



ANNO QUINQUAGESIMO QUARTO

GEORGI II. REGIS.

Cap. 119.

An Act to repeal certain Parts of an Act passed in the Thirty-first Year of His present Majesty, for the better Regulation and Government of the Company of Cutlers within the Liberty of *Hallamshire*, in the County of *York*, and to alter and amend the said Act. [17th June 1814.]

WHEREAS an Act passed in the Twenty-first Year of the Reign ^{21 Jac. 1. c. 31.} of King *James* the First, intituled *An Act for the good Order and Government of the Makers of Knives, Sickles, Shears, Scissors, and other Cutlery Wares in Hallamshire, in the County of York, and the Parts near adjoining*, whereby a Corporation was established of Persons using to make Cutlery and other Wares and Manufactures made or wrought of Iron and Steel, and inhabiting within the Lordship and Liberty of *Hallamshire*, in the said County of *York*, or within Six Miles Compass of the same, within which the Town of *Sheffield* is situate, and called and known by the Name of the Master, Wardens, Searchers, Assistants, and Commonalty of the Company of Cutlers, in *Hallamshire*, in the County of *York*: And whereas an Act passed in the Thirty- ^{31 G. 3. c. 58.} first Year of the Reign of His present Majesty, intituled *An Act for the better Regulation and Government of the Company of Cutlers within the Liberty of Hallamshire, in the County of York, and within Six Miles of the said Liberty, and of their Journeymen and Apprentices*: And whereas by the Restrictions contained in the last-recited Act, as to taking of Apprentices and Employment of Journeymen, the Manufacturers in the said District are made wholly dependent for the Supply of Journeymen and Workmen upon the Freemen of the said Corporation, and by Means of the said Restrictions the Number of Journeymen is always very limited: And whereas it is expedient that the Freemen of the said Corporation should be exempted and exonerated

[*Loc. & Per.*]

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from

Repeal of
Part of Act
31 G. 3.

from certain Restrictions and annual and other Payments imposed upon them by the said last herein recited Act, in respect of their being Freemen of the said Corporation: May it therefore please Your Majesty, That it may be enacted, and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That so much of the said Act of the Thirty-first Year of the Reign of His present Majesty as enacts, that no Service of any Apprentice who shall have been bound before the Twenty-fourth Day of *June* One thousand seven hundred and ninety-one shall be deemed a good Service within the true Intent and Meaning of the said last recited Act, unless the Contract, Indenture, or Instrument of Apprenticeship shall have been inrolled before the Twenty-fifth Day of *December* One thousand seven hundred and ninety-one in the Books of the said Company, and that no Service of any Apprentice who shall be bound in or by any such Contract after the said Twenty-fourth Day of *June* shall be deemed a good and sufficient Service, unless such Apprentice shall be bound before the said Master, Wardens, Searchers, and Assistants, at some of their public monthly Meetings, or otherwise before the Master and Wardens of the said Company, or Two of them at the least, and an Inrolment of his Contract, Indenture, or Instrument of Apprenticeship be entered in the Books of the said Company within Two Calendar Months after the Execution thereof; and that if at any Time after the said Twenty-fourth Day of *June*, and Notice to inrol Contracts and Indentures of Apprenticeship being published Three Times in some *Sheffield* Newspaper, the Master of any such Apprentice as aforesaid shall, for the Space of Six Calendar Months, refuse or wilfully neglect to bring in the Contract or Indenture by which such Apprentice shall be bound, in order that the same may be inrolled as aforesaid, such Master shall forfeit and pay for every such Refusal or Neglect the Sum of Ten Pounds: and also so much of the same Act as enacts, that every Person entitled to the Freedom of the said Company, not having had at the Time of passing the said Act a Mark assigned to him, shall, before it shall be lawful for him to take any Apprentice, or carry on any of the said Trades or Arts on his own Account, apply to the Master, Wardens, Searchers, and Assistants of the said Company for a Mark to be assigned to him, to be struck, engraved, or used upon such Goods or Wares as he shall be entitled to make, according to the Intent and Meaning of the said Act; and also so much of the said Act as requires the said Master, Wardens, Searchers, and Assistants to assign the same accordingly to the Person appearing to be so entitled to his Freedom, but that no Mark to be thereafter assigned by the said Company shall be in Part or in the Whole a Sirname; and that every Person to whom such Mark shall be so assigned shall pay for the same to the said Master, Wardens, Searchers, and Assistants, the clear yearly Sum of Sixpence as a Mark Rent; and that if any such Person so entitled to his Freedom, and not having had a Mark assigned to him, shall use, exercise, or carry on any of such Trades or Arts as aforesaid within the said Lordship or Liberty, or Six Miles' Compass of the same, or shall take or accept any Apprentice or Apprentices to be employed or instructed therein, before such Person shall have obtained such Mark as aforesaid, he shall for each and every Month he shall so use, exercise, or carry on any of the said Trades or Arts, or shall retain or keep an Apprentice, forfeit and pay the Sum of Five Pounds; and that if any

Person

Person shall, for Three successive Years, refuse or neglect to pay such Mark Rent, he shall forfeit and pay the Sum of Five Shillings: and also so much of the said Act as enacts, that no Person using or exercising the Art or Trade of a Maker of Knives, Sickles, Shears, Scissors, Razors, Files, or Forks, within the said Lordship or Liberty, or Six Miles' Compass of the same, shall have, retain, or keep in his Service at the same Time more than One Apprentice (besides his own Son or Sons, or the Son or Sons of some other Freeman of the said Company,) who shall not have served as an Apprentice at the said Trade for the Space of Three whole Years at least; nor shall take any Apprentice for any lesser or shorter Time or Space than Seven Years; nor shall take any Apprentice whose Time of Apprenticeship shall expire before the said Apprentice shall attain the Age of Twenty-one Years; and that in case any Person or Persons using or exercising any of the Arts or Trades aforesaid shall retain or keep any such Apprentice or Apprentices, contrary to the Directions of the said Act, the Person or Persons so offending shall forfeit and pay, for every Month he or they shall retain or keep such Apprentice or Apprentices, the Sum of Five Pounds; and also so much of the said Act as enacts, that in cases where Two or more Persons who have heretofore carried on different Branches of some of the said Trades may have had the same Mark assigned to each of them, before any such Person shall begin to carry on a Branch of Trade different to that in or for which a Mark shall have been assigned to him, he shall apply for and obtain a new Mark, to be assigned to him in such Manner as Persons not having had a Mark assigned are required to do, before he shall be allowed to carry on such Trade; and also so much of the same Act as enacts, that the said Master, Wardens, Searchers, and Assistants shall and may receive and take the Fees therein mentioned to have been usually taken by them over and above all Stamp-Duties, Parchment, or Paper; (that is to say) for every Inrolment of a Contract or Indenture of Apprenticeship, for the binding of the Son of any Member of the said Company to his Father, the Sum of Two Shillings and Sixpence; and on the binding of every other Apprentice, for examining the Qualifications of the Master, reading over the Indentures, attesting the Execution, and inrolling the same, the Sum of Eleven Shillings and Eight-pence; and for searching and assigning a Mark, and entering the same in the Books of the said Company, and for preparing the Admission of every Freeman, and inrolling the same, the Sum of Eight Shillings and Two-pence: and also so much of the said Act as enacts, that from and after the First Day of *September* One thousand seven hundred and ninety-one, no person whomsoever shall set up, exercise, or carry on for himself or in Partnership, or work as a Journeyman in any of the Arts or Trades of Makers of Knives, Sickles, Shears, Scissors, Razors, Files, and Forks, within the said Lordship or Liberty of *Hallamshire*, or Six Miles Compass of the same, unless he shall have been first admitted to and have obtained the Freedom of the said Company, and shall be and continue a Member thereof, on Pain of forfeiting for every Month that he shall so carry on the said Arts or Trades, or any of them, any Sum not exceeding Ten Pounds nor less than Forty Shillings, Persons usually employed as Strikers excepted; and also so much of the said Act as enacts that in case any Person residing within the said Lordship or Liberty, or Six Miles' Compass of the same, not already being a Freeman of the said Company, shall apply to the said Master,
Wardens,

Wardens, Searchers, and Assistants of the said Company for the Time being, for Leave to carry on any of the said Trades, and to become a Freeman, a Mark shall be assigned to him, for which he shall pay the Sum of Twenty Pounds to the said Company, over and besides the Fees appointed to be received as thereinbefore mentioned, and that such Person shall from thenceforth become a Freeman of the said Company, shall be and the same is hereby repealed.

Any Person may carry on Business in the Liberty of Hallamshire, or Six Miles of the same.

II. And be it further enacted, That it shall and may be lawful for any Person to set up, exercise, or carry on for himself or in Partnership, or work as a Journeyman in any of the Arts or Trades of Makers of Knives, Sickles, Shears, Scissors, Razors, Files, and Forks, within the said Lordship or Liberty of *Hallamshire*, or Six Miles' Compass of the same, although he shall not have been first admitted to and have obtained the Freedom of the said Company, nor be or continue a Member thereof, and also to have, retain, or keep in his Service at the same Time as many Apprentices and for such Term of Years or other Period of Time as he may think proper.

All Persons may have Mark assigned by the Master, Wardens, &c.

III. And be it further enacted, That in case any Person using, exercising, or carrying on any of the said Arts or Trades within the said Lordship or Liberty, or Six Miles' Compass of the same, (whether he shall be a Freeman of the said Company or not,) shall apply to the said Master, Wardens, Searchers, and Assistants to assign to him any Mark or Device to be stricken, impressed, or engraved upon his Goods, Wares, or Manufactures, the said Master, Wardens, Searchers, and Assistants shall, and they are hereby authorized and required to assign the same to him accordingly, for which the Person to whom the same shall be assigned shall pay the Sum of Forty Shillings to the said Company, over and besides any Stamp Duty imposed, or which may hereafter be imposed, by any subsisting or future Act of Parliament, in respect of any such Assignment of such Mark: Provided that any such Mark or Device so to be assigned shall not have been previously assigned to and then continue the Property of any other Person or Persons within the said Lordship or Liberty, or Six Miles' Compass of the same, nor consist of a Surname; provided also, that in case the Mark so applied for shall theretofore have been assigned by the said Master, Wardens, Searchers, and Assistants of the said Company to any Person, and shall have become surrendered to them, the Person so applying shall pay for the same the Sum of Three Pounds over and besides the said Sum of Forty Shillings to be paid on the Assignment thereof as aforesaid; provided also, that every Person who previously to the passing of this Act shall have served or is now serving an Apprenticeship, or shall have been or now is in the Service of his Father or Mother in any of the Arts or Trades aforesaid, within the said Lordship or Liberty, or Six Miles' Compass of the same, (such Father or Mother being a Freeman, or Widow of a Freeman,) shall, upon his becoming entitled to the Freedom of the said Corporation, and applying for such Mark as aforesaid, be entitled to have the same assigned to him on Payment of the Fees only which before the passing of this Act were payable in respect thereof, by virtue of the said hereinbefore recited Act of the Thirty-first Year aforesaid.

IV. And be it further enacted, That nothing hereinbefore contained shall extend to authorize the said Master, Wardens, Searchers, and Assistants, to assign to any Person applying to them as aforesaid any Mark or Device which may at any Time heretofore have been used in common among the Makers of Knives, Sickles, Shears, Scissors, Razors, Files, and Forks, within the said Lordship or Liberty, or Six Miles' Compass of the same, nor to assign any Mark or Device which shall be then used by any Person within the said District: Provided always, that previous Notice in Writing shall have been given to the said Master, Wardens, Searchers, and Assistants, that such Mark as aforesaid is or was in common Use, or then used by the Person giving such Notice.

Master, &c.
not authorized to assign any Person a Mark which has been used in common, or by any particular Person.

V. And be it further enacted, That if any Member or Members of the said Company, or any other Person or Persons using, exercising, or carrying on any of such Arts or Trades as aforesaid within the said Lordship or Liberty, or Six Miles' Compass of the same, shall at any Time after the passing of this Act strike, engrave, impress, or use, or cause or procure to be stricken, engraved, impressed, or used upon his or their Goods, Wares, or Manufactures, any Mark, Device, Stamp, or Impression, with Intent to counterfeit or imitate any Mark or Device assigned, or which may hereafter be assigned, by the said Master, Wardens, Searchers, and Assistants of the said Company, to and be used by any other Person, the Person or Persons so offending shall, for every such Offence, forfeit and pay (in lieu of the Penalty imposed by the said last-recited Act) any Sum not exceeding Twenty Pounds, One Moiety whereof shall be paid to the Person whose Mark shall have been so counterfeited or imitated, and the other Moiety to the said Master and Wardens of the said Company; and the Provisions in the said last-recited Act contained for the Recovery and Application of the Penalty thereby imposed shall be used, applied, and put in force for the Recovery and Application of the Penalty hereby made payable, as fully and effectually as if the same Provisions were in this Act severally and separately repeated and re-enacted.

Punishing Persons counterfeiting Marks.

VI. And whereas by an Act passed in the Forty-first Year of the Reign of His present Majesty, intituled *An Act for amending and rendering more effectual an Act passed in the Thirty-first Year of the Reign of His present Majesty, for the better Regulation and Government of the Company of Cutlers within the Liberty of Hallamshire, in the County of York, and within Six Miles of the said Liberty, and of their Journeymen and Apprentices*, certain Provisions were made in respect of the Marks of Freemen of the said Company, on the Event of their respective Deaths; be it therefore enacted, That every Mark to be assigned by the said Master, Wardens, Searchers, and Assistants, to any Person by virtue of the Authority hereinbefore contained may be devised, or, in case of no Devise thereof, shall go to and be enjoyed by the Widow and Family, and Relations, of any Person dying possessed of any such Mark or Marks, in like Manner as is provided in the said last recited Act relative to Marks: Provided always, that nothing herein contained shall be construed to extend to give the Power of using such Mark to more than one Person of such Family at the same Time.

Marks may be devised, &c.

Public Act.

VII. 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.

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