners of administering to each other the Oath or Affirmation by this Act directed to be taken), unless he shall previously have taken the Oath (or, being one of the People called *Quakers*, the Affirmation,) next following, and subscribed the same before some Thirteen or more of the said Commissioners for the Time being, which they are hereby authorized and required to administer; which Oath or Affirmation shall be in the Words or to the Effect following; (that is to say,)

Form of Oath.

‘ I *A. B.* do swear, or [*as the Case may require*] affirm, That I am a House-  
 ‘ keeper paying Scot and Lot within the Parish of *Brighthelmston*  
 ‘ in the County of *Sussex*, and am truly and *bona fide* in the Occupation  
 ‘ of and reside in a Dwelling House within the said Parish, which, with  
 ‘ its Appurtenances, is of the annual Value of Fifty Pounds; and that I  
 ‘ am also, in my own Right or in the Right of my Wife, in the actual  
 ‘ Possession and Enjoyment, or in the Receipt of the Rents and Profits,  
 ‘ for an Estate of Freehold or Copyhold, of Tenements or Hereditaments  
 ‘ within the said Parish of *Brighthelmston* of the annual Value of Fifty  
 ‘ Pounds above Reprizes (exclusive of the said Dwelling House, with its  
 ‘ Appurtenances, in my own Occupation as aforesaid; [*or that I am truly*  
 ‘ and *bona fide* in the Occupation of and reside in a Dwelling House within  
 ‘ the said Parish of *Brighthelmston*, which, with its Appurtenances, is of  
 ‘ the annual Value of Thirty Pounds; and that I am also, in my own  
 ‘ Right or in Right of my Wife, in the actual Possession and Enjoy-  
 ‘ ment, or in the Receipt of the Rents and Profits, for an Estate of Free-  
 ‘ hold or Copyhold, of Tenements or Hereditaments situate within the  
 ‘ said Parish of *Brighthelmston*, producing to me the annual Income, or  
 ‘ being to me of the annual Value of Seventy Pounds above Reprizes,  
 ‘ or of Freehold, Copyhold, and Leasehold Tenements or Hereditaments,  
 ‘ or some of them, within the said Parish, which together produce to me  
 ‘ the annual Income, or are to me of the annual Value of One hundred  
 ‘ Pounds, above reserved Rents or Reprizes, either inclusive or exclusive of  
 ‘ [*as the Case may be*] my said Dwelling House of the annual Value of  
 ‘ Thirty Pounds; and I do further swear that the said [*describing*  
 ‘ *the Premises, as the Case may require,*] have not been granted or made  
 ‘ over to me for the Purpose of fraudulently qualifying me to act as a  
 ‘ Commissioner: I do further swear, that I will not, at any Time during  
 ‘ the Period I am or shall remain a Commissioner under the Act of Parlia-  
 ‘ ment herein-after mentioned, directly or indirectly, by myself or any other  
 ‘ Person or Persons on my Behalf, enter into or be concerned or interested  
 ‘ in or derive any pecuniary or other Advantage from any Contract which,  
 ‘ under or by virtue of the Act of Parliament herein-after mentioned,  
 ‘ shall or may hereafter, during such Time as I shall be a Commissioner as  
 ‘ aforesaid, be entered into; and that I will truly and impartially, accord-  
 ‘ ing

ing to the best of my Skill and Judgment, execute and perform the Powers and Authorities reposed in me as a Commissioner by virtue of an Act passed in the Sixth Year of the Reign of His Majesty King George the Fourth, intituled [*here insert the Title of this Act*].  
So help me GOD.

V. And be it further enacted, That if any Person or Persons not being so qualified as aforesaid, or being disqualified for any of the Reasons herein mentioned, or not having taken and subscribed the Oath or made the Affirmation aforesaid, shall presume to act in the Execution of this Act, every such Person shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue or prosecute for the same; and every Person so sued or prosecuted shall prove that he is so qualified as aforesaid, or otherwise shall pay the said Penalty, without any other Proof or Evidence being given on the Part of the Plaintiff or Prosecutor than that such Person hath acted as a Commissioner in the Execution of this Act: Provided nevertheless, that all Acts and Proceedings of any Person or Persons acting as a Commissioner or Commissioners in the Execution of this Act, though not duly qualified as aforesaid, previous to his or their being convicted of the said Offence, shall, notwithstanding such Conviction, be as good, valid, and effectual as if such Person or Persons had been duly qualified to act as a Commissioner or Commissioners according to the Directions of this Act: And provided also, that it shall be lawful for such of the said Commissioners as are or shall be in the Commission of the Peace for the said County of *Sussex* to act as Justices of the Peace in or relating to the Execution of this Act, notwithstanding their being Commissioners under this Act.

Penalty on acting if not qualified.

All Acts of Commissioners valid, though not duly qualified.

Commissioners being Justices of the Peace may act as such in the Execution of this Act.

VI. And be it further enacted, That the Commissioners shall, once in every Year, during so long Time as they respectively shall continue to act as Commissioners, at a General or Adjourned General Meeting of the said Commissioners to be held under this Act, between the Twenty-ninth of *September* and the Twenty-fifth Day of *December* in each Year, take and subscribe the Oath of Qualification herein-before set forth; and shall at every such Period, and previous to taking such Oath, deliver to the Chairman of the said Commissioners at such Meeting (who is hereby authorized and required to demand the same) a Statement in Writing of the Property of which he is possessed, and in respect of which he proposes so to qualify: Provided always, that any Person neglecting or refusing to deliver such Statement shall not be allowed to take and subscribe the said Oath, or to act as a Commissioner in the Execution of this Act.

Commissioners to qualify annually, and to deliver Statement of Qualification.

Persons refusing to deliver Statement not to qualify.

VII. And be it enacted, That the Statement so directed to be delivered as aforesaid to the Chairman of the said Commissioners shall be forthwith delivered by such Chairman to the Clerk to the said Commissioners, to be by him deposited and securely kept amongst the Papers of the said Commissioners; and the said Clerk is hereby directed to cause a Copy of such Statement to be entered in a Book to be kept for that Purpose, for which Entry he shall be paid by the Party delivering such Statement the Sum of Two Shillings and Sixpence, and no more; and it is hereby declared, that such original Statement shall at all Times be received in all Courts of Law and Equity as Evidence of the Property in respect of which the Party delivering in the same qualified himself to

Statement to be filed by the Clerk.

act as a Commissioner under this Act: Provided always, that in case any Commissioner shall, between the Periods of the annual Qualifications as aforesaid, dispose of the Property in respect of which he qualified himself to act as a Commissioner, or any Part thereof, such Person shall, before he shall again act as a Commissioner after such Disposition, deliver another Statement to the Clerk to the said Commissioners, setting forth the Property in respect of which he qualifies himself so to act, and such Statement shall be preserved and kept by the said Clerk, and be received as Evidence in all respects as the original Statement so directed to be delivered as aforesaid would have been if no Alteration had taken place: Provided also, that if any Person shall act as a Commissioner after having so disposed of his Property as aforesaid, without delivering such last-mentioned Statement, such Person shall be liable to all the Pains and Penalties by this Act imposed on Persons acting as Commissioners without being qualified as aforesaid.

Commis-  
sioners neg-  
lecting to  
attend Meet-  
ings for Six  
Months to be  
disqualified.

VIII. And be it further enacted, That in case any of the Commissioners for the Time being shall neglect to attend the Meetings of the said Commissioners to be held for the Execution of this Act for the Space of Six Calendar Months, or to take the Oath of Qualification pursuant to the Directions of this Act, it shall be lawful for the remaining Commissioners, or any Thirteen or more of them, and they are hereby required, from Time to Time, within Six Calendar Months after such Neglect, to cause Notice to be given of a Meeting of the Inhabitants of the said Parish of *Brightelmston*, rated as herein-after mentioned, and to be held as herein-after directed, at which Meeting such Inhabitants shall and may elect and appoint one other fit and proper Person, possessed of the Qualification herein-before mentioned, to be a Commissioner in the Room of each Commissioner so neglecting to attend such Meetings, or to take the Oath of Qualification as aforesaid.

Election of  
Commis-  
sioners.

IX. And be it further enacted, That in case of the Death of any of the said Commissioners, or of the Neglect of any or either of them to attend the Meetings of the said Commissioners, or to take the Oath of Qualification as herein-before directed, or in case of their Removal out of the said Parish, or the Refusal of any or either of them to act as Commissioners or Commissioner under this Act, it shall be lawful for the surviving or remaining Commissioners, and they are hereby required, from Time to Time, within Six Calendar Months next after such Death, Neglect, Removal, or Refusal to act, to cause Notice to be given upon some *Sunday* immediately after Divine Service in the Church of the said Parish, (which Notice and also all other Notices hereby so directed to be given the Clerk officiating in such Church is hereby required to read or cause to be read immediately after Morning Service and before the Sermon,) and also by Writing to be affixed on the principal Door of the said Church, of a Meeting of the Inhabitants who shall occupy Houses respectively assessed to the Poor's Rate in respect of Property of the Rent or actual annual Value of Twenty Pounds or upwards, without reference to the Scale of rating to the Poor adopted in the said Parish, to be held in the said Parish within a Period of not less than Three Days, for the Purpose of electing and appointing new Commissioners or Commissioner (as the Case may require) in the Room of such Commissioners or Commissioner so dying, neglecting to attend such Meetings, or to take such Oath of Qualification,

or

or removing, or refusing to act as aforesaid; and the Inhabitants present at any such Meeting shall and may elect and appoint one other fit Person, being an Inhabitant of the said Parish, and possessing the Qualification herein-before set forth, to be a Commissioner in the Room of every such Commissioner so dying, neglecting to attend such Meetings, or to take such Oath of Qualification, or removing, or refusing to act as aforesaid; and at each such Meeting every Inhabitant assessed to the Poor's Rate in respect of Property of the Rent or actual annual Value of Twenty Pounds shall be entitled to One Vote, every Inhabitant so assessed in respect of Property of the Rent or annual Value of Fifty Pounds shall be entitled to Two Votes, every Inhabitant so assessed in respect of Property of the Rent or actual Value of Seventy-five Pounds shall be entitled to Three Votes, every Inhabitant so assessed in respect of Property of the Rent or actual annual Value of One hundred Pounds shall be entitled to Four Votes, every Inhabitant so assessed in respect of Property of the Rent or actual Value of One hundred and twenty-five Pounds shall be entitled to Five Votes, and every Inhabitant so assessed in respect of Property of the Rent or actual annual Value of One hundred and fifty Pounds or upwards shall be entitled to Six Votes; and every Commissioner so from Time to Time to be elected and appointed shall, when he shall have duly qualified according to the Directions herein contained, have the same Power and Authority to act in the Execution of this Act as the Commissioner in whose Room or Stead he shall be so elected and appointed would have had if he lived or continued to act as a Commissioner; but no Election shall be void, though the same may take place after the Expiration of such Six Calendar Months, limited for that Purpose as aforesaid: Provided always, that if at any Meeting held for the Purpose of such Election any Inhabitant occupying a House rated as aforesaid shall demand a Poll for the better ascertaining the Votes of all the Inhabitants of the said Town so rated as aforesaid, then and in such Case a Poll shall be forthwith commenced, and kept open for any Period not exceeding Three Days, as the Meeting shall direct; and the Person or Persons who shall have the greatest Number of Votes at the Close of the Poll shall be returned as Commissioner or Commissioners.

X. And be it further enacted, That the Assessor or Assessors, or Surveyor or Surveyors of the said Parish for the Time being, shall attend every Meeting convened for the Purpose of such Election as aforesaid, and shall at each such Meeting decide and determine the Number of Votes each Inhabitant is entitled to give; and that in every Case the Decision of such Assessor or Assessors, Surveyor or Surveyors, shall be final and conclusive; and if any such Assessor or Surveyor shall neglect or refuse to attend such Meeting he shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds, and also any further Sum not exceeding Two Pounds for each Day he shall so neglect or refuse: Provided always, that in case such Assessor or Assessors, Surveyor or Surveyors, shall neglect or refuse to attend such Meeting, it shall be lawful for the Inhabitants then assembled to nominate and appoint One or more proper Person or Persons to regulate the voting at such Meeting.

Assessors of the Parish to attend Election of Commissioners.

XI. And be it further enacted, That the Commissioners herein-before named, or such of them as shall qualify as aforesaid, shall be Commissioners for carrying this Act into effect for Three Years from the passing of

Directions as to the Period during which the

Commissioners are to continue in the Commission.

of this Act, and that all Vacancies which shall occur during such Period of Three Years shall from Time to Time be filled up in manner herein-before mentioned; and that at the Expiration of the Third Year after the passing of this Act Sixteen of the then existing Commissioners shall go out by Lot, to be decided by the Commissioners at a Special Meeting convened for that Purpose; and that at the Expiration of every succeeding Year for Six Years afterwards successively, Sixteen more of the Persons who shall have been Commissioners at the Expiration of the Third Year after the passing of this Act, or of the Persons who shall in the meantime have been elected to fill Vacancies occasioned by the Death, Resignation, or Disqualification of any such remaining Commissioners, shall in like Manner go out, until the whole of such Commissioners shall have been removed from being Commissioners, and the Vacancies from Time to Time occasioned by such Removals as aforesaid shall be filled up in the same Manner as is herein-before directed.

Sixteen Commissioners to go out of Office every Year after the Expiration of the Third Year from passing the Act.

XII. And be it enacted, That at the Expiration of every Year from and after the whole of the Persons who shall be Commissioners at the Expiration of the Third Year after the passing of this Act, and the Persons who in the meantime shall have been elected to fill Vacancies occasioned by the Death, Neglect, Resignation, or Disqualification of any such Commissioners, shall have been removed as aforesaid, Sixteen of the Persons who in point of Service in the Commission shall be the Senior Commissioners shall go out, and their Places shall be from Time to Time filled up in the same Manner as is herein-before directed.

Commissioners elected to fill up intermediate Vacancies to belong to the Classes wherein such Vacancies shall happen.

XIII. And be it further enacted, That from Time to Time when and as any Vacancy shall occur in the said Commission by the Death, Neglect, Removal, Disqualification, or Refusal to act of any of the Commissioners, such Vacancy shall be filled up in the Manner herein-before directed; and every new Commissioner who shall have been elected in the Room or Stead of the Commissioner whose Death, Removal, Refusal, or Neglect shall have occasioned such Vacancy, shall stand and be considered as of the Rank and Standing of the Commissioners forming the Class of Sixteen wherein the Vacancy shall have occurred which produced his Election, and such new Commissioner shall retire or go out with such Class, notwithstanding the Period of his Election: Provided always, that for the Purpose of reducing the present Number of Commissioners, so as to render the Number divisible in Sevenths, no Election shall take place to fill up the first Four Vacancies which shall occur after the passing of this Act by Death, Neglect, Removal, Resignation, or Disqualification: Provided nevertheless, that all the said Commissioners who shall vacate their Seats by Lot as aforesaid, and also those who shall go out by Rotation as aforesaid, shall be eligible to be re-elected, immediately afterwards, or at any subsequent Election.

Commissioners going out may be re-elected.

Regulations of Commissioners Meetings.

XIV. And be it further enacted, That the First public Meeting of the said Commissioners shall be held at the Town Hall, or some other convenient Place in the said Town of *Brightelmston*, on the First *Wednesday* after the passing of this Act, between the Hours of Ten and Twelve of the Clock in the Forenoon of that Day; or if no such Meeting shall be held, or if Thirteen Commissioners should not be present and take the Oath required by this Act, then at such other Time as the said Commissioners,



sioners, or any Thirteen or more of them, shall from Time to Time appoint, until Thirteen or more of the said Commissioners shall be assembled at such Meeting and take the Oath required by this Act, and thereupon it shall be lawful for them and they are hereby required to proceed in the Execution of this Act; and the said Commissioners shall subsequently meet for the same Purpose on the First *Wednesday* in every Calendar Month at the Time and Place aforesaid, unless some other Time or Place shall from Time to Time be appointed by the said Commissioners, or some Thirteen or more of them; and if at the Time when any such Meeting shall be appointed as aforesaid there shall not be Thirteen or more Commissioners then and there present, then each and every such Meeting shall stand and be adjourned to the First *Wednesday* in the following Calendar Month, on which a Meeting in pursuance of this Act would otherwise have been held; and at all such Meetings the Commissioners shall vote by Ballot in case a Ballot shall be desired by Seven or more of the Commissioners then present; and that no Act of the said Commissioners shall be valid unless the same shall be done or ordered at some General or Special or Adjourned Meeting held according to the Directions of this Act, and at which Thirteen Commissioners at least shall be present, but all Acts, Orders, and Directions of the said Commissioners done, made, or given at a General or Special or Adjourned Meeting held in pursuance of this Act, at which Thirteen or more Commissioners shall be present, and the Majority of such Meeting concurring therein (except in those Cases in which a greater Number than Thirteen Commissioners are directed to be present), shall be of the same Force, Validity, and Effect as if the same were done, made, or given by all the Commissioners for the Time being: Provided always, that the said Commissioners, or any Five or more of them, assembled at any General or Special or Adjourned General or Special Meeting held in pursuance of the Directions of this Act, or assembled pursuant to any Notice convening any such Meeting, and at which the Number of Commissioners required by this Act to form such Meeting shall not be present, may, if they shall think proper, adjourn such Meeting from Time to Time to the same or any other Place within the said Town of *Brightelmston*, and that at any such Adjourned General Meeting it shall and may be lawful to and for the Commissioners then present, and being Thirteen or more in Number, to proceed with all such Acts, Matters, and Things relating to this Act as shall have arisen as well at the Time of such Adjournment as subsequent thereto and previous to such Adjourned General Meeting, but at any such Adjourned Special Meeting it shall not be lawful for the Commissioners then present to proceed with any other Business than the Business for which such Special Meeting was originally called, nor to proceed with such special Business unless the Number of Commissioners required by this Act for such special Purpose be present: Provided also, that it shall be lawful for the said Commissioners and they are hereby authorized from Time to Time, by and out of the Funds under their Control by virtue of this Act, to provide a suitable Room for such Meetings until a convenient Town Hall shall be erected as herein-after mentioned.

Power to adjourn Commissioners Meeting.

Power to provide a Room for Commissioners to meet in.

XV. And be it further enacted, That it shall and may be lawful to and for the Commissioners appointed by virtue of this Act, and they are hereby required, at each and every such Meeting as aforesaid, to appoint one of themselves to preside and act as Chairman during the Time of such Meeting; and if such Chairman so appointed shall leave or quit such

Commissioners to appoint a Chairman at each Meeting.

[Local.]

Meeting before the Conclusion or Adjournment of the same, then and in such Case the remaining Commissioners present at such Meeting, provided there shall not be a less Number present than is required by this Act, shall and may and they are hereby required to nominate and appoint another Chairman to preside until the Conclusion or Adjournment of such Meeting, but no Chairman appointed as aforesaid shall be eligible to sit as Chairman at any subsequent Meeting held in pursuance of this Act, except he shall be elected at such subsequent Meeting.

Chairman  
to have the  
casting vote.

Commis-  
sioners to  
pay their own  
Expences.

Special Meet-  
ings to be  
called by the  
Clerk at the  
Request of  
Five Commis-  
sioners.

XVI. Provided always, and it is hereby enacted, That when it shall happen that there are an equal Number of Votes on each Side (including the Chairman's Vote) on any Question, Matter, or Thing in Debate before the said Commissioners at any Meeting held in pursuance of this Act, then and in every such Case the Chairman presiding at such Meeting shall give the casting Vote; and at every such Meeting the Commissioners shall pay and defray their own Expences.

XVII. And be it enacted, That if at any Time it shall be deemed expedient to hold any Special Meeting before the Day on which the then next General Meeting is by this Act required to be held as aforesaid, then and in every such Case it shall and may be lawful for Five Commissioners, or for the Clerk to the Commissioners for the Time being, by the Direction in Writing of any Five or more of the said Commissioners, to call such Special Meeting, giving at least Twenty-four Hours Notice thereof at the House of each of the said Commissioners being at that Time actually resident within the said Town, of the Time, Place, and Object of such Meeting.

No Resolu-  
tion of a for-  
mer Meeting  
to be rescind-  
ed unless at  
a Meeting to  
be called for  
that Purpose.

XVIII. And be it further enacted, That no Order, Rule, Resolution, Regulation, Act, or Proceeding made, done, allowed, or carried into effect at any Meeting held in pursuance of this Act, shall be altered or suspended, revoked, rescinded, annulled, or disallowed, in any Manner whatsoever, unless at some subsequent Meeting of the said Commissioners, to be specially called for that Purpose by Thirteen or more of the said Commissioners, or by the Clerk of the said Commissioners by their Direction, and of which Meeting Ten Days previous Notice in Writing of the Time, Place, and Purport thereof shall have been given in manner aforesaid, and unless a greater Number of the said Commissioners, by Thirteen at least, than were present at the Meeting at which such Order, Rule, Resolution, Regulation, Act, or Proceeding so proposed to be altered or suspended, revoked, rescinded, annulled, or disallowed, shall have been made, shall be present.

Power to  
appoint Com-  
mittees.

XIX. And be it further enacted, That it shall and may be lawful to and for the Commissioners at any General or Special or Adjourned Meeting held under and by virtue of the Powers and Authorities contained in this Act, to nominate and appoint any Number of the Commissioners not less than Five to be a Committee for the Purpose of carrying into effect any Matters or Things which may arise in the Execution of this Act, and which the major Part of the Commissioners present at such Meeting may decide to be proper to be executed by such Committee; and the Commissioners so appointed on any such Committee, or the major Part in Number of them, shall have Power and Authority to execute the Matters or Things so left to them, as fully and effectually to all Intents and

and Purposes, as the same would have been executed by the Commissioners at any General or Special or Adjourned Meeting, so nevertheless that the Acts of such Committee shall, before the same shall be adopted and carried into execution, be confirmed by some subsequent General, Special, or Adjourned Meeting of the said Commissioners, held according to the Provisions of this Act.

XX. And be it enacted, That no Commissioner shall hold or enjoy any Office or Place of Profit under this Act, nor shall take any Contract, or be directly or indirectly interested or concerned in any Contract, which shall or may be entered into under or by virtue of this Act, at any Time during the Period he shall be such Commissioner; and every Commissioner who shall act contrary to the above Directions shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue or prosecute for the same; and every such Commissioner shall, from and immediately after a Verdict shall be given against him, or he shall in any Manner have compromised or settled any such Action, be for ever disqualified and rendered incapable of being a Commissioner: Provided always, that nothing herein contained shall extend or be construed to extend to prevent any Person from acting as a Commissioner, or to make such Person liable to a Penalty for so acting, in consequence of his being a Creditor on the Rates, Tolls, or Assessments authorized to be levied by this Act.

Penalty on Commissioners taking Contracts.

XXI. And be it further enacted, That the said Commissioners shall and may and they are hereby authorized and required to elect and appoint a Treasurer and Clerk, and also a Collector or Collectors of the Rates, Tolls, Duties, Assessments, or other Monies to be raised, levied, or received by virtue of this Act, and also a Surveyor or Surveyors, and such other Officer or Officers as may be necessary for the Execution of this Act, as they shall think proper, and shall and may from Time to Time remove, suspend, or displace all or any of such Officers as they shall see Occasion, and appoint others in the Room or Place of such of them as shall be so removed, suspended, or displaced, or shall die or resign their Offices, and shall also from Time to Time, by and out of the Monies to be raised or received under or by virtue of this Act, pay such Salaries and Gratuities, and make such Allowances to such Officers and to all other Persons by them the said Commissioners employed in the Execution of this Act, as they the said Commissioners shall think reasonable or proper, and the said Commissioners shall and they are hereby required to take such Security from every such Officer so to be appointed as aforesaid for the due Execution of his Office or Duty under this Act, as the said Commissioners shall think proper; and every Person who is hereby made liable to pay the several Rates, Tolls, Duties, Assessments, or other Monies hereby directed and required to be levied and raised, or which shall become payable under this Act, shall and they are hereby required to pay the same to such Collector or Collectors, or other Persons as shall be so appointed to collect and receive the same; and every such Collector or other Person so appointed as aforesaid shall from Time to Time, when thereunto required by the said Commissioners, make and deliver to them, or to such Person or Persons as they shall direct for that Purpose, true and correct Accounts in Writing of all Monies received by him, and of all other Matters and Things committed to his Charge by virtue and for the Purposes of this Act, and how much of such Monies hath been justly paid and disbursed.

Power to appoint Treasurer, Clerk, and other Officers.

disbursed, and to whom and for what Purposes, and shall at the same Time produce and deliver the several Vouchers for such Payments and Disbursements, and shall from Time to Time pay all such Monies as shall appear due upon the Balance of his Accounts to the Treasurer for the Time being, or to such other Person or Persons, and at such Time and Place as the said Commissioners shall appoint; and in default of any or either of the Matters aforesaid for the Space of Ten Days after being thereunto required as aforesaid, or Complaint made by the said Commissioners or any One of them, or by such other Person or Persons as they shall or may appoint, of any such Default as aforesaid, to any Justice of the Peace for the County or Place wherein the Party making default shall be or reside, then and in such Case such Justice may and he is hereby authorized and required to summon the said Officer or Officers, Person or Persons, making such Default as aforesaid, to appear before him, and upon his or their appearing or not appearing to hear and determine the Matter of Complaint in a summary Way; and if upon Confession of the Party, or by the Testimony of One or more credible Witness or Witnesses upon Oath (or Affirmation if a Quaker), and which Oath or Affirmation such Justice is hereby empowered to administer, it shall appear to such Justice that any of the Monies that shall have been collected or raised by virtue of this Act shall be in the Hands of such Officer or Officers, Person or Persons, or unaccounted for, then such Justice may and is hereby authorized and required, by Warrant under his Hand and Seal, to order the Payment thereof, and upon Nonpayment thereof to cause such Money to be levied by Distress and Sale of the Goods of such Officer or Officers, Person or Persons respectively, offending or making default as aforesaid; and if no Goods or Chattels can be found sufficient to answer and satisfy the said Money, together with the Charges of distraining and selling the same, and the other Expences necessarily attending the requiring or compelling of such Payment as aforesaid, or in case of Refusal to account as aforesaid, or that it shall appear to such Justice, by the Confession of the Party so offending or making default as aforesaid, or by the Testimony of any credible Witness or Witnesses upon Oath or Affirmation as aforesaid, that any Books, Papers, or Writings relating to the Execution of this Act, or to the Proceedings to be had under the same, shall be in the Custody or Power or Possession of any such Officer or Person, and he shall refuse to deliver up the same as aforesaid, then and in any of the said Cases such Justice shall commit every such Offender to the Common Gaol or House of Correction of the County or Place where such Offender shall be and reside, there to remain without Bail or Mainprize until he shall give and make a true and perfect Account and Payment as aforesaid, or until he shall have compounded with the Commissioners, and shall have paid such Composition in such Manner as they shall appoint, or until such Person shall have delivered up such Books, Papers, and Writings as aforesaid, or give Satisfaction in respect thereof: Provided always, that no Person who shall be committed for Want of such sufficient Distress shall be committed for any longer Time than Two Months.

Treasurer  
and Clerk  
not to be the  
same Person.

XXII. And be it further enacted, That it shall not be lawful for the said Commissioners to continue or appoint the Person who has been or may be appointed their Clerk in the Execution of this Act, or the Partner or Partners of any such Clerk, or the Clerk or other Person or Persons in the Service or Employ of any such Clerk of the said Commissioners, or the  
Partner

Partner or Partners of any such Clerk, to be the Treasurer for the Purposes of this Act, or to continue or appoint any Person or Persons who has been or may be appointed Treasurer, or the Partner or Partners of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer, or of the Partner or Partners of any such Clerk, to be the Clerk to the said Commissioners; and if any Person shall hold or accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Clerk to the said Commissioners, or the Partner or Partners of any such Clerk, or the Clerk or other Person or Persons in the Service or Employ of any such Clerk of the said Commissioners, or of his Partner or Partners, shall hold or accept the Office of Treasurer, or being the Partner of any such Treasurer, or the Clerk or other Person or Persons in the Service or Employ of any such Treasurer, or of the Partner or Partners of any such Clerk, shall hold or accept the Office of Clerk in the Execution of this Act, or if any such Treasurer shall hold or accept any Place or Office of Profit or Trust under the said Commissioners other than that of Treasurer, every such 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, with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, Bill, Plaint, or Information, wherein no Essoign, Protection, or Wager of Law, or more than One Imparance, shall be granted or allowed; and every Person so offending shall be thenceforth dismissed from such Office or Offices, and shall be thenceforth forever disqualified from holding any Office whatever under this Act, and from being elected a Commissioner under this Act; and in case the Person so offending shall be a Commissioner at the Time of his so offending, he shall be also from thenceforth disqualified and rendered incapable of acting as such Commissioner.

XXIII. And be it further enacted, That if any Person who shall be retained or employed by the said Commissioners as Treasurer, Clerk, Collector, or Surveyor, or in any other Manner under or in the Execution of this Act, shall exact, take, or receive, directly or indirectly, by himself or any other Person to his Use, any Fee, Profit, or Reward whatsoever, or any Promise or Security whatsoever, by himself or any other Person for his Use, other than such Salaries, Allowances, and Rewards as shall or may be allowed as aforesaid for or on account of any thing done or to be done by virtue of or under this Act, or shall at any Time, directly or indirectly, by himself or others to his own Use or in Trust for him, be concerned or in any way interested in any Sale, Purchase, Bargain, Contract, or Benefit made or to be made (other than as aforesaid) under or by virtue of this Act, any Person so offending shall not only forthwith be removed from his Office, Place, or Employment under this Act, and be incapable of holding any Office or Place, or be employed in any Manner whatsoever in future under this Act, but shall also forfeit the Sum of Twenty Pounds, to be recovered as herein mentioned.

XXIV. And be it further enacted, That all Actions or Suits which the said Commissioners may find it necessary to commence or prosecute for the Recovery of any Damage or Sum of Money due to them under or by virtue of this Act shall and may be brought and prosecuted in the Name of One of the said Commissioners, or of their Treasurer for the Time being;

[Local.]

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being;

Penalty on  
Officers  
taking Fees,  
&c.

Commis-  
sioners to  
sue and be  
sued in the  
Name of  
their Treas-  
urer

being; and that all Actions and Suits which it may be necessary for any other Person or Persons to commence or prosecute for or on account of any Contract made by the said Commissioners, or any of them, as such, or by any other Person on their Behalf, under and by virtue and in pursuance of this Act, for the Nonperformance of such Contract, or for any other Act or Thing done by the said Commissioners, or any or either of them, or any other Person or Persons by their Order, in pursuance of this Act, such Action or Suit shall be commenced and prosecuted against the said Commissioner or Treasurer for the Time being; and that no such Action or Suit shall abate or be discontinued by the Death, Suspension, or Removal of such Commissioner or Treasurer, or by any Act or Default of his done or suffered without the Consent or Direction of the said Commissioners for the Time being, but One of the said Commissioners or the Treasurer to the Commissioners for the Time being shall always be and taken to be Plaintiff or Defendant in every such Action or Suit, as the Case may be; but the said Commissioner or Treasurer, notwithstanding his being Plaintiff or Defendant in such Action or Suit as aforesaid, shall be competent to give Evidence in the same, and shall, if necessary and required, be admitted and received as a Witness for that Purpose: Provided always, that every such Commissioner or Treasurer in whose Name any Action or Suit shall be commenced, prosecuted, or defended as aforesaid, shall, out of the Monies to be raised under or by virtue of this Act, be paid and reimbursed all such Costs, Charges, and Expences as he shall pay or be liable to pay on account thereof, and shall not be personally answerable or liable for the Payment of the same or any Part thereof, unless such Action or Suit shall have arisen in consequence of his own wilful Neglect or Default, or have been commenced or defended without or contrary to the Order or Direction of the said Commissioners in that Behalf as aforesaid.

Books to be kept of Commissioners Proceedings.

XXV. And be it further enacted, That the said Commissioners shall cause proper Books to be provided and kept, in which they shall, either by themselves or by their Clerk for the Time being, or by some other Person or Persons, cause true, correct, fair, and regular Entries to be made of the several Meetings held in pursuance of this Act, and of the Commissioners present thereat respectively, and of the Appointment of all Officers and Persons to act in the Execution of this Act, and of all Acts, Orders, Rules, Directions, Resolutions, Proceedings, Matters, and Things whatsoever relative to or in any Manner concerning the Execution thereof; and all Entries in such Books shall be signed by the Chairman of the Meeting at which any Act, Order, or Proceeding shall be made, and all Entries so signed as aforesaid shall be deemed Originals, and shall be admitted in Evidence in all Courts, and by all Judges, Justices, and others; and such Books shall be kept by the Clerk or Clerks to the said Commissioners.

Commissioners to make up and publish Accounts.

XXVI. And be it further enacted, That the Commissioners for the Time being shall and they are hereby required, from Time to Time and at all Times hereafter, to order and direct a Book or Books to be provided and kept by their Clerk, in which Book or Books such Clerk shall enter or cause to be entered a true and correct Account or Accounts of all Monies which shall or may be assessed, raised, received, paid, or allowed by virtue of this Act, and of all Contracts which shall be entered into by them

them in respect thereof, and shall Twice in every Year, on the Thirtieth Day of *June* and the Thirty-first Day of *December*, or within Two Calendar Months next thereafter, make up and state, or cause by their Clerk to be made up and stated, a correct and true Account of all Monies paid and received during the then preceding Half Year, (that is to say,) between the Thirtieth Day of *June* and the Thirty-first Day of *December*, and the Thirty-first Day of *December* and the Thirtieth Day of *June* respectively and successively, with the Dates when and the Persons to or from whom, and the short Purposes or Account for or upon which the several Sums of Money were respectively paid or received, and shall at the same Times respectively set forth, or cause by their Clerk to be set forth, a general Statement of their Accounts and Funds, with the Receipts and Balances thereof, as well on the Credit Side as on the Debit Side; and the said Commissioners shall cause such Half-yearly Account and Statement to be published in each of the *Brighthelmston* Newspapers in or before the Months of *October* and *April* respectively next following the making up and stating the same, for the Information of the Parishioners interested therein.

XXVII. 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, Tolls, or Duties hereby granted, without Fee or Reward; and the said Commissioners and Creditors shall or 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 take such Copies or Extracts as aforesaid, every such Clerk shall forfeit and pay any Sum not exceeding Five Pounds.

Accounts to be kept of Receipts and Disbursements.

XXVIII. And it is hereby enacted, That every Inhabitant of the said Parish of *Brighthelmston*, paying Scot and Lot, shall at all seasonable Times in the Day-time have free Access to all Books of Proceedings, Books of Account, and Vouchers, in the Presence of the Clerk to the Commissioners for the Time being (who is hereby required to attend such Inspection, and to render every reasonable Facility and Information to the Person inspecting the said Books and Vouchers touching the same, without Fee or Reward); and the said Clerk shall and he is hereby required, at the Request or upon Demand in Writing of any such Inhabitant as aforesaid, to make and deliver to every such Inhabitant requiring the same a true and correct Copy or Copies, Extract or Extracts, of or from such Books, Accounts, or Vouchers, or any of them, upon being paid by the Person requiring the same after the Rate of One Shilling for every Ninety Words such Copy or Copies, Extract or Extracts, shall contain; and in case the said Clerk shall refuse to permit or shall not permit such Inspection as aforesaid, or to attend and render such Facility and Information as aforesaid,

Books and Accounts to be open to the Inspection of the Inhabitants.

First State-  
ment of Ac-  
counts to  
commence  
from the  
passing of  
this Act.

said, or to make or deliver any such Copy or Extract as aforesaid, then and in every such Case the said Clerk shall forfeit and pay the Sum of Five Pounds to any Person or Persons who shall sue or prosecute for the same, and to be recovered in the same Manner as any other Penalty under Ten Pounds is recoverable under this Act: Provided nevertheless, that the First Account and Statement to be made up as aforesaid shall commence only from the passing of this Act, and shall contain a general Statement of the Accounts as they stand at the Time of the passing of this Act, with the subsequent Payments and Receipts from that Period to the Thirty-first Day of *December* then next, and a Statement of Accounts and Funds, with the Receipts and Balances, as they shall exist at that Time.

Officers un-  
der 50 G. 3.  
to hold their  
Situations  
until re-  
moved.

XXIX. And be it further enacted, That the Clerks, Surveyors, Meters, Measurers, Watchmen, and all other Servants and Officers, save and except the Treasurer, appointed by the Commissioners, or by the said Directors and Guardians, by virtue and in pursuance of the said recited Act of the Fiftieth Year aforesaid, shall hold and enjoy their several and respective Offices and Employments, together with their several and respective Salaries, Gratuities, and Allowances thereto annexed, until he or they shall be removed therefrom respectively by the said Commissioners, or Directors and Guardians; and every such Clerk, Surveyor, Meter, Measurer, Watchman, and other Servant and Officer shall, while he shall continue in Office, be subject to the like Pains and Penalties and Powers of Removal, and to the like Rules and Regulations, as if he had been appointed by virtue of this Act.

Persons who  
have acted  
under the  
present Act  
to account  
for Monies  
and deliver  
up Books.

XXX. And be it further enacted, That all and every Person and Persons acting or who have acted under the said recited Act of the Fiftieth Year of the Reign of His late Majesty, who shall have in his, her, or their Custody, Power, or Possession any Money collected by virtue of the said recited Act, or any Books, Papers, or Writings relating to the Execution of the said recited Act, shall forthwith pay and deliver up the same to the said Commissioners, or to such other Person or Persons as they shall appoint to receive the same; and in case of Neglect or Refusal, the Person or Persons so refusing or neglecting shall not only forfeit and pay any Sum not exceeding Fifty Pounds, but be also liable to such Action or Actions as the Commissioners may legally commence for the Recovery of Money, Books, Papers, or Writings so refused or neglected to be paid or delivered up as aforesaid.

Property,  
Pavements,  
Lamps, &c.  
vested in  
Commission-  
ers.

XXXI. And be it further enacted, That the Property of and in all the present and future Pavements in the Streets, Lanes, Highways, and other Ways and Places within the said Town, and of all Lamps and Lamp Irons and Posts already erected and fixed by virtue of the said recited Acts, or which shall or may be erected or fixed by virtue of this Act, and of and in all the Groynes and other Works already erected and built, or which shall or may at any Time hereafter be erected or built, within the Limits of the said Town, for preventing the Encroachments of the Sea, in manner herein-after directed, and of and in all Articles, Implements, and Things, of what Nature or Kind soever, which shall be made use of, or which shall or may be purchased or intended to be used for the Purposes of this Act, shall belong to, and the same shall be and are hereby vested in the  
said



said Commissioners, who are hereby authorized and empowered to commence any Action or Actions, or to prefer any Bill or Bills of Indictment, as the Case shall or may require, against any Person or Persons who shall or may withhold, take, or carry away, detain, spoil, injure, or destroy, or feloniously steal or carry away the same, or any Part or Parts thereof; and in all such Actions and Bills of Indictment respectively it shall be sufficient to state generally that the Article or Articles, Thing or Things, for or on account of which such Action or Actions shall be brought, or Bill or Bills of Indictment preferred, is or are the Property of the Commissioners for paving, lighting, watching, and improving the Town of *Brighthelmston* in the County of *Sussex*, without particularly mentioning or specifying the Name or Names of all or any of such Commissioners; and the said Commissioners shall and hereby have full Power and Authority from Time to Time to sell and dispose of all or any Part of the old or useless Materials, and the Money from the Sale thereof shall be applied to such and the same Purposes as the Monies to arise from the Rates and Assessments in and by this Act directed to be made.

XXXII. And be it enacted, That if any Person or Persons shall wilfully or maliciously break, injure, or destroy any of the Articles, Matters, or Things hereby vested in the said Commissioners, or any of the Works done or to be done in pursuance of the said Acts or this Act, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Punishing wilfully destroying Property of Commissioners.

XXXIII. Provided always, and be it further enacted, That it shall not be lawful for the Trustees of any Turnpike Roads leading into the said Town to apply any Part of the Tolls arising on any of the said Roads towards the paving, repairing, amending, stoning or gravelling, lighting or watching, any of the Streets, Lanes, or other public Passages or Places within the said Town, and which said Streets, Lanes, Passages, or Places shall not from henceforth be deemed or taken to be Part of any Turnpike Road; any thing in any Act or Acts to the contrary notwithstanding.

Trustees of Turnpike Roads not to repair the Streets.

XXXIV. And it is hereby further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby required, at any General Meeting to be by them held under this Act, to cause all and every the Pavements now being in any of the Streets, Lanes, and Places within the said Town, as well Footways as Horse or Carriage Ways, to be repaired, amended, raised, lowered, altered, or placed in such Manner, with such Materials, and with such Drains, Gutters, Sinks, or Watercourses, and with such Grate or Gratings, on, from, or out of such Ways, over and into such Gutters, Sinks, Drains, or Watercourses, as the said Commissioners shall think proper to direct, and also to cause all other Streets, Lanes, and Places within the said Town which are now built, but not paved, and all such other Streets, Lanes, and Places within the said Town which are now making or building, or may hereafter be made or built upon, to be paved in such Manner, and with such Gutters, Sinks, Drains, or Watercourses, as to them the said Commissioners shall seem meet and necessary; and the Charges of repairing the present Pavement in the said Town shall be defrayed by the said Commissioners out of the Money arising by virtue of this Act, but the Charges or Expences

New Pavements to be made at the Charges of Owners or Occupiers of Houses.

[*Local.*]

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attending

attending or in any Manner relating to such new Pavements, and also the Charges and Expences already incurred by the Commissioners under the said recited Act in putting down any new Pavements which the Owners or Occupiers of Houses, Buildings, Land, or Ground have not paid for as thereby directed, shall be paid and reimbursed to the said Commissioners by the Owners or Occupiers of the Houses, Buildings, Ground, or Land within the said Streets, Lanes, or Places so to be new paved as aforesaid, each Owner or Occupier paying an equal Share or Proportion thereof, according as such new Pavement is or shall be either before, behind, or at the Side of his, her, or their House or Houses, Buildings, Ground, or Land as aforesaid, the said Share to be ascertained by the Surveyor or Surveyors of the said Commissioners to be appointed under and by virtue and in pursuance of this Act; and if any such Owner or Occupier shall at any Time neglect or refuse to pay such Charges and Expences, the same shall and may be levied by Distress and Sale of the Goods and Chattels of such Owner or Occupier, in like Manner as the Rates herein-after directed and required to be raised and levied are directed to be recovered, the Overplus (if any) of the Monies to arise thereby, after deducting such Charges and Expences as aforesaid, and the Costs and Expences attending such Distress and Sale, being returned to such Owner or Occupier.

Provision as  
to vacant  
Ground.

XXXV. Provided always, and be it further enacted, That if the said Commissioners shall (as they are hereby authorized to do) cause any Street, Lane, or Place within the said Town to be paved as aforesaid before the same is completely made or built upon, that then and in such Case the Owner or Occupier of any Ground abutting or adjoining to such Street, Lane, or Place not built upon nor attached to any House or Building, shall not be liable to pay any Part of the Expences and Charges of such Pavement until such Ground be built upon, or attached to some House or Building, when and not before such Owner or Occupier shall be liable to pay such and the same Expences and Charges, and to be recoverable in the like Manner as he would have been subject to if the said Ground had been built upon at the Time of making such Pavement as aforesaid: Provided also, that all future Charges which may necessarily be incurred in or about the repairing, altering, or amending the said Pavements shall be paid and borne by the said Commissioners by and out of the Rates and Assessments herein-after directed to be levied: Provided always, that if it shall appear to the said Commissioners that any Person or Persons who by virtue of this Act shall at any Time become liable to pay any Part of the Charges or Expences for the making of any such new Pavements as aforesaid is unable to pay the same, it shall and may be lawful to and for the said Commissioners at such Meeting to excuse such Person from the Charge of such Pavements or any Part thereof, and in that Case the same shall be paid by and out of the said Rates and Assessments.

Commis-  
sioners may  
excuse Per-  
sons unable  
to pay.

No Altera-  
tion of the  
Pavements  
without the  
Consent of  
the Com-  
missioners.

XXXVI. And be it further enacted, That no such Owner or Occupier as aforesaid, or any other Person or Persons whomsoever, shall at any Time make, or cause or permit or suffer to be made, any Alteration whatsoever in the Pavement, or in the Foot, Horse, or Carriage Ways, Gutters, Sinks, Drains, or Watercourses, within the said Town, or in any or either of them, for any Purpose whatsoever, without the Consent of the

the said Commissioners assembled at a General Meeting under this Act first had and obtained for that Purpose, and subject to such Terms and Conditions as the said Commissioners at such Meeting shall think proper to prescribe, order, or direct concerning the same: Provided always, that where such Alteration shall be made with such Consent as aforesaid, such Alteration shall, from Time to Time and at all Times hereafter, be made at the Expence, Costs, and Charges of the Person or Persons requiring the same, and to whom such Consent shall be so given as aforesaid; but in case any such Owner or Occupier, or other Person or Persons, shall cause such Alteration to be made without such Consent, or after obtaining such Consent shall cause such Alteration to be made in any Manner contrary thereto, then and in every such Case the said Commissioners shall and may and they are hereby authorized to abate, take away, or remove such Alteration, and to restore the Pavement, Way, Gutter, Sink, Drain, or Watercourse to the State and Condition in which it was before such Alteration was so made therein as aforesaid; and the Charges and Expences attending the Restoration thereof shall be paid by the Person or Persons who so caused such Alterations to be made as aforesaid, and shall be recovered by Distress and Sale of the Goods and Chattels of such Owner or Occupier, in like Manner as the Rates hereinafter directed and required to be raised and levied are directed to be recovered; the Overplus (if any) of the Monies to arise thereby, after deducting such Charges and Expences as aforesaid, and the Costs and Expences attending such Distress and Sale, being returned to such Owner or Occupier.

XXXVII. And whereas the said Town is co-extensive with the Parish of *Brighthelmston*, and the Commissioners acting under and by virtue of the said recited Act of the Fiftieth Year aforesaid have hitherto repaired the greater Part of the Highways within the said Parish, but notwithstanding such Repairs Surveyors of the Highways have been annually appointed, and have caused the Statute Duty to be performed, and have received Compositions and raised Rates on the Inhabitants under and by virtue of the several Acts passed for the Repairs of Highways: And whereas a considerable Expence would be saved if all the Highways within the Parish of *Brighthelmston* were placed under the Jurisdiction of the Commissioners under this Act, and the Appointment of Surveyors of the Highways for the said Parish abolished, and the Powers and Authorities given by the several Acts passed and to be passed for the Repairs of the Highways were, as to the Highways of the said Parish of *Brighthelmston*, vested in the said Commissioners and their Surveyor or Surveyors to be appointed pursuant to the Directions of this Act; be it therefore enacted, That all and singular the Highways, Streets, and public Lanes, Ways, and Passages within the said Parish of *Brighthelmston*, and the Control, Order, Direction, and Management of the same, shall be and they are hereby vested in the said Commissioners for the Time being acting under and by virtue of this Act; and the Appointment, Office, Jurisdiction, and Duties of Surveyors of the Highways within the said Parish of *Brighthelmston*, appointed under or by virtue of the Acts for the Repairs of Highways, shall henceforth be discontinued and abolished.

Highways placed under the Jurisdiction of the Commissioners.

Appointment of Surveyors of the Highways to be discontinued.

XXXVIII. And be it enacted, That it shall and may be lawful to and for the said Commissioners acting under and by virtue of this Act,

Commissioners to advertise for Con-

at

tracts for  
Performance  
of Works  
above 100l.

at any General or Special or Adjourned Meeting, to make any Order for doing or performing any Work or Business, or for the Purchase of any Materials, Goods, Wares, or Merchandize, where such Works, or such Materials, Goods, Wares, or Merchandize, shall not exceed, or shall not at the Time of such Order be reasonably supposed to amount to more than the Sum of One hundred Pounds; and before the said Commissioners shall make any such Order as aforesaid, where such Work or such Materials, Goods, Wares, or Merchandize, shall amount or be reasonably supposed to amount to more than the said Sum, Seven Days Notice previous to such Meeting for making and entering into every such Contract respectively shall be given in some One of the weekly Papers circulated in the County of *Sussex*, and in such other Manner as the said Commissioners shall direct or appoint, and in which Notice shall be specified the Subject or Matter to be contracted for; and all Contracts so to be made and entered into as aforesaid shall be reduced into Writing, and signed by Thirteen or more of the said Commissioners, and by the Person or Persons contracting with the said Commissioners.

Security for  
Contractor.

XXXIX. Provided always, and be it enacted, That the said Commissioners shall and they are hereby required to take from the Person or Persons entering into any such Contract or Contracts sufficient Security for the Performance thereof; and that the Person or Persons tendering the lowest Price or Prices for the performing of any such Works, or for the supplying any such Materials, Goods, Wares, or Merchandize, and being of sufficient Knowledge, Skill, and Integrity, in the Judgment of the said Commissioners, and tendering sufficient Security for the Performance of his or their Contract or Contracts, shall always be preferred, and be entitled to have, do, perform, and execute such Contract or Contracts.

If Work be  
not done ac-  
cording to  
Contract,  
Actions may  
be com-  
menced.

XL. And be it further enacted, That in case such Contract or Contracts shall not be performed according to the true Intent and Meaning thereof by the Person or Persons contracting with the said Commissioners as aforesaid, the said Commissioners shall and may commence an Action in either of His Majesty's Courts of Record at *Westminster* against such Person or Persons for Breach or Nonperformance of such Contract or Contracts; and should the Plaintiff recover therein, he shall, in addition to the Penalty or Damages which he may recover, be entitled to the full Costs of such Action.

Commis-  
sioners to  
provide  
Lamps and  
light the  
Town.

XLI. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby directed and empowered, from Time to Time as Occasion may require, to provide Lamp Irons or Lamp Posts, to be set up or affixed into, upon, or against the Ground adjoining, or the Walls, Palisadoes, or Iron Rails, or any other Part of any of the Houses, Tenements, or Buildings already built or building, or which shall at any Time hereafter be built within the said Town, or in such other Manner and at such Distances as they shall think proper and convenient; and also to cause Lamps of such Sizes and Sorts to be provided and affixed to, in, or upon such Lamp Irons or Lamp Posts, and to alter, take down, or remove any of the present or any future Lamp Irons, Posts, or Lamps which shall or may be purchased, affixed, or provided for the Purposes aforesaid, and from Time to Time  
to

to cause the said Town or such Parts thereof as they shall deem proper to be lighted, either with Oil or by means of Gas or Inflammable Air, and from Time to Time (if they shall see proper) to contract and agree with any Body or Bodies Corporate, Company or Companies of Proprietors, or any Person or Persons, for lighting the same by means of Oil or Gas or Inflammable Air, and for providing the Lamps, Lamp Irons, or Lamp Posts, and all other Apparatus, and to do all such Matters and Things as the said Commissioners shall from Time to Time think proper, convenient, and necessary, for the well and effectually lighting of the said Town.

XLII. And be it further enacted, That if any Person or Persons shall wilfully deface, break, throw down, displace, take away, damage, injure, or spoil any of the Lamp Irons, Lamp Posts, or Lamps within the said Town already put up or which shall or may be put up by virtue of this Act, or by any Person or Persons at his, her, or their own Expence, or wilfully damage or injure any of the Posts, Irons, or other Furniture thereof, or Materials belonging thereto, or extinguish the Lights of any such Lamp or Lamps, it shall and may be lawful to and for any Person whomsoever who shall see such Offence committed to seize, as also for any other Person or Persons to assist in seizing, the Offender or Offenders, and by Authority of this Act, and without any other Warrant, to convey or deliver him, her, or them into the Custody of a Peace Officer, in order to be secured and conveyed before some Justice of the Peace for the said County of *Sussex*; and such Justice shall proceed to examine upon Oath any credible Witness or Witnesses who shall appear or be produced to give Information touching such Offence (which Oath the said Justice is hereby authorized and required to administer); and if the Party or Parties accused shall be convicted of such Offence, either by his, her, or their own Confession, or upon such Oath as aforesaid, he, she, or they so convicted shall forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings for each such Lamp so broken, or Lamp Iron, Lamp Column or Post, or Furniture thereof, so broken, defaced, thrown down, displaced, taken away, or damaged, or for every Light so extinguished as aforesaid; and moreover shall make full Satisfaction to the Commissioners, or to such Persons as they shall appoint to receive the same, for the Damages so done by him, her, or them as aforesaid; and in case such Offender or Offenders shall not, on Conviction, pay such Forfeiture, and make such Satisfaction as aforesaid, such Justice is hereby required to commit him, her, or them to the House of Correction of the said County, there to be kept to hard Labour for any Space of Time not exceeding Thirty Days; and such Offender or Offenders shall not be discharged before the Expiration of the Time for which he, she, or they shall be so committed, unless the Forfeiture or Satisfaction shall be sooner paid and given.

Punishing  
Persons  
wilfully  
damaging  
Lamps.

XLIII. And be it further enacted, That in case any Person or Persons shall accidentally break, throw down, or otherwise injure or damage any of the said Lamps, or the Irons, Columns, Posts, or Furniture thereof, and shall not immediately upon Demand make Satisfaction to the said Commissioners, or to any other Owner or Owners thereof (as the Case may be), for the Damage done thereto, then and in any of the said Cases it shall and may be lawful for any Justice of the Peace for the said County

Persons ac-  
cidentally  
damaging  
Lamps to  
make good  
the same.

of *Sussex*, upon Proof thereof made by the Oath (or Affirmation, being a Quaker) of One or more credible Witness or Witnesses, or by the Confession of the Party, to award to the said Commissioners, or to such other Owner or Owners (as the Case may be), such Sum of Money as a Satisfaction for such Damage, and also for all Expences which shall be incurred by the said Commissioners, or such other Owner or Owners (as the Case may be), in obtaining the same, as such Justice shall think reasonable; and in case of Refusal or Neglect of the Party or Parties to pay the Sum or Sums of Money so awarded within Three Days next after Demand thereof, to cause the same to be levied by Distress and Sale of his, her, or their Goods and Chattels, and the Surplus (if any) arising by such Distress and Sale to be paid to him, her, or them.

Penalty on  
Commissioners for  
conveying  
Washings  
into any  
River,  
Stream, &c.

XLIV. Provided always, and be it further enacted, That if any Body Politic or Corporate, or any Person or Persons whomsoever, making, furnishing, or supplying any Gas used, burnt, or consumed for lighting any Highway, Street, or Place, or any House, Building, or other Premises, within the Limits of this Act, shall at any Time drain or convey, or cause or suffer to be drained or conveyed, or to run or flow, any Washings, or other Waste Liquids, Substances, or Things whatsoever, which shall arise or be produced in the Prosecution of such Gas Works, or in the Manufacture or Process of making or procuring such Gas, into any River, Brook, or running Stream, Canal, Reservoir, Aqueduct, Feeder, Pond, Springhead, or Well, or into any Drain, Sewer, or Ditch communicating therewith, or do or cause to be done any Annoyance, Act, or Thing to the Water contained in any such River, Brook, or running Stream, Canal, Reservoir, Aqueduct, Feeder, Pond, or Springhead, Well, Drain, Sewer, or Ditch, whereby the said Water or any Part thereof shall or may be spoiled, fouled, or corrupted, then and in each and every such Case the said Body Politic or Corporate, or Person or Persons as aforesaid, shall forfeit and pay for every such Offence the Sum of Two hundred Pounds; and such Penalty or Forfeiture shall and may be sued for and 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, Plaint, Suit, or Information, wherein no Essoign, Protection, Privilege, Wager of Law, nor more than One Imparlance, shall be allowed; and the whole thereof shall be paid to the Person or Persons who shall inform or sue for the same: Provided always, that no such Penalty or Forfeiture shall be recoverable unless the same be sued for within Three Calendar Months from the Time that such Annoyance, Nuisance, Injury, Damage, Act, or Thing shall have ceased and determined: Provided also, that over and above and in addition to the said Penalty of Two hundred Pounds, and whether such Penalty shall have been sued for or recovered or not, in case any of the said Washings or other Waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be drained, conducted, or conveyed, or caused or suffered to run or flow, in manner aforesaid, into any River, Brook, or running Stream, Canal, or any Reservoir, Aqueduct, Feeder, Pond, Springhead, or Well, or into any Drain, Sewer, or Ditch communicating therewith, or any such Annoyance, Act, or Thing shall be done or caused to be done as aforesaid, and Notice thereof in Writing shall have been given by any Person or Persons to whom the same shall belong, or by any other Person or Persons whomsoever, to the said Body Politic or Corporate, or Person or Persons as aforesaid, and the said Body Politic

Politic or Corporate, or Person or Persons as aforesaid, shall not, within Twenty-four Hours after such Notice shall have been given to them or him as aforesaid, stop, hinder, or prevent all and every such Washings, Waste Liquids, or noisome or offensive Liquids, Substances, or Things, from being drained, conducted, or conveyed, or from running or flowing in manner aforesaid, and every such other Annoyance, Nuisance, Injury, Damage, Act, or Thing from being done as aforesaid, then and in every such Case the said Body Politic or Corporate shall forfeit and pay the Sum of Twenty Pounds for each and every Day such Washings, Waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be so drained, conducted, or conveyed, or caused or suffered to run or flow in manner aforesaid, or such other Annoyance, Act, or Thing shall be so done or caused to be done as aforesaid; and such last-mentioned Penalty shall and may be recovered and levied in such and the like Manner as any other Penalty or Forfeiture is in and by this Act directed to be recovered and levied, and shall be paid to the Informer, or to the Person or Persons who, in the Judgment of the Justice or Justices before whom the Conviction shall take place, shall have sustained any Annoyance, Injury, or Damage by any such Act so done or committed.

XLV. And be it further enacted, That whenever any Gas shall be found to escape from any of the Pipes which shall be laid down or set up by the said Commissioners, or any Body Politic or Corporate, or other Person or Persons as aforesaid, the said Commissioners, or Body Politic or Corporate, or Person or Persons, shall, at their own Expence, immediately after receiving Notice by Parol or in Writing of any such Escape of Gas, from any Inhabitant of the said Part of the said Parish, or any other Person, cause the most speedy and effectual Measures to be taken to stop and prevent such Gas from escaping; and in case the said Commissioners, or Body Politic or Corporate, or Person or Persons, shall not, within Twenty-four Hours after such Notice by Parol or in Writing being given of any such Escape of Gas, effectually stop and prevent the Gas from escaping, and wholly and satisfactorily remove the Cause of Complaint, then and in every such Case the said Commissioners, or Body Politic or Corporate, or Person or Persons, shall for every such Offence forfeit and pay the Sum of Five Pounds for each and every Day, after the Expiration of Twenty-four Hours from the Time of giving any such Notice, during which the Gas shall be suffered to escape as aforesaid; which Penalty shall be from Time to Time recoverable in a summary Way, on the Oath or Affirmation of One or more credible Witness or Witnesses, before One or more Justice or Justices of the Peace for the said County of *Sussex*, or other Justice or Justices having Jurisdiction, as the Case may require, and shall and may be recovered, with all reasonable Charges, by Distress and Sale of the Goods and Chattels of the said Commissioners, or Body Politic or Corporate, or Person or Persons, by the Warrant of any such Justice or Justices of the Peace as aforesaid, to be granted in like Manner and subject to the like Provisions as are herein directed touching other Penalties to be recovered.

Stopping the  
Escape of  
Gas.

XLVI. And be it further enacted, That all and every the Pipes or other Conduits to be laid or used for the Conveyance of Gas in, under, through, along, across, or round any Street, Square, Market Place, Lane, Passage, or other Place in the said Parish, shall be so laid at the greatest practicable Distance,

Gas Pipes  
to be laid  
Four Feet  
from the  
Water Pipes,

and in a particular Manner.

Distance, and whenever the Width of the Carriageway in such Street or Place will allow thereof, at the Distance of Four Feet at least as well from the nearest Part of any Water Pipe already laid down or hereafter to be laid down for the Conveyance of Water in, under, through, along, across, or round any of the said Streets, Squares, Lanes, Passages, or other Places in the said Parish as aforesaid, (unless in Cases where it shall be unavoidably necessary to lay the Pipes for the Conveyance of Gas across any Water Pipes, in which Cases the said Pipes for the Conveyance of Gas shall be laid over and above such Water Pipes at the greatest practicable Distance therefrom, and shall form therewith a Right Angle,) and that in such Cases the said Pipes for the Conveyance of Gas so crossing the said Water Pipes shall be at least Nine Feet in Length, so that no Joint of any of the said Gas Pipes shall be nearer to any Part of the said Water Pipes than Four Feet at least; and that in laying down the said Gas Pipes the said Commissioners, or Body or Bodies Politic, Corporate, or other the Person or Persons to whom the same shall belong, shall in no Case join Two or more Gas Pipes together previous to their being laid in the Trench, but shall lay each Pipe as near as may be in its Place in the Trench, and shall in such Trench properly form the Jointing with the other Pipes to be added thereto with proper and sufficient Materials, and shall also make and keep all and every such Pipes, and all Pipes connected or communicating therewith, and all the Screws, Joints, Inlets, Apertures, or Openings therein respectively air-tight, and in all and every respect prevent the said Gas from escaping therefrom and from any Part thereof, upon pain of forfeiting for every such Offence the Sum of Five Pounds, which shall be paid to the Informer, or to the Person or Persons who, in the Judgment of the Justice or Justices before whom the Conviction shall take place, shall have sustained any Annoyance, Injury, or Damage by any such Act so done or committed.

Commissioners to prevent Escape of Gas and Contamination of Water, &c.

XLVII. And be it further enacted, That whenever the Water of any Company of Proprietors of Waterworks shall be contaminated or affected by the Gas of the said Commissioners, or Body Politic or Corporate, or Person or Persons as aforesaid, such Commissioners, or Body Politic or Corporate, or Person or Persons as aforesaid, shall forfeit and pay for every such Offence a Sum not exceeding Twenty Pounds, to be sued for and recovered as any Penalty is hereby directed to be sued for and recovered, and shall be applied to and for the Use and Benefit of the Company of Proprietors affected thereby; and in case any such Water shall be contaminated or affected by Gas in any way whatsoever, that then and in every such Case and Cases the said Commissioners, or Body Politic or Corporate, or Person or Persons as aforesaid, shall, within Twenty-four Hours next after Notice thereof in Writing, signed by the Manager or chief Clerk for the Time being of and for such Company, to be left at the usual Office or Place of transacting Business of the said Body Politic or Corporate, cause the most proper and effectual Measures to be taken effectually to stop and prevent Gas from escaping from their Works, Mains, or Pipes, or contaminating or affecting such Water; and in case the said Commissioners, or Body Politic or Corporate, or Person or Persons as aforesaid, shall not, within Twenty-four Hours next after each and every such Notice so left as aforesaid, effectually stop and prevent Gas from so escaping, and wholly and satisfactorily remove the Cause of every such Complaint, and prevent all and every such Contamination



amination, whereof Notice shall be given as aforesaid, that then and in every such Case the said Commissioners, or Body Politic or Corporate, or Person or Persons as aforesaid, shall, on each and every Complaint whereof Notice shall be given as aforesaid, forfeit and pay to the Treasurer for the Time being of the Company of Proprietors affected, for the Use and Benefit of the same Proprietors, over and above the before-mentioned Penalty of Twenty Pounds, to be recovered as aforesaid, the Sum of Ten Pounds for each and every Day during which the Water of the said Company shall be and remain contaminated, tainted, or affected by the Gas of the said Body Politic or Corporate; and in default of Payment thereof as aforesaid such Penalty or Penalties shall, and may be recovered by Information to be exhibited on the Oath of One credible Witness, by and in the Name of the Treasurer of the same Company, before any Justice of the Peace for the said County of *Sussex*, with Costs, to be assessed by such Justice, and to be levied and recovered as any other Penalty is by this Act directed to be levied and recovered; and such Penalty or Penalties and Costs, when so levied, shall be paid to the Overseers of the Poor of the said Parish, for the Use of the Poor thereof.

XLVIII. And whereas it may be or become a Question, upon such Complaint as aforesaid, whether the said Water be contaminated or affected by the said Gas; be it therefore enacted, That in every such Case it shall and may be lawful to and for any Company of Proprietors of Waterworks to dig to and about and search and examine the Mains, Pipes, Conduits, and Apparatus of the said Commissioners, or any Body Politic or Corporate, or Person or Persons as aforesaid, for the Purpose of ascertaining whether such Contamination proceed or be occasioned by the Gas of the said Commissioners, or Body Politic or Corporate, or Person or Persons as aforesaid; and if it shall appear that the said Water has been contaminated by any Escape of Gas of the said Commissioners, or Body Politic or Corporate, or Person or Persons as aforesaid, the Costs and Expences of the said Digging, Search, Examination, and Repair of the Pavement of the Street or Streets which shall be taken up or disturbed shall be borne and paid by the said Commissioners, or Body Politic or Corporate, or Person or Persons as aforesaid; which Costs and Expences shall be ascertained and determined, if necessary, by such Justice as aforesaid, and be recovered in like Manner as any Penalty may be recovered by virtue of this Act: Provided always, that if upon Examination it shall appear that such Contamination has not arisen from any such Escape of Gas from any of the Mains, Pipes, or Conduits of the said Commissioners, or Body Politic or Corporate, or Person or Persons as aforesaid, then and in such Case the said Water Company shall bear and pay all the Costs and Expences of such Examination, Repair, and Search, and shall also make good to the said Commissioners, or Body Politic or Corporate, or Person or Persons as aforesaid, any Loss, Injury, or Damage which may be occasioned to the said Mains, Pipes, Conduits, or Apparatus of the said Commissioners, or Body Politic or Corporate, or Person or Persons as aforesaid, in and by such Search and Examination, and also to the Pavement of the said Streets so broken or disturbed in such Search or Examination; the Amount of such Injury, Loss, or Damage to be ascertained and determined, if necessary, by such Justice or Justices of the Peace as aforesaid.

For ascertaining if Water is contaminated.

Act not to prevent the Company being proceeded against.

XLIX. Provided also, and be it further enacted, That nothing herein contained shall extend or be construed to extend to prevent any Person or Persons from proceeding against the said Commissioners, or Body or Bodies Politic or Corporate, or Person or Persons, in respect of any Works of the said Commissioners, or Body or Bodies Politic or Corporate, or Person or Persons, or the Method which shall be employed by them for furnishing such Light as aforesaid, as a public or private Nuisance, or from bringing any Actions against the said Commissioners, or Body or Bodies Politic or Corporate, or Person or Persons, for any Injury sustained by reason of any such Works or Method of lighting, whether such Injury shall proceed from the Nature of such Method of lighting, or the Carelessness or Want of Skill of the Persons employed therein.

Commissioners to appoint Scavengers, and their Duty.

L. And be it further enacted, That the said Commissioners shall and they are hereby required to provide, either by Contract or otherwise, a sufficient Number of Scavengers, or Persons for the Purposes of cleansing the Streets, Lanes, and Places of and within the said Town; and that such Scavengers, or Persons employed, or who shall contract to cleanse the Streets, Lanes, and Places of and within the said Town, shall on the *Wednesday* and *Saturday* of every Week between the Hours of Seven and Twelve of the Clock in the Forenoon of those Days respectively, and upon such other Days and at such other Hours as the Commissioners shall or may from Time to Time appoint, sweep and collect together, and as soon as possible afterwards take and carry away and remove, all Dirt, Dust, Filth, or Rubbish in and from such Streets, Lanes, and Places respectively, and from any House and Premises within the said Town, if required so to do by the Owner or Occupier thereof, and shall by Sound of Bell or otherwise, as the said Commissioners shall direct, give Notice to the Housekeepers and Inhabitants of the said Town of his or their Approach and coming for the Purpose of taking away the Dust, Dirt, Dung, and other Filth (except the Soil of and from any Privy) from their respective Houses and Premises; all which Dust, Dirt, Dung, Ashes, and Filth (except as aforesaid), as well as all such as may be swept up and collected together as aforesaid, the said Scavengers or other Persons as aforesaid shall immediately, or as soon afterwards as may be, carry away or cause to be carried away to the Place or Places appointed or which shall be appointed by the said Commissioners for depositing the same, upon pain of forfeiting any Sum not exceeding Five Pounds for every Neglect; and every Person acting as such Scavenger for the Time being shall cause the Words "Scavenger's Cart" to be painted in large Roman Letters on the Front or other conspicuous Part of the Carts or Carriages which he or they shall use for the Purposes aforesaid, on pain of forfeiting any Sum not exceeding Ten Shillings for every Neglect therein; and if any such Scavenger, or other Person acting or employed as such as aforesaid, shall wilfully sweep, put, or throw Dust, Dirt, Ashes, or Filth into the Sewers, Drains, Sinks, or Watercourses within the said Town, every Person so offending shall forfeit and pay for each and every such Offence any Sum not exceeding Five Pounds nor less than Twenty Shillings.

No offensive Matter to be thrown into the Streets

LI. And be it enacted, That no Person shall throw, sweep, cast, deposit, place, lay, or leave, or cause to be thrown, swept, cast, deposited, placed, laid, or left, any Night Soil, Offal, Muck, Entrails of Fish, putrid Fish, Oyster

Oyster Shells, broken Glass, China or Earthenware, Dust, Dirt, Dung, or upon the Beach or Sand. Ashes of any Kind, Refuse of Vegetables, Soap Suds, Filth, or any other putrid, unwholesome, or offensive Matter or Materials whatsoever, in, into, or within Twenty Feet from any of the Streets, Lanes, or Passages already made, built, or formed, or which shall or may at any Time or Times and from Time to Time hereafter be made, built, or formed within the said Town of *Brighthelmston*, (except only Sand, Ashes, or Sawdust, in the Time of Frost, with a View to prevent Accidents,) or into the Sewers, Channels, Drains, Sinks, or Watercourses within the said Town, or throw, sweep, cast, deposit, place, lay, or leave, or cause to be thrown, swept, cast, deposited, placed, laid, or left upon or over the Cliff, or to or on the Sea Beach, or Sands above the Low-water Mark of the highest Spring-Tide at *Brighthelmston* aforesaid, any Night Soil, Offal, Muck, Entrails of Fish, putrid Fish, Oyster Shells, broken Glass, China, or Earthenware, Dust, Dirt, Dung, Soap Suds, Refuse of Vegetables, or any other putrid or unwholesome or offensive Matter or Materials, on pain of forfeiting for every such Offence any Sum not exceeding Forty Shillings nor less than Ten Shillings.

LII. Provided always, and be it further enacted, That no Person shall be subject to the said Penalty for or on account of any Rubbish or Dirt necessarily occasioned by the building, pulling down, altering, or repairing of his or her House or other Building, in case there be sufficient Space left in the Street, Lane, or Place where such Rubbish or Dirt shall be or may be placed, for Carriages to pass and repass with Ease and Safety, and a sufficient Way kept clean for Foot Passengers to pass and repass at all Times as well by Night as by Day, at their Will and Pleasure, and so as a sufficient Light be placed, kept, set, and maintained at the Place between the Hours of Sun-set and Sun-rise, and so as the same be inclosed in such Manner as the said Commissioners or their Surveyor shall direct, and so as such Rubbish or Dirt be removed at the Expence of the Persons so laying or causing the same to be laid, within such Time as shall be expressed in any Notice to be given by the said Commissioners or by their Surveyor. Exception as to Building Rubbish.

LIII. And be it further enacted, That every House, Wall, or Building hereafter to be erected or built, repaired, altered, or enlarged within the said Town, by means whereof any or either of the public Ways shall be in any Manner obstructed or rendered dangerous or unsafe, shall be well and sufficiently fenced in and inclosed, by and at the Expence of the Owner or Occupier thereof, before such House, Wall, or Building shall be begun to be erected and built, altered, repaired, enlarged, or taken down, and shall so continue during such Time as the said Commissioners or their Surveyor under this Act shall judge necessary, or shall order and direct; and if the Owner of such House, Wall, or Building shall refuse or neglect so to fence in and inclose the same as aforesaid; then and in either of the said Cases every such Owner shall, for every Day such Offence shall be continued, forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings; and moreover, in case of such Refusal or Neglect, it shall be lawful to and for the said Commissioners immediately afterwards to cause such House, Wall, or Building to be well and sufficiently fenced in and inclosed, and the Person or Persons so neglecting or refusing as aforesaid shall (over and above the said Penalty) repay all the Charges Houses building or repairing to be fenced in.

Charges and Expences thereof to the said Commissioners, upon Demand made by them or their Clerk for the Time being, and upon Refusal to pay or discharge the same the said Charges and Expences may, together with the Costs of recovering the same, be recovered in such Manner as is herein-after directed for the Recovery of Penalties.

Directions  
for emptying  
Privies.

LIV. And be it further enacted, That it shall and may be lawful to and for the said Commissioners and they are hereby required from Time to Time to make or provide and appoint a suitable Place or suitable Places within the said Town of *Brighthelmston* or elsewhere, within the Distance of Four Furlongs from the extreme Parts of *Brighthelmston* aforesaid, as to them shall seem expedient, and to contract and agree with any Body or Bodies Politic or Corporate, or any Person or Persons for the Purchase of any Land or Ground not exceeding in the whole Four Acres, or any Buildings thereon, and to hold the same to them and their Successors for the Reception of Night Soil, Offal, Muck, Entrails of Fish, putrid Fish, Oyster Shells, broken Glass, China, or Earthenware, Dust, Dirt, Dung, Ashes, Refuse of Vegetables, Filth, and other unwholesome Matter and Materials, and from Time to Time, and as often as to the said Commissioners shall appear necessary, fix and appoint such Time and Times for emptying Privies, and taking any Night Soil or other offensive Matter and Materials as aforesaid from any House, Building, or Place within the said Town, as they in their Discretion shall think fit; and if any Person or Persons shall deposit any Night Soil, or any such other Matter or Materials as aforesaid, in any other Place or Places within the Town of *Brighthelmston* aforesaid, or within Four Furlongs from the same, other than the Place or Places so from Time to Time to be appointed by the said Commissioners as aforesaid, or shall empty or begin or attempt to empty or take away any such Night Soil, or other Matter or Materials as aforesaid, from any House, Building, Privy, or Place within the said Town, at any other Time than shall have been fixed and appointed by the said Commissioners as aforesaid, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds nor less than Twenty Shillings; and if any Person or Persons shall wilfully or negligently spill, strew, or scatter any Soil of any Privy or Necessary House, or any Ashes, Dung, Muck, or other Materials mixed therewith, in or on any of the said Streets, Lanes, or Places, every Person so offending shall forfeit and pay any Sum not exceeding Twenty Shillings nor less than Five Shillings.

Penalty on  
Persons col-  
lecting Ashes.

LV. And be it further enacted, That if any Person or Persons, other than the Person or Persons employed by or contracting with the said Commissioners for cleansing the Streets, Lanes, and Places within the said Town, or those employed under such Contractor or Contractors, shall, on any Pretence whatsoever, go about to collect or gather, or shall ask for, receive, or carry away any Dust, Dirt, Cinders, or Ashes from any House or other Premises within the said Town, it shall and may be lawful for any Justice or Justices of the Peace for the said County of *Sussex*, upon Complaint to him or them made, to grant a Warrant to bring before him or them such Offender or Offenders at the Time and Place as in such Warrant shall be specified, or for any Person or Persons who shall see such Offence committed to seize, and also for any other Person or Persons to assist in seizing the Offender or Offenders, together with  
the

the Horses, Asses, Cattle, Carts, Trucks, Wheelbarrows, and other Carriages, and Implements made use of for carrying away the same, and by the Authority of this Act, and without any other Warrant, to convey him, her, or them before such Justice or Justices, and such Justice or Justices shall and he and they is and are hereby authorized and required to examine upon Oath the Person or Persons apprehending such Offender or Offenders, or any Witness or Witnesses who shall appear to give Information touching such Offence; and if the Party or Parties shall be convicted of going about to collect or gather, or asking for, receiving, or carrying away any Dust, Dirt, Cinders, or Ashes from any House or other Premises within the said Town, not being the Person or Persons so employed by or contracting with the said Commissioners, or acting under his or their Authority, he, she, or they shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings; and if such Offender or Offenders shall not immediately on Conviction pay the said Penalty or Penalties, such Justice or Justices is and are hereby required to direct such Horses, Asses, Cattle, Carts, Trucks, Wheelbarrows, or other Carriages or Implements which have been so seized, to be appraised and sold, and after deducting out of the Money to arise by such Sale the Penalty or Penalties incurred, together with the reasonable Charges and Expences of such Distress and Sale, the Overplus thereof shall be returned to the Party or Parties whose Horses or other Things shall be appraised and sold; and in case there shall have been no such Seizure as aforesaid, or if the Horses, Asses, Cattle, or other Things which shall be so appraised and sold, shall not produce a sufficient Sum of Money to pay the said Penalty or Penalties, Charges and Expences, then if such Offender or Offenders shall not immediately upon Conviction pay the said Penalty or Penalties, Charges and Expences, which shall remain over and above the Produce of the Horses, Asses, Cattle, and other Things so seized and sold, such Justice or Justices is and are hereby required to commit such Offender or Offenders to the Common Gaol or House of Correction for the Eastern Division of the said County of *Sussex*, there to be kept to hard Labour for any Time not exceeding Thirty Days, unless such Penalty or Penalties be sooner paid and satisfied.

LVI. And be it further enacted, That in case any Slaughter-house, Hogstye, Boiling-house for Offal, or uninclosed or uncovered Yard or Place for the Deposit or screening or sifting of any Lime or Ash Dust, or any Necessary House, Manure Heap, or other noisome or offensive Depository or Building, Place or Matter whatsoever, in or near any of the said Streets, Lanes, Passages, or other public Places within the said Town, shall in the Judgment of the said Commissioners be a Nuisance to any of the Inhabitants thereof, it shall and may be lawful to and for the said Commissioners, upon Complaint thereof to them made by any such Inhabitant, and after due Investigation of such Complaint, by Notice in Writing under the Hands of any Five or more of the said Commissioners, to order that every or any such Slaughter-house, Boiling-house, or uninclosed and uncovered Yard or Depository, Hogstye, Necessary House, or other Nuisance or offensive Matter, be remedied or removed; and in case the same shall not be remedied or removed within Seven Days after such Notice given to such Owner or Owners, Occupier or Occupiers of the Premises wherein such Nuisance or Annoyance shall be

Slaughter-houses, Hogstyes, and other Erections to be removed, if deemed a Nuisance.

Appeal.

situate or arise, or to the Person or Persons on whose Behalf the same is carried on, kept, or made, or left at his, her, or their last or usual Place of Abode, or on the said Premises, then every such Owner or Occupier or other Person so neglecting to remedy or remove such Nuisance or Annoyance, pursuant to such Notice and to the Satisfaction of the said Commissioners, shall forfeit and pay any Sum not exceeding Forty Shillings for every Day the same shall continue unremedied or unremoved after the Expiration of the Time mentioned in such Notice: Provided always, that where any Person or Persons thinking himself, herself, or themselves aggrieved by such Order as aforesaid shall give Notice to the said Commissioners or their Clerk of his, her, or their Intention to appeal against the said Order, and shall enter into a Recognizance within the Time and in the Manner herein-after mentioned and provided for in respect of Appeals against any Matter or Thing to be done in pursuance of this Act, such Person or Persons shall not be subject to or liable to pay any such Penalty or Forfeiture until the Expiration of Ten Days next after the Hearing and Determination of such Appeal, and the Confirmation thereupon of the said original Order of the said Commissioners.

Power to remunerate Owners of Slaughter-houses in certain Cases.

LVII. Provided always, and be it enacted, That in case the Commissioners shall at any Time hereafter, by virtue of the Power herein-before contained, prohibit any Butcher, Tallow Chandler, or other Person from exercising his Trade in any Slaughter-house or Boiling-house for Offal erected previous to the passing of this Act, it shall be lawful for the said Commissioners and they are hereby required to make such Remuneration to the Owner or Occupier of such Slaughter-house or Boiling-house, for the Loss such Owner or Occupier shall sustain by the Removal of his Business therefrom, as to the said Commissioners shall appear reasonable and proper; and in case any such Owner or Occupier shall be dissatisfied with such Remuneration, the same shall be settled and ascertained by a Jury in manner herein mentioned.

Foot Pavements to be swept.

LVIII. And be it further enacted, That the respective Occupiers of Houses, or other Buildings, Ground, Land, Tenements, or Hereditaments within the said Town shall and they are hereby required to cause the Footways or Pavements adjoining their respective Premises to be well and sufficiently swept and cleansed every Morning in the Year between the Hours of Seven and Ten of the Clock of every Day (*Sunday* excepted), and shall also cause the Dirt and Soil therefrom to be left clear of the outer Extremity of the Water Channel, or otherwise, as the said Commissioners shall direct, without obstructing in any Manner the Way or Road, or causing or making any Nuisance therein, upon pain of forfeiting and paying for every Neglect therein, or Nuisance occasioned thereby, any Sum not exceeding Twenty Shillings nor less than Ten Shillings: Provided always, that the Footways or Foot Pavements adjoining unoccupied Premises within the said Town shall be swept and cleansed by the Scavenger to be appointed as aforesaid, with the like Forfeiture for every Neglect therein, or Annoyance thereby occasioned, as is herein-before mentioned.

Streets to be watered.

LIX. And be it further enacted, That it shall be lawful for the said Commissioners and they are hereby authorized and empowered, from  
Time

Time to Time as they shall see proper, to cause all or any of the Streets, Lanes, Ways, Passages, and Places within the Town of *Brighthelmston*, and the Accesses and Approaches thereto within the Distance of Two Furlongs from *Brighthelmston* aforesaid, to be watered as often and in such Manner as they may think fit, by and out of the Monies to be raised by virtue of this Act; and shall and may cause any Well or Wells, Tanks, Reservoirs, Pipes, Pumps, and other Apparatus, to be sunk, laid down, set up, or constructed in any Parts of the said Town, and to cause the same to be removed or altered and repaired from Time to Time as may be found necessary, and shall and may provide Horses, Water Carts, Engines, and other Things requisite for the Purposes aforesaid, and employ such Person or Persons at such Salary or Salaries, or contract with any Person or Persons for watering all or any Part of such Streets, Lanes, Ways, Passages, and Places as aforesaid, as to them the said Commissioners shall seem expedient.

LX. And be it further enacted, That for the better enabling the said Commissioners to water any such Streets, Lanes, Ways, Passages, and Places as aforesaid, it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered, immediately after the passing of this Act, and Once in each Year from the First Day of *March*, or oftener, as they shall think necessary, to make One or more equal Rate or Rates, Assessment or Assessments, to be signed by some Thirteen or more of the said Commissioners, upon the Tenants or Occupiers, and in the Cases as herein-after provided, on the Owners or Receivers of Rents of all Houses, Shops, Warehouses, Coach-houses, Cellars, Vaults, Buildings, Gardens, Lands, Tenements, and Hereditaments whatsoever, situate and being within any of such Streets, Lanes, Ways, Passages, or Places so watered, under and by virtue of the Powers and Authorities herein-before contained, so as such Rate or Rates, Assessment or Assessments, shall not exceed in the whole in any One Year One Shilling and Sixpence in the Pound on the Scale or Rate on which for the Time being Rates shall be raised to and for the Relief of the Poor of the said Parish of *Brighthelmston*; and all Rates or Assessments to be made for enabling the said Commissioners to water the said Streets, Lanes, Ways, Passages, and Places as aforesaid shall be made and levied, and kept distinct from any other Rate or Assessment, and separate Books shall be made out and kept for such Rates and Assessments distinct from the Books made out or kept for any other Rate or Assessment; and an Account of the Monies collected in respect of such Watering Rates and Assessments shall be kept under a distinct and particular Head of Accounts, and such Monies shall be applied only for the specific Purposes for which the same are hereby authorized to be raised.

LXI. And be it further enacted, That it shall and may be lawful for the said Commissioners, and they are hereby authorized and required, from and out of the Money to be raised by virtue of this Act (except the Money raised for watering as aforesaid), and as soon as conveniently may be after the passing of this Act, to purchase or provide One or more Engine or Engines for extinguishing of Fire, and such Number of Water Buckets for the Supply of such Engine or Engines, and to provide such Pipes or flexible Tubes and other Apparatus as may be necessary for such Engine or Engines; and to hire or purchase and keep such Horses for the Use

Power to make a Rate to defray the Expence of watering the Streets.

Commissioners to provide Fire Engines.

Use of the same, as they the said Commissioners shall think fit; and to erect and purchase as aforesaid, and to hold to them and their Successors, or to hire and rent, a proper Place or Places for keeping such Engine or Engines, Buckets and Apparatus, and to hire or employ a proper Number of Persons as Firemen to attend the same, and with such Wages or Salaries, and with or without Clothing and Badges, and from Time to Time to displace all or any of such Persons or Firemen, and to appoint others in their Stead, and also to give to such Firemen or other Persons such Rewards for their Exertions in Cases of Fire, and to make such Rules and Orders for the Regulation of such Firemen, and for working such Engines occasionally, and keeping the same ready, and in order for protecting the said Town against Damage by Fire, as the said Commissioners shall think fit; and such Firemen or other Persons hired or employed as aforesaid shall in all Cases of Fire be at liberty to take and use, for the Purpose of extinguishing any such Fire, or working the said Engines thereat, any Water provided for watering the said Town of *Brighthelmston*.

Regulation  
as to Fishing  
and other  
Boats.

LXII. And whereas great Inconvenience has been experienced in consequence of Fishing and other Boats and Vessels being drawn from the Sea Beach, and placed so as to obstruct the Highways and Thoroughfares near to the Sea, and the Gaps or other Approaches leading to the Beach in front of the said Town of *Brighthelmston*; and it is expedient that some Regulation should be made for preventing such Annoyance in future, and for providing a suitable Place or suitable Places for depositing such Boats or Vessels; be it therefore enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby authorized, empowered, and required, to remove or cause to be removed all Boats and Vessels which may at any Time be placed upon or within the Distance of Twenty Feet from any of the public Highways or Thoroughfares in the said Town, or in the Gaps or Approaches to the Beach in front of the said Town, without being liable to any Damages in respect thereof, or occasioned thereby; but no Boat or Vessel shall be so removed from the said Gaps or Approaches, during violent or stormy Weather, until some secure, suitable, and proper Place or Places shall have been provided for the Reception of such Boats and Vessels, as herein-after is mentioned, unless any such Boat or Vessel shall obstruct any of the Approaches to the Sea, or any Thoroughfare within the said Town; and it shall and may be lawful to and for the said Commissioners, and they are hereby authorized, empowered, and required, for the better Protection and safe depositing of Fishing and other Boats and small Vessels, to rent or purchase, or to erect, provide, and appoint, and to hold to them and their Successors, One or more secure, suitable, and proper Place or Places for the Reception of and laying such Fishing and other Boats and small Vessels in, and wherein all such Fishing and other Boats and Vessels shall, as soon as conveniently may be after coming to Shore, and after being hauled above the Wash of the Sea, be laid and deposited, and shall so remain until again wanted to go to Sea; and if any Person or Persons shall place any Fishing or other Boat or Vessel in any Part of the said Town as aforesaid (other than and except upon the Sea Beach or in the Sea), and so as not thereby to obstruct any of the public Gaps, Roads, or Approaches to the Sea, (or other than and except on his or their own Ground or Soil, not being a public Road, Way, or Passage, and not being upon any Part of the Cliff on the South of the high



high Road in front of the said Town, or other than and except in the Yard of a Shipwright or Boatbuilder, or other than and except at the Place or Places so to be provided and appointed as aforesaid,) the Owner or Owners of every such Boat or Vessel, or the Person or Persons so offending in respect thereof, shall for every such Offence forfeit and pay any Sum, to be ascertained and fixed by the said Commissioners, or any Thirteen or more of them, not exceeding Forty Shillings, nor less than Ten Shillings, and also any further Sum not exceeding Forty Shillings, nor less than Ten Shillings for every Day, computing from Sun-rise to Sun-set, during which such Boat or Vessel shall be suffered to remain as aforesaid; and it shall be lawful for the said Commissioners, or their Surveyor or Surveyors, or any other of their Officers for the Time being, forthwith to seize, and for any other Person or Persons to assist in seizing, any such Fishing or other Boat or Vessel, and to take and remove the same to some or one of the Places so appointed, or to some other secure Place, there to be detained and kept until the Owner or Owners thereof shall pay to the Person or Persons in whose Custody the same shall be the said Penalty, together with the Costs, Charges, and Expences of seizing, removing, and detaining the said Fishing or other Boat or Vessel; and in case the said Boat or Vessel shall not be claimed, and the said Penalty and Charges paid, within Twenty-four Hours next after such Seizure, the same Boat or Vessel shall and may, under and by virtue of a Warrant or Authority of any Five or more of the said Commissioners, be sold by public Auction, and the Money arising therefrom be applied in discharge of such Penalty and Charges, and also of the Charges attending such Sale, and the Residue thereof, if any, be paid into the Hands of the Treasurer for the Time being of the said Commissioners, to be paid by him to the Owner or Owners of such Boat or Vessel, upon Demand.

LXIII. And whereas the Commissioners under the said last-recited Act have erected several Capstans, and several other Capstans have been erected by different Persons, on or near the Sea Beach in the said Town, for the Convenience and Security of Fishing and other Boats and Vessels landing on the said Beach: And whereas many of the Capstans which have been erected are placed near the public Thoroughfares in the said Town, to the great Inconvenience and Annoyance of the Inhabitants and Visitors passing the same; and it is expedient that Power should be given to the Commissioners to be appointed by this Act to remove such Capstans and to erect others, as they shall from Time to Time think fit; be it therefore enacted, That all and singular the Capstans now standing and being, and which from Time to Time shall stand and be, on or near any Part of the Sea Beach or elsewhere within the said Town, shall be and they are hereby vested in the said Commissioners; and it shall and may be lawful for them from Time to Time, as they may see proper, to remove such Capstans, and to erect and they are hereby required to erect new Capstans, or to provide other adequate Means on the Sea Beach or near thereto, at convenient Places, for the Use and Convenience of Fishing and other Boats and Vessels landing on the Beach, and from Time to Time to repair and keep in good Order such of the present Capstans as shall be suffered to remain, and the Capstans so at any Time hereafter to be erected, or other such Apparatus as shall be provided, so that the same may at all Times be fit for Use; and in case any Capstans belonging to or erected by Persons

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other

other than the Commissioners as aforesaid, shall be removed, then the Value thereof, together with the Value of the Soil on which the same stand, shall be made good to the Owners of such Capstans and the Owners of the Soil on which the same stand respectively, by the said Commissioners, out of the Monies raised by virtue of this Act (except the Watering Rates), such Value to be ascertained, in case of any Difference of Opinion, by Reference to Two Surveyors, One to be chosen on each Side, or to such Third Person as the first Two shall name: Provided always, that the whole of the Costs, Charges, and Expences of every such Reference shall be paid and defrayed by the said Commissioners out of the Consolidated Rates to be raised by virtue of this Act: Provided nevertheless, that One or more Capstan or Capstans shall remain, or be set up and maintained, by the said Commissioners, on the South Side of the public Road leading from *Pool Lane* to the South of the *Steyne*, between the old and the new Baths.

Certain Acts  
not to be  
committed in  
the Streets.

LXIV. And be it enacted, That if any Person or Persons shall at any Time run, draw, drive, carry, or take any Truck, Wheel or Wheels, Sledge, Wheelbarrow, Bier, Handbarrow, or Carriage whatsoever, upon, over, or along any of the present or future Footways or Foot Pavements within the said Town (except for the Purpose of taking the same across such Ways or Pavements from or into any House or Premises); or shall roll any Cask or Tub in or upon the same Ways or Pavements, or any Part thereof, otherwise than for the necessary loading or unloading thereof from or into a House, Shop, Warehouse, or Premises; or shall, in or upon any of the present or future Footways or Foot Pavements, public Streets, Lanes, Carriageways, or public Places within the said Town (except in the Market Place for the Time being), set, place, or expose to Sale, or cause, permit, or suffer to be set, placed, or exposed to Sale, any Fruit, Vegetables, Fish, Goods, Chattels, Provisions, Wares, or Merchandize whatsoever; or shall unpack any Fruit, Vegetables, Fish, Goods, Chattels, Provisions, Wares, or Merchandize, or hang up or expose to Sale or Show, or for any other Purpose, any Meat, Vegetables, Goods, Clothes, Chattels, Provisions, Wares, or other Commodities of any Description, or shall hang up any Harness, Saddles, or other Furniture of Horses or other Animals, for the Purpose of cleansing or drying the same, or for any other Purpose; or shall put up any Post or Posts, Step or Steps, or erect any Bulk or Bulks, Stall or Stalls, Stall Board or Stall Boards, or place any Show Glasses or Show Boards outside or beyond the front Wall of any House, Shop, Stable, or other Building which is adjoining to any public Footway or Carriage Road; or shall shoot or cast any Coals, Wood, or other Articles upon the present or future Footways or Pavements, and shall suffer the same to remain longer than is necessary for the Removal or housing the same; or shall beat any Carpet in any of the present or future public Streets, Lanes, Ways, Passages, or public Places within the said Town, or in any Manner obstruct the Passage of the present or future Footways or Foot Pavements, otherwise than is authorized by this Act; or shall tie or fasten any Horse or other Cattle to any House, Outhouse, Wall, Fence, Post, Tree, or Railing whatsoever, adjoining to any of the said Footways or Foot Pavements; or shall set any Cask, Tub, Pail, Bucket, Stool, Bench, or Stall on or in the said Footways or Foot Pavements, Streets, Lanes, Ways, Passages, or public Places, or any of them; or shall erect, set up, put, or place any Blind, Shade, Coverlid,

Coverlid, or Awning, or any other Matter or Thing, so as in any way to cause any Obstruction or Impediment in the present or future Footways, or on the present or future Foot Pavements; or shall wilfully ride, drive, or lead any Horse, Mare, Ass, or Mule, or any Beast or Cattle, whether loaded or unloaded, upon any of the present or future Footways or Foot Pavements; or shall, in any of the common and public Streets, Lanes, Carriageways, or Places of and within the said Town, burn, fire, scald, dress, cleanse, or hoop any Cask, or empty all or any of the Contents, Dregs, or Refuse of any Cask; or shall, in the same Streets, Lanes, Carriageways, or Places, hew, saw, cut, or bore any Stone, Lead, Wood, or Timber (except for the Purpose of rebuilding, altering, or repairing some adjoining House or Building, or for some other Purposes by this Act authorized or required to be done); or shall therein or thereon wash or clean, make, or repair any Carriage whatsoever (Cases of Accident only excepted); or shall therein or thereon shoe, bleed, dress, clean, drive, turn or leave loose and uncontrolled any Horse, Ass, Mule, Sheep, Swine, or other Beast or Cattle, or cause or permit or suffer the same to be done; or if the Driver of any Waggon, Cart, Sledge, or other Carriage shall, within any Part of the said Town, ride on the Shafts, or in or upon any Part of such Carriage, without guiding the same by Reins, or on any of the Horses or Cattle drawing the same; or if any Person shall drive any Cattle, or ride or drive any Horse, Mare, Mule, Ass, or other Beast or Animal, or any Carriage whatsoever, in any Part of the said Town, in a furious or improper Manner, so as to endanger the Life or Limb of any Person; or shall not, in riding or driving any such Horse, Mare, Mule, Ass, or other Beast or Animal, or any Carriage whatsoever, keep the proper and customary Side of the Road, or otherwise wilfully or carelessly prevent other Persons from passing; or shall in any of the said common or public Streets, Ways, Lanes, or Places of and within the said Town (except the Market for the Time being) show or expose for Sale or for Exhibition any Stallion, or expose to Sale or Exhibition any Horse, Mule, Ass, Sheep, Cattle, or other Beast, or ride, drive, or lead the same in any Carriage or otherwise for the Purpose of Exercise, or for the Purpose of breaking in the same (except in going out of or returning into the said Town); or shall permit or suffer any Horse, Mare, Mule, or Ass, either in or out of a Carriage, to stand or be exposed for Hire in any Part of the said Town (except in such Place or Places as the said Commissioners shall from Time to Time direct and appoint), or shall drive or draw any Waggon, Cart, Sledge, Truck, Wheelbarrow or Handbarrow, in or on any of such public Streets, Ways, Lanes, or Places within the said Town, without having on the Off-side thereof, and in a conspicuous Place, the Name of the Owner or Owners painted thereon, with White or Black Letters, in a legible Character, and of One Inch in Length respectively; or shall therein or thereon play at the Game of Cricket, Trapball, Football, Fives, Driving Hoops, Toss, Pitch, and Hustle, or any other Game; or shall therein or thereon make any Bonfire, or let off or fire any Crackers, Squibs, or other Fireworks, or, except in Self-defence, or in Defence of his or her House, or otherwise, fire or let off any Gun, Pistol, or any combustible Materials whatsoever; or shall suffer any Mastiff or Bull Dog to go unmuzzled in any of the public Streets, Lanes, or Places, within the said Town; or if any Person or Persons shall impede or prevent any Person or Persons from passing on any of the Footpaths or Foot Pavements in the said public Streets, Lanes, Passages, or Places; or if  
any

any Person or Persons shall, in or over any of the said public Streets, Lanes, Passages, or Places, hang any Flower Pot, Basket, Stand Box, or any other Article, being on the Outside of any Window or House, or on any Wall or Railing, without securing the same by some safe and secure Guard or Fence, or other Means, so as effectually to prevent the same from falling; or if any Butcher or other Person whomsoever shall kill any Animal, or singe, scald, dress, or cut up any Carcase, either wholly or in part, in or on any of such public Streets, Lanes, Ways, Passages, or Places within the said Town, and beyond the Line of his or her Buildings, or cause or permit any Blood to run from or out of any Slaughter-house, Shop, or Shambles, or any Blood, Soap Suds, or any other unwholesome, noxious, or offensive Matter to flow, run, or be cast or thrown from or out of any House, Outhouse, or other Place within the said Town, into or upon any of the Footways or Foot Pavements, Streets, Lanes, Ways, Passages, or Places; or shall hang out or expose, or cause to be hung out or exposed, any Linen Clothes, or other Articles or Things whatsoever, to dry or air in or on any Part of the public Streets, Lanes, Ways, Passages, or Places within the said Town (except Sails and Nets of Fishermen and Mariners), to be hung or exposed on the Beach and Sea Shore of and belonging to and within the said Town, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds nor less than Twenty Shillings; and in case such Offender or Offenders shall not on Conviction pay the said Penalty or Penalties, such Justice or Justices shall and lawfully may, and is and are hereby required, by his or their Warrant under his or their Hand and Seal or Hands and Seals, to order the same, together with all reasonable Costs, Charges, and Expences, to be levied upon the Goods and Chattels of every such Offender or Offenders, and the same shall be levied thereon accordingly, with all reasonable Costs, Charges, and Expences which shall have been incurred or occasioned by reason of the Nonpayment of such Penalty or Penalties, and the Surplus (if any) shall be paid to the Owner or Owners thereof on Demand; and for the further facilitating the speedy Abatement of the Nuisances immediately herein-before enumerated, it shall be lawful for any One of the said Commissioners, or their Surveyor, or other their Officer or Officers for the Time being, to seize, and also for any other Person or Persons to assist in seizing, any such Truck, Wheel or Wheels, Wheelbarrow, Bier, Handbarrow, Sledge, Horse, Ass, Mule, Sheep, Swine, Waggon, Cart, Dray, or other Carriage, together with the Horse or Horses or other Cattle, if any attached or harnessed thereto, and any such Timber, Wood, Stone, Casks, Tubs, Goods, Materials, or Things as aforesaid, and drive, take, or remove, or cause the same to be driven, taken, or removed, and also the Rider or Driver (if any), if he should refuse to give up the Custody thereof, to some secure Pound or Place, and the same (except the Rider or Driver) there to be detained and kept until the Owner or Owners thereof, or his, her, or their known Servant or Servants, shall pay to the Person or Persons in whose Custody the same shall be the Penalty to be so ascertained as last mentioned, and also the Sum of Two Shillings to the Person or Persons making such Seizure, together with the Costs and Charges of removing the same, and of maintaining and keeping such Horses, Asses, Mules, or other Cattle as aforesaid; and in case the same shall not be claimed, and the said Penalty and Charges paid, within the Space of Twenty-four Hours next after such Penalty shall have been so fixed and ascertained as aforesaid, the same shall

shall be sold by public Auction, by or under the Order of any One or more Justice or Justices of Peace for the said County of *Sussex*, and the Money arising therefrom shall be applied in discharge of such Penalty and Charges and of the Expences attending such Sale, and the Residue thereof, if any, be paid into the Hands of the Treasurer for the Time being to the said Commissioners, to be paid by him to the Owner or Owners thereof upon Demand; or it shall and may be lawful to and for any Constable or other Peace Officer for the said Town, or any One of the said Commissioners, or their Surveyor, or other their Officer or Officers for the Time being, and without any Warrant whatsoever, to seize and apprehend any such Offender as aforesaid, and forthwith to convey him or her before some Justice or Justices of the Peace for the said County of *Sussex*, in order to his or her Conviction of such Offence; provided that in case any such Seizure as aforesaid shall appear to the Justice or Justices to have been illegally made, then and in every such Case it shall be lawful for every such Justice or Justices to direct such a Compensation to be made to the Party injured as he or they shall see proper, and in default of Payment to cause the same to be levied by Distress and Sale of the Goods and Chattels of the Party or Parties making such illegal Seizure: Provided nevertheless, that nothing in this Act contained shall extend or be construed to extend to prevent Persons hanging out or placing Linen or Clothes, or any other Articles of Cloth, on the Beach or Sea Shore to dry or air, without being subject to any Penalty whatever.

Not to prevent Persons drying Clothes upon the Beach.

LXV. And be it further enacted, That if any Waggon, Cart, Sledge, or Dray, or any other like Carriage, shall at any Time be left or suffered to be or remain standing or continue, either with or without a Horse or Horses, or other Cattle, in any of the Streets, Lanes, or public Places within the said Town, for any longer Time than shall be necessary or reasonable for the loading or unloading thereof, or in case the same shall not, during such Time, be standing as near to that Side of the Street, Lane, or Place at which the loading or unloading is to be performed as conveniently may be, or shall be set, placed, left, or be upon any Part of the Footways, Foot Pavements, or Crossings of any such Street, Lane, or Place, or shall stand, be set, or placed athwart or across (although for the Purpose of loading or unloading the same) any Part of any such Street, Lane, or Place, so that there shall not be sufficient Room left for another Carriage to pass, or if any Common Stage Waggon or Cart shall be left to stand or continue in any of the said Streets, Lanes, or Places longer than shall be necessary or reasonable for the Purpose of loading or unloading thereof, or if any Stage Coach, Post Chaise, or other Carriage let to Hire, or any other Carriage whatsoever, public or private, (except Hackney Coaches and other Carriages which may ply or stand for Hire under and by virtue of this Act, and shall be standing at the Places appointed or to be appointed for their standing,) shall be suffered to stand in any of such Streets, Lanes, or Places for a longer Time than shall be necessary or reasonable for taking up or setting down Passengers, Travellers, or other Persons, or for loading or delivering of Luggage or Parcels; or if any Timber, Stone, or other such weighty or heavy Article or Materials whatsoever shall be drawn in or over any such Streets, Lanes, or Places without being placed upon a Sledge or Carriage proper for that Purpose, or if any Tree or Piece of Timber shall be hauled or drawn upon any Part of such Streets, Lanes, or Places, otherwise than upon a Wheel

Carts, Carriages, &c. not to remain in the Streets.

[*Local.*]

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Carriage,

Carriage, or without being attended by One or more Person or Persons besides the Carter, in order to prevent such Tree or Timber from doing any Injury, either personally or otherwise, to any Person or Persons whomsoever; or if any Goods, Wares, or Merchandize, Materials or Things, of what Nature or Kind soever, shall be or remain in such Street, Lane, or Place for a greater Space of Time than shall be necessary for housing or removing thereof (except in such Cases as are herein provided for); then and in every such Case the Owner or the Driver of every such Carriage as aforesaid, and the Owner of such Goods, Wares, and Merchandize, Materials or Things as aforesaid, or the Person or Persons causing such Annoyance, shall for every such Offence, upon being convicted before any Justice or Justices of the said County of *Sussex* upon Oath of One or more Witness or Witnesses (which Oath such Justice or Justices is and are hereby authorized to administer), or by Confession, forfeit and pay any Sum of Money not exceeding Five Pounds nor less than Twenty Shillings; and in case such Offender or Offenders shall not immediately on Conviction pay the said Penalty or Penalties, such Justice or Justices shall and lawfully may, and is and are hereby required, by his or their Warrant, to order the same, together with all reasonable Costs, Charges, and Expences, to be levied upon the Goods and Chattels of such Offender or Offenders, or upon the particular Carriage, Waggon, Dray, Sledge, Horses, Goods, Wares, Merchandize, or other Things which shall be so left, driven, conducted, placed, or which otherwise caused the Nuisance or Annoyance, as to such Justice or Justices in his or their Discretion shall seem meet, and the same shall be levied thereon accordingly, with all reasonable Costs, Charges, and Expences which shall have been incurred or occasioned by reason of the Nonpayment of such Penalty or Penalties, and the Surplus, if any, shall be paid to the Owner or Owners thereof upon Demand; and that any One of the said Commissioners or their Surveyor, or other their Officer or Officers for the Time being, shall and may, either in the Day or by Night, seize or cause to be seized any such Cart, Waggon, Dray, Sledge, Coach, Chaise, or other Carriage so suffered to be or remain, stay, stand, or continue as aforesaid, together with the Horse or Horses or Cattle in or drawing the same, or the Goods, Wares, or Merchandize, Materials or other Things as aforesaid, and remove or cause the same to be removed, together with the Person or Persons having the Custody thereof, if he, she, or they shall refuse to quit the same, to such secure Pound or other Place as aforesaid, and the same (except the Person or Persons having the Custody thereof, and refusing to quit as aforesaid,) to be kept and detained until the Owner or Owners thereof shall pay or cause to be paid to the Person or Persons in whose Custody the same shall then be the Sum so forfeited, to be ascertained and fixed by any such Justice or Justices as aforesaid, together with the Costs and Charges of seizing, removing, and keeping the same; and in case the Articles so seized shall not be claimed, and the said Forfeiture, Charges, and Expences paid within the Space of Twenty-four Hours next after such Penalty shall have been so ascertained and fixed as aforesaid, the same shall be sold, and the Justice or Justices shall have the like Power of ordering and enforcing Compensation as lastly hereinbefore is directed.

Cellars not to  
be left open.

LXVI. And be it further enacted, That if any Door, Hatchway, or Shop Window, Grate, Stone, Plate, Board, or other Covering giving Light

or Air to or securing any Cellar, Coal Hole, Vault, Office, or other underground Room or Apartment, or of any Area or Sewer, shall be left open or without being properly secured after Sun-set, without being sufficiently lighted in order to prevent Accidents happening therefrom, the Occupier or Occupiers thereof, or of the House or Premises to which the same belong, shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds nor less than Twenty Shillings.

LXVII. And be it further enacted, That if any Horse, Ass, or any other Beast or Cattle whatsoever shall at any Time hereafter be found loose or wandering about in any of the Streets, Lanes, or Places within the said Town, it shall and may be lawful for any Inhabitant thereof to seize, take, and impound the same in any Pound within the said Town, or in such other Place as the said Commissioners shall appoint for that Purpose, and the same there to detain until the Owner or Owners thereof shall, for each Beast so impounded, pay or cause to be paid any Sum not exceeding Twenty Shillings nor less than Ten Shillings, to the Treasurer for the Time being, for and towards the Purposes of this Act, and also the Sum of Two Shillings to the Person impounding the same, over and besides the reasonable Charges and Expences of impounding and keeping the same; and in case the said Sums, Charges, and Expences shall not be paid within Twenty-four Hours next after such impounding as aforesaid, it shall be lawful for the Pound Keeper, or such other Person as shall or may be appointed by the said Commissioners for that Purpose (on giving Twelve Hours previous public Notice of the intended Sale by the Public Crier of the said Town), to sell or cause the same to be sold; and the Money arising from such Sale, after deducting the said Sums and Expences, and also the Expences of such Notice and Sale, shall be paid to the Treasurer, to be by him paid to the Owner of the Beast so sold, on Demand.

Beasts wandering in the Streets to be impounded.

LXVIII. 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 shall 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 said County of *Sussex*, 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 said County, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months.

Punishing Persons guilty of Pound Breach.

LXIX. And be it further enacted, That the said Commissioners shall and may; if at any Time they think fit, nominate, order, and appoint such

Power to appoint Watchmen, Beadles, and

and other  
Officers.

and so many Watchmen, Beadles, and other Officers and Persons as they shall judge necessary or proper to be kept or employed in or about the guarding and watching, and keeping and preserving the Peace of the said Town, and shall likewise direct and appoint how and where they shall be stationed, in what Manner they shall be armed, how often they shall go their Rounds, how long they shall continue upon Duty, and what Wages shall be paid or allowed them for such Services; and shall and may also from Time to Time direct or provide for them convenient and proper Places, Boxes, or Watch-houses, and shall and may from Time to Time make all such Orders, Rules, and Regulations as the Nature of those Services shall, to the said Commissioners, or to any Thirteen or more of them, appear to require, and be necessary for preserving and maintaining Peace and good Order within the said Town; and it shall be lawful for such Watchmen, Beadles, and other Officers or Persons so to be appointed as aforesaid, and they are hereby authorized, commanded, and required, vigilantly to keep Watch and Ward within the said Town, and to arrest, apprehend, and detain, in some convenient Place of Security within the said Town to be provided and appointed by the said Commissioners for that Purpose, all Felons, Malefactors, Disturbers of the public Peace, disorderly Persons, Rogues, Vagrants, Beggars, and all such other Persons as shall be found misbehaving themselves, or who live idle and without Employment, and shall take them within Forty-eight Hours (or as soon as conveniently may be) before One of His Majesty's Justices of the Peace for the said County of *Sussex*, to be examined and dealt with according to Law; and in case any such Watchman, Beadle, or other Officer or Person so to be appointed as aforesaid shall misbehave himself or neglect his Duty, the Clerk for the Time being to the said Commissioners is hereby authorized to suspend such Watchman, Beadle, or Person from the Execution of his Office, and appoint another Person to officiate therein until the next Meeting of the Commissioners under this Act, when the Clerk shall acquaint the Commissioners assembled at such Meeting with the Neglect or Misconduct of such Watchman, Beadle, or other Person, in order that they may proceed to the Examination thereof; and in case the said Commissioners shall confirm such Suspension, such Watchman, Beadle, or other Person shall moreover be subject and liable to such Penalty for Misbehaviour as is herein-after expressed.

Watchmen  
to be sworn  
in as Con-  
stables.

LXX. And be it further enacted, That all Watchmen shall be sworn in as Constables before any Justice of the Peace of the said County of *Sussex*, and act as such while in the Execution of the Powers and Authorities of this Act, and they are hereby invested with and shall have and enjoy the like Powers and Authorities, Privileges and Immunities, as any Constables are invested with, or have or enjoy by Law.

Penalty on  
Watchmen,  
&c. misbe-  
having.

LXXI. And be it further enacted, That if any such Watchman, Beadle, or other Officer shall not faithfully observe, perform, and keep the Orders, Rules, and Regulations which shall be made by the Commissioners for the Purposes aforesaid, or shall in any Manner neglect his Duty or misbehave himself in the Execution of his said Office, every Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Forty Shillings nor less than Ten Shillings; and if the



the said Commissioners shall think proper, shall also be immediately discharged from his Office or Employment under this Act.

LXXII. And be it further enacted, That if any Victualler, Publican, or other Person selling spirituous or other Liquors shall knowingly entertain or harbour any such Watchman, Beadle, or other Officer or Person to be appointed as aforesaid, during the Time he ought to be on Duty by virtue or in pursuance of this Act, then and in every such Case every such Victualler, Publican, or other Person selling such Liquors as aforesaid shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings.

Penalty on Publicans harbouring Watchmen, &c.

LXXIII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to give such Rewards in Money to the Watchmen, Night Patroles, and Beadles respectively to be appointed as aforesaid, who may be disabled or wounded in the Execution of their Office, as they the said Commissioners shall think reasonable, such Money to be paid out of the Monies to be raised by virtue of this Act.

Power to reward disabled Watchmen, &c.

LXXIV. And be it further enacted, That if any Person shall obstruct or assault any Watchman, Night Patrole, or Beadle to be appointed or employed by virtue hereof in the Execution of his Duty, every Person so offending, upon being convicted thereof before One or more Justice or Justices of the Peace of the said County, shall be liable to a Penalty, at the Discretion of the said Justice or Justices, not exceeding Five Pounds, or such Justice or Justices may commit any such Person to the Common Gaol or House of Correction for the said County of *Sussex* for any Time not exceeding Three Calendar Months.

Penalty on Persons assaulting Watchmen.

LXXV. And be it further enacted, That it shall and may be lawful to and for the Commissioners acting under and by virtue of this Act to appoint One or more Person or Persons to be Town Crier or Criers within the said Town of *Brightelmston*, and to pay to such Crier or Criers such Salary or Salaries, and from Time to Time to remove such Crier or Criers, and to appoint another or others in his and their Place, as to the said Commissioners shall seem proper; and such Crier or Criers shall perform the Duties of Crier or Criers to the said Town, and receive such Fees only as the said Commissioners shall direct.

Power to appoint Town Criers.

LXXVI. And be it further enacted, That the several Occupiers of Houses and other Buildings situate in the several Streets, Lanes, Roads, Highways, or other public Places within the said Town, are hereby authorized and required, at their own respective Costs and Charges, within Fourteen Days next after their respectively receiving Notice in Writing from the said Commissioners in that Behalf, signed by any Five or more of the said Commissioners, to cause all and every the Penthouses, Porches, Sheds, Spouts, Signs, Sign Irons, Stalls, Poles, projecting Windows, Palisades, Rails, Posts, Fences, Steps, Cellar Windows, Cellar Doors, Hatchways, Frontsteads, Courtyards, and other Obstructions and Projections now erected, standing, and being, or which shall in future be erected, set up, affixed, laid down, or be against or in front of or belonging to their respective Houses or other Buildings, which in the Judgment of the said Commissioners shall be considered public Annoyances or Nuisances by reason of their projecting into or encroaching

Projections to be removed by Occupiers.

ing upon, or otherwise annoying or endangering the public Passage along any of the Streets, Lanes, Roads, Highways, Passages, or other public Places within the said Town, to be taken down, filled up, removed, and carried away, or otherwise altered or reformed, in such Manner as shall be directed by the said Commissioners; and in case the Occupier of any such House or other Buildings as aforesaid shall neglect or refuse to cause any such Penthouse, Porch, Shed, Spout, Sign, Sign Iron, Stall, Pole, projecting Window, Palisade, Rail, Post, Fence, Step, Cellar Window, Hatchway, Frontstead, Courtyard, or other Projection or Obstruction whatsoever, so erected, set up, affixed, laid down, or be against or in front of or belonging to his or her House or other Building, and which shall be considered an Annoyance or Nuisance as aforesaid, to be taken down, filled up, removed, and carried away, or otherwise altered or reformed, within such Time and in such Manner as in such Notice shall be directed, then and in every such Case it shall be lawful for the said Commissioners to cause the same to be forthwith done by some Person or Persons acting under their Authority, and the Costs and Charges attending the same, having been ascertained by some Justice or Justices of the Peace, shall and may be recovered from the Occupier of such House or Building in like Manner as any Penalties or Forfeitures are by this Act authorized to be recovered, and when received the same shall be paid to the Treasurer of the said Commissioners, to be applied to the general Purposes of this Act; and it shall be lawful for the Occupier of any such House or Building, being a Tenant at Rack Rent, and having either paid such Costs and Charges in the first instance, or having repaid the same to the said Commissioners, to deduct and retain the Amount thereof out of his or her Rent, and the Proprietor or Landlord of every such House or other Building so held at Rack Rent is hereby required to allow the same accordingly, except only in Cases where the Encroachment, Obstruction, Annoyance, or Nuisance so removed or altered shall have been originally occasioned by such Occupier, in which Case he or she shall bear the Expence of altering or removing the same: Provided always, that nothing herein contained shall extend or be construed to extend to any Bow Windows, Balconies, or Verandas of and belonging to any Houses already erected or hereafter to be erected within the said Town during all such Time as the same shall be and be used only as and for private Dwelling Houses, such Verandas being open at the Sides, and such Bow Windows, Balconies, or Verandas not projecting beyond the Bow Windows, Balconies, or Verandas of the adjoining Houses, or the average Line of Houses on each Side thereof, and so as such Bow Windows, Balconies, or Verandas do not project beyond the Areas of the respective Houses to which they may respectively belong.

Water from  
Roofs of  
Houses to be  
carried off by  
Spouts and  
Pipes.

LXXVII. And be it further enacted, That the Owner or Owners, or Proprietor or Proprietors, or Occupier or Occupiers for the Time being of each House or Building next the Street shall, within Twenty-one Days next after Service of any Order or Direction for the Purpose, signed by Five or more of the said Commissioners, on him, her, or them personally, or left at his, her, or their last or usual Place of Abode, put up and place, and for ever afterwards keep in Repair and Condition, a Spout or Trough of the whole Length of such House or Building, with a Pipe or Trunk to be fixed to the Front or Side of such House or Building from the Roof down to the Ground, to carry off or conduct the Water from the Roof of such House or Building, in such Manner that

such Water shall pass underneath the Flagging, Foot Pavement, or Foot-way into the common Channel, and so as not to fall upon or incommode the Persons passing over or along any Footpath; and every Tenant or Occupier at Rack Rent of any such House or other Building who shall put up or place any such Spout, Trough, Pipe, or Trunk, or keep the same in repair, shall be entitled to deduct and retain, out of the Rent payable to the Owner or Proprietor or Owners or Proprietors of such House or Building, so much Money as such Tenant or Occupier shall have expended in putting up or placing or in keeping in repair any such Spout, Trough, Pipe, or Trunk, and the Payment of such Expences by any such Tenant or Occupier shall be a sufficient Discharge for him, her, or them for so much of his, her, or their Rent as the Amount of such Expences shall be equal to, and shall be abated and allowed to him, her, or them by the Owner or Owners or Proprietor or Proprietors of such House or Building out of such Rent; and if any such Owner or Owners, Proprietor or Proprietors, or Occupier or Occupiers shall, for the Space of Twenty-one Days after Service as aforesaid of any such Order or Direction, neglect to put up or place or neglect to repair any Spout, Trough, Pipe, or Trunk as aforesaid, then and in any and in every such Case it shall be lawful for the said Commissioners to cause any such Spout, Trough, Pipe, and Trunk to be put up or placed against any House or Building at the Expence of the Owner or Proprietor thereof; and in case any such Owner or Proprietor shall refuse to pay such Expences the same shall and may be levied and recovered by the said Commissioners by the same Ways and Means as the Rates or Assessments by this Act granted may be levied and recovered.

LXXVIII. And be it enacted, That where any House or Building, Houses or Buildings, the Fronts or Foundations of which now stand or project beyond the Front of Houses or Buildings on each Side, or of the House or Building on either Side thereof, in any of the Streets, Ways, or public Places within the said Town, shall be taken down to be rebuilt, altered, or amended, whether wholly or in part, the same shall be set back to the Line of the adjoining Houses or Buildings, or adjoining House or Building, on the respective Sites of every such House or Building so taken down as aforesaid, or on one of such Sites, as shall to the said Commissioners appear most convenient and expedient for the Improvement of such Street, Way, or public Place wherein such Houses or Buildings shall respectively be situate; and in Cases where the next Houses or House, Buildings or Building, shall not adjoin the House or Building to be so taken down, but shall be separated therefrom by any Passage, Lane, or Street, then the same shall be set back to the Line of such House or Building on either Side thereof as the said Commissioners shall direct; and every Person who shall act contrary to the Directions of the said Commissioners therein shall forfeit for every such Offence any Sum not exceeding Twenty Pounds nor less than Five Pounds; and it shall and may be lawful to and for the said Commissioners to order any House or Building, Houses or Buildings, which shall be erected contrary to the Provisions of this Act, to be taken down, altered, or regulated at the Charges and Expences of the Owner or Proprietor thereof, to be recovered by Action of Debt in any of His Majesty's Courts of Record at *Westminster*.

Regulations  
relative to  
rebuilding  
Houses.

LXXIX. And

Shop Fronts  
not to project  
more than  
Ten Inches.

LXXIX. And be it further enacted, That no Shop or Warehouse Window in any public Street, Way, Lane, Passage, or Place within the said Town shall project more than Ten Inches from the perpendicular Line of Front from the Foundation of the House or Building to which such Shop or Warehouse shall belong; and if any Person or Persons shall at any Time extend his or their Shop or Warehouse Window beyond the Distance of Ten Inches aforesaid, it shall and may be lawful for any Five of the said Commissioners, by Writing under their Hands, to cause the same to be taken down and removed by such Person or Persons as they shall direct or appoint, and the Costs and Charges thereof shall be paid and reimbursed to the said Commissioners, or their Order, by the Owner or Owners of such Shops or Warehouses; and in default of Payment thereof on Demand the same may be recovered in like Manner as any Penalties or Forfeitures are by this Act authorized to be recovered.

Commis-  
sioners em-  
powered to  
authorize the  
Advancement  
of Buildings,  
so as to im-  
prove Streets.

LXXX. Provided always, and be it enacted, That it shall be lawful for the said Commissioners to admit any Building or Buildings to be advanced in the Front thereof, for the Purpose of improving and conforming to the general Line of the Street or Place in which such Building or Buildings shall be situate, or the Building or Buildings adjacent thereto.

Power to  
compensate  
Owners.

LXXXI. Provided always, and be it further enacted, That where any House or Building, Houses or Buildings, shall be in the whole or in part altered, amended, or rebuilt, pursuant to the Provisions herein contained, and by reason whereof the Owner or Proprietor, Owners or Proprietors of such House or Building, Houses or Buildings, shall have suffered Loss, it shall be lawful for the said Commissioners and they are hereby required to make such reasonable Compensation to such Owner or Proprietor, Owners or Proprietors, for such Loss or Damage so sustained as aforesaid, out of the Funds under their Control, as to them the said Commissioners shall seem reasonable and proper; and if any such Owner or Proprietor, Owners or Proprietors, shall be dissatisfied with the Compensation so awarded to him by the said Commissioners, the same shall be ascertained by a Verdict of a Jury, to be impannelled in such and the same Manner as is by this Act directed respecting the Purchase of any Property comprised in the Schedule to this Act annexed, and the Price whereof cannot be agreed upon between the said Commissioners and the Owners thereof respectively.

No old Build-  
ing to be al-  
tered, or new  
Building to  
be erected,  
without  
Notice to  
Surveyor.

LXXXII. And be it further enacted, That before the Owner or Occupier of any House or Building already erected or hereafter to be erected or built within the said Town shall proceed to take down, alter, amend, or rebuild any of the exterior Parts of such House or Building, or before any Person shall commence the Erection of any House or Building in any Street, Way, or public Place already or hereafter to be set out in the said Town, such Person shall, previous to taking down, altering, or rebuilding such exterior Part of such Houses or Buildings already erected or hereafter to be erected, or erecting such new House or Building, give a Notice in Writing to the Surveyor or Surveyors for the Time being of the said Commissioners, of such his or their Intention, such Notice to be left at the usual Place or Places of Abode of such  
Surveyor

Surveyor or Surveyors, at least Ten Days previous to commencing the rebuilding, altering, or erecting such exterior Parts of such House or Building, as the Case may be; and if any Person shall proceed to rebuild, alter, or erect any such House or Building, without first giving such Notice, he or she shall forfeit and pay any Sum not exceeding Ten Pounds nor less than Forty Shillings.

LXXXIII. And be it enacted, That it shall not be lawful for any Person to project any Bow or Shop Window, so as to extend beyond the perpendicular Elevation of the Front of any House situate within any Street, Way, or public Place in the said Town, of a less Width than Twenty Feet; and if any Person shall project any Bow or Shop Window in any such Street, Way, or public Place as aforesaid, he or she shall forfeit and pay any Sum not exceeding Ten Pounds; and it shall be lawful to and for the said Commissioners to order the same to be taken down, altered, or regulated, at the Charges and Expences of the Owner thereof; and such Charges and Expences shall be recovered by Distress and Sale of the Goods and Chattels of such Owner, under the Authority of a Warrant, under the Hands and Seals of any Justice or Justices of the Peace acting for the said County of *Sussex*.

Shop Fronts  
in Streets less  
than 20 Feet  
wide.

LXXXIV. And be it further enacted, That for the Purpose of obtaining Improvements of the said Town, and widening the said Streets, Lanes, Ways, Passages, and public Places, it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered, to enter into any Agreement relative to the Line or Direction or Mode of erecting, altering, or building any Houses, Edifices, or Buildings fronting or adjoining or abutting to or on any of the present or future Streets, Ways, Lanes, Passages, or public Places in the said Town, or to any Alterations or Change of the Line or Direction in which any old Houses or Buildings now stand, or relative to any Projections or other Changes in the Line or Form thereof, with the Owners or Proprietors thereof for the Time being having the first Estate either for Life, in Tail, or in Fee, and to make or give such Compensation or Satisfaction for any Injury, Loss, or Damage which the Owners or Proprietors may sustain by acceding to any such Plan of Improvement, as the said Commissioners shall think reasonable to give for the Object or Purposes of the Improvement to be thereby obtained, and to pay such Compensation or Satisfaction out of the Monies to be raised by virtue of this Act (except the Monies raised for watering the Town as aforesaid), so as in no one Instance shall the Compensation or Satisfaction exceed the Sum of Three hundred Pounds.

Power to  
compensate  
Owners  
agreeing to  
erect their  
Buildings in  
such Manner  
as shall be an  
Improvement  
to the Town.

LXXXV. And whereas great public Injury has been sustained in consequence of many of the Streets within the said Town of *Brightelmston* being set out of a confined and improper Width, and it is expedient that this Inconvenience should in future be prevented; be it therefore enacted, That all the Streets, Roads, and Places to be hereafter set out and made within the said Town, and which shall have Houses or Buildings built or set out to be built on both Sides thereof, shall be of the clear Width of Thirty Feet at the least, to be measured from the Area or Fence (if any) in front of the Houses or Buildings on each or either Side thereof; and where there shall not be any such Area or Fence on both Sides or on one Side, then the Distance to be measured from the

Width of  
Streets.

[*Local.*]

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front

front Elevation of the Houses or Buildings respectively not having such Area or Fence, and so that no House, Area, or Fence shall be at a less Distance than Fifteen Feet from the Centre of such Street, Road, or Place in a regular and continuing Line; and that if any Person or Persons shall erect any House or Building in any such Street, Road, or Place hereafter to be set or made in the said Town, of which the Elevation or the front Area or Fence shall be nearer than Fifteen Feet from the Centre of such Street, Road, or Place, then and in every such Case such House or Building shall be deemed an Encroachment, Nuisance, and Annoyance within the Intent and Meaning of this Act, and it shall be lawful for any Five or more of the said Commissioners, by Writing under their Hands, to cause the same to be pulled down and removed by such Person or Persons as they shall direct or appoint; and the Costs and Charges of pulling down and removing the same shall, when ascertained by Thirteen or more of the said Commissioners, be paid and reimbursed to the said Commissioners or to their Order by the Owner or Owners of such Houses or Buildings; and in default of Payment thereof within Seven Days next after Demand in Writing made in that Behalf by the Clerk to the said Commissioners, by leaving the same at the usual Place of Abode of such Owner or Owners if resident in *Brightelmston*, or otherwise on the Premises, shall and may be recovered in like Manner as any Penalties and Forfeitures are by this Act authorized to be recovered, and when received the same shall be paid to the Treasurer to the said Commissioners, to be applied for the Purposes of this Act: Provided always, that where any Houses shall be erected fronting the back Parts of other Houses, or the back Premises attached thereto, the same shall not be deemed or taken to be a Street within the Meaning of the Provision herein-before contained.

New Houses  
to have Party  
Walls.

LXXXVI. And be it enacted, That no House or other Building shall be erected in the said Town unless the same shall have at each End thereof, if adjoining any other House or Building, a Party Wall made substantially of Brick or Stone, if made with Bricks to be Nine Inches thick, and if of Stone to be Twelve Inches thick at the least, with proper Cement or Mortar and binding Timbers, from the Foundation up to and Eighteen Inches above the Line of the Roof; and that no Bond or other Timber shall be introduced so as to come into Contact with or within Six Inches from any other Bond Timber or other Timber Work; and no such Party Wall shall be built of Chalk or Chalk Stone; and every Person acting contrary thereto shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings for every Week during which such Offence shall be continued.

Persons not  
to make  
Vaults or  
Drains under  
Footways,  
&c. without  
the Consent  
of Commis-  
sioners.

LXXXVII. And be it enacted, That no Person shall make any Vault or Drain upon or under any of the Foot or Carriage Ways, either in the Front, behind, or at the End of any House, Shop, Warehouse, Building, or Premises in any of the Streets, Passages, or public Places within the said Town, without Leave of the Commissioners as to the Time of the Year and Manner in which the same shall be done, nor unless the same shall be substantially built to the Satisfaction of the said Commissioners or their Surveyor or Surveyors; nor shall any Person make such Vault or Drain so as to interfere with any Common Sewer or Drain that now is or shall at any Time hereafter be made by the said Commissioners in any of the Streets, Lanes, or Ways within the said Town, nor dig out Earth

or leave any Hole in any Street or Place before any House or Tenement built or building within the said Town, for the Purpose of making any such Vault or Drain, or any other Purpose whatsoever, without inclosing the same in a good and sufficient Manner to be approved of by the Surveyor or Surveyors for the Time being to the said Commissioners, nor shall keep up such Inclosure longer than is absolutely necessary, under the Penalty for every such Offence of any Sum not exceeding Twenty Shillings, and the like Sum for every Day that such Annoyance shall be continued; and in case of any Refusal or Neglect to inclose any such Opening it shall and may be lawful for the said Commissioners to cause the same to be done, and the Person refusing or neglecting shall (over and above the said Penalty) repay all the Charges thereof to the said Commissioners or their Treasurer for the Time being, and upon Refusal to pay and discharge the same such Charges may, together with the Costs, be recovered in manner herein-after directed for the Recovery of Penalties.

LXXXVIII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, at any Time or Times hereafter, when and as often as they shall find it necessary, to alter or change, or cause to be altered or changed, the Foundation or Level of any or either of the said Streets, Ways, and public Places, and also from Time to Time to cause to be cut or made in, through, over, under, or adjoining to any of the Streets, Ways, Lanes, Passages, or public Places within the said Town, any new Common Sewers, Tunnels, Gutters, Drains, Sinks, Ditches, or Watercourses for the more effectually draining and cleansing the said Town, and also from Time to Time to cause any of the present or any future Common Sewers, Tunnels, Gutters, Sinks, Drains, Ditches, or Watercourses, or any Part or Parts thereof respectively, to be stopped up, opened, scoured, cleansed, widened, straightened, deepened, or repaired, or the Form or Line thereof to be turned, varied, or changed, in such Manner as they the said Commissioners shall think fit; and the Charges and Expences attending or in any Manner relating to the making, stopping, opening, scouring, cleansing, widening, straightening, deepening, turning, altering, or repairing such Common Sewers, Tunnels, Gutters, Sinks, Drains, Ditches, or Watercourses shall be paid and reimbursed to the said Commissioners by the Owners or Occupiers of the Houses, Buildings, Ground, or Land within or adjacent to the said Streets, Ways, Lanes, Passages, or public Places wherein such Common Sewers, Tunnels, Gutters, Sinks, Drains, Ditches, or Watercourses shall be made, stopped, opened, scoured, cleansed, widened, straightened, deepened, turned, altered, or repaired, or have Operation or Effect (as the Case may be); such Owners or Occupiers paying a rateable Share or Proportion thereof, according to the Extent in which such Common Sewer, Gutter, Sink, Tunnel, Ditch, or Watercourse shall be either in front, behind, or at the Side of his, her, or their House or Houses, Buildings, Ground, or Land as aforesaid, or according to the Benefit or Convenience that his, her, or their Property shall derive therefrom, having regard to the Value of such Property, such Share or Proportion to be ascertained by the Surveyor or Surveyors appointed or to be appointed to act under the said Commissioners under and by virtue of this Act; and if any such Owner or Occupier shall at any Time neglect or refuse to pay such Share or Proportion of such Charges and Expences, the same, and the Expences of obtaining the Warrant for and of such Distress and Sale, shall and may be

Commissioners may make public Drains, &c., and the Expence to be paid by Owners and Occupiers of Houses.

to be levied by Distress and Sale of the Goods and Chattels of such Owner or Occupier, under the Authority of a Warrant under the Hand and Seal or Hands and Seals of any Justice or Justices of the Peace acting for the said County of *Sussex*, the Overplus (if any) to be paid to each Owner or Occupier on Demand thereof, every such Justice or Justices previous to issuing such Warrant being satisfied by the Oath of One or more credible Witness or Witnesses (which Oath he or they is and are hereby authorized to administer), or by Confession, that the Party against whom any such Application shall be made hath neglected or refused to pay, after reasonable Demand, such Share or Proportion, and being also previously satisfied by Evidence on Oath or otherwise (in case the same shall be disputed by the Party against whom any such Application shall be made, but not otherwise,) that the Share or Proportion charged to such Person is reasonable and proper, having regard to the Value of the Benefit and Convenience to be derived to the Property in respect of which such Charge is made with reference to other Property adjoining or contiguous thereto.

Provision as  
to vacant  
Ground.

LXXXIX. Provided always, and be it further enacted, That if the said Commissioners shall make, stop, open, scour, cleanse, widen, straighten, deepen, turn, alter, or repair any such Common Sewer, Tunnel, Gutter, Sink, Drain, Ditch, or Watercourse in any Street, Lane, Way, Passage, or public Place, before the same is completely made or built on, then and in such Case the Owner or Occupier of any Ground which shall be abutting or adjoining to such Street, Way, Lane, Passage, or public Place, and not built on or attached to any House or Building, shall not (though rated) be liable to pay any Part of the Expences and Charges of making, stopping, opening, scouring, cleansing, widening, straightening, deepening, turning, altering, or repairing such Common Sewer, Gutter, Sink, Drain, Ditch, or Watercourse, as the Case may be, until such Ground shall be built on or attached to some House or Building, and then only as and from Time to Time in proportion to the Extent of the Ground to be so built on or so attached, and in like Manner and by the like Means as he would have been subject to if the said Ground had been built upon or attached at the Time of making, stopping, opening, scouring, cleansing, widening, straightening, deepening, turning, altering, or repairing such Common Sewer, Tunnel, Gutter, Sink, Drain, Ditch, or Watercourse, as the Case may be, and in the meantime the same rateable Proportion shall be paid by the said Commissioners out of the Funds in the Hands of the Treasurer for the Time being.

Private  
Drains to be  
repaired at  
Expence of  
Owners.

XC. And be it further enacted, That all private Drains which now are or by Permission of the said Commissioners shall hereafter be made within or into any of the said Streets, Lanes, Ways, Passages, or public Places, and which do or shall issue into or communicate with any of the Common Sewers or public Tunnels, Gutters, Sinks, Drains, Ditches, or Watercourses, shall be repaired and cleansed under the Inspection and Direction of the Surveyor or Surveyors, or other proper Officer for the Time being of the said Commissioners, at the Costs and Charges of the Owner or Owners, Occupier or Occupiers of the Houses, Lands, or Tenements to which such private Drains do or shall respectively belong.

XCI. And



XCI. And be it further enacted, That for preventing any sink or refuse Water from remaining in any Cesspool or other Place within any House, Building, Ground, or Land, so as to cause a Stench or Nuisance, public or private, and for preventing the same running on or over the Surface of the Streets, Ways, Lanes, Passages, or public Places, or the Channels thereof, and in case the Owner or Owners, Occupier or Occupiers of the Messuages, Buildings, Lands, or Tenements from or in which such sink or other refuse Water shall arise or remain, shall neglect or refuse to remove such sink or refuse Water, and abate such Stench or Nuisance, for Ten Days next after he, she, or they shall have been required so to do by a Notice in Writing signed by Five of the said Commissioners, and delivered to or left at the then or then last or usual Place or Places of Abode of such Owners or Occupiers, and in case such Owners or Occupiers shall not reside in *Brightelmston*, then at the Messuage, Building, Land, or Tenement to which such Sink or Cesspool belongs, it shall and may be lawful to and for the said Commissioners, or their Surveyor or Surveyors for the Time being, or any other Person or Persons appointed by them, and they are hereby respectively authorized and empowered, from Time to Time to open, scour, cleanse, widen, straighten, deepen, turn, alter, vary, stop up, or repair any of the present or future private Tunnels, Gutters, Sinks, Drains, Ditches, Sewers, or Watercourses running into, over, under, through, or adjoining upon any of the present or future Streets, Ways, Lanes, Passages, or public Places within the said Town, or to make or cause to be made any new private Tunnels, Gutters, Sinks, Drains, Ditches, Sewers, or Watercourses from any House, Building, Ground, or Land, or any Part thereof, in, through, under, over, or adjoining to any such Street, Way, Lane, Passage, or Place within the said Town, for the Purpose of conveying and draining any sink or other refuse Water from such House, Building, Ground, or Land, or any Part thereof, into such present or future Common Sewer or public Tunnel, Gutter, Sink, Drain, Ditch, or Watercourse, or otherwise, so made or hereafter to be made, as herein-before is directed, as the said Commissioners shall see proper; and the Costs, Charges, and Expences thereof shall be reimbursed to the said Commissioners by the Owner or Owners, or Occupier or Occupiers, within Seven Days next after Demand made; and in case of Nonpayment of such Costs, Charges, and Expences the same shall be levied by Distress and Sale of the Goods and Chattels of such Owner or Owners, or Occupier or Occupiers, under the Authority of a Warrant under the Hand and Seal or Hands and Seals of any Justice or Justices of the Peace acting for the said County of *Sussex*: Provided always, that in case the Costs, Charges, and Expences of making, stopping, opening, scouring, cleansing, widening, straightening, deepening, turning, altering, or repairing any public or private Tunnel, Gutter, Sink, Drain, Ditch, or Watercourse shall be paid by any such Occupier or Occupiers, it shall be lawful for him, her, or them to deduct or retain the same out of his, her, or their Rent, and the Proprietor or Proprietors, Landlord or Landlords, is and are hereby required to allow the same accordingly to such Occupier or Occupiers.

Surveyor may cleanse and make private Drains after Notice to Owners;

and the Costs and Charges thereof to be paid by Owners.

XCII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners and they are hereby authorized to cause any Privy or Drain from any Privy or Water Closet within the said Town, which shall communicate with any Common Sewer thereof, to be

Commissioners may alter or remove any Privy, &c. having Com-

[Local.]

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altered,

Communication  
with Com-  
mon Sewer.

altered, stopped up, or removed, and to repay and defray the Expences attending the same by and out of the Rates and Assessments herein-after directed to be levied; and if any such Privy or Drain shall be made to communicate with any Common Sewer of the said Town, or the Soil from such Privy or Water Closet shall be suffered to run on the Beach, or in any other Part of the said Town, the Owner of the House or Premises to which such Privy or Water Closet shall belong shall forfeit and pay, for every Day the same shall continue, any Sum not exceeding Forty Shillings nor less than Ten Shillings.

Commissioners to direct where Gratings over Openings in the Pavements are to be made.

XCIII. And be it further enacted, That where any Opening is now or shall hereafter be made in the paving or flagging of any of the Streets, Lanes, or public Places, for the Purpose of conveying or shooting Coals or other Things into any Vault or Cellar under the same, or for the Purpose of admitting Light into any Room or Cellar, the Covering or Grating to such Opening shall be made at the Expence of the Person or Persons requiring the same, and shall be made of Iron or such other Materials, of such Dimensions, and in such Manner and Form, as the said Commissioners shall direct and approve of, and such Grating and Covering shall from Time to Time be repaired, varied, and altered at the like Expence of the Person or Persons for whose Use and Benefit the same shall be made or continued, and in such Manner and Form as the said Commissioners shall direct or appoint; and in case any Person or Persons shall cause any such Grating or Covering to be made, repaired, varied, or altered, or shall neglect or refuse to make, repair, vary, or alter such Grating or Covering according to such Direction or Appointment as aforesaid, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds nor less than Twenty Shillings for every Week the said Offence shall be continued.

No Buildings in future to be covered with Thatch.

XCIV. And be it further enacted, That no House, Outhouse, or other Buildings which shall be built, erected, rebuilt, or new covered within the Limits of the said Town shall be covered with Thatch; and if any Person or Persons shall at any Time or Times after the passing of this Act cover or cause to be covered any House, Outhouse, Building, or Erection, or any Part thereof, within the Limits of the said Town, with Thatch, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings; and in case the Owner or Occupier of such House, Outhouse, or other Building or Erection shall neglect or refuse to take down and remove such Thatch after Seven Days Notice for that Purpose, signed by the said Commissioners, and left at his, her, or their usual Place of Abode, it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, to order the same to be taken down and removed in such Manner as to them shall seem meet, and the Costs, Charges, and Expences thereof shall be reimbursed to the said Commissioners by the Owner or Occupier of such Houses, Outhouses, Buildings, or Erections, within Ten Days next after Demand made thereof; and in case of Nonpayment of such Costs, Charges, and Expences, the same shall be levied by Distress and Sale of the Goods and Chattels of such Owner or Occupier, by Warrant under the Hand and Seal of any One of His Majesty's Justices of the Peace for the said County: Provided always, that nothing herein contained shall extend to any Barns, Stables, or Outbuildings used with any Farm

or Farms in the Parish of *Brighthelmston*, and which at the Time of the passing of this Act shall be covered with Thatch.

XCV. And be it further enacted, That all Notices by this Act directed to be given to the Owners or Occupiers of Premises respecting any Matter or Thing to be done under this Act at the Expence of such Owner or Owners shall express the Alterations or Matters required to be done, and where such Notice shall be given to the Occupier or Occupiers it shall require him or them to give immediate Notice thereof to the Owner or Owners; and if such Occupier or Occupiers shall neglect or refuse so to do, he, she, or they shall be subject to and liable to pay all and every the Penalties and Forfeitures incurred by reason or means of the Non-observance or Non-performance of the Matters and Things required to be done by such Notice as aforesaid.

Notice to express the Alterations required by the Commissioners to be made, &c.

XCVI. And be it further enacted, That the said Commissioners shall and may and they are hereby required to cause to be fixed, placed, marked, or painted on some conspicuous Part of some House, Wall, or Building at or adjoining the Ends, Corners, or Entries of the several Streets, Lanes, and Places already made or built, or which shall be made or built, within the said Town, the Name by which every such Street, Lane, or Place is or shall be called or known, and also shall and may cause any and every House, Shop, Warehouse, Building, or Habitation within the said Town to be marked and numbered in such Manner as they shall think proper for distinguishing the same; and if any Person or Persons shall wilfully or maliciously destroy, pull down, injure, obliterate, or deface any such Name, Mark, or Number, or any Part thereof, or shall fix, place, or put any Name, Mark, or Number different to the Name, Mark, or Number fixed, placed, or put by or by the Order of the said Commissioners, or shall cause or procure the same to be done, every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings; and if the Occupier of any such Premises shall not restore such Mark or Number within Ten Days after Notice, signed by the Clerk to the said Commissioners, and left at the usual Place of Abode of such Person or Persons, every such Person shall forfeit and pay any Sum not exceeding Twenty Shillings nor less than Ten Shillings.

Commissioners to name and number Streets.

XCVII. And be it further enacted, That if the said Commissioners shall, at any General, Special, or Adjourned Meeting to be held under and in pursuance of this Act, determine that any Houses, Outhouses, Shops, Warehouses, Cellars, Walls, or other Buildings, Yards, Gardens, Lands, Tenements, or Hereditaments, or any Part thereof, comprised in the Schedule to this Act annexed, obstruct any of the Streets, Ways, Lanes, Passages, or Places of or within the said Town, and that it is necessary to take down and remove the same or any Part thereof in order to widen, enlarge, and improve the said Streets, Ways, Lanes, Passages, and Places for the Convenience and Accommodation of the Public, or for providing a Site for a Town Hall, and a suitable Approach or suitable Approaches thereto, or to the present or any future Market of the said Town, or for any other Purposes mentioned in this Act, it shall and may be lawful for the said Commissioners to treat and agree with the several Owners and Occupiers and other Persons whomsoever interested in

Commissioners may purchase the Lands, &c. described in the Schedule for widening and improving Streets, &c.

in the several Lands, Tenements, and Hereditaments particularly mentioned and described in the Schedule to this Act annexed, for the Purchase of and to purchase such of the said Premises as shall or may be deemed necessary for any or either of the Purposes aforesaid, and to pay for the same such Sums of Money as shall be agreed upon by the said Commissioners and the Persons interested therein respectively, out of the Money to arise by the Rates, Tolls, Duties, and Assessments (except the Rate for watering) by this Act authorized to be levied, and to take down and remove the Houses and Buildings upon any such Premises, and lay the Sites thereof into the Streets, Lanes, or Places, in order to widen, enlarge, and improve the same, as the said Commissioners shall think fit.

Misnomer or wrong Description in the Schedule not to prevent the Execution of the Act.

XCVIII. Provided always, and be it further enacted, That it shall be lawful for the said Commissioners to purchase any of the Lands, Tenements, or Hereditaments mentioned and described in the Schedule hereunto annexed, although any Owner or Owners, Occupier or Occupiers of any of the said Premises shall happen to be misnamed or inaccurately described in the said Schedule, in case it shall appear to any Two or more of His Majesty's Justices of the Peace for the said County of *Sussex*, and be certified by Writing under their Hands, that such Misnomer or inaccurate Description proceeded from Mistake, and was not wilful.

Houses not to be taken after Five Years but with Consent.

XCIX. And be it further enacted, That in case the said Commissioners shall not purchase such Houses and other Premises within the Space of Five Years from the passing of this Act, then and in such Case it shall not be lawful for the said Commissioners to purchase any of the said Houses and other Premises so remaining unpurchased without the Consent in Writing of the Owners thereof first had and obtained.

Bodies Politic may sell to Commissioners.

C. And be it further enacted, That it shall and may be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Tenants for Life or Years, or in Fee Tail, General or Special, for charitable or other Purposes, Executors, Administrators, Husbands, Guardians, Committees for Lunatics and Idiots, and other Trustees whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts, whether Infants or Issue unborn, Lunatics, Idiots, or Femes Covert, and all and every Person and Persons whomsoever who are or shall be seised, possessed of, or interested in any such Houses, Out-houses, Shops, Warehouses, Cellars, Walls, or other Buildings, Yards, Gardens, Tenements, or Hereditaments, or any Part thereof, which the said Commissioners are by this Act enabled to purchase for the Purposes aforesaid, to treat, contract, and agree with the said Commissioners for the Sale thereof, or any Part thereof, and to sell and convey all or any Part thereof, and all Estate, Right, Title, and Interest whatsoever of and in the same, to the said Commissioners, or to such Persons and their Heirs for ever as the said Commissioners shall direct, in Trust for them the said Commissioners, for the Purposes of this Act as aforesaid; and that all Contracts, Agreements, Bargains, Sales, and Conveyances which shall be so made by virtue and in pursuance of this Act shall, without any Fine or Fines, Recovery or Recoveries, or other Conveyances or Assurances

rances in the Law whatsoever, be good, valid, and effectual, to and for such Deeds, Intents, and Purposes, not only to convey the Estate and Interest of the Person and Persons conveying, but also to convey all Right, Estate, Interest, Use, Property, Claim, and Demand whatsoever of their said several and respective Cestuique Trusts, and all claiming by, from, and under them, any Law, Statute, Usage, or any other Matter or Thing whatsoever to the contrary thereof in anywise notwithstanding; and all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees, Trustees, and all other Persons, are and shall be hereby indemnified for what they shall do by virtue and in pursuance of this Act as aforesaid: Provided always, that in all Cases where such Premises, or any Part thereof, shall be Copyhold, then the Lord or Lords, Lady or Ladies of the Manor or Manors of which the same shall be held shall and are hereby required, at the Expence, Costs, and Charges of the said Commissioners, to free and enfranchise the same and every Part thereof, whether such Lord or Lords of such Manor shall be seised thereof in Fee Simple or in Fee Tail, or in Trust, or otherwise howsoever; and the Commissioners are hereby required to pay to such Lord or Lady a fair and valuable Consideration for every such Enfranchisement.

CI. And be it further enacted, That in case of any Difference of Opinion between the said Commissioners and any such Body or Bodies Politic, Corporate, Collegiate, or Ecclesiastical, Corporation Aggregate or Sole, Tenant or Tenants for Life or Years, or in Fee Tail, General or Special, Feoffees in Trust for charitable or other Purposes, Husbands, Guardians, Committees, or Trustees, or any other Owners, Proprietors, or Occupiers, or other Person or Persons whomsoever, either seised, possessed of, or interested in his, her, or their own Rights, or on the Behalf of any incapacitated Person or Persons so seised, possessed, or interested of, in, or to any of the Messuages, Houses, Buildings, Lands, Tenements, or Hereditaments herein or in the said Schedule mentioned and described, or any Part or Parts thereof which may be required by the said Commissioners to be taken or used for the Purposes of this Act, relative to the Price or Value to be given for the same, or relative to any Damages or Compensation which may be claimed by any such Person or Persons for the same; and in case such Price, Value, Damages, or Compensation cannot be settled, adjusted, and agreed for by and between the said Commissioners and such Proprietors and other Persons interested in the said Messuages, Houses, Buildings, Lands, Tenements, or Hereditaments, or if any such Bodies Politic, Corporate, Collegiate, Corporation Aggregate or Sole, Trustee or Trustees, or other Person or Persons interested or entitled as aforesaid, shall refuse to receive, upon due Tender thereof made, such Purchase Money, or such Compensation as shall be offered to be paid by or on the Behalf of the said Commissioners, or shall, upon Notice in Writing given by the said Commissioners or their Clerk to the principal Officer or Officers of such Bodies Politic, Corporate, or Collegiate, Corporation Aggregate or Sole, or to such Trustee or Trustees, Person or Persons respectively, or left at the last or usual Place or Places of his, her, or their Abode, or with the Tenant or Tenants or Occupier or Occupiers of such Messuages, Houses, Buildings, Lands, Tenements, or Hereditaments, for the Space of Twenty-

For settling Differences as to Price of Houses and Lands.

Notices to be given where Parties cannot agree.

one Days next after such Notice, signifying the Intention of the said Commissioners to contract for the Purchase thereof, neglect or refuse to treat or agree, or shall not agree, or by reason of Absence or Disability cannot agree with the said Commissioners, or with any Person or Persons authorized by them, for the Sale of any such Messuage, House, Building, Lands, Tenements, or Hereditaments, or any Part or Parts thereof, or cannot be found or known, or shall not produce and evince a clear Title to the Premises they are in Possession of, or to the Interest they shall claim therein, to the Satisfaction of the said Commissioners or of the Person or Persons authorized by them, or in case the said Commissioners shall not, within Twenty-one Days after Notice of any such Claim, to be given or left by or on behalf of any such Person or Persons as aforesaid to or with the Clerk of the said Commissioners, agree to the same, and signify in Writing such Assent and Agreement to the Person or Persons making such Claim, then and in every such Case it shall and may be lawful for the said Commissioners, and they are hereby respectively empowered and required, from Time to Time to issue a Warrant or Warrants under the Hands and Seals of any Five or more of them, to the Sheriff of the said County of *Sussex*, to impanel, summon, and return a Jury, and such Sheriff is hereby required to impanel, summon, and return a Jury accordingly, of at least Twenty-four sufficient and indifferent Men, qualified according to the Laws of this Realm, and who shall be in no Manner interested in the Matter in question, to be returned for the Trials of Issues in His Majesty's Courts of Record at *Westminster*, to appear before the said Sheriff at such Time and Place or Times and Places as in such Warrant or Warrants shall be appointed; and in case a sufficient Number of Jurymen shall not appear at the Time and Place or Times and Places so to be appointed as aforesaid, the said Sheriff shall return other honest and indifferent Men of the Standers-by, or who can be speedily procured to attend that Service (being so qualified and disinterested as aforesaid), to make up the said Jury to the Number of Twelve; and all Parties concerned may have their lawful Challenges against any of the said Jurymen, but shall not challenge the Array; and such Person or Persons, being competent Witnesses, shall and may be called and examined before the said Jury touching the Matter in question, as the said Parties shall think fit; and the said Sheriff, at the Request of either Party, may order and authorize the said Jury, or any Six or more of them, to view the Premises in question, and such Jury upon their Oaths (which Oaths, as well as the Oaths administered to any Person or Persons who may be called upon to give Evidence, the said Sheriff is hereby empowered to administer,) shall inquire of, assess, and ascertain the Sum or Sums of Money to be paid for the Purchase of any such Messuages, Houses, Buildings, Lands, Tenements, or Hereditaments, or any Part or Parts thereof, or any Estate or Interest therein, or the Compensation to be made for the Damages which shall or may be sustained as aforesaid; and the said Sheriff shall give Judgment for such Purchase Money or Purchase Monies, or Compensation, to be assessed by such Jury; which said Verdict, and the Judgment thereupon pronounced as aforesaid, shall be signed by the said Sheriff, and be binding and conclusive to all Intents and Purposes against all such Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustee or Trustees, or other Person or Persons interested in or entitled to such Messuages, Houses, Buildings, Lands, Tenements, and Hereditaments as aforesaid, or any Part or Parts thereof, or any Estate or Interest

Commissioners to issue Precept to summon a Jury at the Time and Place to be named in the Precept.

Attendance of Jurors.

Jury may be challenged.

Jury to view.

Judgment to be signed.

Interest therein, and all other Persons whatsoever, who shall be thereby and from thenceforth divested to all Intents and Purposes of all Right, Title, Claim, Remainders, Reversions, Interests, or Property of, in, to, or out of the same; and upon Payment or Tender of the Money so awarded or assessed to the respective Parties entitled thereto, or on paying the same into the Bank of *England* in the Manner directed by this Act (in Cases where the Provisions of this Act require or allow the same to be so paid), it shall be lawful for the said Commissioners to cause the Premises in respect whereof such Money shall so be awarded and assessed to be taken possession of and disposed of, and such Acts to be done thereto as if the Purchase or taking thereof had been agreed to and completed, and the said Premises were untenanted, and the Purchase Money or Compensation had been actually received by the Person or Persons entitled thereto; and if any such Sheriff shall make default in the Premises, every such Sheriff shall for every such Offence forfeit and pay any Sum not exceeding the Sum of Fifty Pounds; and if any Person so summoned and returned as aforesaid upon such Jury will not and shall not appear, or appearing shall refuse to be sworn, or on being sworn shall refuse to give his Verdict, or in any other Manner neglect his Duty contrary to the true Intent and Meaning of this Act, or if any Person summoned as herein-after mentioned to give Evidence as a Witness as aforesaid shall not appear, after having been paid or tendered a reasonable Sum for his or her Expences, or appearing shall refuse to be sworn or examined or to give Evidence as a Witness, every such Person so offending respectively, whether he be summoned as a Jurymen or as a Witness, having no just or reasonable Excuse to offer which may or can be allowed by the said Sheriff, shall for every such Offence respectively forfeit and pay any Sum not exceeding Ten Pounds for the Benefit of the Party on whose Behalf such Person so offending shall or may be summoned as aforesaid: Provided always, that the Verdicts to be recorded as aforesaid shall be transmitted to and kept by the Clerk of the Peace of the said County amongst the Records of the said County, and shall be deemed Records to all Intents and Purposes, and the same, or a true Copy thereof respectively, certified under the Hand of the said Clerk of the Peace, shall be allowed to be good Evidence in all Courts whatsoever; and all Persons shall have Liberty to inspect the same original Record, paying for such Inspection the Sum of One Shilling and no more, and to take Copies thereof or Extracts therefrom, paying for every Copy or Extract after the Rate of Sixpence for every One hundred Words.

Jurors and Witnesses to be fined for Non-attendance.

Verdicts to be recorded and good Evidence.

CII. And be it further enacted, That each and every of the said Jury shall be sworn to ascertain and assess such Value or Compensation as aforesaid in the Form following, except so far as it may be necessary to change the same, for the Purpose of describing the Matter or Thing, or Matters or Things, for which the said Value or Compensation is to be made, ascertained, or given:

Jury to be sworn.

‘ I *A. B.* do swear, That I will well and truly assess and inquire, without  
 ‘ any Fear, Favour, Partiality, or Affection whatever, the Sum which  
 ‘ ought to be paid or granted [*as the Case may be*] for and in recompence  
 ‘ of [*describe the Premises only if the total Value thereof is to be the Matter*  
 ‘ *of Inquiry, or if any separate Interest or Interests therein, then say*] the  
 ‘ Estate and Interest of *A. B.*, or of the several and respective Estates and  
 ‘ Interests of *A. B.*, *C. D.*, and *E. F.*, and each and every of them, in the  
 ‘ [*describe*

‘ [describe the Premises to be purchased], under and by virtue of an Act  
 ‘ passed in the Sixth Year of the Reign of King George the Fourth,  
 ‘ intituled [here insert the Title of this Act], and that I will give a true  
 ‘ Verdict according to the Evidence. So help me GOD.’

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

Power to  
 summon  
 Witnesses.

CIII. And be it further enacted, That it shall be lawful for the said Sheriff, after he shall have received a Warrant or Precept for summoning a Jury for any of the Purposes in this Act mentioned, and the said Sheriff is hereby required, upon Request from Time to Time by either of the Parties interested, to grant and sign such Number of Warrants or Precepts, requiring such Persons to attend before a Jury as Witnesses at the Time and Place at which any Value or Compensation is intended to be ascertained, as the said Parties or either of them shall require.

Allowance  
 to Sheriff  
 and Jury.

CIV. Provided always, and be it further enacted, That each and every Juryman who shall be sworn for the Purposes of this Act shall be allowed the Sum of Fifteen Shillings, and no more, for each Day's Attendance and Expences, notwithstanding such Juryman shall be sworn on several Inquiries and Assessments on the same Day; and that the Sheriff for summoning and impannelling and returning of each Jury, and taking and recording their Verdict or Verdicts, and for attending on the first Day, shall be allowed the Sum of Five Pounds Five Shillings, and no more, and for each Day's Attendance beyond the first the Sum of Two Pounds Two Shillings, and no more, whether such Jury shall be impannelled for the Purpose of One or several Inquiries.

Expences  
 of Jury by  
 whom borne.

CV. And be it further enacted, That in each and every Case where a Verdict shall be given for more Money as a Recompence or Satisfaction for the absolute Sale of any Lands, Tenements, or other Hereditaments of or belonging to any Body or Bodies Politic, Corporate, or Collegiate, or to any Person or Persons unknown, or as a Compensation for any Damages done or to be done to any Lands or Tenements, Hereditaments; or other Property, than had been previously offered by or on the Behalf of the said Commissioners, or where any Verdict shall be found for any Damages where the Dispute is for Damages only, or where no Compensation or a smaller Sum than shall be given by such Verdict had been previously offered or tendered in respect thereof by or on the Behalf of the said Commissioners, or where, by reason of Absence in Foreign Countries, or other Impediment or Disability as aforesaid, there shall not be found any Person or Persons at hand who may be legally capacitated to enter into a Contract with and make Conveyances to and receive a Compensation from the said Commissioners as herein-before mentioned, then and in all such Cases all the reasonable Costs and Expences of impannelling, summoning, and returning such Jury, and taking such Verdict, shall be settled by the said Sheriff, and be defrayed by the said Commissioners; and in case such Costs shall not be paid by the said Commissioners within Twenty-one Days after the Time appointed for Payment thereof, then the same shall and may be levied and recovered by Distress and Sale of any Goods or Chattels vested in the said Commissioners (unless the Treasurer of the said Commissioners shall pay such Costs and Expences out of any Monies received by him by virtue of this Act), which he is hereby authorized to do under a Warrant to be issued for that Purpose by any Justice



Justice of the Peace for the said County, and which Warrant such Justice is hereby empowered and required to issue under his Hand and Seal, on Application made to him for the Purpose by the Party or Parties entitled to receive such Costs and Expences; but if any Verdict shall be given for the same Sum as had been previously offered by or on behalf of the said Commissioners, or for a less Sum than had been previously offered, or in case of such Refusal or Neglect to enter into a Treaty with, or make Conveyances to, or receive Compensation from the said Commissioners by any Body or Bodies Politic, Corporate, or Collegiate, or by any Person or Persons whomsoever who is or are by the Provisions of this Act or otherwise legally capacitated to treat or convey or receive such Compensation as aforesaid, then and in all such Cases (except where by reason of Absence or otherwise any Person or Persons shall have been prevented from treating and agreeing as aforesaid, when such Costs and Expences shall be paid by the said Commissioners as herein-before mentioned,) the Costs and Expences of impannelling, summoning, and returning such Jury and taking such Verdict shall be settled in like Manner by the said Sheriff so impannelling, summoning, and returning such Jury and taking such Verdict, and be borne and paid in the Manner following; that is to say, one Moiety or Half Part of such Costs and Expences shall be borne and paid by the said Commissioners, and the other Moiety or Half Part thereof by the Body or Bodies Politic, Corporate, or Collegiate, or other Person or Persons, with whom the said Commissioners shall have such Disputes or Controversies; which said Costs and Expences having been so settled shall and may be deducted out of the Money so assessed and adjudged as so much Money advanced to and for the Use of such Body or Bodies Politic, Corporate, or Collegiate, or other Person or Persons as aforesaid, and the Payment or Tender of the Remainder of such Sum or Sums of Money shall be deemed and taken to all Intents and Purposes to be a Payment or Tender of the whole Sum or Sums of Money so assessed and adjudged; and in case no Compensation shall be given by such Verdict where the Dispute is for Compensation only, such Costs and Expences, after having been so ascertained and settled as aforesaid, shall and may be recovered by the said Commissioners by such Ways and Means as are herein provided for, the Recovery of any Penalties or Forfeitures incurred by this Act.

CVI. And be it further enacted, That upon Payment or legal Tender of such Sum or Sums of Money as shall have been contracted or agreed for between the Parties, or assessed by such Jury in manner aforesaid, for the Purchase of any Houses, Buildings, Lands, Tenements, or other Hereditaments, or as a Compensation for Damages, as herein mentioned, to the Proprietor or Proprietors of such Houses, Buildings, Lands, Tenements, or other Hereditaments, or to such other Person or Persons as shall be interested therein, or entitled to receive such Money or Compensation respectively within Three Calendar Months next after the same shall be so agreed for or assessed, or upon Payment of the said Sum or Sums of Money within the said Three Calendar Months into the Bank of *England*, as herein directed and required, for the Use of the Person or Persons entitled thereto, it shall be lawful for the said Commissioners, and their Agents, Workmen, and Servants, to enter upon such Houses, Buildings, Lands, Tenements, and other Hereditaments respectively, and then and thereupon such Houses, Buildings, Lands, Tenements, and other

On Payment of Money, Property to vest in Commissioners.

[*Local.*]

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Hereditaments,

Hereditaments, together with the yearly Profits thereof, and all the Estate, Use, Trust, and Interest of any Person or Persons therein, shall thenceforth be vested in and become the sole Property of the said Commissioners, as Freehold of Inheritance, to and for the Purposes of this Act, for ever; and such Payment shall not only bar all Right, Title, Claim, Interest, and Demand of the Person or Persons to whom the same shall or ought to have been made, but also shall extend to and be deemed and construed to bar the Dower of the Wife of every such Person, and all Estates Tail and other Estates in Reversion and Remainder of his, her, or their Issue, and of every other Person whomsoever therein: Provided nevertheless, that in case any Person or Persons shall enter upon any such Premises for any of the Purposes of this Act before such Payment or Deposit in the Bank of *England* as aforesaid shall have been made, every Person or Persons so offending shall forfeit and pay the Sum of Ten Pounds for every Day he, she, or they shall remain on the said Premises.

Tenants of purchased Premises to have Six Months Notice to quit.

CVII. And be it further enacted, That in case the said Commissioners, or any Persons authorized by them, shall, after such Premises have been purchased by them in pursuance of this Act as aforesaid, give Six Calendar Months Notice in Writing to the Tenants or Occupiers respectively of any such Premises so purchased to quit and deliver up such Premises at the Expiration of such Six Calendar Months, then every such Tenant or Occupier shall, at the End of such Term, peaceably and quietly deliver up the Possession of the Premises so by him or her respectively occupied, whether upon Lease or otherwise, to the Person or Persons who shall be appointed by the said Commissioners to take Possession thereof; and if any Person or Persons shall refuse to give or deliver up such Possession at the Expiration of such Six Calendar Months after such Notice as aforesaid, it shall be lawful for the said Commissioners to issue a Precept or Precepts to the Sheriff of the said County to cause Possession thereof to be delivered to such Person or Persons as shall be in such Precept or Precepts nominated to receive the same, and to direct the said Sheriff to levy such Costs as shall accrue by means of the issuing and Execution of every such Precept, by Distress and Sale of the Goods and Chattels of the Person or Persons who shall have refused to give or deliver up such Possession as aforesaid, and shall refuse or neglect to pay the same Costs, and the said Sheriff is hereby required to deliver Possession and levy such Costs accordingly: Provided always, that the said Commissioners shall make such Recompence and Satisfaction to the said Tenants or Occupiers as the said Commissioners shall think just and reasonable; and in case of any Dispute concerning the same such Recompence and Satisfaction shall be settled and ascertained in such and the like Manner as the Recompence and Satisfaction to be made by the said Commissioners for the Purchase of any Lands, Tenements, or Hereditaments for the Purposes of this Act are herein directed to be ascertained and settled.

Owners, &c. not compelled to sell Part of Premises.

CVIII. Provided always, and be it enacted, That if any Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, shall be applied to by or on behalf of the said Commissioners to treat for, sell, dispose of, or convey, for any of the Purposes aforesaid, any Part or Parts of any House, Outhouse, Warehouse, Cellar, Wall, or other Building, Yard, Ground, Lands, Tenements, or Hereditaments, in the actual Possession

session of One Tenant or of several Tenants, and the Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, so applied to, shall, by Notice in Writing to be left at the Office of the Clerk to the said Commissioners within Fourteen Days next after such Application, signify his, her, or their Inclination or Desire to treat for, sell, dispose of, and convey the whole of such Premises, then and in every such Case the whole of such Premises shall be deemed, taken, and held to be necessary to be purchased for effecting the Purposes of this Act; and if it shall happen that the said Commissioners shall not think proper or be willing to purchase the whole of such Premises, then and in every such Case nothing in this Act contained shall extend or be construed to extend to compel the Owner or Owners, Occupier or Occupiers thereof, to treat for, sell, dispose of, or convey any Part of such Premises to the said Commissioners; any thing herein-before contained to the contrary thereof in anywise notwithstanding.

CIX. And be it further enacted, That if any Houses, Buildings, Lands, Tenements, or Hereditaments, or any Part thereof, shall be adjudged by the said Commissioners to project into or obstruct the said Streets, Ways, Lanes, Passages, and Places, or the free Use thereof, or that by taking down the same, or any Part thereof, the Passage of the same may be widened, bettered, or improved, and the Owner or Owners thereof shall be willing to sell the same, or so much of such Houses, Buildings, Lands, Tenements, or Hereditaments as shall be so adjudged to project into or obstruct the same, or that shall be necessary for the widening, bettering, or improving thereof, the said Commissioners shall and may and they are hereby empowered to purchase, and the Owner or Owners thereof to sell the same, for the Purposes aforesaid, and to pay for the same such Sum and Sums of Money as shall be agreed upon by the said Commissioners and the Owner or Owners thereof, out of the Money to arise by virtue of this Act (except the Watering Rate), and to take down such Houses or Buildings, and lay the Scites thereof, or so much thereof as they the said Commissioners shall think proper, into the said Streets, Ways, Lanes, Passages, and Places.

Power to purchase with Consent of Owners.

CX. And whereas by reason of the Purchases which the said Commissioners are empowered and required to make by virtue of this Act, they may happen to be seised of some Piece or Pieces of Ground, Buildings, or Premises, over and above what shall be necessary for effecting the Purposes of this Act; be it therefore further enacted, That it shall be lawful for the said Commissioners to sell and dispose of such Ground, Buildings, or Premises, either together or in Parcels, as they shall find most convenient and advantageous, to such Person or Persons as shall be willing to contract for and purchase the same: Provided always, that the said Commissioners, before they shall sell and dispose of any Ground, Buildings, or Premises as aforesaid, shall offer the same to the Owner or Owners of the Land adjoining the same, and in case such Person or Persons shall not agree within Ten Days from the Time of such Offer (except with respect to and on account of the Price thereof as herein-after mentioned), or shall refuse (except with respect to and on account of the Price thereof) to purchase the same respectively, an Affidavit to be made and sworn before a Master Extraordinary in the High Court of Chancery, or before One of His Majesty's Justices of the Peace for the said County (who

Commissioners empowered to sell Ground not wanted for the Purposes of this Act.

Persons whose Lands adjoin to have the Preference.

(who are hereby respectively empowered to take the same), by some Person or Persons no way interested, stating that such Offer was made by or on the Behalf of the said Commissioners, and that the same was not agreed to within the Time aforesaid or was refused by the Person or Persons to whom the same was so made, shall in all Courts whatsoever be sufficient Evidence and Proof that such Offer was made, and was not agreed to or was refused by the Person or Persons to whom such Offer was made (as the Case may be); and in case such Person or Persons shall be desirous of purchasing the same, and he, she, or they and the said Commissioners shall differ with respect to the Price thereof, then and in every such Case the Price or Prices thereof shall be ascertained by a Jury in manner hereinbefore directed with respect to disputed Value of Premises to be purchased by the said Commissioners in pursuance of this Act, and the Expence of hearing and determining such Difference shall be borne and paid in like Manner as hereinbefore directed with respect to such Purchases made by the said Commissioners, *mutatis mutandis*; and the Money to arise by the Sale or Sales which may be made by the said Commissioners as aforesaid shall be applied to the Purposes of this Act, but the Purchaser or Purchasers thereof shall not be answerable or accountable for any Misapplication or Nonapplication of such Money.

The Monies belonging to Bodies Politic, &c. how to be applied in Cases above 200*l*.

1 G. 4. c. 35.

CXI. And be it further enacted, That all Sum and Sums of Money that shall be paid for any Lands, Tenements, or Hereditaments, or any Estate or Estates or Interest therein, which shall hereafter be purchased by virtue of the Powers of this Act, and which shall belong to any Body Politic, Corporate, or Collegiate, Feme Covert, Infant, Lunatic, Idiot, or Cestuique Trust, or Person or Persons under any other Disability or Incapacity, such Sum or Sums of Money, in case the same shall amount to or exceed the Sum of Two hundred Pounds, shall 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 there *ex parte* the Commissioners for improving the Town of *Brighthelmston*, (or the Directors and Guardians of the Poor of the Parish of *Brighthelmston*, as the Case may be,) pursuant to a Method prescribed by an Act made in the First Year of the Reign of His present Majesty, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer 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, without Fee or Reward; and shall, when paid, 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 Lands, Tenements, or Hereditaments, in the Redemption and Purchase of the Land Tax, or the Discharge of any Debt or Debts, or such Incumbrance or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments standing settled therewith to the same or the like Uses, Intents, and Purposes; or when such Money shall not be so applied, then the same shall be laid out, settled, and invested, under the like Direction or Approbation of the said Court, in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes,

Purposes, and in the same Manner as the Lands, Tenements, and 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 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 of Exchequer 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 shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being be entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

CXII. And be it further enacted, That if any Money to be paid for any Lands, Tenements, or Hereditaments purchased, taken, or used for the Purposes of this Act, and belonging to any Corporation, or to any Person or Persons under 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 Lands, Tenements, or Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, Trustee or Trustees, or other Person or Persons acting as such, 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, and 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 Three Trustees, to be nominated by the Person or Persons making such Option, and approved of by Thirteen or more of the said Commissioners (or Directors and Guardians, as the Case may be,) 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 Dividends arising therefrom may be applied in manner herein-before directed, so far as the Case shall be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Exchequer.

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

CXIII. Provided also, and be it further enacted, That where such Money to be paid as next before mentioned shall be less than or 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 Lands, Tenements, and Hereditaments so purchased, taken, or used for the Purposes of this Act, as the said Commissioners (or Directors and Guardians, as the Case may be,) shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, Trustee or Trustees, or other Person or Persons acting as such, and to and for the Use and Benefit of such Person or Persons so entitled re-

If less than  
20*l.*

[*Local.*]

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spectively;

spectively ; and the Receipt or Receipts of the Person or Persons so entitled respectively, to whom the said Commissioners (or Directors and Guardians, as the Case may be,) shall direct the same to be paid, shall be sufficient Discharges for the same.

In case of  
not making  
out Titles,  
&c.

CXIV. And be it further enacted, That in case the Person or Persons to whom such Sum or Sums of Money shall be so ordered to be paid as aforesaid shall not be able to make a good Title to the Premises to the Satisfaction of the said Commissioners, (or Directors and Guardians, as the Case may be,) or shall refuse to execute the Conveyance or Conveyances, or in case such Person or Persons to whom such Sum or Sums of Money shall be ordered to be paid as aforesaid cannot be found, or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments be not known, or cannot be found, then and in every such Case it shall be lawful for the said Commissioners (or Directors and Guardians, as the Case may be,) to order the said Sum or Sums so awarded to 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 to the Credit of the Parties interested in the said Lands, Tenements, and Hereditaments (describing them), subject to the Order, Control, and Disposition of the said Court ; which said Court, on the Application of any 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, or to order a Distribution thereof according to the respective Estate or Estates, Title, or Interest of the Person or Persons making claim thereto, and to make such other Order in the Premises as to the Court shall seem just and reasonable ; and the Cashier or Cashiers of the Bank of *England*, who shall receive such Sum and Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum and Sums, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any Sum or Sums of Money into the Bank as aforesaid.

When Questions shall arise as to the Title, Persons in Possession deemed to be entitled.

CXV. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, in pursuance of this Act, for the Purchase of any Lands, Tenements, and Hereditaments to be purchased in pursuance of this Act, or to any Bank Annuities to be purchased with any such Money, or to the Dividends and Interest of any such Bank Annuities, the Person or Persons who shall have been in the Possession of such Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court of Exchequer, and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made to appear to the said Court that

I

such

such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

CXVI. Provided always, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons or Corporation entitled to any 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 said Court, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments to be settled to the like Uses in pursuance thereof respectively, it shall be lawful for the said Court 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 Commissioners, (or Directors and Guardians, as the Case may be,) who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

The Court may order reasonable Expences to be paid.

CXVII. And be it further enacted, That all the Rates, Tolls, Duties, Assessments, and Impositions which are by this Act authorized to be rated, levied, assessed, or imposed by the said Commissioners (except the Rate for watering as aforesaid) shall, when received, be consolidated into and form One Fund, and be applicable by the Commissioners to be appointed by virtue of this Act for the general Purposes thereof.

Consolidation of Rates, Tolls, and Assessments.

CXVIII. And whereas certain Sums of Money, amounting in the whole to the Sum of Eight thousand four hundred and twenty Pounds, were heretofore borrowed and now remain due and owing on the Credit of the Rates or Assessments directed by the said Act of the Fiftieth Year of His said late Majesty to be levied for paving, lighting, and cleansing the said Town, and also certain other Sums of Money, amounting in the whole to the Sum of Five thousand nine hundred and twenty Pounds, were heretofore borrowed, and now remain due and owing, on the Credit of the Rate or Duty directed to be levied by the said recited Act on Coal or Culm; be it therefore enacted, That the said Two several Sums of Eight thousand four hundred and twenty Pounds and Five thousand nine hundred and twenty Pounds, making together the Sum of Fourteen thousand three hundred and forty Pounds, shall be and the same are hereby charged on all the Rates, Tolls, Duties, Assessments, and Impositions by this Act authorized or directed to be assessed, levied, received, or imposed, and which are by this Act consolidated into One Fund as aforesaid; and the Securities already given on any or either of the Rates, Tolls, Duties, Assessments, or Impositions under or by virtue of or confirmed by the said recited Act of the Fiftieth Year aforesaid, for the said Sums of Eight thousand four hundred and twenty Pounds and Five thousand nine hundred and twenty Pounds, or any Part thereof respectively, shall be and they are hereby confirmed as Securities on such Consolidated Rates, Tolls, Duties, Assessments, and Impositions, for so much Money as in such Securities respectively are expressed to have been advanced, and shall be payable and paid to the Persons for the Time being entitled to such Securities.

The Sums of 8,420*l.* and 5,920*l.*, borrowed on the Credit of former Act, charged on Consolidated Rates.

CXIX. And

Money may  
be borrowed.

CXIX. And be it further enacted, That it shall and may be lawful to and for the Commissioners to be appointed by virtue of this Act, and they are hereby empowered from Time to Time, when they shall judge necessary for the Purposes of this Act (except for watering the Town), to borrow and take up at Interest, or by way of Annuity, for a Life or Lives, or Years, determinable on the Death or Deaths of any Person or Persons, any Sum or Sums of Money on the Credit of the said Consolidated Rates, Tolls, Duties, Assessments, and Impositions, so that the Interest on the Sum so borrowed, with the annual Payments by way of Annuity, together with the Interest on the Debt then due, shall not exceed One Third Part of the annual Amount of the Rates, Tolls, Duties, Assessments, and Impositions received or authorized to be received by this Act in the Year ending on the Thirty-first Day of *December* preceding the Time at which such Money shall be borrowed, and thereupon to execute Assignments of Rates, Tolls, Duties, Assessments, and Impositions by way of Mortgage or Mortgages, or Grant or Grants of Annuity chargeable on such Rates, Tolls, Duties, Assessments, and Impositions, in manner herein-after mentioned.

Directions  
as to bor-  
rowing  
Money.

CXX. And be it enacted, That previous to borrowing any Sum or Sums of Money an Order for that Purpose shall be made by the Commissioners at a Meeting especially called for that Purpose, at which Thirty-one or more Commissioners shall be present; and that any Mortgage or Assignment given by way of Security for any such Sum or Sums of Money shall be signed by the Treasurer for the Time being to the said Commissioners, and be in the Words or to the Effect following; (that is to say,)

Form of  
Mortgage.

‘ **BY** virtue of an Act passed in the Sixth Year of the Reign of His  
‘ Majesty King *George* the Fourth, intituled [*here set forth the Title of*  
‘ *this Act,*] I, the undersigned Treasurer to the Commissioners appointed  
‘ by and in pursuance of the said Act, in consideration of the Sum  
‘ of \_\_\_\_\_ advanced and lent by *A. B.* upon the Credit and  
‘ for the Purposes of the said Act, do grant, bargain, sell, and demise  
‘ unto the said *A. B.*, his Executors, Administrators, and Assigns, such  
‘ Proportion of the Consolidated Tolls, Rates, or Assessments arising by  
‘ virtue of the said Act as the said Sum of \_\_\_\_\_ doth or shall  
‘ bear to the whole Sum which may at any Time be borrowed, or  
‘ become due and owing or charged, upon the Credit of the said Act, to  
‘ be had and holden from this \_\_\_\_\_ Day of \_\_\_\_\_ in the  
‘ Year \_\_\_\_\_ until the said Sum of \_\_\_\_\_ with  
‘ Interest at \_\_\_\_\_ *per Centum per Annum* for the same, shall be  
‘ paid and satisfied. In witness whereof I have hereunto set my Hand  
‘ and Seal this \_\_\_\_\_ Day of \_\_\_\_\_ *C. D.* (Treasurer.)’

And every such Mortgage or Assignment shall be good, valid, and effectual in the Law; and all Persons to whom such Mortgages or Assignments shall be made, or who shall be entitled to the Money thereby secured, shall be, in proportion to the Sums therein respectively mentioned, Creditors on the said Consolidated Rates, Tolls, or Assessments, equally one with another, without any Preference in respect of the Priority of advancing any such Money, or the Dates of any such Mortgages or Assignments.

CXXI. And



CXXI. And be it further enacted, That any Grant or Grants of Annuity or Annuities made by the said Commissioners shall be under the Hand and Seal of the Treasurer for the Time being to the said Commissioners, and be in the Words or to the Effect following; (that is to say,) Form of Grant of Annuity.

‘ BY virtue of an Act made in the Sixth Year of the Reign of His Majesty King George the Fourth, intituled [*set forth the Title of this Act*], I, the undersigned Treasurer to the Commissioners, in consideration of \_\_\_\_\_ to me in hand paid, do grant, bargain, and sell unto *A. B.*, his Executors, Administrators, or Assigns, one Annuity or yearly Sum of \_\_\_\_\_ to be paid and payable during the natural Life of *C. D.* by Four equal quarterly Payments, the first Payment thereof to be made on the \_\_\_\_\_ Day of \_\_\_\_\_ and to be issuing out of and chargeable upon the Consolidated Rates, Tolls, and Assessments arising by virtue of the said Act. In witness whereof I have hereunto set my Hand and Seal this \_\_\_\_\_ Day of \_\_\_\_\_ *C. D.* (Treasurer).’

CXXII. And for preventing any improvident Grants of Annuities, be it further enacted, That the Amount of every Annuity to be granted by virtue of this Act shall be regulated according to the Price of the Three Pounds *per Centum* Consolidated Bank Annuities at the Time of granting the same, in the Manner and according to the Rate prescribed by Three several Acts, one passed in the Forty-eighth Year of the Reign of His late Majesty King George the Third, intituled *An Act to enable the Commissioners for the Reduction of the National Debt to grant Life Annuities*; one other passed in the Forty-ninth Year of His said late Majesty, intituled *An Act to amend an Act passed in the last Session of Parliament, for enabling the Commissioners for the Reduction of the National Debt to grant Life Annuities*; and the other passed in the Fifty-second Year of His said late Majesty, intituled *An Act for amending Two Acts, passed in the Forty-eighth and Forty-ninth Years of His present Majesty, for enabling the Commissioners for the Reduction of the National Debt to grant Life Annuities*. For preventing improvident Grants of Annuities.  
48G.3. c.142.  
49G.3. c.64.  
52G.3. c.129.

CXXIII. And be it further enacted, That it shall and may be lawful to and for any Person or Persons entitled to any of the Securities or Annuities aforesaid, at any Time by Writing under his, her, or their Hand or Hands respectively, or by their last Wills in Writing, to assign, transfer, or demise such Securities or Annuities to any Person or Persons whomsoever, and so *toties quoties*; and such Assignments or Transfers may be made by Indorsement on the Back of their said respective Securities in the Presence of One credible Witness, and shall be respectively entered by the Clerk to the said Commissioners in manner herein-after mentioned, which he is hereby required to do, and shall entitle the Person or Persons to whom the same shall be respectively made, and his, her, or their Executors, Administrators, and Assigns, to the Benefit of the Security or Securities so assigned or transferred; and such Assignments or Transfers respectively shall be in the Words or to the Purport following; (that is to say,) Securities and Annuities transferrable.

‘ I \_\_\_\_\_ do transfer this Mortgage, with all my Right and Title to the Principal Money hereby secured, and the Interest due or to grow due thereon, [*or, I do hereby assign and transfer the Annuity*]  
[*Local.*] \_\_\_\_\_ 59 S \_\_\_\_\_ within Form of Transfer.

‘ within granted to me, and all Arrears thereof,] and all my Right and  
 ‘ Title thereunto, unto his Executors, Administrators,  
 ‘ and Assigns, this Day of .’

Securities,  
 Annuities,  
 and Assign-  
 ments there-  
 of, to be en-  
 tered in a  
 Book by the  
 Clerk to the  
 Commis-  
 sioners.

CXXIV. And be it further enacted, That the said Clerk of the said Commissioners for the Time being shall, before any Interest on any such Security or any Annuity shall be actually paid by the Treasurer, enter in a Book or Books to be prepared for that Purpose all Securities for Money borrowed or Annuities granted by virtue or in pursuance of this Act, and all Assignments, and so much of such Wills as relate to the Bequests of any such Security or Annuity, expressing in Words at Length the Names, Surnames, Additions, Places of Abode, and other Descriptions of the Persons for whose Lives the said Annuities shall be respectively granted, and the Days whereon the same shall be respectively payable, to which Book or Books any Person or Persons interested therein shall at all seasonable Times have Access, and free Liberty to inspect the same, without Fee or Reward: Provided always, that before such Assignment or Transfer shall be so entered by the Clerk, an Affidavit (taken before some Justice of the Peace) shall be delivered to the said Clerk of the due Execution of such Assignment or Will, and the said Clerk is hereby required to file such Affidavit; and for every such Entry he shall be paid the Sum of Five Shillings, and no more.

Securities  
 redeemable.

CXXV. Provided always, and be it further enacted, That every Security, by way of Mortgage, Annuity, or otherwise, which shall be made by virtue of this Act, for any Sum of Money which shall be borrowed by the said Commissioners on the Credit of the said Consolidated Rates, Tolls, or Assessments, as herein-before mentioned, shall be liable and subject to Redemption by the said Commissioners at such Time or Times and in such Manner and Proportion as they shall think fit, giving Six Calendar Months previous Notice to the Person or Persons entitled thereto of their Intention to redeem or discharge the same, and paying the full Principal Sum so borrowed or paid, and the Interest and Arrears due thereon.

Power to  
 borrow  
 Money on  
 Promissory  
 Notes.

CXXVI. And be it further enacted, That for facilitating the Execution of the Powers contained in this Act it shall and may be lawful for the said Commissioners from Time to Time to borrow any Part of the Sum of Money by this Act authorized to be raised, not exceeding the Sum of Ten thousand Pounds, upon Promissory Notes, to be issued under the Hand of the Treasurer for the Time being to the said Commissioners, which Notes shall express the Time or Times at which the same shall be paid off and discharged, and such Rate of Interest as shall have been agreed on between the Holders thereof and the said Commissioners; and the said Sums of Money so borrowed, and the Interest thereof, shall be deemed a Lien on the said Consolidated Rates, Tolls, Duties, Assessments, and Impositions, in case the same shall not be paid off and discharged at the Time or Times therein mentioned, and shall be answered by the said Commissioners out of the same Rates, Tolls, Duties, Assessments, and Impositions for the Time being in the Hands of the said Commissioners or their Treasurer, in preference to any other Application thereof, than the then existing Annuity or Annuities (if any) and the Interest of the then existing Mortgage or Mortgages.

CXXVII. Pro-

CXXVII. Provided always, and be it enacted, That the said Commissioners, or their Treasurer for the Time being as aforesaid, shall not be liable or responsible to pay, out of their or his own Assets, any Sum or Sums of Money already borrowed or which they may hereafter borrow under the Powers of this Act.

Commissioners nor Treasurer personally liable.

CXXVIII. And be it further enacted, That the said Commissioners shall and they are hereby authorized and required, as soon as conveniently may be after the passing of this Act, and from Time to Time, to appropriate from the said Consolidated Rates, Tolls, Duties, Assessments, and Impositions a Sum not less than Two Pounds *per Centum per Annum* on the Amount of the said Sum of Fourteen thousand three hundred and forty Pounds now due and owing and by this Act charged on the said Consolidated Rates, Tolls, Duties, Assessments, and Impositions, over and above the Interest payable thereon, in order to form an accumulating Fund for the gradual Payment thereof; and that when and as often as any further Sum of Money shall be borrowed on the Credit of the said Consolidated Rates, Tolls, Duties, Assessments, and Impositions, the said Commissioners shall and they are hereby authorized and required to appropriate a Sum not less than Two Pounds *per Centum per Annum* on every such Sum so borrowed, over and besides the Interest payable thereon; and the same annual Sums are hereby charged on and directed to be answered out of the said Consolidated Rates, Tolls, Duties, Assessments and Impositions, in order to form an accumulating Fund for the gradual Payment of the Principal Sum and Sums of Money so due, and from Time to Time to be borrowed and remaining unpaid; and that, as often as the said Sinking Fund shall amount to the Sum of Five hundred Pounds, the same shall be applied in Payment of an equal Amount of the said Principal Money now due or hereafter to become due on the Credit or Security of the said Consolidated Rates, Tolls, Duties, Assessments, and Impositions, and according to the Priority of the Date of the respective Securities, or in case of even Dates, then by Lot between the Persons holding Securities of even Dates, or in Redemption of any Annuity or Annuities then subsisting and payable out of the said Consolidated Rates, Tolls, Duties, Assessments, and Impositions, as to the said Commissioners shall appear most advantageous.

Commissioners to form a Sinking Fund.

CXXIX. Provided always, and be it further enacted, That if the said Commissioners shall at any Time appropriate, by way of accumulating Fund as aforesaid, a greater Sum than Two Pounds *per Centum per Annum* on the Sum now due or hereafter to be borrowed on the Credit of the said Consolidated Rates, Tolls, Duties, Assessments, and Impositions, it shall and may be lawful for them from Time to Time, as they shall see proper, to alter and vary such Rate or Percentage, so as the same be not reduced to a less Sum or Rate than Two Pounds *per Centum per Annum*.

Sinking Fund may be varied.

CXXX. And whereas the Directors and Guardians acting under the Authority and Powers of the said recited Act of the Fiftieth Year of His late Majesty King *George* the Third did some Time since purchase a Piece of Ground in the said Parish of *Brightelmston*, and erect thereon a House for the Use of the Poor of the said Parish, and for that Purpose did, pursuant to the Powers and Authorities of the said Act, borrow the Sum of

of

of Five thousand Pounds on the Security of the Rates by the said Act authorized to be levied for the Relief of the Poor of the said Parish; and they afterwards paid the Sum of Six hundred and sixty-six Pounds Thirteen Shillings and Four-pence, in part Discharge of the said Principal Sum of Five thousand Pounds, leaving the Sum of Four thousand three hundred and thirty-three Pounds Six Shillings and Eight-pence then remaining due: And whereas, as soon as the said House was completed for the Reception of the Poor of the said Parish, the Directors and Guardians acting under the said recited Act of the Fiftieth Year aforesaid did, pursuant to the Powers and Authorities therein contained, and to enable them to discharge the then remaining Debt so due as aforesaid, contract and agree with the Commissioners of the said Act for the Sale to them of the old Town House or Workhouse, and all other the Hereditaments belonging to the said Parish, and situate within and being Part of a certain Place called *The Bartholomews*, (being Premises required by the Commissioners of the said Act for enlarging and extending the Market, and other Purposes of the said recited Act,) for the Sum of Four thousand three hundred and thirty-three Pounds Six Shillings and Eight-pence, being the Amount of the said Balance or Debt then remaining due, and which Sum of Four thousand three hundred and thirty-three Pounds Six Shillings and Eight-pence it was agreed should be paid to him by the Commissioners of the said Act, in the Proportions and in manner mentioned and contained in the Security given by the said Directors and Guardians: And whereas the Commissioners of the said Act did, in pursuance of such Contract, pay the Sum of Three hundred and thirty-three Pounds Six Shillings and Eight-pence, in part of the said Sum of Four thousand three hundred and thirty-three Pounds Six Shillings and Eight-pence, with the Interest accrued on the said Principal Sum, leaving a Balance of Four thousand Pounds now due by virtue of the said Security: And whereas the Commissioners acting under the said recited Act of the Thirteenth Year of His late Majesty King *George* the Third did, in pursuance of the Powers and Authorities therein contained, purchase certain Lands and Hereditaments, and erect a Market thereon, and which said Lands and Hereditaments were, by the said recited Act of the Fiftieth Year aforesaid, vested or intended to be vested in the Commissioners therein named and appointed, and which Lands and Hereditaments, together with the said old Town House or Workhouse, and the said other Hereditaments so purchased or agreed to be purchased by the said Commissioners of and from the Directors and Guardians as aforesaid, form the Site of a Place called *The Bartholomews*: And whereas it is expedient that the Commissioners, and the Directors and Guardians to be appointed by virtue of this Act, should be empowered to carry the said Agreement into effect, and that the said Hereditaments should be conveyed to the Commissioners under this Act for the Purposes thereof; be it therefore enacted, That it shall and may be lawful to and for the Commissioners for the Time being under this Act, and they are hereby required, to raise and pay, from and out of the said Consolidated Rates, Tolls, Duties, Assessments, and Impositions, so much of the said Sum of Four thousand Pounds so due and owing as aforesaid to the Person or Persons entitled thereto, together with Interest thereon after the Rate of Five Pounds *per Centum per Annum*, at the Times, in the Proportions, and in manner mentioned in the Security so given to him as aforesaid, or earlier, if he or they will consent to accept the same; and the same Sum and Interest are

Commis-  
sioners to  
pay 4,000*l.*  
due for the  
Purchase of  
the old Town  
House, &c.

are hereby charged on the said Consolidated Rates, Tolls, Duties, Assessments, and Impositions accordingly; and it is hereby declared, that the Receipt or Receipts of such Person or Persons shall be good and effectual Discharges to the said Commissioners for the said Sum already paid, and for the remaining Sum of Four thousand Pounds so to be paid as aforesaid, or for so much Money as in every such Receipt shall be expressed to have been received.

CXXXI. And be it further enacted, That it shall and may be lawful to and for the Directors and Guardians of the Poor to be appointed by virtue of this Act, or any Nine or more of them, and all Persons being Trustees for the said Parish, and they are hereby authorized and required, at the Request and Expence of the said Commissioners, to convey, assign, surrender, and assure the said Hereditaments and Premises called *The Bartholomews*, and every Part and Parcel thereof, by such Conveyances and Assurances as may be deemed expedient, to or in Trust for the said Commissioners, their Successors and Assigns, for the Purposes of this Act: Provided always, that nothing herein contained shall affect or be construed or extend to affect the Securities given by the Directors and Guardians on the Rates by the said recited Act of the Fiftieth Year aforesaid authorized to be raised for the Relief of the Poor of the said Parish.

Directors and Guardians to convey Bartholomews to the Commissioners.

CXXXII. And be it further enacted, That all the Messuages, Lands, Tenements, and Hereditaments of which any Conveyances have been made to or in Trust for the Commissioners for the Purposes of the said recited Acts of the Thirteenth and Fiftieth Years aforesaid respectively, or either of them, or which shall be hereafter made to or in Trust for the Commissioners under this Act, or of which Possession has been obtained, or of which, by virtue of this Act, Possession shall be obtained by the said Commissioners, shall be vested in the said Commissioners for the Time being acting under and by virtue of this Act, to hold to them and their Successors and Assigns.

Commissioners to be a Body Corporate for certain Purposes.

CXXXIII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, once in every Year after the passing of this Act, or oftener, if they shall think it necessary, the First Year to be computed from the First Day of *January* One thousand eight hundred and twenty-five, to make One or more equal Rate or Rates, Assessment or Assessments, to be signed by any Thirteen or more of the said Commissioners for the Time being, upon the Tenants or Occupiers of all Houses, Shops, Warehouses, Coach-houses, Cellars, Vaults, Buildings, Gardens, Grounds, Lands, Tenements, or Hereditaments whatsoever within the said Town, so as such Rate or Rates, Assessment or Assessments, do not exceed in the whole in any One Year, to be computed as aforesaid, the Sum of Four Shillings in the Pound on the Scale or Rate for the Time being on which Rates are raised to and for the Relief of the Poor of the said Parish of *Brightelmston*; and the Money or Monies so rated or assessed on the said Tenants or Occupiers shall be paid by them respectively to the Collector or Collectors, or other Person or Persons appointed, or who shall or may be appointed by the said Commissioners to receive the same; and if any such Tenant or Occupier shall neglect or refuse to pay his or her Proportion or Proportions of any of the

Commissioners may raise a Rate of Four Shillings in the Pound on the Scale of the Poor's Rate.

Land or  
Ground used  
for Pasture  
or Agriculture  
not  
chargeable.

Persons re-  
moving and  
also Tenants  
to pay a pro-  
portionable  
Part of the  
Rates.

said Rates or Assessments to the said Collector or Collectors for the Space of Ten Days next after Demand made thereof by Notice in Writing under the Hand of the said Collector or Collectors, to be left at the Dwelling House or usual Place of Abode of such Tenant or Occupier, the same shall and may be levied on all and every such Tenant or Tenants, Occupier or Occupiers, so neglecting or refusing, by Distress and Sale of his, her, or their Goods and Chattels, by Warrant under the Hand and Seal or Hands and Seals of any One or more Justice or Justices of the Peace for the County of *Sussex*, and the Surplus (if any) of the Monies to be raised by such Distress and Sale shall be paid, on Demand, to the Owner or Owners of the Goods or Chattels so distrained, after deducting all Charges attending such Distress and Sale: Provided always, that nothing in this Act contained shall extend to charge any Barns or other Buildings, Yards or Closes, *bona fide* used for Purposes of Agriculture, nor any Arable Lands, Meadows, or Pasture Land, or Sheep Down, within the said Parish, nor any Owner or Occupier thereof, with the said Rates or Assessments.

CXXXIV. And be it further enacted, That in all Cases where any Person shall remove from or quit any Messuage or Dwelling House, Warehouse, Building, Gardens, Lands, Tenements, Hereditaments, or Premises which shall have been rated or assessed by virtue of this Act, such Person or Persons shall be liable to pay such Rates or Assessments, in proportion to the Time that he, she, or they shall have occupied the same, in like Manner as if such Person or Persons had not removed or quitted the same; and in all Cases where any Persons shall come into or occupy any such Premises out of or from which any other Person or Persons who have been rated or assessed for the same shall have removed, or which at the Time of making any such new Rate or Assessment was or were empty or unoccupied, such Person or Persons shall, for or in respect of his, her, or their Occupation thereof, be liable to such Rate or Assessment, in proportion to the Time that he, she, or they shall occupy the same, in the same Manner as if he, she, or they had been originally rated or assessed for the same; which said respective Proportions, in case of any Dispute respecting the same, shall be determined by the said Commissioners, in such Manner as they shall deem reasonable and just; and in case any Person or Persons having been so rated and assessed shall quit the Premises in which he, she, or they had been so rated or assessed, without paying such Rate or Assessment, or his, her, or their Proportion thereof, and shall afterwards refuse or neglect to pay the same, it shall and may be lawful for the said Collector or Collectors, by Warrant under the Hand and Seal of any Justice of the Peace for the said County of *Sussex*, which Warrant such Justice is hereby required to grant, upon Proof made of the Sum so due before him upon Oath of a credible Witness or Witnesses (or Affirmation, being a Quaker,) to levy such Rate or Rates or Proportion thereof as aforesaid, by Distress and Sale of the Goods and Chattels of such Person or Persons, rendering the Overplus, and the Goods and Chattels remaining (if any), after Payment of the Money due in respect of such unpaid Rate or Rates, or Proportion thereof, and the Expences relating to the Recovery thereof, unto the Person or Persons whose Goods or Chattels shall have been so distrained and sold as aforesaid.

CXXXV. And

CXXXV. And whereas several Houses and other Buildings are frequently begun to be built within the said Town, but not completed or finished, and others though completely built are not let; and for as much as it is reasonable that such Houses and Buildings should be rated and assessed towards the Paving Rate hereby authorized to be made; be it enacted, That until such Houses and Buildings within the said Town be finished and tenanted, (provided the Place within the said Town wherein such House or other Building shall be situate shall have been paved or repaired, cleansed and lighted, by virtue of this Act,) it shall and may be lawful to and for the said Commissioners and they are hereby required and directed, according to their Discretion, to rate and assess all such Houses and other Buildings situate within the said Town, and which shall be erected and covered in, at a Rate not exceeding Two Thirds of the Expence of paving along the Fronts or Sides of such Houses or other Buildings, and for all such Houses and other Buildings within the said Town, which shall be erected and built, but not covered in, at a Rate not exceeding One Third of the Expence of paving along the Fronts or Sides of such Houses or other Buildings, until the same shall be covered in as aforesaid, and then at a Rate not exceeding Three Fourths of the Expence of such paving, until the same shall be let or occupied; which Rates or Assessments shall be paid and recoverable from the Proprietor or Proprietors, Lessee or Lessees, Owner or Owners of such House or Houses, Building or Buildings respectively, and shall be charged and chargeable on the said Premises; and if the said Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, shall refuse or neglect to pay the same upon Demand, then and in every such Case such Rate or Rates, Assessment or Assessments, and all Arrears due thereon, shall and may be levied on the Goods and Chattels of the Person or Persons so required to pay the same, in manner herein-after directed; and in case the Owner or Owners, Proprietor or Proprietors, Lessee or Lessees of such House or Houses, Building or Buildings, shall not be known or cannot be found, then the said Rate or Rates, Assessment or Assessments, made thereon, shall be and remain charged and chargeable on the said Premises until the Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, can be found; when the same, and all Arrears due thereon, shall be levied on the Goods and Chattels of such Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, or upon the said Premises, in like Manner as other Rates made by virtue of this Act are made recoverable: Provided always, that no Lessee or Lessees shall be charged or chargeable with the Payment of the said Rates for any longer Time than for the Period during which he or they shall have occupied or held any such Premises.

Unfinished and unlet Houses to pay a certain Proportion of the Paving Rates.

CXXXVI. And be it further enacted, That all and every Collector and Collectors to be appointed in pursuance of this Act shall and he and they is and are hereby authorized and required to pay all such Monies as he or they shall or may respectively collect, by virtue of the Rates to be made in pursuance of this Act, within Fourteen Days after the Receipt thereof, into the Hands of the Treasurer to be appointed by the said Commissioners; who is hereby authorized and required, out of the Monies collected and paid into his Hands, to pay such Sum and Sums of Money which the said Commissioners at a General, Special, or Adjourned Meeting shall from Time to Time draw upon him for or order him to

Creditors to pay Money collected to the Treasurer, and Treasurer to pay over the same as ordered by the Commissioners.

pay;

pay; and the said Treasurer for the Time being shall and he is hereby required to keep regular and clear Entries in a Book or Books to be for that Purpose by him provided of all and singular his Receipts, Payments, and Disbursements on account or in pursuance of this Act, to which Book or Books, and all others kept for the Purposes of this Act, every Person liable to the Payment of the said Rates shall and may have free Access at all convenient Times, with full Liberty to inspect the same, without Fee or Reward; and the Treasurer for the Time being shall, as often as the said Commissioners shall think proper, produce the said Accounts before the said Commissioners for the Purposes of having the same audited, passed, and allowed, if approved of by the said Commissioners, and shall verify the same upon Oath, if required so to do.

Rates assessed under the former Act to be levied.

CXXXVII. And be it further enacted, That each and every Rate, Toll, Duty, and Assessment ordered or directed to be assessed, collected, and levied by and under the Authority of the said recited Act of the Fiftieth Year aforesaid, and all Arrears thereof, shall and may be collected and levied by such Ways and Means, and under such Restrictions and Regulations, as the Rates and Assessments to be made under or by the Authority of this Act are directed to be collected.

Appeal.

CXXXVIII. Provided always, and be it further enacted, That if any Person shall think himself or herself aggrieved by any Rate or Assessment which shall be made in pursuance of this Act, he or she may apply to the Commissioners at their First Meeting to be holden after the demanding of such Rate or Assessment, and the said Commissioners are hereby authorized and empowered, if they shall think such Person aggrieved, to give such Relief in the Premises as to them shall seem reasonable; and if any Person shall be dissatisfied with the Determination of the said Commissioners therein, such Person may appeal to the Justices of the Peace at any General or Quarter Sessions to be holden in and for the Eastern Division of the County of *Sussex*, within Six Calendar Months after the Cause of Complaint shall have arisen, in manner herein-after mentioned.

Power to erect Town Hall, Market, and Prison.

CXXXIX. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, or any Thirty-one or more of them, and they are hereby authorized and empowered, from and out of the Consolidated Rates, Tolls, Duties, Assessments, and Impositions to be raised by virtue of this Act, to erect and build a Town Hall, with such Offices attached thereto as they shall deem proper, for the Purpose of holding their Meetings in, and for the Convenience and Accommodation of the Officers to be appointed by them, and for holding public Meetings, and such other Purposes as the said Commissioners shall think proper, and also, when they shall deem it expedient, to extend and enlarge the said Market, and also to erect a Town Pound, and provide a proper Place or Places of Confinement for any Persons being Prisoners within the said Town; and that when the said Commissioners shall so deem it expedient to erect such Town Hall, or to enlarge the said Market already established, and by this Act directed to be continued, and also when they may deem it expedient to establish a Market or Markets for the Sale of Cattle, and of Corn, Hay, and Straw, and also when they may deem it expedient to erect a Town Pound, it shall and may be lawful for them the said Commissioners, and they are hereby authorized and empowered to purchase and



hold to them and their Successors any Piece or Pieces, Parcel or Parcels of Land or Ground in the said Town of *Brightelmston*, not exceeding One Acre, for the Purpose of erecting such Town Hall and Offices, and Prison or Place of Confinement, or Four Acres for the Purpose of extending the said Market already established, or Four Acres for such Cattle, Corn, Hay, and Straw Market or Markets, and One Acre for such Town Pound, and also any Buildings erected on the same Pieces or Parcels of Ground respectively, and the same shall be used and appropriated by the said Commissioners for the Purposes for which the same shall be respectively purchased as aforesaid.

CXL. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to continue the Market now established and held within the said Town, and the same when enlarged, for the Sale of all Kinds of Flesh, and other raw Victuals, Fish, and live or dead Poultry, Butter, Herbs, Roots, Fruit, or Garden Stuff, and to cause, order, and appoint the same to be held daily and every Day (except *Sundays*), or less frequently, as to them shall from Time to Time appear necessary for the Convenience and Accommodation of the Inhabitants of the said Town, and of all other Persons resorting to the said Town and its Vicinity. Market to be continued.

CXLI. And for preventing any Encroachment on the said Markets, be it further enacted, That if any Person or Persons shall sell, or offer or expose to Sale, any Manner of Flesh, or other raw Victuals, Fish, or live or dead Poultry or Pigeons, Butter, Herbs, Roots, Fruit, or Garden Stuff, or any other Sort of Provisions usually sold in public Markets, or any live Hogs or Pigs, in any other Place within the said Town than the said Market, every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds nor less than Forty Shillings: Provided always, that nothing herein contained shall extend or be construed to extend to prevent any of the Inhabitants of the said Town from selling any such Flesh, or other raw Victuals, Fish, live or dead Poultry, Pigeons, Meat, Butter, or any Herbs, Roots, Vegetables, Fruit, or Garden Stuff, or other Provisions or Articles, in their respective Houses, Shops, or Premises within the said Town, or to prohibit any Persons from selling Fish within the Times and in manner herein-after mentioned. For preventing Encroachments on the Market.

CXLII. And be it further enacted, That it shall be lawful for the said Commissioners and they are hereby required, as soon as conveniently may be after the passing of this Act, to erect a Weighing House or Place in or near the said Market, for weighing and measuring any Article bought or sold by Weight or Measure therein, and shall keep or cause to be kept proper Standard Weights, Scales, Steelyards, and Measures, and appoint a Person or Persons to attend the same on every Market Day during the Time the Market shall be open; and all Persons selling Meat or other Things by Weight or Measure in the said Market shall and they are hereby required to weigh and measure the same in or with or by the said Weights, Measures, Scales, or Steelyards, if required so to do by the Buyer or Buyers thereof; and any Person or Persons so appointed and refusing to weigh or measure as aforesaid shall forfeit and pay for every such Offence any Sum not exceeding Forty Shillings nor less than Ten Shillings. Weighing House to be built.

[Local.]

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CXLIII. And

Tolls to be  
collected at  
the Market.

CXLIII. And be it further enacted, That there shall be paid to the said Commissioners, or to the Person or Persons to be by them appointed to receive the same, by every Person holding, using, or occupying any Stall, Shed, Table, or Standing, or selling or offering or exposing to Sale any Butchers Meat, or other Goods, Articles, or Things brought into the said Market for Sale, the several Tolls or Sums following, or such Sum or Sums, not exceeding those Tolls or Sums, as the said Commissioners shall from Time to Time appoint; (that is to say,)

For every Stall, Shed, or Table used by a Butcher for selling Meat, any Sum not exceeding One Shilling *per* Day :

For each Stall, Shed, or Table used by a Person for exposing to Sale Cheese, Bacon, or pickled Pork, any Sum not exceeding One Shilling *per* Day :

For any Basket, Parcel, or Quantity of Butter not exceeding Twelve Pounds, any Sum not exceeding Two-pence :

For Ditto exceeding Twelve Pounds and not exceeding Eighteen Pounds, any Sum not exceeding Three-pence :

For every Basket, Parcel, or Quantity of Butter exceeding Eighteen Pounds and not exceeding Twenty-four Pounds, any Sum not exceeding Four-pence :

For Ditto exceeding Twenty-four Pounds, any Sum not exceeding One Penny for each Dozen Pounds :

For Poultry, including Fowls, Chickens, and Ducks, Wild Fowls and Rabbits, not exceeding Half a Dozen, any Sum not exceeding Three-pence :

For Ditto not exceeding One Dozen, any Sum not exceeding Sixpence :

For Ditto not exceeding Two Dozen, any Sum not exceeding Nine-pence :

For Ditto not exceeding Three Dozen, any Sum not exceeding One Shilling :

For Ditto not exceeding Four Dozen, any Sum not exceeding One Shilling and Three-pence :

And for every Dozen exceeding Four Dozen, any Sum not exceeding Three-pence :

For every Turkey or Goose, any Sum not exceeding Two-pence :

For Pigeons, being Half a Dozen or more and not a Dozen, any Sum not exceeding Two-pence :

For One Dozen, and not exceeding One Dozen and a Half, any Sum not exceeding Four-pence :

For any Number beyond One Dozen and a Half, and not exceeding Two Dozen, any Sum not exceeding Sixpence :

And for every Dozen when exceeding Two Dozen, any Sum not exceeding Two-pence :

For every Basket, Parcel, or Quantity of Eggs under Two Dozen, any Sum not exceeding Two-pence :

For every Dozen, when Two Dozen or more, any Sum not exceeding One Penny :

Every Person selling Fish (except Lobsters, Craw Fish, Crabs, Prawns, Shrimps, Cockles, or Muscles,) to pay for each Basket, Hamper, Parcel, or Quantity, not containing more than Two Gallons, any Sum not exceeding Four-pence :

For every Basket, Hamper, Parcel, or Quantity containing more than Two Gallons, and not containing more than Half a Bushel, any Sum not exceeding Eight-pence :

For

For every Basket, Hamper, Parcel, or Quantity containing Half a Bushel or more, and not containing more than One Bushel, any Sum not exceeding One Shilling and Three-pence :

For every Basket, Hamper, Parcel, or Quantity containing more than One Bushel, any Sum not exceeding Two Shillings *per* Bushel :

For every Gallon of Cockles or Muscles, any Sum not exceeding One Penny :

For every Basket, Parcel, or Quantity of Fruit, (*videlicet,*) Apples, Pears, Cherries, Currants, Gooseberries, Strawberries, Raspberries, Peaches, Nectarines, Apricots, Plums of every Description, and all and every other Sort of Fruit, either separately or mixed, not exceeding Half a Bushel, any Sum not exceeding Two-pence :

For Ditto, if Half a Bushel and not exceeding a Bushel, any Sum not exceeding Three-pence :

For Ditto, if exceeding a Bushel, any Sum not exceeding One Penny for each Bushel :

For every Basket, Parcel, or Quantity of Roots, (*videlicet,*) Potatoes, Turnips, Carrots, Parsnips, and Onions, separately or mixed, and not exceeding a Bushel, any Sum not exceeding Two-pence :

For every Basket or Quantity of other Vegetables, not exceeding a Bushel, any Sum not exceeding One Penny Halfpenny :

For every Bushel, Parcel, or Quantity of Roots or Vegetables, separately or mixed, exceeding a Bushel, any Sum not exceeding One Penny for each Bushel :

For every live Pig, being a Pig denominated a Sucking Pig, any Sum not exceeding Two-pence :

For every Quantity of Lobsters and Craw Fish not exceeding in Weight Six Pounds, any Sum not exceeding Three-pence :

For Ditto, being above Six Pounds and not exceeding in Weight Twelve Pounds, any Sum not exceeding Four-pence :

For every Six Pounds of Ditto above Twelve Pounds, any Sum not exceeding Three-pence :

For every Quantity of Crabs not exceeding in Weight Six Pounds, any Sum not exceeding One Penny :

For Ditto exceeding Six Pounds and not exceeding in Weight Twelve Pounds, any Sum not exceeding Three Halfpence :

For every Six Pounds above Twelve Pounds, any Sum not exceeding One Penny :

For every Hundred of Prawns, any Sum not exceeding Two-pence :

For every Pint of Shrimps, any Sum not exceeding One Halfpenny :

For every dead Hog or Porker, any Sum not exceeding Four-pence :

For fresh Pork, not exceeding in Weight Six Pounds, any Sum not exceeding One Penny :

For Ditto exceeding Six Pounds and not exceeding Twelve Pounds, any Sum not exceeding Two-pence :

For Ditto exceeding Twelve Pounds, any Sum not exceeding One Penny for each Dozen Pounds :

And for every Person having or using a Stall, Shed, or Table for selling any Articles or Things which are not included in this Table, or for selling any Article or Thing for which he or she can claim a legal Exemption from Toll, to pay for such Stall, Shed, or Table, any Sum not exceeding One Shilling *per* Day :

And any Article mixed may be separated, for the Purpose of being weighed or measured.

Penalties on  
evading Tolls.

CXLIV. And be it further enacted, That the said Commissioners shall from Time to Time set up and maintain in some conspicuous Part of the same Market a Table of Tolls, which they from Time to Time shall order to be taken by virtue of this Act; and in case any Person holding, using, or in any Manner occupying any of the said Sheds, Stands, or Tables, or selling or exposing to Sale any Butchers Meat, or any other Goods or Articles as aforesaid, in the said Market, shall refuse to pay the several Sums or Tolls so ordered, or any or either 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 said Commissioners, or the Person or Persons by them to be appointed to receive such Tolls, to levy the same by Distress and Sale of all or any of the Goods, Articles, and Things so exposed to Sale, and the said Distress so to be taken to sell immediately, rendering the Overplus (if any), after deducting the Expence of such Distress and Sale, to the Person or Persons whose Property such Goods, Articles, and other Things were at the Time of every such Distress.

Settling Dis  
putes.

CXLV. And be it enacted, That in case any Dispute or Difference shall or may arise concerning the same, such Dispute or Difference shall or may be settled and determined by One or more Justice or Justices of the Peace for the said County of *Sussex*, and he and they shall and is and are hereby empowered, by Warrant under his and their Hand and Seal or Hands and Seals, to summon the Parties to appear before him or them, and to hear and determine the Matter of every such Complaint upon Oath, and to make such Order therein, and award such Damages and Costs to either Party, as to him or them shall seem proper, and by Warrant under his or their Hand and Seal or Hands and Seals to cause the Damages and Costs which shall be so awarded, and also the Costs of such Warrant, to be levied by Distress and Sale 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 the Goods and Chattels so to be sold, after deducting the reasonable Charges of every such Distress and Sale.

Commis-  
sioners may  
make Bye  
Laws for re-  
gulating the  
Market.

CXLVI. And be it further enacted, That it shall and may be lawful to and for the said Commissioners from Time to Time to make such Bye Laws, Rules, Orders, and Regulations as they shall think fit, such Bye Laws, Rules, Orders, and Regulations not being repugnant to the Provisions of this Act and the Laws of that Part of the United Kingdom called *England*, for the better Government and Regulation of the said Market, and for preserving Order and Cleanliness therein, and for procuring such Articles as shall be liable to Toll to be respectively weighed and measured, and shall, in such Bye Laws, Rules, Orders, and Regulations, order and fix from Time to Time the Tolls or Sums to be received at the Market, not exceeding the Sums specified in this Act; such Bye Laws, Rules, and Regulations not being repugnant to the Laws of that Part of the United Kingdom called *England*, or this Act; and the said Commissioners may from Time to Time repeal, alter, or amend any such Bye Laws, Rules, Orders, and Regulations, and impose such reasonable Fines for the Non-observance thereof as they shall think proper, not exceeding Five Pounds for any One Offence, and shall be subject to Appeal in manner herein-after mentioned.

CXLVII. And

CXLVII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners from Time to Time, by Writing under their Hands and Seals, or the Hands and Seals of any Thirteen or more of them, to lease or demise the Tolls arising from the said Market to any Person or Persons who shall be willing to take and farm the same, either for One Year or for any shorter Period, or from Year to Year, but for the best and most improved Rent that can be reasonably obtained for the same, and by public Auction only, and under such Covenants, Provisoes, and Agreements as the said Commissioners shall from Time to Time think expedient and fit, and taking such Securities for the Payment of the Rent and Performance of Covenants as they the said Commissioners shall also in their Judgment think sufficient; and that the Rent or Money so to be paid for the said Tolls shall be applied and disposed of for and towards the Purposes of this Act; and the Person or Persons renting such Tolls shall have all the same Powers and Authorities for enforcing the Payment thereof which are by this Act vested in the said Commissioners: Provided nevertheless, that no such Letting shall take place without first calling a Meeting of the said Commissioners for the Purpose of considering and determining upon the Propriety thereof, and the Terms upon which such Tolls ought to be let.

Power to  
let Tolls.

CXLVIII. And whereas, from the yearly Extension of the said Town of *Brighthelmston*, and Increase of the Population thereof, it may hereafter become expedient for the said Commissioners to establish another Market for the Sale of Provisions; be it therefore enacted, That if at any Time hereafter the said Commissioners, at a Special Meeting convened for that Purpose, at which Thirty-one Commissioners shall be present, shall deem it expedient and resolve to erect and establish an additional Market for the Sale of Meat, Fish, Poultry, Butter, Herbs, Roots, Fruits, Garden Stuff, and other Provisions, or any of them, it shall and may be lawful for them to purchase and hold to them and their Successors a Piece of Ground not exceeding in the whole Four Acres within the said Town of *Brighthelmston*, and thereon to erect and build or otherwise provide an additional Market for the Purposes aforesaid, or any of them, with such Stalls, Sheds, and other Conveniences as they may see proper; and such Market, when erected, shall be under the Direction of the said Commissioners, and subject to such Regulations as to Tolls and otherwise as is by this Act provided respecting the Market already established within the said Town.

Power to  
establish an  
additional  
Market for  
Sale of Pro-  
visions.

CXLIX. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered, to set up and establish within the said Town a Market for the Sale of all Kinds of Live Stock or Cattle, including Hogs and Pigs, and also a Market or Markets for the Sale of Corn in Bulk, and of Hay and Straw, and for that Purpose to erect all such Market Houses, Stands, Sheds, Pens, and Places as they may see proper, and to cause, order, and appoint the said Markets respectively to be held daily and every Day (except *Sundays*), or less frequently, as to the said Commissioners shall appear necessary for the Convenience and Accommodation of the Inhabitants of the said Town, and of all other Persons resorting thereto.

Power to  
establish a  
Cattle, Corn,  
and Hay  
Market.

For prevent-  
ing Encroach-  
ments there-  
on,

CL. And be it further enacted, That from and after the Establishment of the said Markets respectively, if any Person or Persons shall publicly sell, or offer or expose to public Sale, any Live Stock or Cattle of any Kind whatsoever, or any Hay, Straw, Clover, Grass, Sainfoin, or Lucern, or other green Food used for Horses or Cattle of any Sort, or any Corn, Grain, or Seed, in Bulk, in any other Place within the said Town than the said respective Markets appointed and established for the Sale of such respective Articles as aforesaid, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds nor less than Forty Shillings: Provided always, that nothing herein contained shall extend or be construed to extend to prevent any of the Inhabitants of the said Town from selling or exposing to Sale any Live Stock or Cattle of any Kind, Hay, Straw, Clover, Grass, Sainfoin, or Lucern, or any other green Food used for Horses or Cattle of any Sort, or any Corn, Grain, or Seed, in their own respective Yards, Houses, or Shops within the said Town.

Commis-  
sioners to  
appoint a  
Clerk of the  
Market, and  
other Offi-  
cers, and to  
provide  
Scales and  
Weights,

CLI. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby required, as soon as the said respective Markets shall be established, to erect therein, or near thereto, a Weighing and Measuring House or Place, and to provide proper Scales and Weights, or Engines for weighing all Hay and Straw, or other Articles sold by Weight, and proper Measures for measuring such Articles as shall be sold by Measure; and to appoint a Clerk or Toll Collector, Clerks or Toll Collectors, and such other Officers as they the said Commissioners may see proper, as Weighers and Measurers to the said Market or respective Markets, and to superintend the said Market or respective Markets; and from Time to Time to remove such Clerk or Collector, Clerks or Collectors, or other Officers, and to appoint any other or others in his or their Stead; and to pay to such Clerk or Collector, Clerks or Collectors, or other Officers, such Salaries or Remunerations as to the said Commissioners may from Time to Time seem proper.

Tolls to be  
collected  
thereat.

CLII. And be it further enacted, That from and after the said last-mentioned Market or Markets shall be established there shall be paid to the said Commissioners, or to any Person or Persons by them appointed to receive the same, by the Owner or Owners of or any Person or Persons attending with any Live Stock or Cattle, or with any Hay or Straw, Clover, Grass, Sainfoin, or Lucern, or other green Food used for Horses or Cattle, brought into the said Market or respective Markets, or with any Corn, Grain, or Seeds brought in Bulk into the Corn Market, the several Tolls or Sums following, or such Sum or Sums, not exceeding the following Tolls or Sums, as the said Commissioners shall from Time to Time appoint; (that is to say,)

For every Horse of every Description, any Sum not exceeding Five Shillings:

For every Mule or Ass, any Sum not exceeding Two Shillings and Sixpence:

For every Bull, Cow, Ox, Calf, or other Neat Cattle, any Sum not exceeding Five Shillings:

For every Hog or Pig, not being a Pig denominated a Sucking Pig, any Sum not exceeding Three Shillings and Sixpence:

For

For every Sucking Pig, any Sum not exceeding Sixpence :  
 For every Score of Sheep, any Sum not exceeding Ten Shillings :  
 If less than a Score, then any Sum not exceeding Sixpence for each  
 Sheep :  
 For every Score of Lambs, any Sum not exceeding Five Shillings :  
 If less than a Score, then any Sum not exceeding Three-pence *per*  
 Lamb ; and all Sheep under the Age of One Year to be deemed Lambs :  
 For every Load of Hay or Straw comprising Thirty-six Bundles or  
 Trusses, any Sum not exceeding Six Shillings :  
 If less than a Load, then for every Bundle or Truss of such Hay or  
 Straw, any Sum not exceeding Two-pence :  
 For every One Hundred Weight, of One hundred and twelve Pounds to  
 the Hundred Weight, of Clover, Grass, Sainfoin, Lucern, or other  
 green Food used for Horses or Cattle, any Sum not exceeding Three-  
 pence :  
 For every Quarter of Wheat in Bulk, any Sum not exceeding Two  
 Shillings :  
 For every Quarter of Barley in Bulk, any Sum not exceeding One Shil-  
 ling and Sixpence :  
 For every Quarter of any other Grain in Bulk, any Sum not exceeding  
 One Shilling :  
 For every Bushel of any Kind of Seeds in Bulk, any Sum not exceeding  
 One Shilling, and so in proportion for any greater or less Quantities  
 of the said respective Articles.

CLIII. And be it further enacted, That no Hay or Straw whatsoever shall be sold in the Market to be established for the Sale of those Articles, unless made up in Bundles or Trusses ; and if any Person shall sell any Hay or Straw within the said Market in any other Manner, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings.

No Hay nor  
 Straw to be  
 sold in the  
 Market  
 except in  
 Trusses.

CLIV. And be it further enacted, That each and every Bundle or Truss of Hay sold within the said Market shall contain and be of the full Weight of Fifty-six Pounds (except such as shall be sold therein between the last Day of *May* and the First Day of *September* in any Year, being new Hay of the Summer's Growth of that Year, which shall be and contain the full Weight of Sixty Pounds at the least) ; and that each and every Bundle or Truss of Straw sold within the said Market shall contain and be of the full Weight of Thirty-six Pounds ; and that every Load of Hay or Straw shall contain Thirty-six Bundles or Trusses ; and if any Hay or Straw shall be sold within the said Market, whereof any Bundle or Truss shall be of less Weight than aforesaid, every Person so selling shall forfeit for every Bundle or Truss of Hay not being the full Weight aforesaid, any Sum not exceeding Five Shillings nor less than Two Shillings and Sixpence, and for every such Truss or Bundle of Straw any Sum not exceeding One Shilling : Provided always, that no Person shall be convicted of any Offence for selling any Bundle of Hay or Straw deficient in Weight as aforesaid, in case a Load or any greater or less Quantity being more than One Truss shall be sold at the same Time to the same Person, if the Number of Bundles or Trusses so sold shall amount in the whole to the average Weight so required as aforesaid.

Weight of  
 Trusses

CLV. And

Penalty on  
evading  
Tolls.

CLV. And be it further enacted, That the said Commissioners shall set up and maintain, in some conspicuous Part of the said Market or respective Markets, a Table of the Tolls which they from Time to Time shall order to be taken at the said Market by virtue of this Act; and in case the Owner or Owners of, or Person or Persons attending with any Live Stock or Cattle, or with any Hay or Straw, Clover, Grass, Sainfoin, Lucern, or other green Food used for Horses or Cattle, or with any Corn, Grain, or Seed in Bulk respectively, or either of them, shall refuse to pay the several Sums or Tolls so ordered, or any or either 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 said Commissioners, and the Person or Persons by them to be appointed to receive such Tolls, to levy the same by Distress and Sale of all or any of the Stock or Cattle, or other Matters or Things in respect of which such Tolls shall be payable, on the same or any subsequent Market Day, and the said Distress so to be taken to sell immediately, rendering the Overplus (if any), after deducting the Expence of such Distress and Sale, to the Person or Persons whose Property such Goods, Chattels, or other Things were at the Time of every such Distress; and in case any Dispute or Difference shall arise concerning the same, such Dispute or Difference shall and may be settled and determined by any One or more Justice or Justices of the Peace for the said County of *Sussex*, and he and they shall, and is and are hereby empowered, by Warrant under his or their Hand and Seal or Hands and Seals, to summon the Parties to appear before him or them, and to hear and determine the Matter of every such Complaint upon Oath, and to make such Order therein, and award such Damages and Costs to either Party as to him or them shall seem proper, and by Warrant under his or their Hand and Seal or Hands and Seals to cause the Damages and Costs which shall be so awarded (unless the same shall be rendered in the Presence of such Justice or Justices before the Warrant shall be issued), and also the Costs of such Warrant, to be levied by Distress and Sale 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.

Corn Market.

CLVI. And whereas it is expedient that Provision should be made for the better Regulation of the Market for the Sale of Corn, Seeds, and Grain by Sample within the said Town; be it therefore enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered, to purchase and appropriate a Piece of Land not exceeding Two Acres, and to hold the same to themselves and their Successors, and erect thereon, or otherwise to provide and appropriate a suitable and proper Room or Place within the said Town, for the holding a Market for the Sale of Corn, Seeds, and Grain by Sample, with such Stands and Places for the Accommodation of Persons attending the said Market, as to the said Commissioners shall appear suitable and proper; and it shall also be lawful to and for the said Commissioners, and they are hereby authorized and empowered, from Time to Time to fix, order, and appoint the Days for holding the said Market, and the Hours at which the Business thereat shall commence and close.

CLVII. Pro-



CLVII. Provided always, and be it enacted, That if from and after the Establishment of the said last-mentioned Market, and the making such Orders and Appointment by the said Commissioners aforesaid, any Person or Persons shall publicly sell, or offer or expose to public Sale, any Corn, Grain, or Seeds within the said Town, at any other Place or at any other Time than shall be so fixed, ordered, and appointed as aforesaid, (except any Inhabitants in their own respective Yards, Houses, or Shops,) every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds nor less than Forty Shillings.

No Person to sell Corn but in the Market.

CLVIII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners from Time to Time to make such Bye Laws, Rules, and Orders for the better Government and Regulation of the said several Markets, and also for fixing the Rents and the Manner of letting the Stands in the said last-mentioned Corn Market, and securing the Payment of the Rents thereof, as they shall think fit, and for preserving Order and Cleanliness therein, and shall in any such Bye Laws, Rules, Orders, and Regulations, order and fix from Time to Time the Tolls or Sums of Money to be received at the said Market or respective Markets, not exceeding the Sums specified in this Act, such Bye Laws, Rules, Orders, and Regulations not being repugnant to the Laws of that Part of the United Kingdom called *England* or this Act; and the said Commissioners may from Time to Time repeal, alter, or amend any such Bye Law, Rule, or Order, and impose such reasonable Fines for the Nonobservance thereof as they shall think proper, not exceeding Five Pounds for any one Offence, and shall be subject to Appeal in manner herein-after mentioned.

Commissioners may make Bye Laws for regulating such Market.

CLIX. And be it further enacted, That it shall be lawful for the said Commissioners from Time to Time, by Writing under their Hands and Seals, to lease or demise the Tolls arising from the said last-mentioned Markets, or any or either of them, in such and the same or in like Manner, and with such and the same or the like Powers, to all Intents and Purposes, as are herein-before expressed respecting the Tolls of the said Fruit and Vegetable Market.

Power to let Tolls.

CLX. And be it further enacted, That no Traul Fish whatever shall be sold by Fishermen or others on the Beach, or at any other Place within the said Town, either to Persons to sell again or to private Individuals, except between the Hours of Six of the Clock in the Morning and Ten of the Clock in the Evening throughout the Year; and every Person who shall sell or offer for Sale any Traul Fish at any other Time shall for every Offence, upon Conviction before One or more Justice or Justices of the Peace for the said County upon the Oath of at least One Witness or the Confession of the Offender, forfeit and pay any Sum not exceeding Five Pounds nor less than Ten Shillings; and in default of Payment such Justice or Justices shall and may issue a Warrant under his or their Hand and Seal or Hands and Seals for levying the same, with the Charges and Expences, upon the Goods and Chattels of every such Offender by Distress and Sale thereof, or of a sufficient Part thereof, and the Surplus (if any) of the Money to be raised shall be paid to the Offender: Provided nevertheless, that nothing herein contained shall extend or be construed to extend to prevent Fishmongers selling Fish

Regulation as to Sale of Fish on the Beach.

in their own Shops or other Premises after the Hour of Ten of the Clock at Night.

Penalty on exposing unwholesome Provisions to Sale.

CLXI. And be it further enacted, That if any Person or Persons shall sell or expose to Sale within the said Town of *Brighthelmston* any Meat, Fish, or other Provisions which shall be of an unwholesome Nature, or in a State improper for human Food, it shall and may be lawful to and for any Justice or Justices of the Peace, or any Three of the said Commissioners, or any Person or Persons by the said Commissioners duly authorized, without any other Authority than this Act, to seize and destroy, or cause such Meat, Fish, or other Provisions as aforesaid to be seized and destroyed; and every Person selling or exposing to Sale any such Meat, Fish, or other Provisions as aforesaid shall, in addition to the Forfeiture thereof, for every Offence, upon Conviction before any One or more of His Majesty's Justices of the Peace for the said County of *Sussex*, forfeit and pay any Sum not exceeding Five Pounds nor less than Twenty Shillings; and in case the Offender shall not have sufficient Goods and Chattels to answer and satisfy the Penalty, and the Charges and Expences attending the Recovery thereof, the Justice or Justices before whom he or she shall be convicted shall and may commit the Offender to the House of Correction for the said County of *Sussex* for any Period not exceeding Thirty Days, there to be kept to hard Labour, without Bail or Mainprize, unless the Penalty, and all Costs, Charges, and Expences, shall in the meantime be paid and satisfied.

Commissioners to repair Groynes and erect new ones.

CLXII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and required, from Time to Time, as to them shall seem necessary and expedient, to repair, improve, maintain, or remove the Groynes, Walls, and other Fences and Works already erected and built for the Protection of the said Town from the Encroachments of the Sea, and also from Time to Time, as to them the said Commissioners shall seem necessary and expedient, to erect, set up, build, repair, and maintain such other Groynes, Walls, Jetties, Piers, and Works, for the better protecting the said Town, or any Part of the same, or of the Beach or Shore thereof, from the Encroachments of the Sea, and for facilitating the Approach to the Sea, and the landing of Coals and other Merchandize on the Beach or Shore of the said Town.

Commissioners empowered to collect a Duty on Coals, Culm, &c.

CLXIII. And whereas by the said recited Act of the Fiftieth Year aforesaid the Commissioners acting under that Act were authorized and empowered to collect and receive a Rate or Duty not exceeding Three Shillings for every Chaldron of Sea Coal, Culm, or other Coal landed on the Beach, or in any other Manner, by Land Carriage or otherwise, brought or delivered within the Limits of the said Town: And whereas it is expedient that the Commissioners to be appointed by virtue of this Act should, for the general Purposes of this Act, be empowered to continue to receive the said Rate or Duty, and also to receive a Rate or Duty on all Coke, Cinders, Ashes, and Charcoal landed on the Beach, or otherwise brought into the said Town; be it therefore enacted, That there shall be paid to the said Commissioners, or to their Collector or Collectors, or to such Person or Persons as they shall from Time to Time appoint to collect and receive the same, any Rate or Duty which the said

Commissioners

Commissioners shall think fit to order and direct, not exceeding for every Chaldron of Thirty-six Bushels of Coals or Culm Three Shillings, for every Chaldron or like Quantity in Number of Bushels of Coke One Shilling and Sixpence, for every Chaldron or like Quantity in Number of Bushels of Cinders and Ashes One Shilling, and for every Bushel of Charcoal One Penny, and so in proportion for a less Quantity of the said several and respective Articles which shall or may be landed on the Beach of the said Town, or in any other Manner, by Land Carriage or otherwise, brought or delivered within the Limits of the said Town; such Rate or Duty to be paid in addition to all other Duties and Impositions payable in respect thereof by any Law or Statute now in force.

CLXIV. And to the Intent that the said Rate or Duty may be duly paid; be it further enacted, That no Collector, Comptroller, Receiver of Entries, or Ship Surveyor, or Searcher, or other Officer of His Majesty's Customs whatsoever, belonging to the Port or Harbour of *Shoreham*, in the said County of *Sussex* (to which Port the said Town of *Brighthelmston* doth belong and appertain), shall at any Time after the Commencement of this Act give or make out any Discharge, or make any Report outwards, or deliver over or return any Papers or Documents, or do or permit or suffer any other Act or Deed to enable any Ship or Vessel to sail from, leave, or go out of the said Port, until the Master or Owner or other Person or Persons having the Rule, Government, or Command of any such Ship or Vessel shall produce a Certificate from the Collector or Collectors to be appointed in pursuance of this Act as aforesaid that the last herein-before mentioned Rate or Duty granted by this Act as aforesaid hath been paid or secured to be paid, which said Certificate the said Collector or Collectors under this Act is and are hereby required to give without Fee or Reward to the Person requiring the same; and that any Collector, Comptroller, Surveyor, or other Officer of His Majesty's Customs whatsoever, acting contrary hereto, shall forfeit and pay for every such Offence any Sum not exceeding Ten Pounds nor less than Forty Shillings, to be recovered and applied as herein-after mentioned.

No Ship to leave the Port till the Master produces a Certificate that the Duty is paid.

CLXV. And for the better recovering the said Rate or Duty, be it enacted, That in case any Owner or Master, or other Person having the Rule, Government, or Command of any Ship or Vessel laden with Coals, Culm, Coke, Cinders, Ashes, or Charcoal, charged and chargeable with the aforesaid Rate or Duty, shall refuse to pay the same, then and in such Case it shall and may be lawful to and for the said Commissioners, or their Collector or Collectors, or such Person or Persons as they shall appoint, from Time to Time to go on board such Ship or Vessel to demand, collect, and receive the said Rate or Duty, and on Nonpayment thereof to take and detain every such Ship or Vessel, with all her Tackle, Apparel, and Furniture, or any Part thereof, or all or any Part of the said Coals or Culm, Coke, Cinders, Ashes, or Charcoal, chargeable with the said Rate or Duty, either on board such Ship or Vessel or on Land; and in case of any Neglect or Delay in Payment of the said Rate or Duty for the Space of Three Days after any Distress or Distresses shall be so taken as aforesaid, then and in such Case it shall and may be lawful to and for the said Commissioners, or their Collector or Collectors, or such other Person or Persons as they shall appoint as aforesaid, to cause the same to be appraised, and

Ships of Coals may be distrained for the Payment of the Duty.

and afterwards to sell the said Distress and Distresses, and therewith to satisfy him or themselves, as well for the said Rate or Duty so neglected or delayed to be paid, and for which such Distress or Distresses shall be taken as aforesaid, as also his or their reasonable Charges in taking, keeping, appraising, and selling such Distress, rendering to the Master or other Person having the Rule, Government, or Command of the said Ship or Vessel, on Demand, the Overplus (if any).

Power to  
distrain  
Coals, &c. if  
Duty be not  
paid.

CLXVI. And be it enacted, That in case any Coal, Culm, Coke, Cinders, Ashes, or Charcoal shall be brought into the said Town by Land Carriage, and the said Rate or Duty shall not be paid thereon as aforesaid by the Owner or Owners, Carrier or Carriers, or the Person or Persons attending the same, to the Collector or Collectors, or the Person or Persons so from Time to Time appointed by the Commissioners to collect and receive the same as aforesaid, on Demand (or if not demanded), then in case the same shall not be paid to such Collector or Collectors, or Person or Persons appointed as aforesaid, within Twenty-four Hours next after such Coal or other Articles shall have been brought into the said Town, the Owner or Owners, Carrier or Carriers of, or Person or Persons attending as aforesaid, shall, in addition to the said Rate or Duty, forfeit and pay the Sum of One Shilling for each and every Bushel of the said Coal, or other Articles, for which the said Rate or Duty shall not have been so paid; and the said Commissioners, or their said Collector or Collectors, or other Person or Persons appointed as aforesaid, are and is hereby authorized and empowered, in either of the said Cases, to seize and detain the said Coal or other Articles, or any Part thereof, and also the Cart, Waggon, or other Carriage in which the same may be at the Time of Seizure, or in which the same was brought into the said Town, and the Horse or Horses, Mule or Mules, Ass or Asses, or other Cattle drawing the same, together with the Harness and Tackle thereon, and the Person or Persons having the Custody thereof, if he or they shall refuse to deliver the same, and until he or they shall deliver Possession thereof, and on Nonpayment of the said Rate or Duty and the said Penalty, within the Space of Three Days after such Seizure, to sell the said Coal or other Articles, or any Part thereof, and also the Cart, Waggon, or other Carriages, Horses, Mules, Asses, or other Cattle, Matters, and Things, by public Auction, and by and out of the Produce thereof to retain the said Rate or Duty and Penalties, and also the Charges and Expences of making and selling such Distress, rendering the Overplus (if any) into the Hands of the Treasurer for the Time being to the said Commissioners, to be by him paid, on Demand, to the Owner or Owners of the said Coal or other Articles: Provided nevertheless, that nothing in this Act contained shall extend or be construed to extend to enable any Person or Persons to seize such Coal or other Articles after the same shall have been actually delivered and removed from and out of the Cart, Waggon, or other Carriage, or from off any Horses, Mules, Asses, or Cattle, to the private or particular Dwelling House or Premises of the Purchaser thereof, or to enter any such private Dwelling Houses or Premises for the Purpose of seizing the same or otherwise, without the Consent in Writing of the Owner or Occupier of such Dwelling House or Premises being first had and obtained, nor extend or be construed to extend to charge with the said Rate or Duty on any such Coal or other Articles which shall not be discharged from any Ship or Vessel upon any Part of the Beach of the said

said Town, or housed, deposited, or delivered within the same, but only passing through the Limits thereof for or towards any Place whatsoever.

CLXVII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered, to purchase and hold to them and their Successors any Land or Ground in one Place or in several Places adjoining to any of the Highways within the said Town, not exceeding One Quarter of an Acre at any one Place, and to erect thereon, or on the said Highways, or on any Land or Ground belonging to the said Commissioners, suitable Houses or Places for the Accommodation of the Collectors to be appointed by the said Commissioners, and also to set up and erect across the said Highways or any of them any such Bars as they may see proper, for facilitating the Collection of the said Duties, and also to appoint a proper Person or Persons to attend such Bars for the Purpose of receiving an Account of and collecting the Duties hereby payable on Coals, Culm, Coke, Cinders, Ashes, or Charcoal brought into the said Town by Land Carriage in manner by this Act provided.

Power to erect Toll Bars and appoint Officers.

CLXVIII. And be it further enacted, That for ascertaining the Quantity of such Coal or other Articles as shall be brought into the said Town by Land Carriage as aforesaid, and collecting the Duty thereon, it shall be lawful for the Collector or Collectors appointed by the said Commissioners in pursuance of this Act, attending at such Bars, to demand of the Owner or Owners, Carrier or Carriers of, or Person or Persons attending with or having the Possession or Direction thereof, an Account in Writing of the Quantities contained in any Waggon, Cart, or other Carriage or Conveyance, or otherwise respectively, and the Owner or Owners, Carrier or Carriers of, or Person or Persons attending with such Waggon, Cart, or other Carriage or Conveyance, or having Possession of such Coal or other Articles aforesaid, shall and they are hereby required, on such Demand, and before they shall pass through such Bar or Bars, to deliver to such Collector or Collectors a true and correct Statement in Writing, signed by the Owner or Owners, Carrier or Carriers of, or Person or Persons attending with or having the Possession thereof, a true Statement in Writing of the Quantity thereof contained in such Waggon, Cart, or other Carriage or Conveyance, or otherwise as aforesaid, and in the Form hereinafter set forth, and shall immediately thereupon pay to such Collector or Collectors the Rate or Duty payable on the Coal or other Articles as aforesaid contained in such Waggon, Cart, or Carriage or Conveyance, or otherwise as aforesaid; and the Collector or Collectors attending such Bar or Bars shall and they are hereby required, on Receipt of such Rate or Duty, to deliver to the Owner or Owners, Carrier or Carriers of, or any Person or Persons attending with or having the Possession of such Coal or other Articles, a Certificate, signed by him or them, of the Payment of the said Duty.

Collectors demand Account of Lading.

CLXIX. And be it further enacted, That if the Owner or Owners, Carrier or Carriers of, or Person or Persons attending with and having the Possession of such Coal, Culm, Coke, Cinders, Ashes, or Charcoal as aforesaid, shall neglect or refuse, on Demand, to deliver such Account,

Penalty on Owners, &c. delivering incorrect Accounts

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or shall deliver an Account which shall be less than One Bushel in every Chaldron than the Quantity thereof, or if such Toll Collector or Collectors shall neglect or omit, on Receipt of such Rate or Duty, to deliver such Certificate as aforesaid, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings; and in case the said Rate or Duty shall not be paid to such Collector or Collectors, on Demand, such Coal or other Articles as aforesaid, together with the Waggon, Cart, or other Carriage or Conveyance in which the same shall be contained, with the Horses, Asses, Mules, or other Cattle drawing the same, and the Harness or Tackle thereon, and also the Person or Persons having the Custody thereof, if he or they should refuse to deliver the same, and until he or they shall deliver Possession of the same, shall and may be seized, and the Coal or other Articles as aforesaid, together with the Waggon, Cart, or other Conveyance, Horses, Asses, Mules, Matters, and Things, be sold for Payment of the said Duties, and the Penalties incurred for the Non-payment thereof, in the same or the like Manner as is herein-before directed; and that the Form of the Declaration to be made as aforesaid of the Quantity of Coals, Culm, Coke, Cinders, Ashes, or Charcoal contained in the Waggon, Cart, or other Conveyance (as the Case may be), shall be in Form following, as near thereto as the Case will permit; (that is to say,)

Form of Declaration of Quantity of Coals, &c.

‘ I *A.B.* do declare, That the Quantity of Coals, Culm, Coke, Cinders, Ashes, or Charcoal [*as the Case may be*] now in the Waggon, Cart, or Sack [*as the Case may be*] is Chaldrons and Bushels [*as the Case may be*].  
‘ *A. B., Owner, &c.*’ [*as the Case may be.*]

Power for Collector to measure Coals, &c.

And for better enabling the Collector or Collectors to ascertain the Quantity of Coal; Culm, Coke, Cinders, Ashes, or Charcoal brought into the said Town in any Waggon, Cart, or other Carriage or Conveyance, or otherwise as aforesaid, by Land Carriage, and the Correctness of such Certificate as aforesaid, it shall be lawful for him or them, and he or they is and are hereby authorized and empowered, to detain any such Coal, Culm, Coke, Cinders, Ashes, or Charcoal, and the Waggon, Cart, or other Conveyance in which the same is contained, with the Horses, Asses, Mules, or Cattle drawing the same, with the Harness and Tackle thereon, until such Coals, Culm, Coke, Cinders, Ashes, and Charcoal shall have been measured by a Meter or Meters appointed by the said Commissioners by virtue of this Act, which Meter or Meters is and are hereby authorized and required, at the Request of such Collector or Collectors, to admeasure the same without Fee or Reward, and to report to such Collector or Collectors, and, if present, to the Person or Persons in whose Custody such Coals or other Articles as aforesaid shall be, the Admeasurement thereof; provided that in case it shall appear that the Declaration or Certificate as aforesaid was correct, as required by this Act, as to the Quantity or Quantities of the said respective Articles, then and in that Case the Owner or Owners shall be paid such Compensations by the Treasurer of the said Commissioners, for any Delay or Damage which he or they may have sustained by reason of such Admeasurement, as shall be settled and awarded by any Justice or Justices of the Peace for the said County.

CLXX. And

CLXX. And be it further enacted, That it shall and may be lawful to and for the Churchwardens and Overseers of the Poor of the Parish of *Brighthelmston*, by any Writing under their Hands, to grant a Drawback of the Rate or Duty payable by virtue of this Act on Coal or Culm, Coke, Cinders, Ashes, or Charcoal, to such Person or Persons as by reason of their Poverty or otherwise are not able to pay the same on any of the said Articles for their own Use or Consumption: Provided always, that no such Person shall be allowed the said Drawback for more than Two Chaldrons of Coals, Culm, Coke, Cinders, or Ashes, nor for more than Three Bushels of Charcoal, in any One Year; which Drawback the Treasurer to the said Commissioners shall and he is hereby authorized and empowered to pay to such poor Persons respectively, upon Production of a Certificate signed by the said Churchwardens and Overseers, which Certificate shall be a sufficient Discharge to the said Treasurer in his Accounts.

Drawback of Duty allowed to the Poor.

CLXXI. Provided also, and be it further enacted, That in every Case when any Coals, Culm, or Coke shall have been landed or unloaded within the Limits of this Act, and for which the Rate or Duty hereby imposed shall have been paid, and which shall have been so landed or unloaded for the Purpose of being forwarded to any other Place or Places, and not to be consumed within the said Limits, then and in every such Case the Collector or Treasurer to be appointed by virtue of this Act is hereby directed and required to return and pay, on Demand, to the Owner or Owners, or other Person or Persons, on his, her, or their Behalf, a Drawback of the whole Rate or Duty paid for every Chaldron of Coals, Culm, or Coke so landed or unloaded, and which shall have been forwarded to any other Place for Sale or Consumption.

Drawback of Duty on Coals consumed out of the Town.

CLXXII. And be it further enacted, That if the said Collector or Treasurer shall refuse or neglect to return and pay, on Demand, to any Person or Persons entitled to the same, the Drawback hereby directed to be allowed, or if any Person or Persons shall fraudulently obtain or endeavour to obtain the Allowance of the said Drawback, not being legally entitled to the same, every such Person or Persons shall for every such Offence forfeit and pay any Sum not exceeding Fifty Shillings.

Treasurer compelled to return the Drawback.

CLXXIII. And be it further enacted, That if any Person or Persons shall, after Allowance or Drawback made or paid by virtue of this Act, for the Coals, Culm, and Coke put on-board or loaded as aforesaid, bring back, reland, unload, or deliver the said Coals, Culm, or Coke, or any of them, in or to the said Town and Port, then and in every such Case every Person so offending shall repay to the said Collector or Collectors, Receiver or Receivers, the Duties of all such Coals, Culm, or Coke as shall be brought back, relanded, unloaded, or delivered as aforesaid, and also forfeit and pay the Sum of Five Shillings for every Chaldron of Coals, Culm, or Coke that shall be brought back, relanded, unloaded, or delivered in the said Town as aforesaid, and so proportionably for a greater or less Quantity than a Chaldron, one Moiety thereof to be to the Use of the Informer, and the other Moiety thereof to be paid to the said Commissioners, to be applied for the Purposes of this Act.

Coals not to be brought into the Town after Allowance of Drawback.

CLXXIV. And

Commissioners to appoint Coal Meters.

CLXXIV. And be it further enacted, That it shall and may be lawful to and for the said Commissioners from Time to Time, at any General Meeting to be held in pursuance of this Act, to nominate and appoint any Number of Persons, not exceeding Six, to be Coal Meters for the said Town, and from Time to Time to remove such Meters and appoint others in their Stead, and also to fill up Vacancies therein as they shall occur; and every Person so appointed shall, before he shall be capable of acting as such Meter, take before a Justice of the Peace the Oath following; (that is to say,)

Oath.

‘ I *A.B.* do swear, That I will honestly, truly, faithfully, and impartially, to the best of my Skill and Judgment, execute the Office of Coal Meter for the Town of *Brighthelmston*; and that I will truly and impartially inspect and measure all such Coals, Culm, Coke, Cinders, Ashes, and Charcoal as I shall be required to inspect and measure between Buyer and Seller, or otherwise; and that I will return and deliver to the Parties a true Account of the Quantities of such several Articles; and that I will in all other respects honestly and truly perform the several Duties of a Coal Meter within the said Town, without Favour or Malice to or against any Person whomsoever. So help me GOD.’

Provided always, that every Coal Meter to be appointed under the Authority of this Act shall take or receive such Sum for all Coals, Culm, Coke, Cinders, Ashes, or Charcoal measured, inspected by him, as the said Commissioners shall direct, not exceeding the Sum of Four-pence for every Chaldron thereof.

Dimensions of Sacks to be used in the Coal Trade.

CLXXV. And be it further enacted, That no Sack shall be used for the Delivery of Coals within the said Town, except such Sack shall be made of Linen or Hemp, and so made as to contain Two Bushels of Coals at the least, and shall have been first marked by an Officer appointed by the Commissioners for that Purpose, so as to designate the particular Quantity of Coals to be contained in such Sack; and if any Vender or Venders, Dealer or Dealers in, or Carrier or Carriers of Coals, shall use or cause to be used any Sack or Sacks for delivering or carrying Coals within the said Town of less Size than aforesaid, or without being so marked as aforesaid, then and in every such Case every such Vender or Dealer in or Carrier of Coals shall, for every such Sack used by him or her, forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings, and the Justice or Justices before whom such Conviction shall take place shall cause such Sack to be seized and destroyed.

What Bushel Measure to be made use of.

CLXXVI. And be it further enacted, That no Bushel Measure shall be kept or made use of for or in the Admeasurement of any Coals, Culm, Coke, Cinders, Ashes, or Charcoal, sold within the said Town, which shall not be such Bushel Measure as is described in and by an Act made in the Twelfth Year of the Reign of Her late Majesty Queen *Ann*, intituled *An Act for speedy and effectual preserving of the Navigation of the River Thames by stopping the Breach in the Levels of Havering and Dagenham in the County of Essex; and for ascertaining the Coal Measure*; and which shall not have been first stamped or marked by the Officer appointed for the Purpose of regulating Weights and Measures, previously to the same being kept or used, for which the Sum of Six-

pence



pence and no more shall be paid; and that every such Bushel shall be fitted for Work, and used with Iron or Copper Hoops, and shall be stamped or marked with a Steel Instrument on the uppermost Iron or Copper Hoop, and that every such Bushel shall be kept without any Alteration or Diminution; and that in making use of such Bushel all Coals and other Articles as aforesaid shall be heaped up in such Bushel in the Form of a Cone, such Cone to be of the Height at least of Six Inches, and the Outside of the Bushel to be the Extremity of the Base of such Cone; and that each and every Chaldron of Coals and other Articles as aforesaid shall consist of Thirty-six of such Bushels so heaped, and in proportion of any lesser Quantity; and if any Dealer or Dealers in or Vender or Venders of Coals within such Limits as aforesaid shall keep or make use of, or cause to be kept or made use of, any Bushel in the Admeasurement of any Coals or other Articles as aforesaid, other than such Bushel as aforesaid, and so stamped as aforesaid, or shall permit his, her, or their Servant or Servants, or any other Person or Persons whomsoever, so to do, then and in every such Case such Dealer or Dealers in or Vender or Venders of Coals so offending shall forfeit and pay for every such Offence any Sum not exceeding Twenty Pounds nor less than Five Pounds; and if any Servant or Servants, or other Person or Persons acting by or under the Authority of any Dealer or Dealers, Vender or Venders, shall make use of, in admeasuring any Coals or other Articles aforesaid, any Bushel other than such Bushel as aforesaid, stamped as aforesaid, or if any such Servant or Servants, or any other Person or Persons whomsoever, shall in any Manner decrease or diminish any such Bushel stamped as aforesaid, then and in every such Case such Servant or Servants, or other Person or Persons respectively, for every such Offence shall be committed to the House of Correction by any One or more Justice or Justices of the Peace for the said County, there to be kept to hard Labour for any Time not exceeding Three Calendar Months.

CLXXVII. Provided always, and be it enacted, That from and after the First Day of *January* One thousand eight hundred and twenty-six the Bushel Measure according to the Provisions of Two Acts made in the Fifth Year of the Reign of His present Majesty, intituled *An Act for ascertaining and establishing Uniformity of Weights and Measures*, and the Sixth Year of the Reign of His said Majesty, intituled *An Act to prolong the Time for the Commencement of an Act of the last Session of Parliament, for ascertaining and establishing Uniformity of Weights and Measures, and to amend the said Act*, shall be kept and made use of in the Admeasurement of all Coals, Culm, Coke, Cinders, Ashes, or Charcoal sold within the said Town.

Bushel Measure to be used according to Acts 5 & 6 G. 4. after 1st Jan. 1826.

CLXXVIII. And be it further enacted, That all Measures less than such Bushel Measure as aforesaid, which shall be used by any Person or Persons dealing in Coals or other Articles aforesaid within the said Town, shall be fitted for Work and Use with Iron or Copper Hoops and shall, previously to being used, be sealed or stamped as aforesaid by the proper Officer, with a Steel Instrument, on the upper Iron or Copper Hoop; and that all such Measures so sealed or stamped shall be kept without any Alteration, and so used by such Dealers in or Venders of Coals and other Articles as aforesaid as shall sell any less Quantity or Quantities of such Articles than a Bushel; and if such Person or Persons shall diminish or shall make use of any Means or Device so as to prevent any such Measure

Regulation of Measures smaller than a Bushel.

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from holding or containing its full and proper Quantity, or shall use or cause to be used any Measure not so sealed or stamped as aforesaid, then and in every such Case every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds nor less than Forty Shillings.

Carmen to carry Bushel Measure.

CLXXIX. And be it further enacted, That if any Carman or Driver of any Cart, Waggon, or other Carriage laden with Coals, or other such Articles as aforesaid, for Sale, or to be delivered to the Purchaser or Purchasers thereof, by any Vender or Venders, Dealer or Dealers in, or Carrier or Carriers of Coals or other Articles as aforesaid, within the said Town, shall not have placed in some conspicuous Part of his Cart, Waggon, or Carriage a perfect Bushel Measure of the Form, Size, and Dimensions, and stamped or marked as aforesaid, (which Measure shall be provided by the Vender or Venders, Dealer or Dealers in, or Carrier or Carriers of such Coals and other Articles aforesaid,) then and in every such Case every such Carman or Driver and Vender or Venders shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings: Provided always, that Coals and other Articles as aforesaid which shall be carried or conveyed in any Cart, Waggon, or other Carriage belonging to the Purchaser or Purchasers of such Coals or other Articles as aforesaid, may be so carried or conveyed without the Carman being obliged to carry a Bushel Measure therewith, or any Person or Persons being subject or liable to any Penalty or Penalties in respect thereof.

Venders to deliver Ticket of Coals sold.

CLXXX. And be it further enacted, That every Vender or Venders, Dealer or Dealers in Coals, sold and to be delivered to the Purchaser or Purchasers thereof from any Cart, Waggon, or other Carriage, shall be and he and they is and are hereby required to deliver or cause to be delivered to the Driver thereof a printed Ticket or Paper, and such Driver shall and is hereby required to deliver the same Ticket to the Purchaser or Purchasers of such Coals, or to his or their Servant or Servants, before any Part of the Coals contained in such Cart, Waggon, or other Carriage shall be delivered therefrom; and every such Ticket or Paper shall be in the Words and Form following; (that is to say,)

‘ VENDER’S TICKET.

‘ **MR. A. B.** [*here insert the Name of the Buyer*], Take notice, that you  
 ‘ are to receive herewith [*here insert the Number*] Sacks of [*here insert*  
 ‘ *the Name of the Coals*] Coals, each Sack containing      Bushels [*here insert*  
 ‘ *the Quantity in each Sack*]; and that, in and by an Act made in the Sixth  
 ‘ Year of the Reign of King *George* the Fourth, the Carman is directed to  
 ‘ deliver this Ticket before he delivers any of the Coals out of his Cart or  
 ‘ Waggon; and that a Bushel Measure is in such Cart or Waggon, by which  
 ‘ the Carman is directed to measure *gratis*, under the Penalty of Forty  
 ‘ Shillings, the Coals contained in any One Sack which the Purchaser or his  
 ‘ Servant may require; and each Bushel is to be heaped up in the Form of a  
 ‘ Cone, the Outside of the Measure being the Extremity of the Base  
 ‘ thereof: *C. D.* [*here insert the Name of Vender*]. Dated [*here insert the*  
 ‘ *Day of the Month and the Year when such Ticket was signed*].’

Penalty on Venders not delivering Tickets.

And in case any Vender or Venders shall not deliver or cause to be delivered such Ticket as aforesaid to the Purchaser or Purchasers of such  
 Coals,

Coals, or to his, her, or their Servant or Servants, before any Part of such Coals shall be delivered from such Cart, Waggon, or other Carriage; every such Vender or Venders shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings; and in case the Carman, Driver, or other Person attending such Cart, Waggon, or other Carriage, laden with any such Coals as aforesaid, to whom such Ticket shall have been given by the Directions of the Vender, in order to be delivered to the Purchaser, shall (having so first received the same from the Vender or any Person by his Order) refuse or neglect to deliver such Ticket as aforesaid to the Buyer or Buyers of such Coals, or to his, her, or their Servant or Servants, before any Part of such Coals shall be delivered from such Cart, Waggon, or other Carriage, every such Carman, Driver, or other Person as aforesaid shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings nor less than Ten Shillings.

CLXXXI. Provided always, and be it further enacted, That the Carman or Driver of any Cart, Waggon, or other Carriage laden with Coals for Sale, or to be delivered to the Purchaser or Purchasers thereof by the Vender or Venders or Dealer or Dealers in such Coals, shall and he is hereby directed to measure *gratis*, if he shall be required so to do, the Coals contained in any One of the Sacks in such Cart, Waggon, or other Carriage, which may be chosen by the Purchaser or Purchasers of such Coals, or his, her, or their Servant or Servants, or other Person or Persons acting on the Behalf of such Purchaser or Purchasers, with such Bushel Measure as aforesaid, in order that such Purchaser or Purchasers, may be better enabled to judge of the Necessity of having the whole of such Coals re-measured in manner directed by this Act.

Carmen, if required, to measure One Sack.

CLXXXII. And be it further enacted, That if any Carman or Driver of any Cart, Waggon, or other Carriage laden with Coals shall neglect or refuse to measure by the said Bushel Measure such Sack of Coals in manner herein directed, when thereunto required by the Purchaser or Purchasers of such Coals, or by his, her, or their Servant or Servants, or other Person or Persons acting by or under the Authority of such Purchaser or Purchasers, or if any such Carman or Driver shall drive away, or permit or suffer the said Cart, Waggon, or other Carriage to be driven away, without measuring in manner herein directed the said Sack of Coals, or shall hinder, obstruct, or otherwise prevent the Purchaser or Purchasers of such Coals, or his, her, or their Servant or Servants, or any other Person or Persons whomsoever on his, her, or their Behalf, from measuring the said Bushel Measure, or all or any of the Sacks in such his Cart, Waggon, or other Carriage, then and in every such Case every such Carman or Driver so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings:

Penalty on Carman driving Cart away without measuring the Sack if required.

CLXXXIII. And be it further enacted, That such Purchaser or Purchasers, or his, her, or their Servant or Servants, so desiring such Coals contained in such Cart, Waggon, or other Carriage to be re-measured, shall and he, she, and they is and are hereby required to send or cause to be sent to the Vender or Venders of such Coals, or to his, her, or their Wharf, Warehouse, or other Place of Abode, Notice in Writing that the said Coals are to be re-measured; and such Purchaser or Purchasers, or his, her, or their Servant or Servants, shall and he, she, or they is and are

Persons to send Notice to Coal Meters if desirous of having Coals re-measured.

are hereby required forthwith to send Notice in Writing to any One of the Coal Meters to be appointed as aforesaid of his, her, or their Desire to have such Coals re-measured, and thereupon such Coal Meter shall, within the Space of One Hour next after such Notice in Writing shall have been delivered to him, attend at the House, Lodging, or other Premises of the Purchaser or Purchasers as shall be expressed in every such Notice, for the Purpose of re-measuring such Coals, and shall accordingly re-measure the same; and the Vender or Venders and Purchaser or Purchasers of the said Coals, or his, her, or their Agent or Servant, Agents or Servants, or any or either of them respectively, may, if they think proper, attend to see the same re-measured; and such Coal Meter shall and he is hereby required, at the Option of the Purchaser or Purchasers of such Coals, to re-measure such Coals either by the distinct Sacks, so as to ascertain the Contents of each particular Sack of such Coals which shall remain in such Cart, Waggon, or other Carriage, or else to re-measure or cause to be re-measured such Coals in such Manner as to ascertain the whole Quantity of such Coals contained in all the Sacks taken together; and for such Re-measurement such Purchaser or Purchasers shall pay or cause to be paid to the said Coal Meter the Sum of One Shilling for every Chaldron of Coals so re-measured; and in case upon the Re-measurement of any such Coals which shall be re-measured so as to ascertain the Contents of each particular Sack thereof, it shall appear to the Coal Meter so re-measuring the same that any Sack or Sacks of such Coals shall not contain the Number of Bushels according as the Sack or Sacks shall be marked, then and in every such Case the Vender or Venders of such Coals shall, for every Sack of Coals that shall be so found deficient on such Re-measurement, forfeit and pay any Sum not exceeding Forty Shillings; and in case upon the Re-measurement of any such Coals which shall be re-measured in such Manner as to ascertain the whole Quantity of such Coals contained in all the Sacks taken together, it shall appear to such Coal Meter that the Coals then re-measured do not amount to the Quantity for which they were sold, then the Vender or Venders of such Coals shall forfeit and pay for every Bushel of Coals found deficient the Sum of Forty Shillings: Provided nevertheless, that no such Coals so sold and sent shall be re-measured, so as to ascertain the whole Quantity of such Coals together, after more than One Sack of such Coals shall have been delivered from such Cart, Waggon, or other Carriage, into or upon the Premises of such Purchaser or Purchasers, any thing herein-before contained to the contrary thereof notwithstanding.

By whom the  
Expences of  
Re-measure-  
ment to be  
repaid.

CLXXXIV. Provided always, and be it further enacted, That if upon any such Re-measurement which shall be so made as aforesaid there shall be a Deficiency, then the Vender or Venders of such Coals shall repay the Purchaser or Purchasers of such Coals the Expence of Re-measurement.

Penalty on  
Coal Meters  
not attending  
to re-measure.

CLXXXV. Provided always, and be it further enacted, That after any such Notice shall have been given by or on behalf of any Purchaser to either of the said Coal Meters, requiring his Attendance for the Purpose of re-measuring, every such Coal Meter neglecting or refusing for the Space of One Hour after the Receipt of such Notice to attend (if not prevented by Illness) to re-measure such Coals, then and in every such Case such Coal Meter so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings; and if  
any

any such Vender, Driver, or Purchaser, or any other Person or Persons, shall prevent, obstruct, or interrupt any such Coal Meter so attending in consequence of any such Notice, then and in every such Case every such Vender, Driver, or Purchaser, or other Person or Persons so offending, shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings.

CLXXXVI. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, or any Thirteen or more of them, from Time to Time, by public Auction and not otherwise, to let the Rates or Duties arising from the said Coal, Culm, Coke, Cinders, Ashes, and Charcoal, or any of them, to any Person or Persons who shall be willing to take or farm the same, for any Period not exceeding One Year, in Possession and not in Reversion, and not to exceed One Year at any One Letting, and at the best Rent or Consideration in Money that can be obtained at such Auction, with Power for the Commissioners to appoint One Person to bid in their Behalf; and in case no Bidding shall be made beyond the Bidding of such Person, then the Letting shall not take place, but the said Rates and Duties may be again put up from Time to Time until a fair and reasonable Rent or Consideration in Money, beyond the Bidding of the said Commissioners Nominee, shall be bid for the same; and it shall and may be lawful for the said Commissioners, or any Thirteen or more of them, at the Expence of the Person who shall be the highest Bidder at such effective Auction, by Writing under their Hands and Seals, to demise or lease such Rates and Duties to the highest Bidder for the same at such effective Auction as aforesaid, or as he shall direct, in consideration of the Rent or Consideration in Money which such Person shall have so bid, and under such Covenants and with such Securities as the said Commissioners shall think fit, and as shall be specified in the Conditions (if any) of such Letting; which Rent or Consideration in Money, to be paid for the said Rates and Duties aforesaid, shall be applied and disposed of for and towards the Purposes of this Act; and the Person or Persons renting such Rates or Duties aforesaid shall have and may exercise all the Powers and Authorities for enforcing Payment thereof which are by this Act vested in the said Commissioners or the Persons to be appointed by them.

Power to let  
Tolls.

CLXXXVII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners from Time to Time to license and authorize a sufficient Number of Pleasure Boats and also of Hackney Coaches or Carriages of any Kind or Description whatsoever, whether drawn by Hand or in any other Manner, Flies, and also Sedan Chairs and Bathing Machines, to ply for Hire within the said Town, or on the Beach or Coasts thereof respectively, as the said Commissioners shall in their Judgment think fit.

Power for  
Commission-  
ers to license  
Pleasure  
Boats, Hack-  
ney Coaches,  
&c.

CLXXXVIII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, or any Thirteen or more of them, or the Majority thereof, and they are hereby authorized and empowered, from Time to Time, as often as to them shall seem necessary, to make, ordain, constitute, and appoint such Bye Laws, Rules, Regulations, and Orders as they shall think fit for regulating and preserving Order at the Meetings to be from Time to Time held by the said Com-

Commission-  
ers may make  
Bye Laws for  
licensing and  
regulating  
Hackney  
Coaches, Se-  
dan Chairs,  
and Bathing  
Machines.

[Local.]

60 B

missioners

missioners for carrying into execution this Act, and also for regulating and ordering such Hackney Coaches or other Carriages, Flies, Sedan Chairs, and Bathing Machines, to be so licensed as aforesaid, and how and in what Manner the Owners, Drivers, and Carriers thereof respectively shall conduct and demean themselves in their several Employments, and within what Hours and Times they may follow and exercise their Calling, and also in what Manner and Order, and how such Hackney Coaches or other Carriages, Flies, Sedan Chairs, and Bathing Machines shall be furnished, provided, and kept and numbered, and what Number of Persons may be carried and conveyed in and on such Coaches or other Carriages, and what Number of Horses are to draw the same, and for ascertaining, fixing, altering, and removing the Stands of such Coaches or other Carriages, Flies, Chairs, and Bathing Machines, or any of them, from Time to Time, and punishing the Misconduct or Misbehaviour of Hackney Coachmen, Chairmen, and Persons attending such Flies and Bathing Machines, and for fixing, ascertaining, and defining what Rates and Prices shall be allowed, paid, awarded, or received by such Hackney Coachmen, Chairmen, and Owners of or Persons attending such Flies and Bathing Machines, and to what Distances such Hackney Coachmen, Flymen, and Chairmen shall be obliged to drive, go, or come, in and about the said Town or the Neighbourhood thereof, such Bye Laws, Rules, Orders, or Regulations not being repugnant to the Laws of that Part of the United Kingdom called *England*, or this Act; and the said Commissioners may from Time to Time, as they shall think fit, repeal, alter, or amend such Bye Laws, Rules, Orders, and Regulations, or any of them, and shall ascertain and impose what reasonable pecuniary Penalties and Forfeitures shall be incurred by Persons breaking or avoiding the same or any of them, provided that no such Penalty or Forfeiture shall exceed the Sum of Five Pounds for any Offence; and that all such Fares and Prices, Bye Laws, Rules, Orders, and Regulations, and the Fines and Penalties for the Breach or Non-observance thereof, shall from Time to Time, as often as they shall be made, repealed, altered, or amended, be painted on Boards and fixed in some public Places within the said Town, and inserted twice at least in One of the Newspapers circulated in the said County of *Sussex*; and such Bye Laws, Rules, Orders, and Regulations shall be subject to Appeal in manner herein-after mentioned; but no such Bye Law, Rule, Order, or Regulation shall be of any Force or Effect until Seven Days after the same shall have been affixed in manner aforesaid.

Penalty on  
Coachmen,  
&c. plying  
without  
Licence.

CLXXXIX. And be it further enacted, That if the Owner or Person attending any Pleasure Boat, or if the Driver of any Hackney Coach, Fly, or other Carriage, or the Carrier or Carriers of any such Sedan Chair, or any Person or Persons attending any such Bathing Machines, shall be found standing or plying for Hire, or using any such Boat, Coach, Carriage, Fly, Sedan Chair, or Bathing Machine within any Part of the Limits before mentioned, without a Licence from the said Commissioners, or having such Licence shall be found plying for Hire contrary to or against any such Bye Laws, Rules, or Regulations which shall or may be made as aforesaid, the Owner or Owners of, or the Person or Persons attending such Boat, or driving such Coach, Carriage, or Fly, and Owner or Owners, Carrier or Carriers of such Fly or Sedan Chair, and the Owner or Owners or Person or Persons attending such Bathing  
Machine,

Machine, so offending, shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings.

CXC. And whereas many Lives have been lost and endangered by Boats with Sails being let to hire, or used with Sails, for Parties going out to Sea for Pleasure, and it is expedient that some Regulations should be adopted for preventing in future such a dangerous Practice; be it therefore enacted, That no Boat with a Sail or Sails shall be let to hire or used by or for any Person or Persons going out for the Purpose of sailing for Pleasure from or off the Coast or Beach of the said Town of *Bright-helmston*, unless the Owner of such Boat shall have previously obtained a Licence from the said Commissioners, authorizing him or her so to use such Boat, (and for which Licence the Sum of Ten Shillings shall be paid, and no more,) which Licences the Commissioners are hereby authorized and empowered to grant to such Persons as they may see proper; but no Boat shall be licensed unless the same shall be of the Length of Eighteen Feet at the least; neither shall any Boat of the Length of Eighteen Feet or upwards be let to hire, or suffered by the Owner thereof to be used for or by any Person or Persons going out to Sea for Pleasure, unless at least Two Watermen or Sailors, competent to manage the same, shall go out in such Boat for the Purpose of sailing and managing the same; and in case any Person or Persons shall let any Boat to hire without obtaining such Licence as aforesaid, or shall use or suffer any Boat to be used with a Sail or Sails for the Purpose aforesaid which shall not be at the least Eighteen Feet in Length, or without taking care that Two Watermen or Sailors, competent to manage such Boat, shall go in her for the Purpose of sailing and managing the same, then every such Person shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings.

Regulations  
as to Pleasure  
Boats.

CXCI. And be it enacted, That it shall and may be lawful to and for the said Commissioners from Time to Time to make Bye Laws, Rules, Orders, and Regulations for the better Government and Regulation of Porters and Persons employed at Coach, Waggon, and other public Offices, and also for the Regulation of other Persons acting as Porters in and about the said Town of *Brighthelmston*, and to fix and ascertain what Rates and Prices shall be paid or received by such Porters, and to what Distance such Porters shall be obliged to go in and about the said Town, such Bye Laws, Rules, and Regulations not being repugnant to the Laws of that Part of the United Kingdom called *England*, or this Act; and the said Commissioners may from Time to Time, as they shall think fit, alter, amend, or repeal any of such Bye Laws, Rules, Orders, and Regulations, and shall ascertain and impose what reasonable pecuniary Penalties or Forfeitures shall be incurred by breaking or avoiding the same or any of them, provided that no such Penalty or Forfeiture shall exceed the Sum of Five Pounds for any One Offence, and shall be subject to Appeal in manner herein-after mentioned.

Commission-  
ers may make  
Bye Laws for  
regulating  
Porters.

CXCII. And be it enacted, That it shall be lawful for the said Commissioners to make Bye Laws, Rules, Regulations, and Orders for the better regulating all Boats let to hire, or used by or for any Person or Persons going out to Sea, for the Purpose of sailing or rowing for Pleasure, and the Persons attending the same, and to ascertain and fix what

Commission-  
ers may make  
Bye Laws for  
regulating  
Pleasure  
Boats.

Rates

Rates and Prices shall be paid and received by the Watermen or Sailors conducting or rowing any such Boat, and for punishing the Misconduct or Misbehaviour of any such Waterman or Sailors, such Bye Laws, Rules, Orders, and Regulations not being repugnant to the Laws of that Part of the United Kingdom called *England*, or this Act; and the said Commissioners may from Time to Time repeal, alter, or amend any such Bye Laws, Rules, Regulations, and Orders, and impose such reasonable Fines for the Non-observance thereof as they shall think proper, not exceeding Five Pounds for any One Offence, and shall be subject to Appeal in manner herein-after mentioned.

Bye Laws to  
be printed  
and fixed up.

CXCIII. And be it further enacted, That the said Commissioners shall cause the several Bye Laws, Rules, Orders, and Regulations by this Act authorized to be made to be from Time to Time printed and distributed, and a Copy thereof, signed by the Clerk to the said Commissioners, to be fixed up in his Office for the free and open Inspection of all Persons, at convenient Hours, without Fee or Reward, and also to be painted on Boards, with the Fines and Penalties for the Breach or Non-observance thereof, with the Name of the Clerk to the said Commissioners thereto, and be placed or affixed in such conspicuous Places in the said Town as the said Commissioners shall direct; but no such Bye Laws, Rules, Orders, and Regulations shall be of any Force or Effect until Seven Days after the same shall have been so printed, distributed, and affixed, and inserted twice at least in some One Newspaper circulated within the said County of *Sussex*, and shall be renewed from Time to Time as often as the same shall be obliterated, defaced, or destroyed; and if any Person shall pull down, damage, or destroy any such Boards, or any Part or Parts thereof, or obliterate or deface any Writing thereon, he shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds nor less than Twenty Shillings.

Power to  
build Bathing  
Houses.

CXCIV. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to cause Bathing Houses or Sheds to be erected and built on the Beach in or near the Front of the said Town, in such Manner and Form as to them the said Commissioners shall seem meet, for the Accommodation of Servants, Labourers, and other Persons not using Machines.

Manner of  
granting  
Licences, and  
Sums to be  
paid thereon.

CXCV. And be it further enacted, That every Licence so to be granted as herein-before mentioned shall be signed by Five of the Commissioners at the least, and every Licence not so signed shall be void; and every such Licence shall express the Number to which such Person is licensed, and shall be in force for One Year from the Day of the Date of such Licence, or until the next General Annual Licensing of such Persons for the Purposes aforesaid, and no longer; and no One Licence shall include more than One Boat, One Coach or other Carriage or Fly, or One Chair, or One Bathing Machine; and every such Licence shall be made out by the Clerk of the said Commissioners, and be duly entered into a Book to be provided and kept for that Purpose in his Office, with the Name of the Person licensed, and his and her Number, and also his or her Place of Residence; and in such Book shall be contained Columns or Places for Entries to be made of every Offence committed by any Driver, Coachman, Flyman, or Chairman, or Person attending a Bathing Machine,



Machine; and that for each and every such Licence there shall be paid to the Clerk of the said Commissioners for the Time being, for the same, the following Sums; (that is to say,)

For each Licence for a Pleasure Boat, the Sum of Ten Shillings:

For each Licence for a Hackney Coach, Fly, or Carriage, the Sum of Ten Shillings:

And for each Licence for a Sedan Chair, the Sum of Five Shillings:

And for each Licence for a Bathing Machine, the Sum of Two Shillings and Sixpence.

And every Owner of such Coach or other Carriage, Fly, Chair, Pleasure Boat, or Bathing Machine, shall affix and keep such Figure or Number as shall be respectively appointed by the said Commissioners on some conspicuous Part of such Coach, Carriage, Fly, Chair, or Bathing Machine, and shall for every Refusal or Neglect so to do forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings.

CXCVI. And be it further enacted, That if any Person or Persons shall refuse or neglect to pay, on Demand, to any licensed Boatman, Hackney Flyman, Sedan Chairman, or Person attending such Bathing Machine, the Money justly due to him or her for the Fare, Hire, or Service thereof respectively, or shall wilfully cut, deface, break, or injure any such licensed Boat, Coach, Carriage, or Fly, or the Horse or Horses or the Harness of the same, or any licensed Chair or Bathing Machine, it shall and may be lawful to and for any One or more Justice or Justices of the Peace for the said County of *Sussex*, upon Complaint thereof made to him or them, to grant his or their Summons against the Person or Persons complained of to appear before him or them at some Time and Place to be mentioned in such Summons, to answer the Matter of the said Complaint, and on Proof on Oath of the Service thereof to proceed in and hear the Matter of such Complaint on Oath, whether the Person summoned shall appear or not, and to make such Order therein as to such Justice or Justices shall appear to be just; and if the Person or Persons against whom such Order shall be made do not immediately pay or cause to be paid the Money, if any, which shall be ordered as a Satisfaction to the Person or Persons for the Service or Injury done, it shall be lawful for such Justice or Justices, and he and they is and are hereby required, to grant his or their Warrant of Distress against the Goods and Chattels of the Person or Persons so refusing or declining to pay, and the same to sell and dispose of, and out of the Money arising by or from such Sale to pay the Amount so awarded to the Person or Persons to whom it shall be due, with such Costs as such Justice or Justices shall think reasonable, returning the Overplus (if any) to the Owner of the Goods and Chattels so distrained; and if no Distress can be found, then to commit the Person or Persons against whom such Order shall be made to the Common Gaol of the said County for any Time not exceeding Thirty Days nor less than One Day, there to remain without Bail or Mainprize, unless the Money be sooner paid.

Remedy where Persons do not pay Fares, or shall injure Boats, Coaches, &c.

CXCVII. Provided always, That this Act, or any thing herein contained, or any Bye Law, Rule, Order, or Regulation to be made by the said Commissioners as aforesaid, shall not extend or be construed to extend to authorize or empower the standing or using of any Bathing

Act not to authorize any Bathing Machine to stand upon the Beach

without the  
Concurrence  
of the Owner  
of the Soil.

Machine upon any Part of the Beach or Coast of the Sea adjoining to the said Town, or in anywise to authorize or empower the said Commissioners in any Manner to dig away, disturb, or remove the Soil, Sand, Chalk, or other Materials of the Cliff, or the Rock, Stones, Beach, or Sand on the Sea Shore within the said Town, without the Consent of any Person or Persons who, by reason of Property in the Soil or otherwise, may legally be entitled to prohibit or prevent the same.

To prevent  
bathing ex-  
cept from  
Machines.

CXCVIII. And whereas the Practice of undressing on the Sea Beach and bathing in the Sea within the said Parish is a great Annoyance to the Inhabitants and Visitors thereof; be it therefore enacted, That from and after the passing of this Act if any Person or Persons shall undress on the Sea Beach or shall bathe in the Sea between the Hours of Eight of the Clock in the Morning and Nine of the Clock in the Evening (except from a Bathing Machine), at any Place on the Sea Coast in front of the said Town, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings.

Directors and  
Guardians to  
be appointed  
by the Vestry.

CXCIX. And be it enacted, That on the First *Easter Monday* after the passing of this Act, or within Fourteen Days thereafter, and thenceforth on *Easter Monday* in every succeeding Year, or within Fourteen Days thereafter, it shall and may be lawful to and for the Inhabitants of the said Parish of *Brighthelmston* in Vestry assembled, Ten Days Notice of such Vestry being previously given in the Manner usual in the said Parish for convening Vestry Meetings, and they are hereby required, to nominate and appoint Thirty substantial and discreet Persons to be Directors and Guardians of the Poor of the said Parish, for carrying into execution the several Powers given and intrusted to them by this Act, until in like Manner other Directors and Guardians shall be chosen and appointed in their Room, or they shall be re-appointed: Provided nevertheless, that in the meantime and until the *Easter Monday* next after the passing of this Act, or until the Appointment of other Directors and Guardians as aforesaid, the Persons who shall be Directors and Guardians at the Time of the passing of this Act shall be considered as legally and properly appointed, and shall continue and act in those Offices, and have and retain all the Powers and Authorities vested in the said Directors and Guardians by virtue of this Act.

The Vicar  
and others  
to be Direc-  
tors and  
Guardians.

CC. Provided always, and be it further enacted, That the High Constable of the Hundred of *Whalesbone*, and the Vicar, Churchwardens, and Overseers of the Poor, and Surgeon or Surgeons of the said Parish for the Time being, shall be and they are hereby respectively declared to be Directors and Guardians of the Poor, and shall have full Power and Authority, together with the several Directors and Guardians to be from Time to Time elected as aforesaid, to act, as if they had been nominated and chosen by the Inhabitants of the said Parish in Vestry assembled, in manner prescribed by this Act.

Form of  
Oath to be  
taken by Di-  
rectors and  
Guardians.

CCI. And be it enacted, That the Directors and Guardians to be appointed by virtue of this Act (except such as shall act by virtue of their respective Offices or Employments as aforesaid), before they take upon themselves to act in execution of any of the Powers and Authorities hereby given to them, (save and except the Power of administering to each other the Oath or Affirmation herein-after mentioned, which they

are hereby authorized and directed to administer at the first or subsequent Meetings,) shall severally take the Oath (or, being one of the People called *Quakers*, the Affirmation following); that is to say,

‘ I *A.B.* do swear, [*or, as the Case may require, affirm,*] That I am a Housekeeper paying Scot and Lot within the Parish of *Brightelmston* in the County of *Sussex*, and am truly and *bonâ fide* in the Occupation of and reside in a Dwelling House within the said Parish, which with its Appurtenances is of the annual Value of Thirty Pounds; and I do further swear, that I will not at any Time, during the Period I am or shall remain a Director and Guardian under the Act of Parliament hereinafter mentioned, directly or indirectly, by myself or any other Person or Persons on my Behalf, enter into, or be concerned or interested in, or derive any pecuniary or other Advantage from, any Contract which, under or by virtue of the Act of Parliament hereinafter mentioned, shall or may hereafter (during such Time as I shall be a Director and Guardian as aforesaid) be entered into; and that I will truly and impartially, according to the best of my Skill and Judgment, execute and perform the Powers and Authorities vested in me as a Director and Guardian of the Poor, in pursuance of an Act of Parliament passed in the Sixth Year of the Reign of His Majesty King *George* the Fourth, intituled [*here insert the Title*]. So help me GOD.’

CCII. And be it enacted, That before the said High Constable, Vicar, Churchwardens, Overseers, Surgeon or Surgeons, shall act as Directors and Guardians, they shall severally take the Oath (or, being any of the People called *Quakers*, the Affirmation) following; that is to say,

Form of Oath to be taken by Vicar and others.

‘ I *A.B.* do swear, [*or, as the Case may require, affirm,*] That I will not at any Time, during the Period I am or shall remain a Director and Guardian under the Act of Parliament hereinafter mentioned, directly or indirectly, by myself or any other Person or Persons on my Behalf, enter into or be concerned or interested in, or derive any pecuniary or other Advantage from any Contract which, under or by virtue of the Act of Parliament hereinafter mentioned, shall or may hereafter (during such Time as I shall be a Director and Guardian as aforesaid) be entered into [*being a Surgeon, insert the following Words, viz. other than and except such Contract as I may be under or enter into relating to my Office or Employment of Surgeon*]; and that I will truly and impartially, according to the best of my Skill and Judgment, execute and perform the Powers and Authorities vested in me as a Director and Guardian of the Poor, in pursuance of an Act of Parliament passed in the Sixth Year of the Reign of His Majesty King *George* the Fourth, intituled [*here insert Title of the Act*]. So help me GOD.’

CCIII. And be it further enacted, That the Land conveyed to the Directors and Guardians by that Name, or to any of them individually, or to any Person or Persons in Trust for them, and on which the Poor House is erected or conveyed for any of the Purposes of the said recited Act of the Fiftieth Year aforesaid, and also all Lands, Tenements, or Hereditaments which shall be conveyed to the Directors and Guardians to be appointed by virtue of this Act, or to any Person or Persons in Trust for them, shall be vested in the Directors and Guardians for the Time being acting under and by virtue of this Act, to hold to them and their

Directors and Guardians to be a Body Corporate for certain Purposes.

Successors,

Successors, and the said Directors and Guardians shall be a Body Corporate for that Purpose.

Directors and  
Guardians to  
repair Poor  
House, &c.

CCIV. And be it enacted, That it shall and may be lawful for the Directors and Guardians to be appointed by virtue of this Act from Time to Time, when and as they shall find it necessary, to alter, enlarge, extend, and repair the House already erected for the Use of the Poor of the said Parish of *Brighthelmston*, or to erect such other Houses or Buildings for the better receiving, employing, and maintaining such Poor, and to pay for the same out of the Rates to be from Time to Time raised for the Relief of the Poor of the said Parish.

Directors and  
Guardians  
may purchase  
Lands for  
enlarging  
Poor House.

CCV. And be it further enacted, That if at any Time it shall be deemed expedient to enlarge the said Poor House, or to erect any other House or Buildings for the Use of the Poor of the said Parish, and for that Purpose it shall be found necessary to provide more Ground than has already been purchased by and is now vested in the said Directors and Guardians, it shall and may be lawful for all Bodies Politic, Corporate, Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees for Lunatics and Idiots, and other Trustees whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts, whether Infants or Issue unborn, Lunatics, Idiots, Feme Coverts, and all and every Person or Persons whomsoever who are or shall be seised, possessed of, or interested in any Lands, Tenements, or Hereditaments which the said Directors and Guardians shall deem necessary for the Purposes aforesaid, not exceeding Two Acres, in case they consent to sell the same, to treat, contract, and agree with the said Directors and Guardians for the Sale thereof, or of any Part thereof, and to sell and convey all or any Part thereof, and all Estate, Right, Title, and Interest whatsoever of and in the same, to the said Directors and Guardians, or to such Persons and their Heirs for ever as the said Directors and Guardians shall direct, in Trust for the said Directors and Guardians, or for the Lease or Leases of any such Lands, Tenements, or Hereditaments, for any Term or Terms, at any annual Rent or Rents, for the Purposes aforesaid; and that all Contracts, Agreements, Bargains, Sales, Conveyances, and Leases which shall be so made by virtue and in pursuance of this Act shall, without any Fine or Fines, Recovery or Recoveries, or other Conveyances or Assurances in the Law whatsoever, be good, valid, and effectual to and for such Ends, Intents, and Purposes, not only to convey and demise the Estate and Interest of the Person or Persons conveying, but also to convey and demise all Right, Estate, Interest, Use, Property, Claim, and Demand whatsoever (save and except the Payment of the annual Rent or Rents reserved by such Lease or Leases, and the Covenants, Conditions, Restrictions, and Agreements as shall be therein contained,) of their said several and respective Cestuique Trusts, and all claiming by, from, and under them, any Law, Statute, Usage, or any other Matter or Thing whatsoever, to the contrary thereof in anywise notwithstanding; and all such Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees, Trustees, and other Persons are and shall be hereby indemnified for what they shall do by virtue and in pursuance of this Act as aforesaid.

CCVI. And

CCVI. And be it further enacted, That upon Payment or legal Tender of such Sum or Sums of Money as shall have been contracted or agreed for between the Parties for the Purchase of any Buildings, Lands, Tenements, or other Hereditaments, within Three Calendar Months next after the same shall be so agreed for, it shall be lawful for the said Directors and Guardians, and their Agents, Workmen, and Servants, to enter upon such Houses, Buildings, Lands, Tenements, and other Hereditaments respectively, and then and thereupon such Houses, Buildings, Lands, Tenements, and other Hereditaments, together with the yearly Profits thereof, and all the Estate, Use, Trust, and Interest of any Person or Persons therein, shall thenceforth be vested in and become the sole Property of the said Directors and Guardians, as Freehold of Inheritance, to and for the Purposes of this Act for ever; and such Payment shall not only bar all Right, Title, Claim, Interest, and Demand of the Person or Persons to whom the same shall or ought to have been made, but also shall extend to and be deemed and construed to bar the Dower of the Wife of every such Person, and all Estates Tail, and other Estates in Reversion and Remainder of his, her, or their Issue, and of every other Person whomsoever therein: Provided nevertheless, that in case any Person or Persons shall enter upon any such Premises for any of the Purposes of this Act before such Payment shall have been made, every Person so offending shall forfeit and pay the Sum of Ten Pounds for every Day he, she, or they shall remain on the said Premises.

On Payment of Money, Property to vest in Directors and Guardians.

CCVII. And whereas the said Directors and Guardians are enabled to purchase not exceeding Two Statute Acres of Land by virtue of this Act, for the Purposes thereof; and all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all other Persons whomsoever, are empowered to sell such Quantities or Number of Acres to the said Directors and Guardians: And whereas it is expedient to restrain the Directors and Guardians from selling such Lands so purchased from any Body or Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustees or Feoffees in Trust for charitable or other Purposes, Executors, Administrators, Husbands, Guardians, Committees, or other Trustees, for or on behalf of Infants, Lunatics, Idiots, Femes Covert, Cestuique Trusts, Tenants for Life or in Tail; and Persons to whom or for whose Benefit Lands are limited in strict Settlement; and other Persons being under legal Disability or Incapacity, and again purchasing other Lands from the same or any other Body or Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustees or Feoffees in Trust for charitable or other Purposes, Executors or Administrators, Husbands, Guardians, Committees, or other Trustees, for or on behalf of Infants, Lunatics, Idiots, Femes Covert, Cestuique Trusts, Tenants for Life or in Tail, and Persons to whom or for whose Benefit Lands are limited in strict Settlement, and other Persons being under legal Disability or Incapacity, in lieu or stead of the Lands so sold; be it therefore enacted, That it shall not be lawful for the said Directors and Guardians to purchase from any Body or Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustees or Feoffees in Trust for charitable or other Purposes, Executors, Administrators, Husbands, Guardians, Committees, or other Trustees, for or on behalf of Infants, Lunatics, Femes Covert, Cestuique Trusts, Tenants for Life or in Tail, and Persons to whom or for whose Benefit Lands are limited in

Directors and Guardians not to purchase more than Two Statute Acres from incapacitated Persons, &c.

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strict Settlement, and other Persons being under legal Disability or Incapacity, more than such Two Statute Acres; and in case the said Directors and Guardians should afterwards sell the Whole or any Part of such Two Statute Acres so purchased it shall not be lawful for the said Directors and Guardians to purchase of, or for the same or any other Body or Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustees or Feoffees in Trust for charitable or other Purposes, Executors, Administrators, Husbands, Guardians, Committees, or other Trustees, for or on behalf of Infants, Lunatics, Idiots, Femes Covert, Cestuique Trusts, Tenants for Life or in Tail, Persons to whom or for whose Benefit Lands are limited in strict Settlement, and other Persons being under legal Disability or Incapacity, to sell to the said Directors and Guardians any other Lands in lieu or instead of those Two Statute Acres, or any Part thereof, so sold or disposed of by the said Directors and Guardians.

Directors and Guardians to divide themselves into Six Committees, and to establish a Rule for Attendance weekly.

CCVIII. And be it further enacted, That the said Directors and Guardians of the Poor, or any Five or more of them, at their First Meeting after their Appointment in every Year, (which Meeting shall be held within Four Days after such Appointment, or so soon thereafter as conveniently can be,) shall divide the said Directors and Guardians into Six distinct and separate Committees, each Committee to consist of Six or more Directors and Guardians, and shall establish an annual Rule or Rotation for the Attendance of each of the said Committees; and One of the said Committees shall meet on a certain Day to be appointed by the said Directors and Guardians in every Week, and shall attend weekly on that Day for so long Time as shall be by the said Rule or Rotation fixed and established, or for so long Time as the Chairman at such Meeting or the major Part thereof shall think proper, or till the same shall be adjourned; and afterwards the next Committee on such Rule or Rotation shall attend weekly on that Day in like Manner, until such annual Rule or Rotation shall be perfect and complete; and such Committee so appointed, or the Majority of the Directors and Guardians then present, shall at such their Meetings proceed to carry so much of this Act into execution as is hereby vested in them: Provided always, that no Proceedings of any such Committee shall be valid unless Five or more Directors and Guardians shall be present.

Clerk to give Notice in Writing of the weekly Committees.

CCIX. And be it further enacted, That the Clerk or Clerks to the said Directors and Guardians for the Time being shall and he and they is and are hereby required to give or cause Notice in Writing to be given to each and every of the said Directors and Guardians whose Turn it shall be to attend of the said Meetings, at least Two Days previous to the Time at which every such Meeting is required to be held, agreeably to the Rule or Rotation of Attendance established by the said Directors and Guardians as aforesaid.

All the Directors and Guardians may attend the weekly Meetings.

Chairman to be appointed.

CCX. Provided always, That all or any of the said Directors and Guardians may, if they think fit, attend any such Meetings so to be appointed as aforesaid, and may act, proceed, and vote at any such Meetings, in like Manner as if he or they were on the Committee then attending in Rotation; and that the Directors and Guardians present at every Meeting shall, before they proceed to any other Business, elect One of their own Body to be Chairman at such Meeting; and if any Question shall

shall be put to the Vote, and there shall be an Equality of Votes including the Chairman's Vote, for and against the Question, then and in every such Case the Chairman present shall have the casting Vote.

CCXI. And be it further enacted, That the Directors and Guardians for the Time being, or any Two or more of them, assembled at any Meeting or Adjourned Meeting held in pursuance of this Act, or assembled pursuant to any Notice convening a Special Meeting, and when a sufficient Number shall not be assembled to form or continue the Meeting for which such Notice shall have been given pursuant to the Directions of this Act, shall, if they shall see proper, adjourn such Meeting to the same or any other Place within the said Town of *Brightelmston*; and at any such Adjourned Meetings (except Adjourned Special Meetings) it shall and may be lawful to and for the said Directors and Guardians then present to proceed with such Acts, Matters, and Things relating to this Act intrusted to them, as shall have arisen subsequent to as well as before the Time of such Adjournments: Provided always, that at any Adjourned Special Meeting it shall be lawful for the Directors and Guardians then present to proceed only with the Subject Matter for which such Special Meeting was originally called.

Directors and Guardians may adjourn their Meetings.

CCXII. Provided always, and be it further enacted, That if it shall at any Time appear to the said Directors and Guardians, or any Two or more of them, proper and expedient that a Meeting of the Directors and Guardians should be held at an earlier Time than the respective Meeting or Meetings are hereby appointed and required to be held, it shall and may be lawful to and for any Two or more of the said Directors and Guardians, or for their Clerk or Clerks by their Direction, to summon a Meeting of the said Directors and Guardians, and of which Meeting Twenty-four Hours Notice shall be left at the House of such of them as shall be then resident within the said Parish.

Special Meetings may be called.

CCXIII. And be it enacted, That the said Directors and Guardians shall hold Four Quarterly Meetings in every Year at the Times following (that is to say), on the Twenty-ninth Day of *September*, the Twenty-sixth Day of *December*, the Twenty-fifth Day of *March*, and the Twenty-fourth Day of *June*, or within Twenty-one Days next after such Days respectively, with Power to adjourn such Meetings from Time to Time to any Time not exceeding Ten Days from each Adjournment; at each of which Quarterly or Adjourned Meetings the Accounts of the Overseers, the Assistant Overseer, Treasurer, Collector and Collectors, Clerk and Clerks to the said Directors and Guardians, and all Accounts of the said Directors and Guardians themselves, relating to the Poor of the said Parish, shall be adjusted by the Directors and Guardians present at such Meeting, or the major Part of them, and all such Accounts shall be laid before a Meeting of the Parishioners in Vestry assembled, to be especially called for that Purpose within Fourteen Days then next, and shall be examined and audited, and compared with the Vouchers for the same at such Vestry; and any of the Parishioners then present shall be at liberty to assist therein, and to examine, inspect, and inquire into such Accounts, or any of them, or any Part thereof; and if such Vestry on Inquiry shall approve and pass such

Parish Accounts how to be passed.

such Accounts, then the Chairman shall sign the same as audited and passed accordingly; and any Account not audited and allowed at any one Vestry may be resumed for Consideration and Allowance at any subsequent Vestry or Adjourned Vestry, and the Accounts so audited and passed shall not be submitted to any Justice or Justices of the Peace, but shall be subject to Appeal by any Party who shall feel himself aggrieved, as hereinafter provided for in Cases of Appeal.

Directors and Guardians not to be concerned in any Contract.

CCXIV. And be it further enacted, That if any Director and Guardian of the Poor shall in any way, either directly or indirectly, be concerned or interested in any Contract made or entered into by the Directors and Guardians for the Time being, in pursuance of or under this Act, such Director and Guardian is and shall be deemed to be utterly disqualified to act as a Director and Guardian, and shall for every such Offence, in addition to any Penalty inflicted by any Act or Acts of Parliament now in force, forfeit and pay the Sum of Fifty Pounds.

May appoint Officers and Servants.

CCXV. And be it further enacted, That it shall and may be lawful to and for the said Directors and Guardians to be appointed as aforesaid, or any Five or more of them, at any Quarterly or General Meeting to appoint a Treasurer or Treasurers and Clerk or Clerks, a Governor and Matron or Mistress, and such other Officers and Servants as the said Directors and Guardians shall think necessary and convenient for the better regulating and governing the Poor, and shall also appoint One or more duly qualified Surgeon or Surgeons to attend the Sick Poor; and the said Directors and Guardians shall take such Security from such Treasurer or Treasurers, or Clerk or Clerks, Surgeon or Surgeons, or other Officers or Persons to be appointed as aforesaid, as they shall deem requisite and necessary for the due Performance of his, her, or their several Agreements, Services, and Offices respectively; and the said Directors and Guardians may from Time to Time remove such Treasurer or Treasurers, Clerk or Clerks, Surgeon or Surgeons, or other Officers or Persons as aforesaid, and appoint others in the Room of such of them as shall be so removed, or as shall die, or discontinue, or become in any way incapable of performing his, her, or their Duty; and the said Directors and Guardians are hereby empowered to allow and pay to every such Treasurer, Clerk, Surgeon, or other Person or Persons, such Salary or Salaries out of the Money to be from Time to Time received by the said Directors and Guardians for the Purposes of this Act, as they shall think proper.

How Money is to be paid by the Treasurer.

CCXVI. And be it further enacted, That it shall not be lawful to or for such Treasurer or Treasurers to pay any Sum or Sums of Money to or for any Person or Persons on any Account whatsoever, without first obtaining an Order in Writing, signed by Two or more of the said Directors and Guardians, specifying the Sum and Purpose for which the same shall be paid; and all such Orders so received by the said Treasurer or Treasurers shall be a sufficient Receipt for all Sums of Money so paid, and shall be allowed in the said Treasurer's Accounts.

Directors and Guardians to sue and be sued in the Name of their Treasurer.

CCXVII. And be it further enacted, That the said Directors and Guardians shall and may sue and be sued in the Name of their Treasurer or Treasurers for the Time being, or of One of the said Directors and Guardians;



Guardians; and that no Action or Suit so to be brought or commenced by or against the said Directors and Guardians, by virtue or on account of this Act, in the Name of such Treasurer or Treasurers, or Director and Guardian, shall abate or be discontinued by the Death or Removal, or by the Act of such Treasurer or Treasurers, or Directors and Guardians, without the Consent of the said Directors and Guardians, or any Two or more of them; and the Treasurer or Treasurers for the Time being, or One of the said Directors and Guardians, shall always be deemed the Plaintiff or Defendant in every such Action or Suit, as the Case may be: Provided always, that every such Treasurer, Director, and Guardian in whose Name any Action or Suit shall be commenced, prosecuted, or defended in pursuance of this Act, shall always be reimbursed and paid, out of the Monies to be received by the said Directors and Guardians by virtue of this Act, all such Costs, Charges, and Expences as by the Event of any such Proceedings he shall be put to or become liable or chargeable with by reason of his being so made Plaintiff or Defendant.

CCXVIII. And be it further enacted, That it shall not be lawful for the said Directors and Guardians to continue or appoint the Person who has been or may be appointed their Clerk in the Execution of this Act, or the Partner or Partners of any such Clerk, or the Clerk or other Person or Persons in the Service or Employ of any such Clerk of the said Directors and Guardians, or the Partner or Partners of any such Clerk, to be the Treasurer for the Purposes of this Act, or to continue or appoint any Person or Persons who has been or may be appointed Treasurer, or the Partner or Partners of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer, or of the Partner or Partners of any such Clerk, to be the Clerk to the said Directors and Guardians; and if any Person shall hold or accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Clerk to the said Directors and Guardians, or the Partner or Partners of any such Clerk, or the Clerk or other Person or Persons in the Service or Employ of any such Clerk of the said Directors and Guardians, or of his Partner or Partners, shall hold or accept the Office of Treasurer, or being the Partner of any such Treasurer, or the Clerk or other Person or Persons in the Service or Employ of any such Treasurer, or the Partner or Partners of any such Clerk, shall hold or accept the Office of Clerk in the Execution of this Act, or if any such Treasurer shall hold or accept any Place or Office of Profit or Trust under the said Directors and Guardians, other than that of Treasurer, every such 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, with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster* by Action of Debt, Bill, Plaint, or Information, wherein no Essoign, Protection, or Wager of Law, or more than One Imparlance, shall be granted or allowed; and every Person so offending shall be thenceforth dismissed from such Office or Offices, and shall be thenceforth for ever disqualified from holding any Office whatever under this Act, and from being elected a Director and Guardian under this Act; and in case the Person so offending shall be a Director and Guardian at the Time of his so offending, he shall be also from thenceforth disqualified and rendered incapable of acting as such Director or Guardian.

Treasurer and Clerk to Directors and Guardians not to be the same Person.

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CCXIX. And

Churchwardens and Overseers or Collectors to pay all Monies to the Treasurer.

CCXIX. And be it further enacted, That the Churchwardens and Overseers of the Poor of the said Parish for the Time being, or the Collector or Collectors of the Poor's Rate, if any such shall be appointed by virtue of the Power herein contained, shall from Time to Time pay over to the Treasurer to the said Directors and Guardians all and every such Sum and Sums of Money raised or to be raised by any Rate to and for the Relief of the Poor of the said Parish, taking a Receipt from such Treasurer for such Sum or Sums so paid, which Receipt shall be a sufficient Discharge to the said Churchwardens and Overseers, or Collector and Collectors, and allowed on passing their Accounts; and in Default, Refusal, or Neglect of the said Churchwardens and Overseers, or Collector or Collectors, to pay or cause to be paid over all such Monies as aforesaid, it shall be lawful to and for any One or more of His Majesty's Justices of the Peace for the County of *Sussex*, on Complaint being made to him or them by the said Directors and Guardians, or any Two or more of them, or their Treasurer for the Time being, and on Proof thereof upon Oath (or Affirmation being a Quaker, which Oath or Affirmation the said Justice or Justices of the Peace is and are hereby required to administer), to inquire into the Merits of the said Complaint, and after the Party or Parties complained of shall have been heard, and the Complaint allowed by such Justice or Justices, and such Party or Parties shall not render a just and true Account, and pay or cause to be paid over such Sum or Sums of Money as shall at the Time be remaining in his or their Hands, or satisfactorily account for the same as above directed, such Justice or Justices shall and may, by Warrant under his or their Hand and Seal or Hands and Seals, cause to be levied by Distress and Sale of the Offender's Goods and Chattels so much Money as shall appear to such Justice or Justices to have been received by such Churchwardens and Overseers, or Collector or Collectors, and not accounted for; and in case no Goods or Chattels shall be found sufficient to defray and satisfy such Distress, and all Costs and Charges attending the same, then such Justice or Justices shall and may, by Warrant under his or their Hand and Seal or Hands and Seals, commit such Offender or Offenders so making default as aforesaid to the Common Gaol or House of Correction for the said County, there to remain without Bail or Mainprize until he or they shall have rendered such Account, and paid or accounted for the Money so to be by him or them received and paid as aforesaid: Provided always, that no such Offender or Offenders shall be detained in Prison for Want of sufficient Distress for any longer Period than Six Months.

Directors may contract for Supply of the Poor.

CCXX. And be it further enacted, That the said Directors and Guardians may contract and agree to and with any Person or Persons for furnishing or supplying all or any Part of the Articles, Provisions, Clothing, Materials, Utensils, or Implements requisite for providing, maintaining, or employing the Poor of the said Parish, for any Time not exceeding One Year; and all Contracts or Agreements made or entered into by or between the said Directors and Guardians and any other Person or Persons whomsoever, relating to any Act, Matter, or Thing to be done in pursuance of this Act, shall be reduced into Writing, and signed by the Parties thereto, and shall be good, valid, and binding, as well upon the said Directors and Guardians as upon all other Parties thereto, his, her, or their Executors, Administrators, or Assigns; and in case of Breach thereof Actions and Suits may be brought, maintained, and defended,

fended, and Damages and Costs be recovered thereon against the Party or Parties refusing or neglecting to perform the same.

CCXXI. And be it further enacted, That the said Directors and Guardians shall cause all the Receipts, Payments, Debts, and Credits, and all Acts, Proceedings, Orders, Regulations, Matters, and Things relating to the Execution of the Powers vested in them by this Act, to be fairly written and entered in a Book or Books to be kept for that Purpose, and which Book or Books shall be signed by the Chairman, or by some Three or more of the Directors and Guardians present at the Meeting when such Proceedings are passed, and also by the Clerk or one of the Clerks to the said Directors and Guardians, or the Person attending on his or their Behalf; and all Entries so made, and true and attested Copies thereof, and also all Books kept by the said Directors and Guardians by virtue of the said recited Act of the Fiftieth Year aforesaid, and made Evidence thereby, shall be admitted in Evidence in any Court whatsoever in all Causes, Suits, or Actions to which the same shall relate.

Proceedings  
to be entered  
in Books.

CCXXII. And be it further enacted, That every Inhabitant of the said Parish of *Brighthelmston* paying Scot and Lot shall, at all seasonable Times in the Day-time, have free Access to all Books of Proceedings, Books of Account, and Vouchers kept by or relating to the Affairs of the said Directors and Guardians, in the Presence of the Clerk or Clerks to the said Directors and Guardians, or the Person having the Custody thereof, who is hereby required to attend such Inspections, and render every reasonable Facility and Information to the Person inspecting the said Books and Vouchers touching the same, without Fee or Reward; and the said Clerk or Clerks, or the Person having such Custody, shall and he and they is and are hereby required, at the Request or upon Demand in Writing of any such Inhabitant as aforesaid, to make and deliver to every such Inhabitant requesting the same a true and correct Copy or Copies, Extract or Extracts of or from such Books, Accounts, or Vouchers, or any of them, upon being paid by the Person requiring the same after the Rate of One Shilling for every Ninety Words such Copy or Copies, Extract or Extracts, shall contain; and in case the said Clerk or Clerks, or the Person having such Custody, shall not permit or shall refuse or neglect to permit such Inspection as aforesaid, or to attend and render such Facility and Information as aforesaid, or to make or deliver any such Copy or Extract as aforesaid, then and in every such Case the said Clerk or Clerks, or Person having such Custody, shall forfeit and pay any Sum not exceeding Five Pounds nor less than Twenty Shillings.

Directors and  
Guardians  
Books and  
Accounts  
open to the  
Inspection of  
Inhabitants.

CCXXIII. And be it further enacted, That for the better collecting the Rates and Assessments from Time to Time made for the Relief of the Poor of the said Parish, it shall and may be lawful for the Parishioners in Vestry assembled to appoint One or more proper Person or Persons to be Collector or Collectors of the said Poor's Rates and Assessments, and from Time to Time to remove, suspend, or displace such Collector or Collectors, and to appoint others in the Room or Place of such of them as shall be so removed, suspended, or displaced, or shall die or resign their Offices; and also from Time to Time, by and out of the Monies to be

Power for  
Vestry to ap-  
point Collec-  
tors of the  
Poor's Rate.

be raised or received by the said Rates or Assessments made for the Relief of the Poor of the said Parish, to direct the Payment of such Salaries, or Per-centage on the Amount collected, and make such Allowances to such Collector or Collectors as such Vestry or the Majority of the Parishioners then present shall think reasonable and proper, not exceeding Sixpence in the Pound; and the said Directors and Guardians shall and they are hereby required to take such Security from every Collector so to be appointed as aforesaid, for the due Execution of his Office, as shall be directed by an Order of Vestry for the Time being, and if there shall be no such Order, then as the said Directors and Guardians shall think proper; and every Person so appointed Collector of the said Rates or Assessments shall continue in his Office until removed by a Vote of Vestry; and every such Collector shall be and he is hereby invested with all the Powers and Authorities for collecting and recovering the said Rates and Assessments as if he had been appointed and acted as Overseer of the Poor of the said Parish, and he shall pay over the Money from Time to Time collected by him, in such and the same Manner as the Churchwardens and Overseers are by this Act directed to do.

Penalties received by Parish Officers to be paid to Directors and Guardians.

CCXXIV. And be it further enacted, That all Penalties and Forfeitures which by any Law or Statute shall be paid to the Churchwardens and Overseers of the Poor of the said Parish of *Brighthelmston*, or either of them, shall be paid over by such of them respectively as shall receive the same to the Treasurer for the Time being of the said Directors and Guardians, to be applied by them, the said Directors and Guardians, for the Purposes of this Act; and any such Churchwarden or Overseer neglecting to pay over such Sum for Ten Days after the Receipt thereof shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds nor less than Forty Shillings.

Appointment of Assistant Overseers and Deputies.

CCXXV. And be it further enacted, That it shall and may be lawful to and for the said Directors and Guardians for the Time being, at a Meeting to be held by them on some Day in *Easter Week* in every Year, or within Forty Days next after, for that Purpose (not less than Five being present), to nominate and appoint a fit and proper Person to be an Assistant Overseer, with a competent Salary, not exceeding Three hundred Pounds a Year, and One or more fit and proper Person to be Deputy Assistant Overseer or Deputy Assistant Overseers, to assist such Assistant Overseer, at a competent Salary or Salaries, not exceeding for any One such Deputy Overseer One hundred and fifty Pounds a Year; and the said Assistant Overseer shall and he is hereby required to execute and perform the several Duties of Overseer of the Poor of the Parish of *Brighthelmston*, and every such Deputy shall assist such Assistant Overseer in such Duty; and such Assistant Overseer and Deputies shall be subject and liable to the like Rules, Regulations, and Restrictions, Penalties and Forfeitures, and shall have and enjoy the like Privileges, Exemptions, and Immunities, as by the general Laws and Statutes of this Realm are imposed upon or given to the Overseers of the Poor.

Assistant Overseer and Deputies to give Securities.

CCXXVI. And be it further enacted, That the said Directors and Guardians shall and they are hereby required, on the Appointment as well of the Assistant Overseer as of any Deputy Assistant Overseer, to  
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take such Security for the Performance of his Office as shall be directed by an Order of the Vestry, or in case of no such Order being made, as to the said Directors and Guardians shall seem proper.

CCXXVII. And be it further enacted, That the Assistant Overseer and Deputy Assistant Overseer or Overseers so to be nominated and appointed as aforesaid, unless they shall be removed as herein-after mentioned, shall continue in Office for One Year from the Time of their first Appointment to the said Offices respectively; and that on some Day in *Easter Week* in every Year, or within Forty Days next after, the said Directors and Guardians shall either agree with the Persons who held the said Offices for the preceding Year to continue in the said Offices for the Year ensuing, or shall proceed to nominate and appoint other fit and proper Persons for the said Offices; and also in case any such Assistant Overseer and Deputy Assistant Overseer or Overseers, or either of them, shall die, or be removed from their said Offices before the Expiration of the Time for which they shall have been so respectively appointed, or shall become incapable by Illness or otherwise of doing their Duty, the said Directors and Guardians shall forthwith appoint another fit and proper Person to be the Assistant Overseer or Deputy Assistant Overseer or Overseers, in the Room of such Overseer or Deputy so removed, dying, or becoming incapable of acting for the Remainder of the Year: Provided always, that every such Assistant Overseer or Deputy, before he takes upon himself the Execution of any of the Powers or Authorities given him by this Act, shall sign an Agreement in the Book where the Proceedings of the said Directors and Guardians shall be entered as herein-before mentioned, signifying his Acceptance of and taking on himself the Office, and of the Salary he is to receive for the same, and also the following Oath, (or Affirmation, if one of the People called *Quakers*,) which Oath or Affirmation any of the Directors and Guardians shall and are hereby empowered and required to administer; (that is to say,)

‘ I *A. B.* do swear (or affirm), That in all Cases in which I shall act as  
 ‘ Assistant Overseer (or Deputy Assistant Overseer, as the Case may be,)  
 ‘ of the Poor of the Parish of *Brightelmston* in the County of *Sussex*,  
 ‘ appointed in pursuance of an Act made in the Sixth Year of the Reign  
 ‘ of His Majesty King *George* the Fourth, intituled *An Act (here set forth*  
 ‘ *the Title of this Act)*, I will, without Favour or Affection, Hatred or  
 ‘ Malice, truly and impartially, according to the best of my Skill and  
 ‘ Judgment, execute and perform all and every the Trusts, Powers, and  
 ‘ Authorities reposed in me by the said Act. So help me GOD.’

CCXXVIII. And be it further enacted, That immediately after such Assistant Overseer shall be nominated and appointed, and shall have taken upon him the Office in manner aforesaid, the whole Management and Care of the Poor of the said Parish shall be vested in him, subject nevertheless to the Directions, Superintendence, and Control of the said Directors and Guardians, and neither of the Churchwardens or Overseers of the said Parish shall intermeddle in the Care and Management of the Poor of the said Parish; and that every such Deputy Assistant Overseer shall, immediately after his Appointment, be under the Direction and Control, and obey the Orders and Directions of the Assistant Overseer,  
 [Local.] 60 F and

Their Continuance in Office, and Manner of appointing Successors.

Power of Assistant Overseer.

and also be subject to the Directions, Superintendence, and Control of the said Directors and Guardians: Provided always, that until a Collector or Collectors of the Poor's Rate shall be appointed as aforesaid the Churchwarden and Overseers of the Poor shall continue to have and be invested with the same Powers of making and collecting Poor's Rates as they have at present, and shall be subject to the like Penalties for Neglect or Misbehaviour in making or collecting such Rates as they were at the Time of passing this Act.

Penalty on Overseers not collecting Rates.

CCXXIX. And be it further enacted, That if any Overseer of the Poor, until such Collector or Collectors shall be appointed as aforesaid, and after such Appointment, if any such Collector or Collectors shall refuse or neglect to collect the Rates granted for the Relief of the Poor, or to cause the same to be collected for the Space of Twenty-one Days after the same shall be granted, and Complaint thereof shall be made by any Two or more of the said Directors and Guardians, or their Treasurer, on Oath (or Affirmation being a Quaker) before any One or more of His Majesty's Justices of the Peace for the said County of *Sussex*, such Overseer or Collector, as the Case may be, shall, unless he shows full and just Cause to the Satisfaction of such Justice why such Rates are not collected, forfeit to the said Directors and Guardians, or to their Treasurer for the Time being, for the Use of the Poor, a Sum not exceeding Ten Pounds nor less than Forty Shillings.

Assistant or Deputy Assistant Overseer may be dismissed.

CCXXX. And be it further enacted, That if any such Assistant or Deputy Assistant Overseer shall neglect his Duty, or be guilty of any Fraud or Embezzlement, or otherwise misbehave himself in his said Office, it shall be lawful for any Two or more of the said Directors and Guardians to summon a Meeting of the Directors and Guardians in manner before directed (such Summons specifying the Purpose of such Meeting), and if it shall appear to the Directors and Guardians present at such Meeting that such Assistant or Deputy Assistant Overseer is guilty of the Offence laid to his Charge, the said Directors and Guardians shall, at their next weekly Meeting, dismiss the said Assistant or Deputy Assistant Overseer from his Office:

Assistant Overseer not to furnish any thing for the Poor.

CCXXXI. And be it further enacted, That no Assistant or Deputy Assistant Overseer shall, either in his own Name or in the Name of any other Person, provide, furnish, or supply, for his own Profit, any Goods, Wares, Materials, or Provisions for the Use of the Workhouse or Infirmary of the said Parish, or for the Support, Clothing, Maintaining, or Employment of any of the Poor of the said Parish, or be concerned or interested in any Contract or Contracts relating thereto, during the Time of his holding the Office of such Assistant or Deputy Assistant Overseer; and if any such Assistant or Deputy Assistant Overseer shall act contrary to the true Intent and Meaning of this Act in that respect, then he or they shall for every such Offence forfeit and pay any Sum not exceeding Fifty Pounds nor less than Ten Pounds.

Furniture, Apparel, &c. provided for the Poor vested in the Directors.

CCXXXII. And be it further enacted, That the Right and Property of all the Houses, Goods, Wares, Furniture, Materials, Tools, Utensils, Clothes, Provisions, and Things whatsoever provided for the Use, Maintenance, Employment, or Clothing of the Poor of the said Parish, for

carrying into execution the Purposes of this Act in respect of such Poor, and also all Monies received or due for the Poor's Work or otherwise, shall be and the same is and are absolutely vested in the said Directors and Guardians for the Purposes aforesaid by virtue and in pursuance of this Act; and the said Directors and Guardians shall and may cause to be brought any Action or Actions, Suit or Suits, or direct the preferring of any Bill or Bills of Indictment, as the Case may require, against any Person or Persons who shall steal, take, or carry away, detain, spoil, injure, or destroy, the several Articles and Things hereby vested in them the said Directors and Guardians as aforesaid, or any of them, or any Part or Parts thereof; and in all such Actions, Suits, and Bills of Indictment respectively it shall be deemed and taken to be sufficient to state generally that the Article or Articles, Thing or Things, for or on account of which such Action or Actions, Suit or Suits, shall be brought, or Bills of Indictment preferred, is or are the Property of the Directors and Guardians of the Poor of the Parish of *Brighthelmston* in the County of *Sussex*; without particularly stating or specifying the Name or Names of all or any of the said Directors and Guardians; and the Directors and Guardians shall have Power and Authority from Time to Time to sell and dispose of, for the Purposes of this Act, all or any of the said Articles and Things, or any Part or Parts of the same respectively, to such Person or Persons and in such Manner as they shall think proper.

CCXXXIII. And be it further enacted, That the said Directors and Guardians, or any Five or more of them, shall and may and they are hereby authorized and empowered to keep, maintain, and employ, and to cause to be kept, maintained, and employed, in any Works, Trades, Manufactures, and Employments whatsoever, all and every the Poor maintained in any Poor House, or any other Houses or Tenements made use of for the Purposes of this Act, and shall and may provide a convenient Stock of Flax, Hemp, Wool, Cotton, Thread, Iron, Stone, Wood, Leather, or other Materials for the Employment of such Poor, and for that Purpose only may set up, use, and occupy any Trade, Mystery, or Occupation whatsoever in such House or Houses, and may sell, vend, and dispose of such Goods, Wares, and Merchandize as shall be manufactured or made by such Poor; and all Monies arising from any Work or Labour so done by the said Poor shall go in aid of the Poor's Rates of the said Parish, any Law, Statute, or Usage to the contrary thereof in anywise notwithstanding.

Directors may provide a convenient Stock of Materials for the Employment of the Poor.

CCXXXIV. And be it further enacted, That it shall and may be lawful for any One or more of the said Directors and Guardians, in the Absence of the said Assistant Overseer, or other his Incapacity, to order Relief to any Person or Persons who shall meet with any Hurt or Accident, or whose Case may require immediate Relief, until such Assistant Overseer shall be apprized of the Condition of such Person or Persons.

One or more of the Directors and Guardians to act when the Assistant Overseer may be absent.

CCXXXV. And be it further enacted, That to the Intent the Poor of the said Parish, who may be in the Poor House or other Houses used for that Purpose, may be encouraged to apply themselves to the Labour or Tasks in which they may be employed with Diligence and Attention, such small Rewards out of the Profits arising from the Work which shall be done by such Poor shall be distributed to the industrious and skilful in proportion

Encouragement to be given to the industrious Poor.

proportion to the Quality and Perfection of their Work, as to the said Directors and Guardians shall appear reasonable.

Directors and Guardians to grant Certificates and take Bonds for the Maintenance of Bastard Children.

CCXXXVI. And be it further enacted, That it shall be lawful for the said Directors and Guardians, or any Five or more of them, to grant Certificates under their Hands to any Person whose legal Settlement shall be in the said Parish, and who shall be willing to remove or who shall have removed out of the said Parish, which respective Certificates, attested by the Clerk or Clerks to the said Directors and Guardians, and signed by Two or more Justices of the Peace as Certificates are now by Law directed to be signed, shall be good and valid to all Intents and Purposes; and if any such Certificates, or any Bonds already given to the Officers of the said Parish, for indemnifying such Parish from any Charge which may arise from Bastard Children, shall, at the Time of the First Meeting of the said Directors and Guardians, be and remain in Custody of the Officers of the said Parish, such Certificates and Bonds shall be forthwith delivered to and kept by the Clerk or Clerks to the said Directors and Guardians, as they shall direct; and the said Directors and Guardians shall and they are hereby authorized to sue in the Name of their Treasurer for the Time being on such Bonds, and shall recover the Penalties thereof, as if such Bonds had been originally made to them; and all Bonds hereafter to be given for the same or the like Purposes shall be made to the said Directors and Guardians only; any Law, Statute, or Custom to the contrary thereof in anywise notwithstanding.

Children may be discharged and hired out.

CCXXXVII. And be it further enacted, That the said Directors and Guardians may and they are hereby empowered to discharge out of the said Workhouse, or to hire out, either before or after any Child shall have attained the Age of Fourteen Years, any of the Poor Children in the said Poor House or Houses, to be Servants in Husbandry, Housewifery, or otherwise, for One whole Year at the least, for the Benefit of such Child or Children, and also before such Age to hire out any of such Poor Children, as also any other of the Poor within the said Poor House or Houses, to work and labour in the Time of Hay or Corn Harvest, or at any other Time.

For raising Money.

CCXXXVIII. And be it further enacted, That for the more speedy Execution of such Parts of this Act as relate to the enlarging or repairing the present Poor House or Infirmary, and building other Houses or Buildings for the Use of the Poor of the said Parish, it shall be lawful for the said Directors and Guardians, or any Five or more of them, to borrow, upon the Credit of the Rates or Assessments for the Relief of the Poor any Sum or Sums of Money not exceeding the Sum of Ten thousand Pounds, and to secure the Repayment thereof, with Interest, by Mortgage or Demise of the said Rates or Assessments, or otherwise to grant Annuities in respect of the Money so advanced, charged upon and payable out of the said Rates and Assessments; and such Mortgages or Annuities shall and may be made and granted in like Manner and Form, and upon such Terms and Conditions, and shall be assignable and transferrable, and be entered, registered, and redeemable in all respects as is herein-before directed with respect to the Money authorized to be borrowed upon the Credit of the said Consolidated Rates and Assessments: Provided always, that no Sum under One hundred Pounds shall be borrowed of any One Person,



Person, or Body Politic or Corporate, upon the Credit of the Rate or Assessment for the Relief of the Poor.

CCXXXIX. And be it enacted, That when the yearly Value of any House, Tenement, or Hereditament within the said Parish shall not exceed Twenty Pounds, or where any House, Tenement, or Hereditament, whatever the yearly Value may be, shall be let for a less Period than One Year, and every such House, Tenement, or Hereditament shall, within the Meaning of this Act, be deemed to be let for a less Period than One Year, unless the Landlord or Landlords, Owner or Owners, Lessee or Lessees, Receiver or Receivers of the Rents, shall prove to the contrary on Oath before some One or more of His Majesty's Justices of the Peace acting in and for the said County of *Sussex*, or shall be let out either in the whole or in part in Lodgings or in separate Apartments, then and in every such Case it shall and may be lawful to and for the said Commissioners, and also for the said Directors and Guardians, and also for the Churchwardens of the said Parish respectively, if they respectively shall think proper, to compound with the Landlord or Landlords, Owner or Owners, Lessee or Lessees, Receiver or Receivers of the beneficial improved or Rack Rent, (that is to say,) the larger Rent of all and every or any such House or Houses, Tenement or Tenements, Hereditament or Hereditaments, in the said Parish, for the Payment as to the Churchwardens of the Church Rates, and as to the said Commissioners of the Rate or Rates, Assessment or Assessments, for paving, watching, lighting, and cleansing the said Town, and other the Rates which the said Commissioners are authorized to make on the Scale of the Poor's Rates, and as to the Directors and Guardians for the Payment of the Rate or Rates, Assessment or Assessments, for the Relief and Maintenance of the Poor, at such a reduced yearly Rental as the said Commissioners, and Directors and Guardians, and Churchwardens respectively shall think reasonable, so that no House, Tenement, or Hereditament shall be rated at less than One Eighth or more than Three Fifth Parts of the Scale of the Valuation for which Property within the said Parish of *Brighthelmston* shall for the Time being be rated to the like Rates respectively; and the Landlord or Landlords, Owner or Owners, Lessee or Lessees, Receiver or Receivers of any such beneficial improved or Rack Rents respectively of all such Houses, Tenements, or Hereditaments, is and are hereby authorized to enter into such Composition with the said Commissioners, and Directors and Guardians, and Churchwardens respectively; and in case such Landlord or Landlords, Owner or Owners, Lessee or Lessees, Receiver or Receivers, entitled to receive such Rents, shall refuse to enter into such Composition, he, she, or they shall thereupon be rated to, and from Time to Time pay or cause to be paid, the said respective Rates or Assessments charged on the respective Premises, according to a fair and equal Assessment by the said Commissioners, and Churchwardens, and Overseers of the Poor respectively, to be made upon and in respect of the same; and on Nonpayment thereof the said Churchwardens and Overseers, or the Collector or Collectors appointed by such Commissioners, or Directors and Guardians respectively, as to the Rates which they shall respectively be entitled to collect, is and are hereby authorized to levy such respective Rates by Distress and Sale of the Goods and Chattels of such Landlord or Landlords, Owner or Owners, Lessee or Lessees, Receiver or Receivers,

Provision for better recovering of Rates on Houses let at small Rents.

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entitled

entitled to receive or collect such beneficial improved or Rack Rents, wherever the same Goods or Chattels may be found: Provided always, that no such Landlord, Owner, Lessee, or Receiver shall be charged with or liable to pay for any increased Rent reserved or made payable to him or her for or on account of such Landlord, Owner, Lessee, or Receiver having agreed to pay the Rates herein-before chargeable on the several Occupiers of such Premises; and provided also, that the Goods and Chattels of all and every Person and Persons renting or occupying any such House, Tenement, or Hereditaments, or any Part or Parts thereof, to the Rate or Rates, Assessment or Assessments, whereof the Landlord or Landlords, Owner or Owners, Lessee or Lessees, Receiver or Receivers, is and are hereby made liable and subject as aforesaid, shall be liable at all Times to be distrained on and sold for the Payment of so much of the said Rates or Assessments, and all Arrears thereof, as may become due in respect of the same Premises during the Time of his, her, or their Occupancy only; but no such Occupier or Occupiers shall at any Time be required to pay, or be subject or liable to pay, any greater Sum for and towards the Discharge of the said Rates or Assessments, or any of them, or any Arrears thereof, than the Amount of the Rent actually due at the Time of such Distress by such Occupier or Occupiers respectively, to the Landlord or Landlords, Owner or Owners, Lessee or Lessees, Receiver or Receivers of the Rents of the Premises so occupied by him, her, or them respectively: Provided also, that each and every Occupier who shall pay any such Rate or Rates, Assessment or Assessments, or any Arrears thereof, or on whose Goods and Chattels the same shall be levied, shall and may from Time to Time deduct the same from the Rent due, or at any Time, and from Time to Time thereafter to become due from him, her, or them to the respective Landlords, Owners, Lessees, or Receivers of the Rents of the Premises respectively, and the Receipt for such Payment of Rates or Arrears shall be a good and sufficient Discharge to such Occupier or Occupiers from his, her, or their Landlord or Landlords, or such Receiver or Receivers as aforesaid, for so much Money as such Occupier or Occupiers shall pay in manner directed by this Act.

Penalty on Persons obstructing Commissioners, or Officers appointed by them, in the Execution of this Act.

CCXL. And be it further enacted, That if any Person or Persons shall assault, obstruct, hinder, or molest any of the said Commissioners, or any Treasurer, Clerk, Surveyor or Surveyors, Inspector or Inspectors, Watchman, Beadle, or other Officer, Workman, or other Person whomsoever, in the Execution of any thing required or directed to be done in virtue or in pursuance of this Act, such Person or Persons so offending shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds nor less than Forty Shillings; as the Justice or Justices before whom any such Offender shall be convicted shall from Time to Time adjudge.

Process on laying Informations against Offenders.

CCXLI. And be it further enacted, That the Surveyors, Collectors, and other Officers for the Time being of the said Commissioners shall and they are hereby respectively directed and expressly enjoined to search for and inquire and examine into, and also upon any Complaint to be made by any One or more of the Inhabitants of the said Town, forthwith personally to view and inspect all Nuisances, Annoyances, Obstructions,

or other Offences done, committed, suffered, or existing contrary to any of the Provisions of this Act, and in case of any such Nuisance, Annoyance, Obstruction, or other Offence, to bring the Matter of Complaint forthwith under the Notice of the said Commissioners, or to lay an Information or Informations against the Offender or Offenders before any Justice or Justices of the Peace, in order that such Offender or Offenders may be dealt with for the same according to the Powers and Provisions of this Act; and if any such Surveyor, Collector, or other Officer shall wilfully neglect or refuse to search for and inquire and examine into such Nuisances, Annoyances, Obstructions, or other Offences as aforesaid, or after any such Complaint made to him as aforesaid, personally to view or inspect the Matters of such Complaint, or shall neglect or refuse to lay any such Information or Informations against any such Offender or Offenders as aforesaid, then and in every such Case such Surveyor, Collector, or other Officer so refusing or neglecting shall forfeit and pay for every such Refusal or Neglect any Sum not exceeding Five Pounds: Provided nevertheless, that nothing herein contained shall extend or be construed to extend to prevent any other Person or Persons having Cause or probable Ground of Complaint from proceeding against any Offender or Offenders as aforesaid; but in no Case shall any such Offender or Offenders be proceeded against to Conviction more than Once upon the same Charge for the same Offence.

CCXLII. Provided always, and be it further enacted, That when and as often as any Sum of Money shall be directed or ordered by any Justice or Justices of the Peace to be paid, in pursuance of the Directions of this Act, as or by way of Compensation or Satisfaction for any Materials, Costs, Damages, Spoil, or Injury of any Nature or Kind whatsoever done or committed by the said Commissioners, or Directors and Guardians, or any Person acting by or under their Authority, and such Sum or Sums of Money shall not be paid by the said Commissioners, or Directors and Guardians, to the Party or Parties entitled to receive the same within Five Days after Demand in Writing shall have been made, stating the Order of such Justice or Justices, from the Clerk to the said Commissioners, or Directors and Guardians, or their Treasurer, in pursuance of the Direction or Order made by such Justice or Justices, then and in such Case the Amount of such Compensation or Satisfaction shall and may be levied and recovered by Distress and Sale of the Goods and Chattels vested in the said Commissioners, or Directors and Guardians, by virtue of this Act, or of the Goods and Chattels of their Treasurer for the Time being, under a Warrant to be issued for that Purpose by such Justice or Justices of the Peace, which Warrant any such Justice or Justices is and are hereby authorized and required to grant under his Hand and Seal, or their Hands and Seals, on Application made to him or them for that Purpose by the Party or Parties entitled to receive such Sum or Sums of Money as or by way of Compensation or Satisfaction for any such Materials, Costs, Damages, Spoil, or Injury as aforesaid; and in case any Overplus shall remain after Payment of such Sum or Sums of Money, and the Costs and Expences of hearing and determining the Matter in dispute, and also the Costs and Expences of such Distress and Sale, then and in such Case such Surplus shall be returned, on Demand, to the said Commissioners, or Directors and Guardians, or their Treasurer for the Time being, as the Case may be.

In case of  
Nonpayment  
of Compen-  
sation for  
Damages, &c.

CCXLIII. And

How Costs,  
Charges, and  
Penalties  
under 10*l*.  
are to be  
recovered.

CCXLIII. And be it further enacted, That all Penalties and Forfeitures imposed by this Act, and all Costs, Charges, Damages, and Expences allowed or directed to be paid by the Authority of this Act (unless otherwise specially provided for), or by any Bye Laws, Rules, Orders, or Regulations to be made in pursuance of this Act, not exceeding the Sum of Ten Pounds, shall from Time to Time be ascertained, levied, and recovered upon Summons before any One or more of His Majesty's Justices of the Peace for the County of *Sussex*, who is and are hereby authorized and required to examine all necessary Parties upon Oath, and to ascertain and settle the same accordingly; and all such Penalties and Forfeitures, Costs, Charges, Damages, and Expences, shall and may, in case the same shall not be paid on Demand, be levied and recovered by Distress and Sale of the Goods and Chattels of the Person or Persons offending, or who is or are by this Act directed to pay the same, by Warrant under the Hand and Seal or Hands and Seals of One or more Justice or Justices of the Peace aforesaid; and in case sufficient Distress cannot be found, and such Penalties and Forfeitures, Costs, Charges, Damages, and Expences, shall not be forthwith paid, then it shall and may be lawful for such 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 of Distress, 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 him or them on such Day as shall be appointed for the Return of such Warrant of Distress, such Day not being more than Seven Days from the Day of 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 it shall appear that no sufficient Distress can be had thereupon, or in case it shall appear to the Satisfaction of such Justice or Justices, either by the Confession of the Offender or Offenders, or otherwise, that the Offender or Offenders hath or have not sufficient Goods and Chattels whereon such Penalties, Forfeitures, Costs, Charges, Damages, and Expences may be levied if a Warrant of Distress were issued, such Justice shall not be required to issue such Warrant of Distress; and thereupon it shall be lawful for such Justice or Justices, and he and they is and are hereby authorized and required, by Warrant under his or their Hand and Seal or Hands and Seals, to cause the Offender or Offenders to be committed to the Common Gaol or House of Correction for the said County, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, nor less than Three Days, unless such Penalties and Forfeitures, Costs, Charges, Damages, and Expences shall be sooner paid and satisfied to the Person or Persons in whose Custody he, she, or they shall be committed, and to be paid over by him or them to the Parties entitled to the same.

Penalties  
above 10*l*. to  
be recovered  
by Action.

CCXLIV. And be it further enacted, That all the Penalties and Forfeitures by this Act imposed, and being of the Amount of Ten Pounds or upwards, shall and may be recovered by Action of Debt in any of His Majesty's Courts of Record at *Westminster*, and the Plaintiff or Plaintiffs, if he or they recover in any such Action, shall have his or their full Costs.

CCXLV. And

CCXLV. And be it further enacted, That One Half of the Penalties imposed or inflicted by this Act shall be paid to the Informer, and the other Half to the Churchwardens and Overseers for the Time being of the said Parish of *Brighthelmston*, to be applied by them for the Benefit of the Poor of the said Parish.

Application  
of Penalties.

CCXLVI. And be it further enacted, That in all Cases where Notices are directed and required to be given by this Act, or which shall or may be directed or required to be given by any such Rules, Orders, Bye Laws, or Regulations made or which shall or may be made in pursuance of this Act, or which shall or may be necessary for carrying into execution any of the Powers of this Act, or of any such Rules, Orders, or Bye Laws (where the Manner of serving such Notices is not herein particularly directed), the Service of any such Notice either on the Person to whom the same ought to be given, or leaving the same, or a true Copy thereof, (signed by the Clerk for the Time being to the said Commissioners, or, as the Case may be, to the said Directors and Guardians,) at his or their Dwelling House or Dwelling Houses, or usual or last Place or Places of Abode, shall be a good and sufficient Service of any such Notice; and that in all Cases whatsoever where any such Notice ought to be given to Two or more Persons for or respecting any Offence or Offences against this Act, or such Bye Laws, Rules, Orders, or Regulations, or for or respecting any joint Act, Refusal, Omission, Offence, Neglect, or Default of any Persons who shall be in Partnership, or jointly concerned in such Act, Refusal, Omission, Offence, Neglect, or Default, the like Service of any such Notice on any one of such Persons shall be a good and sufficient Service thereof.

Directions as  
to Service of  
Notices, &c.  
required by  
this Act.

CCXLVII. Provided always, and be it further enacted, That no Person or Persons shall be liable to the Payment of any Penalty or Forfeiture under this Act, unless some Proceeding or Notice of some intended Proceedings shall be had or given to him, her, or them respecting the same, within Six Calendar Months next after the Offence committed.

No Person  
liable to Pen-  
alties unless  
proceeded  
against in Six  
Months.

CCXLVIII. And be it further enacted, That in all Cases wherein it may be requisite to serve any Notice or Notices upon the said Commissioners, or any Writ or Writs, or other legal Proceedings, the Service thereof upon the Treasurer or Clerk of the said Commissioners, or at the House or Office of such Treasurer or Clerk, or left at either of their last or usual Place, of Abode, shall be deemed good and sufficient Service of the same respectively on the said Commissioners.

Directions as  
to Service of  
Notices, &c.  
on Commis-  
sioners.

CCXLIX. And it is hereby further enacted, That in all Actions, Prosecutions, Informations, and Proceedings whatsoever relating to or concerning the Execution of this Act, or of any Order, Rule, or Bye Law made or to be made in pursuance of this Act, no Inhabitant of the said Parish, nor any Commissioner or Director and Guardian acting by virtue of this Act, nor the Treasurer nor any other Officer of the said Commissioners, or Directors and Guardians, or any Officer appointed by Vestry, shall be deemed to be an incompetent Witness by reason of his or her paying or being liable to pay any Rates or Duties imposed by virtue of this Act, or any Part thereof, or by reason of his being such

Inhabitants,  
&c. not to be  
incompetent  
Witnesses in  
Actions.

[*Local.*]

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Commissioner,

Commissioner, or Director and Guardian, Treasurer or Officer as aforesaid.

Penalty on Persons neglecting to attend Summons of Justices.

CCL. And be it further enacted, That if any Person or Persons shall be summoned as Witness or Witnesses to give Evidence before any Justice or Justices of the Peace for the said County of *Sussex* touching any Complaint for any Offence against this Act, or against any Rule, Order, or Bye Law made or to be made in pursuance of this Act, whether on the Part of the Prosecutors or of the Person or Persons complained against, and which Summons such Justice or Justices as aforesaid is and are hereby authorized to issue, and if any such Person or Persons so summoned as aforesaid (a reasonable Sum for his, her, or their Costs and Charges having been paid or tendered to him, her, or them,) shall refuse or neglect to appear at the Time and Place to be for that Purpose appointed, without a reasonable Excuse for such his, her, or their Refusal or Neglect, to be approved of by the Justice or Justices, or on appearing shall refuse to be examined on Oath, (or, being a Quaker, on solemn Affirmation,) and to give Evidence before such Justice or Justices of the Peace, then and in all such Cases every such Person shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds nor less than Twenty Shillings.

For securing transient Offenders.

CCLI. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, or for any of their Collectors, Surveyors, or other Officers, or such Person or Persons as they or any of them shall call to their Assistance, and without any Warrant or other Authority than this Act, to seize and detain any Person or Persons (being unknown to such Commissioners, Collectors, Surveyors, or other Officers,) who shall commit any Offence or Offences against this Act, and to deliver him or them into the Custody of any Peace Officer, in order to be secured and conveyed before some Justice or Justices of the Peace for the said County of *Sussex*, near the Place where the Offence or Offences shall be committed, and such Justice or Justices is and are hereby required to proceed and act with respect to any such Offender or Offenders according to the Provisions of this Act.

Form of Conviction.

CCLII. And be it enacted, That for the more easy Conviction of Offenders against this Act, any Justice or Justices of the Peace before whom any Person or Persons shall be convicted of any Offence against this Act, or against any Rule, Order, or Bye Law to be made in pursuance thereof, shall and may cause the Conviction to be drawn up in the Form or to the Effect following; (that is to say,)

‘ *Sussex* } BE it remembered, That on the Day of  
 ‘ to wit. } in the Year of His Majesty  
 ‘ One thousand eight hundred and A. B.  
 ‘ is (or are, as the Case may be,) convicted before me (or us, as the Case  
 ‘ may be,) One (or Two, as the Case may be,) of His Majesty’s Justices of  
 ‘ the Peace acting in and for the said County of *Sussex* (or as the Case  
 ‘ may be), by virtue of an Act of Parliament passed in the Sixth Year of  
 ‘ the Reign of His Majesty King *George* the Fourth, intituled (here set forth  
 ‘ the Title of this Act), of (here specify the Offence, Time and Place when  
 ‘ and where committed, as the Case may be,) contrary to the said Act, (or

‘ as the Case may be), contrary to a certain Bye Law made on the  
 ‘ Day of pursuant to the said Act; for  
 ‘ which Offence I (or we, as the Case may be,) adjudge the said A.B. to  
 ‘ have forfeited the Sum of . . . Given under my Hand and  
 ‘ Seal, (or as the Case may be) under our Hands and Seals, the Day and  
 ‘ Year first above written.’

CCLIII. And be it further enacted, That when any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress itself 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 the Summons, Conviction, Warrant or Distress, or other Proceeding relating thereto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers on account of any Irregularities which may be afterwards done or 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 in a special Action upon the Case for that Purpose.

Distress not to be deemed unlawful for Want of Form.

CCLIV. And be it further enacted, That no Action, Verdict, Judgment, Conviction, or other Proceeding which shall or may be had or taken in pursuance of or under or by virtue of this Act, shall be made void, quashed, or vacated for Want of Form, or be removed by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster* or elsewhere; any Law or Statute to the contrary thereof in anywise notwithstanding.

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

CCLV. And be it further enacted, That no Action or Suit shall be commenced against any Person or Persons for any thing done or to be done by virtue or in pursuance of this Act, until Fourteen Days Notice thereof shall have been given in Writing by the intended Plaintiff or Plaintiffs of the Cause and Intention of and for commencing such Action or Suit, and the Time when such Action or Suit will be commenced, nor at any Time whatsoever after sufficient Satisfaction or Tender thereof shall have been made to the Party or Parties aggrieved, nor after Six Calendar Months next after the Fact committed for which such Action or Actions, Suit or Suits, shall be so brought, and in case there shall be a Continuation of Damages, then after Six Calendar Months next after the doing or committing such Damage shall cease, and not otherwise; and all Actions and Suits shall be laid and tried in the County where the Cause of Action shall have arisen, and not in any other County or Place; and the Defendant or Defendants in every such Action or Suit may plead the General Issue, and give this Act and the special Matter in Evidence, at any Trial or Trials which shall be had thereupon, and that the Matter or Thing for which such Action or Suit shall be brought was done in pursuance and by the Authority of this Act, or of some Rule, Order, or Bye Law in pursuance thereof; and if the said Matter or Thing shall appear to have been so done, or if it shall appear that such Action or Suit was brought before Fourteen Days Notice thereof given as aforesaid, or that sufficient Satisfaction was made or tendered as aforesaid, or paid into Court with the Leave thereof, either before or after Issue joined in such Action or Suit, or if any such Action or Suit shall not be commenced within the Time herein-before for that Purpose limited, or shall be laid or brought in

Limitations of Action and Notice required.

in any other County or Place than as aforesaid, then the Jury shall find for the Defendant or Defendants therein.

Persons ag-  
grieved may  
appeal to the  
Sessions.

CCLVI. Provided always, and be it enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by reason of any Judgment, Conviction, or Determination of any Justice or Justices of the Peace, or by any Rate or Assessment made by virtue of this Act, or by any thing done in pursuance of this Act, for which no particular Method of Relief hath been already provided, or by reason of any of the Bye Laws, Rules, Orders, and Regulations of the said Commissioners by this Act authorized to be made, he, she, or they may appeal to the next General Quarter Sessions of the Peace to be holden for the Eastern Division of the said County of *Sussex*, which shall next happen after the Expiration of Fourteen Days after the Cause of Complaint shall have arisen, every such Appellant giving or causing to be given Ten Days Notice at least in Writing of his, her, or their Intention to bring such Appeal, and of the Matter thereof, to the Clerk of the said Commissioners, or of the said Directors and Guardians (as the Case may be), and within Five Days next after such Notice entering or causing a Recognizance to be entered into before some Justice or Justices of the Peace for such County, by Two sufficient Sureties, conditioned to try such Appeal, and to abide the Order thereof, and to pay such Costs as shall be awarded by the Justices at such Quarter Sessions; and the said Justices at such Quarter Sessions, upon due Proof of such Notice being given as aforesaid, and of entering into such Recognizance, shall hear and determine the Causes and Matters of every such Appeal in a summary Way; and the said Justices shall and may award such Satisfaction and Costs to the Parties respectively appealing, or appealed against, as they the said Justices shall think proper; and the Determination of such Justices at such Quarter Sessions shall be final, binding, and conclusive.

Justices may  
amend Rates.

CCLVII. And be it further enacted, That upon all Appeals from any Rate or Assessment made in pursuance of this Act the Court of General or Quarter Sessions of the Peace shall, and such Court is hereby authorized and required (in all Cases where they see just Cause to give Relief) to amend such Rate or Assessment, either by inserting therein or striking out the Name or Names of any Person or Persons, or by altering the Sum or Sums therein charged on any Person or Persons, or in any other Manner which the said Court shall think necessary for giving such Relief, without quashing or wholly setting aside such Rate or Assessment: Provided always, that if the said Court shall be of opinion that it is necessary, for the Purpose of giving Relief to the Person or Persons appealing, that the Rate or Assessment shall be wholly quashed, then the said Court may quash the same, and order a new one to be made.

In Actions  
brought by  
Commission-  
ers or Direc-  
tors and  
Guardians,  
no Wager of  
Law allowed.

CCLVIII. And be it further enacted, That in all Actions and Suits which shall or may at any Time after the passing of this Act be commenced or brought against the said Commissioners or Directors and Guardians, or by or on the Behalf of the said Commissioners, or Directors and Guardians, against any Person or Persons whomsoever, under or by virtue of the Powers and Authorities contained in this Act, no Essoign, Protection, Wager at Law, or more than One Imparlance shall be allowed to the Defendant or Defendants in such Actions or Suits, and that in all  
Actions



Actions and Suits brought against the said Commissioners, or Directors and Guardians, or their Treasurer or Treasurers respectively, or any other Person or Persons, for any thing done by virtue of this Act, by any Person or Persons whomsoever, in which the Plaintiff or Plaintiffs shall become nonsuited, or suffer a Discontinuance of such Action or Suit after the Defendant or Defendants shall have appeared thereto, or if Judgment shall be given for the Defendant or Defendants therein, or if any Verdict shall pass against the Plaintiff or Plaintiffs, or if, upon Demurrer or otherwise, Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have full Costs, and shall have such Remedies for recovering the same as any Defendant or Defendants hath or may have by Law for his, her, or their Costs in any other Cases.

CCLIX. And be it further enacted, That the Costs, Charges, and Expences incident to or attending the obtaining and passing this Act shall be borne, paid, and defrayed in manner following; that is to say, one Moiety thereof out of the first Monies which shall be collected and received by the said Commissioners acting under and by virtue of this Act, or their Treasurer, Collector or Collectors, from the first Town Rate made, levied, or raised by virtue of this Act, and the other Moiety thereof shall, in like Manner, be paid by the said Directors and Guardians, or their Treasurer, Collector or Collectors, out of the first Monies raised by the Poor's Rates, and collected pursuant to the Directions of this Act.

In what Manner Expences of Act are to be paid.

CCLX. Provided always, and it is hereby further enacted, That nothing in this Act contained shall extend, or be deemed or construed to extend, to abridge, diminish, take away, or impede the Exercise of any Privilege or Right whatsoever of the said Town, or of any of the Officers or Servants thereunto belonging, or of the Lords respectively of the Manors of *Allingworth*, or any Manors within the Parish of *Brighthelmston* aforesaid.

Privileges of the Town saved.

CCLXI. And be it further enacted, That nothing in this Act contained shall in any Manner invalidate, abridge, affect, or alter the Rights and Privileges of *Henry Earl of Abergavenny*, his Heirs or Assigns, as Lord of the Leet for the Hundred of *Whalesbone* and Half Hundred of *Dean*, or the Court Leet there held according to ancient Usage, or any of the Immunities, Privileges, Profits, and Advantages to the said Leet belonging or appertaining.

The Rights of the Leet of the Hundred of Whalesbone, and Half Hundred of Dean, saved.

CCLXII. And be it further enacted, That nothing in this Act contained shall extend or be construed to extend to a Deprivation of any Right or Privilege appertaining to the Fishermen and Fishery of or belonging to the said Town by virtue of any Act, Charter, Power, or Award now in existence entitling the said Fishermen and Fishery to any Rights, Privileges, and Benefits, or to any other Rights, Privileges, and Benefits usually enjoyed by the said Fishermen and Fishery under any ancient Custom of the Manor of *Brighthelmston*, or any other Manor, or by any other lawful Means whatsoever, save and except as such Rights and Privileges are affected or altered by this Act.

The Rights of Fishery saved.

CCLXIII. And be it further enacted, That all Oaths or Affirmations by this Act required to be taken, except only the Oaths of Qualification of

Oaths to be administered by Justices of the Peace.

[*Local.*]

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the Commissioners, and Directors and Guardians respectively, shall be taken before a Justice of the Peace for the said County of *Sussex*.

Not to affect  
Rights of  
Trustees of  
Lewes to con-  
tinue their  
Gate.

CCLXIV. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to affect the Right of the Trustees for the Time being of the Turnpike Road leading from the Town and Borough of *Lewes* to the Town of *Brighthelmston* to continue the present Turnpike Gate upon the said Road at the Western End of *Brighthelmston* Cavalry Barracks, or to prevent the said Trustees from placing or continuing any Turnpike Gate or Gates upon any Part of such Turnpike Road not lying within the Limits of the Parish of *Brighthelmston*, where they are now by Law allowed to place such Turnpike Gate or Gates, so as such Gate or Gates be not erected nearer to the Town of *Brighthelmston* than the said Gate at the West End of *Brighthelmston* Barracks.

Commence-  
ment of Act.

CCLXV. And be it further enacted, That this Act shall commence and take effect from the passing thereof.

Public Act.

CCLXVI. 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.

## SCHEDULE.

*For improving the Communication between the North and South Parts of the Old Steyne.*

	Owners.	Occupiers.
A House, Offices, and Premises, occupied as a Library, Counting House, Tobacconist's Shop, and Lodging House -	} Devises of Rob. Henderson -	{ Tho. Lucombe. Robert Saxby. Thomas Palmer. — Gregory.
A House, Shops, and Premises - -	Nathaniel Hill -	{ Sarah Baldey. Richard Sheppard.
Five Feet from North to South, and from East to West the whole Width of the House and Premises at the North-western Corner of St. James's Street - -	— Tabois -	— Tabois.
<i>For widening and improving the North End of Devonshire Place.</i>		
So much of the House and Premises as extends East of the continued Line of the Fronts of the other Houses on the West Side of Devonshire Place - - -	John Caffyn - -	Empty.
<i>For widening and improving the North End of Marine Street.</i>		
So much of the House and Premises in Marine Street as extends Westward of the continued Line of the Fronts of the other Houses on the East Side thereof -	Josias Evans -	— Champion.
<i>For widening and improving Edward Street.</i>		
So much of the front Part of No. 25, Edward Street, as projects South of a straight Line, extended from a Point Three Feet Six Inches North of the South-east Corner of the said Premises to a Point Nine Inches North of the South-west Corner of the said Premises - - -	Sarah Paine - -	G. Fullick.
<i>For widening and improving the Marine Parade.</i>		
So much of Two Houses and Premises as lies South of a straight Line, extended from the South-west Corner of Major Russell's House to the South-east Angle of a bow-fronted House, belonging to William Radley Mott - - -	Will. Radley Mott -	Himself.

	Owners.	Occupiers.
So much of the Garden and Inclosure of the Royal Crescent as lies South of a straight Line, extended obliquely from a Point Nine Feet Three Inches North of the South-east Corner of the said Garden and Inclosure to the South-west Corner thereof -	- Briggs -	- Stoner.
	J. and J. Clark -	- Martin.
	- Kramer -	Empty.
	- Briggs -	Himself.
	Fred. Perkins -	Ralph Price.
	Robert Mott -	{ Rev <sup>d</sup> John Morgan Rice.
	J. and J. Clark -	Empty.
	- Wheelwright -	- Hanson.
	Isaac Cooper -	Mr. Peel.
	- Holmes -	} Empty.
- Perkins -		
Fred. Perkins -		
<i>For widening and improving Saint James Street.</i>		
So much of the Fronts of the Property on the Southern Side of Saint James Street as projects North of a Line extended from the Western Corner of Charles Street to the Eastern Corner of Broad Street, in Saint James Street - - - -	Will. Saunders -	{ Himself and his Te- nants. George Saunders.
	Richard Lucas -	
<i>For widening and improving the Entrance into Church Street, adjoining the North Entrance to His Majesty's Palace.</i>		
A House and Premises - - - -	Esther Clark -	- Clark.
A Blacksmith's Shop and Premises - -	Eliz. Copeland -	J. Huggett.
Two Houses and Premises - - - -	Ditto -	{ Jesse Dunk and Herself.
A House and Premises - - - -	James Beatty -	Himself.
<i>For widening and improving North Street.</i>		
So much of the Fronts of the Houses and other Property on the South Side of North Street, between Lady Huntingdon's Chapel House and an Ironmonger's Shop, occupied by Messrs. Bowen and Williams, as projects Northward of a straight Line extended from the North-east Corner of the said Chapel to the North-east Corner of the said Shop -	Dr. Nath. Bridges -	{ George Chassereau. - Martin.
	Catherine Dean -	{ Jos. Fras. Girton. Wm. Brookes. David Stevens. - Stevens.
So much of the Front of the House adjoining the West Side of the New Inn as projects Northward beyond the Front of the said Inn, and the adjoining House West of the said Projection - - - -	Devises of Geo. Elmore -	{ Walter Pitman. Wm. Marchant.
So much of the Fronts of all the Houses and other Property on the South Side of North Street, between the North-west Corner of No. 60, North Street, and the North-east Corner of No. 72, North Street, as lies North of a straight Line extended between the said Corners.		

	Owners.	Occupiers.
Part of a Yard - - - - -	Richard Chapman -	Himself.
Part of a House - - - - - No.62	Ditto - - - - -	Sophia Brown.
Part of Four Houses - - - - - 63	} Robert Ackerson -	{ Geo. Humphreys.
- - - - - 64		
- - - - - 65		
- - - - - and 66		
Part of a House - - - - - No.67	John Jos. Skilbech -	William Jolly.
Ditto - - - - - 68	George Chittenden -	Himself.
Ditto - - - - - 68	Joseph Chittenden -	Ann Chittenden.
Ditto - - - - - 69	Mary Thompson -	John Selsby.
Part of Two Houses - - Nos. 70 and 71	Edward Streeter -	George Chatfield.
		John Streeter.
<i>For widening and improving the Communication between North Street and Western Place Road.</i>		
So much of the Fronts of the Houses and other Property between the North-east Corner of No. 72, North Street, and the North-west Corner of a House fronting towards Western Place, occupied by — Peters as a Grocer's Shop, as extends North-westward of a Curve 60 Degrees, extended between the said Corners.		
Part of a House and Premises - - - - -	Edward Streeter -	Ann Pitt.
Ditto - - - Ditto - - - - -	George Chassereau -	Wm. Hammond.
Part of Four Houses, Shops, and Premises -	Simon Wisden -	{ Tho. Pentecost.
		{ Himself.
		{ E. Wisden.
<i>For widening and improving West Street.</i>		
So much of the Houses and other Property on the West Side of West Street as lies East of a straight Line, extended from the North-east Corner of Mr. Rickard's House to a Point on the South Side of North Street, 8 Feet West of the Western Corner of West Street and North Street.		
Part of Two Houses and Premises - - - - -	John Jos. Skelbech -	Wm. Jolly.
Ditto, Nos. 41 and 42 - - - - -	Richard Moppett -	{ Rich. Moppett.
Part of a House and Premises, No. 40 -	Widow Neville -	{ Thos. Sheppard.
Part of Three Houses and Premises, Nos. 37, 38, and 39 - - - - -	} John Pollard -	{ Eras. Newington,
So much of the Houses and other Property on the East Side of West Street as lies West of a straight Line, extended from the South Corner of Duke Street and West Street, to the South-west Corner of No. 47, West Street.		{ and several weekly Tenants.
Part of Two Houses and Premises, Nos. 48 and 49 - - - - -	} Beach Roberts -	Himself.

	Owners.	Occupiers.
Part of Two Houses and Premises, Nos. 50 & 51	} John Yeates -	John Hawkes.
Ditto, Nos. 52 and 53 - - -	Hyam Lewis -	{ John Moppett. John Hart.
Part of a House and Premises, No. 54 -	— Smith -	{ Messrs. Samuel and Davis.
Part of a House and Area - - -	Robert Ackerson -	Frances Grinsett. -
Also, a Chimney Shaft on the West Side of the House occupied by Edward Akehurst - - - - -	} Robert Ackerson -	Edward Akehurst.
<i>For widening Pool Lane.</i>		
The White Horse Inn, Offices, Stables, and other Premises connected and used therewith - - - - -	{ Edw. Dean - Wm. Allen - Step. Tutt Hodd - Susan Barker -	} Step. Tutt Hodd.
Two Houses and Premises - - -	Mary Stableford -	{ John Guildford and Widow Young.
A House and Premises (The Wellington Arms) - - - - -	{ Devises of Wm. Chapman -	} Widow Wallis.
A House and Premises - - - - -	— Spearing -	Geo. Phillips.
Ditto - Ditto - - - - -	Mary Crawford -	{ Geo. Phillips and his Under Tenants.
Greyhound Public House, with all the Stables, Offices, and Premises thereunto attached, or therewith occupied - - -	} James Vallance Jas. C. Mitchell	} Thos. Wright.
A House and Premises - - - - -	Samuel Carden -	Madam Chaniot.
Ditto - Ditto - - - - -	Mary Carden -	Herself.
Ditto - Ditto - - - - -	Samuel Vergo -	James Edwards.
<i>For widening and improving the West Cliff.</i>		
So much of the whole Extent of Sir Henry Rycroft's front Garden and Inclosure as lies South of a straight Line extended from a Point 14 Feet 6 Inches North of the South-west Corner thereof, to a Point 8 Feet 6 Inches North of the South-east Corner thereof - - - - -	Sir Henry Rycroft -	Himself.
<i>For improving Cannon Place, and preserving a Communication between the North and South Parts thereof.</i>		
The Ground and Wall now building thereon, extending 40 Feet from East to West, and Eighteen Inches from North to South - - - - -	} Barnard Gregory -	Himself.

	Owners.	Occupiers.
<p><i>For widening and improving the Southern End of Montpelier Road.</i></p>		
<p>So much of the Premises, Ground, and Inclosure as lies West of a straight Line, extended from a Point 13 Feet 6 Inches East of the East Corner of the West Cliff and the said Road, to a Point 3 Feet East of the North-west Corner of the said Premises, and abutting upon Property of T. R. Kemp, Esq.</p>	<p>Thomas Powell -</p>	<p>Himself.</p>
<p><i>For improving the Communication between the West Part of North Street and the North Part of Air Street.</i></p>		
<p>So much of the Property as may be necessary to continue Air Street Southward to North Street, on the West Side of the White Lion Inn, of the Width of 30 Feet.</p>		
<p>A Yard, Ground, and Premises on the West Side of the White Lion Inn</p>	<p>William Wigney -</p>	<p>— Vincent.</p>
<p>Part of several old Houses, Yards, Stables, Slaughter-houses, and Premises</p>	<p>James Gregory John Laker Nap- per - -</p>	<p>John Laker Nap- per and various weekly Tenants.</p>
<p>Part of a Yard and Gateway</p>	<p>James Pollard -</p>	<p>Phillip Pollard.</p>
<p><i>For making a new Street leading in a direct Line from the New Road, through the Market, to the East Cliff.</i></p>		
<p>Fifty Feet from East to West of all the Premises on the West Side of a Line extended from the South-east Corner of the New Road and North Street to the North-west Angle of the House occupied by T. D. Ruddock, Printer, Brighton Place; 50 Feet from East to West of all the Ground and Premises on the West Side of the House occupied by T. D. Ruddock, and the other Five Houses immediately adjoining to the Southward; also 50 Feet from East to West of all the Ground and Premises on the West Side of a straight Line extended from the South-west Angle of the House occupied by Henry Tuppen, Butcher, opposite the Vicarage House, to a Point on the East Cliff; 50 Feet East of the East Side of the Gun Tavern.</p>		

	Owners.	Occupiers.
So much as may be necessary of the following Premises :		
A House and Premises	John & Wm. Brattle	Themselves.
A House, Yard, and Premises (15, East Cliff)	{ Ann Eliz. Wagner	Herself.
Ditto	Ditto	Sophia Geer.
Ditto	Nath. Hall	Wm. Lye.
House and Premises	Wm. Carden	James Bailey.
Houses and Premises (No. 16, Little Castle Square, and another)	{ Rich. Kennett	Himself.
Two Ditto, No. 15 and 14	Rich. Humphrey	Himself.
One Ditto, No. 13	John Washer	Wm. Harman.
A House, Yard, and Premises		
Ditto	— Crunnington	Friend Measor.
A House and Premises	John Washer	James Murrell.
Ditto, Shop and Premises (Waterloo House)	John Allen	John Bryant.
A Brewery, Wine Vaults, and Premises	Commissioners	Ebenezer Robins.
Four Houses and Premises	Benj. Tillstone	{ John Andrews. — Innocent. David Hughes.
A House and Premises	{ Devises of Rich. Williams	{ John Booth.
Part of the Vicarage House, with the Garden in front thereof, and Road leading thereto, and also the Passage, Five Feet wide, on the North Side, and the Ground and Premises on the South Side of the same House	{ Rev. H. Michell Wagner	{ Himself.
Three Houses, Ground, and Premises	Mary Bradford	{ J. Cuthbertson. Wm. Lane. Sam. Collier.
Two Houses, Shops, Buildings, Ground, and Premises	{ Francis Pollard	{ John Field. — Johnson. — Cuthbertson. John Furness. — Russell. Peter Cavan. John Landsdell. — Brinsley. — Stent. Wm. Paine.
Several Houses, Buildings, Ground, and Premises	{ Mary Crawford	{ Abraham Coomby. Himself. Himself. John Rooke.
Two Houses, Ground, and Premises	— Sparrow	
One Ditto	Stephen Gunn	
Ditto	Nathaniel Gunn	
Ditto	William Gunn	
One House, Ground, and Premises	Humphrey Moore	
Two Houses, Buildings, Ground, and Premises	{ — Humphrey	{ Jos. Townshend. Humphrey Ford.
Buildings and Garden	Thomas Best	Smith Hannington.
Stables, Stable Yard, and Premises	{ J. & R. Lemmon Whichelo	{ Wm. Pattenden.
A House, Buildings, Yard, and Premises in North Street	{ Thos. Pentecost	Edward Rogers.
Ditto	John Paine	Spencer Weston.
Part of a Chapel House	Trustees of Lady	Huntingdon's Chapel.



	Owners.	Occupiers.
Three Houses, Buildings, Yards, and Premises behind the Two Houses of Dennis Pentecost in North Street - - -	} Dennis Pentecost.	—
<i>For improving the Market, and making an Approach thereto.</i>		
Houses and Premises, including the West Side of Little East Street, extending Westward to the Market.		
Four Houses and Premises, Nos. 11, 12, 13, and 14, Little East Street - - -	} John Page -	{ Chas. Curtis. Geo. Shackelford. H. Serjeant. Joh. Buckley.
Two Houses and Premises, Nos. 15 and 16 - - - - -	} Wm. Gunn -	{ — Wymark. John Leffen.
House and Premises, No. 17 - - - -	R. Trussler -	Himself.
Ditto No. 18 - - - -	Thomas Hayler -	Ditto.
Coach-house, Stable, and Premises, No. 19	Paul Hewitt -	Himself.
A House and Premises (Bartholomews)	Sam. Andrews -	Ditto.
Ditto No. 9, ditto	Alfred Lee -	Susan Paine.
Two Houses and Premises, Nos. 10 and 11 - - - -	} Thos. Hayler -	{ Chas. Vine. John Studley.
A House and Stable, No. 20 and 21, Little East Street, and Premises abutting to the Market - - - -	} Paul Hewitt -	{ Eben. Roberts. P. Hewitt.
House, Garden, and Court, No. 22 -	R. Curley -	Himself.
Two Houses and Premises, No. 23 and 24	{ Eliz. Paine - — Simpson -	{ Widow Wells.
Stable, Warehouses, and Premises, No. 25	Joseph Packham -	Himself.
House, Yard, and Premises, No. 26 -	Widow Hart -	Herself.
Two Houses, Yards, and Premises -	— Langham -	{ Fanny Harman. Ann Morley.
Tenements, Stable, Yard, and Premises -	Jas. Chas. Mitchell	Thos. Crossweller.
<i>Houses and Premises on the North End of Little East Street.</i>		
House and Premises, No. 2 - - -	Widow Bridger -	Herself.
Ditto No. 3 - - - -	{ T. Turner - Jacob Carden -	{ John Holland.
Ditto - - - - -	— Weller -	Herself.
Ditto No. 4 - - - -	— Humphreys -	Thos. Harman.
Four Houses, Workshop, Yard, and Premises - - - -	} Thos. Hill -	{ J. Anscombe. J. Howell. — Holly. Wm. Flemming. Ann Philcox.
Two Houses and Premises, No. 7, 8 -	Jacob Carden -	{ Widow Howell. Jacob Carden.
Coach and Van Office, Warehouses, Stables, Coach-houses, Yards, and Premises -	} Thos. Read Kemp	Tho. Crossweller.
Shop in Great East Street - - - -	Thos. Read Kemp	{ Parker and Edmund Burns.

	Owners.	Occupiers.
Houses, Tenements, and Premises, No. 1, 2, 3, 4, 5, and 6, on the North Side of the Market, and West of the Van Office, before mentioned - - - -	} Thomas Attree - The Parish -	{ — Eldridge. — Cox. George Jenkins. Wm. Daniels and weekly Tenants.
<i>Houses and Premises on the West Side of the Market, extending through and including certain Houses and other Property on the East Side of Black Lion Street.</i>		
Thatched House, Stable, Yard, and Premises - - - - -	} William Wigney	John Dumbrell.
House, Stable, Yard, and Premises -	{ Devisee of Alex. Hicks - - -	} John Dumbrell.
A Stable, Coach-house, Yard, and Premises - - - - -	} Ditto - - -	James Clark.
A Coach-house	—	—
A Piece of vacant Ground and Premises behind the old Town Hall, and abutting to Black Lion Street - - - -	} Devisees of Alex- ander Hicks -	} Vacant.
House and Premises, No. 27, Black Lion Street - - - - -	} Walter Barrett -	Empty.
Ditto No. 26 - - - - -	John Buckman -	Himself.
Ground and Premises on the North Side, extending from Black Lion Street to the old Town Hall - - - - -	} John Buckman -	Himself.
The Vicarage House, Ground, and Premises - - - - -	} Reverend Henry Michell Wagner	} Himself.

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