



ANNO TRICESIMO NONO & QUADRAGESIMO

GEORGI II. REGIS.

Cap. 67.

An Act for continuing for Twenty-one Years, and from thence to the End of the then next Session of Parliament, the Term, and altering and enlarging the Powers, of several Acts passed for amending the Highway between *Hockliffe* and *Woburn*, in the County of *Bedford*; and for repairing the Road leading through *Woburn* to *Tickford Bridge*, in *Newport Pagnell*, in the County of *Bucks*.

[20th June 1800.]

WHEREAS an Act was passed in the First Year of the Reign of His late Majesty King *George* the Second, intituled, *An Act for the more effectual amending the Highway between Hockliffe and Woburn, in the County of Bedford, and for repairing the Road leading through Woburn to Tickford Bridge, in Newport Pagnell, in the County of Bucks*: And whereas Two other Acts were passed in the Sixteenth Year of the Reign of His said late Majesty, and in the Twentieth Year of the Reign of His present Majesty, for continuing the Term, and altering and enlarging the Powers of the said recited Act: And whereas the Trustees appointed in or by virtue of the said Acts have proceeded to put the same in Execution, for which Purpose they have

Preamble.
1 Geo. II,

16 Geo. II, and
20 Geo. III,
recited.

[*Loc. & Per.*]

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Acts further
continued.

borrowed considerable Sums of Money on the Credit of the Tolls thereby granted, which still remain due, and cannot be repaid, nor can the said Roads, which are very much out of Repair, be properly amended, improved, and kept in Repair, unless the Term of the said Acts is continued, and some of the Powers and Provisions of the said Acts altered, and the Tolls increased: 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 Acts, passed in the First and Sixteenth Years of the Reign of His said late Majesty King *George* the Second, and in the Twentieth Year of the Reign of His present Majesty, and all and every the Authorities, Powers, Privileges, Provisions, Penalties, and Clauses therein contained, (except such as relate to Exemptions from Stamp Duties, or as are hereby varied, altered, or repealed), shall be and continue in full Force, and be executed for and during the Term herein-after mentioned, as fully and effectually, to all Intents and Purposes, as if the same were herein particularly repeated and re-enacted, but subject nevertheless to the Amendments, Variations, Alterations, and Additions herein contained, and which shall commence and take Effect upon the passing of this Act; and this Act, and the additional Term hereby granted, shall be and are hereby made subject to the Payment of all Money now due and owing upon the Credit or on Account of the said former Acts, or hereafter to be borrowed on the Credit of the said former Acts and this Act, and of all Interest due and to grow due for the same.

Repealing a
Clause in the
First Act, for
getting Mate-
rials out of
the Parish of
Battleſden.

II. And whereas by a Clause in the said first recited Act it was enacted, that no Gravel, Sand, Stones, or Materials should be digged for, gathered, taken, or carried away, within the Parish of *Battleſden*, without the Consent of the Lord or Owner of the said Manor or reputed Manor of *Battleſden* from Time to Time first had and obtained: And whereas the said Road called *Hockliſſe Lane* or *Cauſeway* is in a very ruinous and dangerous State, and the Repairs thereof cannot be effectually made without a very considerable Expence, and the Assistance of having Gravel and Materials out of the Parish of *Battleſden*; and the Inhabitants of the said Parish of *Battleſden* will be materially benefited by the Improvement of the said Roads; and it is therefore reasonable that so much of the said Act as is herein-before mentioned should be repealed; be it therefore enacted, That the said Clause shall be and is hereby repealed; and that, from and after the passing of this Act it shall and may be lawful to and for the said Trustees, their Agents or Servants, to dig for, gather, take, and carry away Gravel, Sand, Stones, and Materials, in and from the Lands of Sir *Gregory Page Turner* Baronet, lying within the Parish of *Battleſden*, at any Place which shall be deemed to be most convenient, and where the Materials shall be found to be of the best Quality, on the South-east Side of the said Road, on making Compensation for the same according to the Directions of a certain Act, passed in the Thirteenth Year of His present Majesty's Reign, intituled, *An Act to explain, amend, and reduce into One Act of Parliament, the Statutes now in being for the Amendment and Preservation of the publick Highways, within that Part of Great Britain called England, and for other Purposes, for the Repair of such Part of the said Roads as lies in the said Parish;*

and in case such Gravel, Sand, Stones, and Materials shall become deficient, then and not before it shall be lawful for the said Trustees, their Agents or Servants, to dig for, gather, take, and carry away Gravel, Sand, Stones, and Materials, in and from the Lands of the said Sir Gregory Page Turner, lying within the said Parish of *Battlesden*, on the North-west Side of the said Roads, and next adjoining thereto.

III. Provided nevertheless, and be it enacted, That no such Gravel, Sand, Stones, and Materials, shall be dug for or taken from any of such last mentioned Lands as lie within Half a Mile from the present Residence of the said Sir Gregory Page Turner in *Battlesden* aforesaid, and that no other Lands within the same Parish shall be ever resorted to for such Purpose.

No Materials to be taken within Half a Mile of the Residence of Sir G. P. Turner.

IV. And whereas by the said Act of the First Year of His late Majesty it is provided and enacted, that no Person or Persons shall be liable to pay Toll more than Once, who shall pass through all or any of the Gates or Turnpikes erected by virtue of the said Act the same Day, with the same Horse, Cattle, or Carriage, and should produce a Ticket that the Toll was paid at any of the said Gates or Turnpikes: And whereas the Tolls by the said recited Acts authorized to be taken are found insufficient for carrying the same into effectual Execution, be it therefore further enacted, That the said recited Provision and Restriction shall be, and the same is hereby repealed; and that it shall be lawful for the Trustees for executing the said Acts and this Act, or any Five or more of them, at any Meeting or Meetings holden in pursuance of Notice in Writing affixed on all the Turnpike Gates erected upon the said Roads, at least Twenty-one Days previous to the holding of such Meeting, specifying the Time and Place of such Meeting, and the Intention of taking the Increase of the said Tolls into Consideration, to order and direct the Number of the Tolls now payable by virtue of the said Acts (but not the Rates thereof) to be increased: Provided always, That no Person or Persons, who shall pass through Two or more Gates or Turnpikes on the said Roads, with the same Cattle or Carriage, in One Day, shall be liable to pay more than Two Tolls, and so as no such Person or Persons having Occasion to pass and repass with the same Cattle or Carriage shall be compelled to pay a Second Toll at the same Gate or Turnpike in One Day: Provided also, That it shall be lawful for the said Trustees, or any Five or more of them, at any subsequent Meeting or Meetings, of which Notice shall be given in Manner aforesaid, from Time to Time to discontinue or reduce such additional Tolls, or any of them, and to raise the same again as they shall think proper, so as never to exceed Two full Tolls as aforesaid.

Trustees empowered to increase the Toll.

Persons not liable to pay more than Two Tolls.

Trustees may discontinue Toll at their Discretion.

V. And be it further enacted, That the said Tolls by this Act authorized to be taken shall be, and the same are hereby vested in the Trustees of the said Roads, and the same, and every Part thereof, shall be collected, recovered, levied, paid, applied, assessed, lessened, varied, and disposed of in such and the same Manner, and by such and the same Ways and Means, and with such Remedies for Non-payment or Evasion thereof, and with such Powers, Provisions, Exemptions, and Restrictions, as are contained in the said former Acts, or either of them, re-

Tolls to be collected and applied in such Manner as directed by former Acts.

specting

specting the Tolls thereby authorized to be taken, except the Exemptions hereby repealed.

Clause in Act
1 Geo. II, as
to Carriages,
&c. lying on
the Road, not
liable to Tolls
next Morning,
repealed.

VI. And whereas by the said Act of the First Year of the Reign of His said late Majesty it is provided, that if any Cattle, Chariot, or Carriage should pass through any of the Gates or Turnpikes on the said Roads, and should stop or stay the Night following at any Place thereon between any of the Gates or Turnpikes, that then the Owner or Driver of such Cattle or Carriage as aforesaid should not be obliged the next Day to pay any Toll or Duty for passing through any other Gate or Turnpike on the said Roads; which Exemption is injurious to the said Roads; be it therefore enacted, That the said Clause shall be, and the same is hereby repealed.

Three Days
Statute Duty
to be done by
the Parishes
through
which the
Road passes.

VII. And be it further enacted, That all and every Person and Persons by Law chargeable towards repairing Highways lying within the Parishes or Townships of *Chalgrave, Potsgrove, Melton Briant, and Aspley Guise*, in the County of *Bedford*, and in *Wavenden, Broughton, Middleton, Keynes, Molsoe, and Newport Pagnell*, in the County of *Bucks*, shall, during the Continuance of this Act, do and perform Three Days Duty, commonly called *Statute Duty*, for the amending the said Roads, in such Parts thereof as lie within the said respective Parishes or Places in which such Persons shall respectively reside, or occupy Lands, in such Manner and under such Directions as the Persons chargeable towards such Repairs in the Parish of *Woburn*, in the said County of *Bedford*, and in *Wavenden, Middleton, Keynes, Broughton, Molsoe, and Newport Pagnell*, in the County of *Bucks*, are directed and required to do by the said Act of the First Year of His said late Majesty's Reign, and that such Lists or Accounts in Writing of the Names of all Persons so hereby made liable shall be given by the Surveyor or Surveyors of such Parishes or Places respectively to the Surveyor or Surveyors of the said Trustees, and the like Summonses shall be issued, or Notices given to the Persons liable, as in the said last Act is mentioned, respecting the Persons and Statute Work therein mentioned; and that every Surveyor and other Person belonging to the said Parishes or Places of *Chalgrave, Potsgrove, Melton Briant, and Aspley Guise*, or any of them, who shall refuse or neglect to do his or their Statute Duty in or touching the Premises, shall be subject to the like Penalties as by the said Act are imposed on Surveyors and other Persons belonging to *Woburn, Wavenden, Middleton, Keynes, Broughton, Molsoe, and Newport Pagnell* respectively.

Inhabitants of
Battlefden lia-
ble to do Sta-
tute Duty for
Battlefden.

VIII. And be it further enacted, That the Inhabitants of the Parish of *Battlefden* shall be liable to do and perform Statute Duty on such Part of the said Roads as lies within the said Parish of *Battlefden*; any Thing in the said recited Acts or this Act contained to the contrary thereof in anywise notwithstanding.

Inhabitants of
Battlefden to
do no further
Statute Duty
than within
Battlefden.

IX. Provided always nevertheless, and be it further enacted, That such Inhabitants shall be no further liable towards the Repairs and Amendments of the said Roads within the said Parish of *Battlefden*, than by doing and performing such Statute Duty as aforesaid, which shall be taken and considered as Part of the Statute Duty to which they are now subjected.

X. And

X. And be it further enacted, That all Carts or other Carriages usually called *Taxed Carts*, on which a Duty is imposed by an Act passed in the Thirty-eighth Year of the Reign of His present Majesty, shall pay the same Tolls as are by the said first recited Act laid or imposed on every Chaise or Chair drawn by One Horse.

Taxed Carts to pay the same Toll as single Horse Chairs.

XI. And be it further enacted, That it shall be lawful for the said Trustees, or any Seven or more of them, from Time to Time to contract and agree with the Inhabitants and Occupiers of Lands, Tenements, and Hereditaments, of and in all or any of the Parishes or Places through which the said Roads lead, (their Consent being first signified in Writing at a Vestry or other publick Meeting of such Inhabitants and Occupiers of Lands summoned to assemble for that Purpose), or with any of the said Inhabitants or Occupiers of Lands respectively, or with the Surveyors of the Highways for the Time being of any such Parishes or Places, with such Consent as aforesaid, to repair, widen, alter, turn, or amend the said Roads, or any Part of them, within such Parish or Place; and for that Purpose to assign over to such Inhabitants or Owners of Lands, or such Surveyors as aforesaid, such a rateable and proportionable Part of the Tolls hereby granted, for such Number of Years, not exceeding the Term hereby granted; and by such Payments and in such Manner as the said Trustees, or any Seven or more of them, shall judge reasonable and proper: Provided nevertheless, That all such Share and Proportion of the said Tolls, so to be assigned in Manner aforesaid, shall be subject and liable to a rateable and proportionable Share of the Monies now due, or that shall hereafter become due and owing on the said Tolls, together with the Interest due and to grow due for the same, in the same Manner as if no such Assignment had been made; and that all Contracts and Agreements in Writing entered into pursuant to any Order made at any Meeting by the said Trustees, or any Seven or more of them, for that Purpose, shall be binding and conclusive.

Trustees may contract with Parishes for Repairs.

XII. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments, purchased, taken, or used by virtue of the Powers of the said first recited Act and this Act for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatick, or Person or Persons under any other Disability or Incapacity as in the said first recited Act particularly mentioned, such Money shall, in case the same shall amount to the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery; to be placed to his Account there *ex parte* the Trustees for executing the said Acts and this Act, to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way, by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments, in the Purchase of the Land Tax, or Discharge of any Debt or Debts, or such other 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, or Purposes; or where

Application of Compensation, where exceeding 200 l.

such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Messuages, Lands, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Messuages, 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 and Settlement shall be existing undetermined and capable of taking Effect; and in the mean Time and until such Purchase shall be made, the said Money shall, by Order of the Court of Chancery, 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 mean Time 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 have been entitled to the Rents and Profits of the Lands, Tenements, and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

Application where the Compensation does not exceed 200^{l.} nor less than 20^{l.}

XIII. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Hereditaments, purchased, taken, or used for the Purposes aforesaid, 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 Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank, in the Name and with the Privity of the said Accountant General of the High Court of Chancery, and placed to his Account as aforesaid, in order to be applied in Manner herein-before directed, or otherwise the same shall be paid, at the like Option, to Two Trustees to be nominated by the Person or Persons making such Option, and approved of by Five or more of the said Trustees, (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Principal Money, and the Dividends arising thereon, may be applied in any Manner herein-before directed, so far as the Case be applicable, without obtaining, or being required to obtain, the Direction or Approbation of the Court of Chancery.

Application where the Money is less than 20^{l.}

XIV. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next before mentioned, shall be less than 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 Hereditaments so purchased, taken, or used for the Purposes of the said Acts and this Act, in such Manner as the said Trustees, or any Five or more of them, shall

shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to, and for the Use and Benefit of such Person or Persons so entitled respectively.

XV. And be it further enacted, That all the Charges and Expences of obtaining and passing this Act shall be defrayed out of any Money already collected or received by virtue of the said former Acts, or either of them, or out of the First Monies to arise by virtue of the said former Acts and this Act, in Preference to all other Payments whatsoever. For paying Expences of this Act.

XVI. And be it further enacted, That this Act shall be adjudged, deemed, and taken to be a Publick Act, and as such be judicially taken Notice of by all Judges, Justices, and other Persons whomsoever, without specially pleading the same. Publick Act.

XVII. And be it further enacted, That the Term granted and continued by the said recited Acts shall, upon the passing of this Act, cease and determine, and that the said Acts (subject as herein-before mentioned) and this Act, shall from thenceforth continue and be in Force, and be executed for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament. Term of the Act.

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