



ANNO QUINQUAGESIMO SECUNDO

GEORGI II. REGIS.

Cap. 62.

An Act for enlarging the Powers of an Act of His present Majesty, for repairing the Roads from *Maidenhead* Bridge to *Reading*, and to *Henley* Bridge in the County of *Berks*, so far as relates to the Second District of the said Roads. [20th April 1812.]

WHEREAS an Act was passed in the Forty-sixth Year of the Reign of His present Majesty, intituled *An Act for more effectually repairing and improving the Roads leading from Maidenhead Bridge to Reading, and from the said Bridge to Henley Bridge in the County of Berks*; whereby it is enacted, that for the more effectually repairing, widening, altering and keeping in Repair the said Roads, the same should be considered as divided into Three separate Districts; and that the Road from the Thirty-three Mile-stone towards *Reading* to the South East Corner of *Castle Street* in *Reading*, should be called and deemed and taken to be the Second District of the said Roads: And whereas the Trustees, in or by virtue of the said Act appointed, for putting the said Act in Execution, so far as it relates to the said Second District of the said Roads, have proceeded in the Execution thereof, and have from Time to Time laid out and expended large Sums of Money in the repairing, widening, altering, improving and keeping in Repair the said Roads within the said Second District; and have from Time to Time borrowed and taken up at Interest several Sums of Money

46G.3.c.145.

[*Loc. & Per.*]

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upon

upon the Credit of the respective Tolls by the said Act granted and made payable within the same District, and have mortgaged and assigned over the respective Tolls to the several Persons advancing Money on the same, for and during the said Term of the said recited Act, as a Security for the several Sums of Money so borrowed, and the Interest thereof; which said several Sums of Money still remain due and unpaid: And whereas the Tolls granted by the said recited Act, have been found insufficient for carrying the Purposes of the said Act into Execution, and the several Sums of Money borrowed and which still remain due and owing, cannot be paid off, nor can the said Roads be effectually amended, widened, improved and kept in Repair, unless the said Tolls and Duties are increased, or new and additional Tolls and Duties granted and authorized to be demanded and taken: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall be lawful for the Trustees of the Second District of Roads mentioned or described in the said recited Act, and for any Person or Persons appointed or to be appointed Collector or Collectors by virtue of the said recited Act, to demand and take at the Turnpike or Toll Gate now erected, or at any other Turnpike or Toll Gate hereafter to be erected, in, upon, or across any Part or Parts of the said Roads lying and being within the said Second District, (over and besides and in Addition to the several Tolls and Duties authorized to be taken or made payable by the said recited Act), of and from the Person or Persons driving, leading, riding, attending or having the Care or Custody of any Horse, Cattle, Beast or Carriage, and on every Day, (such Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night), the respective Tolls and Duties following; (that is to say),

Additional
Tolls granted.

For every Coach, Chariot, Landau, Berlin, Barouche, Chaise, Calash, Curricie, Hearse or Chair, drawn by Six Horses, the Sum of Sixpence; or by Five Horses, the Sum of Five-pence; or by Four Horses, the Sum of Four-pence; or by Three Horses the Sum of Three-pence; or by Two Horses, the Sum of Two pence; or by One Horse, the Sum of One Penny:

For every Horse or Beast of Draught drawing any Waggon, Wain, Drug, Cart or other such like Carriage, with Fellies or Rollers of the Breadth or Gauge of Sixteen Inches at the least, or with Axletrees of different Lengths rolling Sixteen Inches at the least on each Side, the Sum of One Penny:

For every Horse or Beast of Draught drawing any Waggon, Wain, Drug, Cart, or other such like Carriage with Four Wheels, having the Fellies of the Wheels thereof of the Breadth or Gauge of Six Inches, the Sum of One Halfpenny:

For every Horse or Beast of Draught drawing any Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels thereof of less Breadth or Gauge than Six Inches, the Sum of One Penny:

For every empty Carriage with Four Wheels, fastened to or behind any Waggon, Wain, Drug, Cart or other Carriage, the Sum of One Penny; and for every empty Carriage with Two Wheels, so fastened, the Sum of One Halfpenny; and if loaded, Double such Tolls:

For

For every Horse, Mare, Gelding, Mule or Ass, laden or unladen and not drawing, the Sum of One Halfpenny :

For every Drove of Oxen or Neat Cattle, the Sum of Five-pence *per* Score ; and so in Proportion for every less Number :

And for every Drove of Calves, Hogs, Sheep or Lambs, the Sum of Two-pence *per* Score ; and so in Proportion for every less Number.

And the said respective Tolls or Duties shall (in addition to the Tolls granted by the said recited Act) be demanded and taken, before any Horse or Horses or other Beast or Beasts or Cattle, or any Carriage whatsoever, shall be permitted to pass through any such Turnpike or Toll Gate upon the said Second District of Road.

II. Provided always, and be it further enacted, That no more than One Toll shall be demanded or taken by virtue of this Act, of or from any Person or Persons, for or in respect of the same Horse or Horses, Beast or Beasts, or Cattle or Carriages, for passing along the whole of the said Second District of Road in any One Day, to be computed as aforesaid. Limiting the Number of Tolls.

III. And be it further enacted, That on every *Sunday* during the Continuance of this Act, there shall be demanded and taken at the said Toll Gates in the said Second District, by such Person or Persons to be nominated or appointed as aforesaid, before any Horse, Cattle, Beast, or Carriage shall be permitted to pass through the same, or either of them, Double the respective Tolls or Sums of Money herein-before mentioned ; which said several and respective Sums of Money shall be demanded and taken as and in the Name of a Toll or Tolls. Double Tolls on Sunday.

IV. Provided always, and be it further enacted, That no Toll shall be demanded or taken for any Horse or Horses, or other Beast or Cattle, or for any Waggon, Wain, Cart, or other Carriage employed in carrying or conveying, or going empty to fetch, carry, or convey, or returning empty from carrying or conveying, having been employed only in carrying or conveying on the same Day, any Stones, Bricks, Timber, Wood, Gravel, or other Materials for making or repairing the said Road, or any of the Roads in the Townships or Parishes in which any Part of the said Road lies ; or with Seed for seeding the Ground ; or Hay, Turnips, Straw, or Corn in the Straw only, Wool, Peat, or Turf, not sold or disposed of, but passing to be laid up or placed in the Houses, Barns, Outhouses, or Yards, or on the Lands of the Owners thereof ; or for any Horse, Beast, or other Cattle or Carriage employed in carrying or conveying, or going empty to fetch, carry, or convey, or returning empty from carrying or conveying, having been employed only in carrying or conveying on the same Day, any Ploughs, Harrows, or Implements of Husbandry, or any Mould, Dung, Ashes, Rags, Compost, or Manure employed in Husbandry for manuring or improving Lands, or any other Thing employed in the Management of any Farm or Lands ; or for any Horses or other Beasts going to or returning from Pasture or Watering Places, or going to be or returning from being shod or farried ; or from any Person or Persons going to or returning from his, her, or their proper Parochial Church, Chapel, or other Place of Religious Worship on *Sundays*, or any other Day on which Divine Service is ordered by Authority to be celebrated, or going Exemptions from Tolls.

going to or returning from attending the Funeral of any Person who shall die and be buried in any of the Parishes in which the said Roads lie ; or from any Clergyman going to visit or returning from visiting any sick Person, or on other his Parochial or Ministerial Duty ; or for any Horses or Carriages of whatever Description, employed or to be employed in conveying the Mails of Letters and Expresses under the Authority of His Majesty's Postmaster General, either when employed in conveying, or guarding such Mails or Expresses, or in returning back from conveying the same ; or for the Horse or Horses of any Officers or Soldiers on their March or on Duty, or for any Horse or Horses or other Beast, or any Cart, Carriage, or Waggon employed in carrying or conveying, or returning therefrom, having been employed only in carrying or conveying the Arms or Baggage of any such Officers or Soldiers, or in carrying or conveying any sick, wounded, or disabled Officers or Soldiers ; or for any Waggon, Wain, Cart or other Carriage whatsoever, or the Horse or Horses, or other Cattle drawing the same, which shall be employed in conveying any Ordnance, or Barrack or Commissariat, or other public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces, or returning from having been so employed ; or for any Horse, Mare or Gelding furnished by or for any Person belonging to any Corps of Yeomanry or Volunteer Cavalry or Infantry, and rode by him in going to or returning from any Place appointed for and on the Days of Exercise, Inspection or Review, provided that such Person shall be dressed in the Uniform of his Corps, and shall have his Arms, Furniture and Accoutrements, according to the Regulations of such Corps, at the Time of claiming the Exemption ; or for Horses, Carts or Waggons travelling with Vagrants sent by legal Passes, or returning after having been so employed ; or for any Horses, Coaches or other Carriages going to or returning from any Election of a Knight or Knights of the Shire, to serve in Parliament for the said County of *Berks*, on the Day or Days of such Election, or the Day before or Day after such Election shall begin or be concluded ; and if any Person shall, by any fraudulent or collusive Means whatsoever, claim or take the Benefit of any of the Exemptions aforesaid, not being entitled to the same, every such Person shall forfeit and pay for every such Offence any Sum not exceeding Forty Shillings, One Moiety whereof shall be paid to the Informer, and the other Moiety shall be applied to the Purposes of this Act.

Exempting
Carriages
conveying
King's Stores,
&c. from Pen-
alties for
Overweight.

V. And be it further enacted, That no Person owning or driving, or causing to be driven any Waggon, Wain, Cart, or other Carriage provided for the Service of His Majesty's Forces, or conveying any Ordnances, or Barrack, or Commissariat, or other public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces, shall be subject to any Penalty or Forfeiture for Overweight ; nor shall any such Waggon, Wain, Cart or other Carriage, or the Horse or Horses drawing the same, be stopped or detained by reason of any Weight in any such Waggon, Wain, Cart or other Carriage, or of being drawn by any Number of Horses or Oxen ; but it shall be lawful for the Owner or Driver of any such Waggon, Wain, Cart or other Carriage, to put any Number of Horses or Oxen to such Waggon, Wain, Cart or other Carriage, any Thing in any Act or Acts of Parliament relating to Highways or Turnpike

pike Roads, or in the said recited Act or this Act contained to the contrary notwithstanding.

VI. And be it further enacted, That the said Tolls, and the Money so to be raised, shall be and is hereby vested in the Trustees for the said Second District, and shall be applied in such Manner and for such Purposes as in and by the said recited Act is expressed and enacted, of and concerning the Tolls and Duties to be demanded and taken at each and every of the Toll Gates erected or to be erected, in, upon, or across any Part or Parts of the said Roads within the said Second District.

Application of Tolls.

VII. And be it further enacted, That if any Person or Persons subject or liable to the Payment of any of the said Tolls by this Act granted, shall neglect or refuse to pay the same, it shall be lawful for the Collector or Collectors, Person or Persons nominated or appointed to collect and receive such Toll or Tolls as aforesaid, to seize and distrain any Horse or Horses, Beast or Beasts, or other Cattle, for or in respect whereof any Toll is hereby imposed or made payable, or any of the Goods or Chattels of the Person or Persons so neglecting; and if such Tolls, and the reasonable Charges of such seizing and distraining, and consequent thereupon, shall not be paid within the Space of Five Days, the Person or Persons so seizing and distraining, shall or may sell and dispose of the Horse or Horses, Beast or Beasts, Cattle, Goods, or Chattels so seized and distrained, and apply the Money arising therefrom in Satisfaction and Discharge of such Toll or Tolls, and all reasonable Costs and Expences occasioned by such seizing and distraining, and consequent thereupon, and upon such Sale as aforesaid, returning the Overplus (if any) on Demand to the Person or Persons whose Horse or Horses, Beast or Beasts, Cattle, Goods or Chattels, shall have been so seized or distrained and sold.

In Default of Payment of Tolls, Collector may distrain.

VIII. And be it further enacted, That all and every the Powers, Authorities, Methods, Rules, Directions, Exemptions, Penalties, Forfeitures, Clauses, Matters and Things contained in the said recited Act, of and concerning the Tolls and Duties thereby authorized and directed to be demanded and taken, or in anywise relating thereto, shall be extended to the Tolls and Duties by this Act authorized and directed to be taken, and shall be respectively duly observed, practised and put in Execution, with respect to the Tolls and Duties by this Act granted, as fully and effectually to all Intents and Purposes, as if the same Powers, Authorities, Methods, Rules, Directions, Exemptions, Penalties, Forfeitures, Clauses, Matters and Things, were particularly repeated and re-enacted in the Body of this Act; and all and every the Regulations of the said recited Act shall be extended to this Act, and shall be applied, construed, deemed and taken to be applicable and to refer to this Act, in like Manner, to all Intents and Purposes, as if the same had been herein repeated and re-enacted.

Powers of former Act as to Tolls, extended to this Act.

IX. 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.

Act made Public.

X. And be it further enacted, That this Act, and the several Powers, Authorities, Tolls, Exemptions, Matters and Things herein contained, shall

Commencement of the Act.

[Loc. & Per.]

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shall commence and take Effect on the First Day of *May* One thousand eight hundred and twelve, and shall be in full Force and have Continuance from thenceforth, for and during the full Term granted by the said recited Act, and until the Expiration thereof.

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