



ANNO QUINQUAGESIMO QUARTO

GEORGI II. REGIS.



Cap. 121.

An Act for continuing and amending an Act of His present Majesty, for repairing the Road from *Dunstable* to *Hockliffe*, in the County of *Bedford*.

[17th June 1814.]

WHEREAS an Act was passed in the Thirty-second Year of the Reign of His present Majesty, intituled *An Act for amending* ^{32 G. 3.} *and more effectually repairing the Road from the Black Bull Inn in Dunstable, in the County of Bedford, to the King's Arms in Hockliffe, in the said County*: And whereas several Sums of Money have been borrowed on the Credit of the said recited Act, and of the Tolls thereby granted; and a considerable Sum of Money now remains due and owing thereon; and the same cannot be repaid, nor can the said Road be effectually amended, improved, and kept in Repair, unless the said Act be continued for a further Term, and the Tolls thereby granted increased; and it is expedient that some of the Powers, Clauses, and Provisions, contained in the said Act should be repealed, or altered and enlarged: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the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 Thirty-second Year of His present Majesty, and all the Clauses, Powers, Provisions, Regulations, Penalties, Forfeitures, Matters, and Things, therein contained, (except such as are varied, altered, or repealed),

Term of former Act continued.

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repealed),

repealed), shall be, remain, and continue, in full force and effect, and shall, together with this present Act, be put in Execution, for the more effectually repairing, widening, turning, altering, keeping in Repair, and improving the said Road, for the Term herein-after limited, in like Manner, and as fully and effectually in all Respects, as if the same were repealed and re-enacted in the Body of this present Act; which said Term, and the Tolls hereby granted, shall be and are hereby declared to be subject and liable to the Payment of all the Monies now respectively due and owing as aforesaid, and of all Sum and Sums of Money which shall and may be borrowed on the Credit of the said recited Act and this Act, and all Interest due and to grow due for the same Sums respectively.

Trustees under former Act, to execute this Act.

II. And be it further enacted, That the Persons nominated and appointed, or to be nominated and appointed Trustees in and by virtue of the said recited Act, shall be Trustees for putting this Act into Execution.

Power to elect an additional Number of Trustees.

III. And be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Five or more of them, at any of their Meetings to be holden in pursuance of the said recited Act and this Act, to elect any Number of Persons, not exceeding Ten in the whole, to be Trustees for the carrying that Act and this Act into Execution, in addition to the Trustees appointed by and in pursuance of the said recited Act; and such Trustees being elected and duly qualified as therein directed, shall have such and the like Powers and Authorities for carrying the said Act and this Act into Execution, as if they had been named in and by this Act.

Former Tolls repealed.

IV. And be it further enacted, That from and after the First Day of July One thousand eight hundred and fourteen, the several Tolls now payable by virtue of the said recited Act, shall cease, determine, and be no longer payable; and that instead thereof, the following Tolls shall be demanded and taken, by virtue of the said recited Act and this Act, at the several Turnpikes or Toll Gates erected or to be erected upon the said Road, or on the Sides thereof, before any Carriage, or any Horse or other Cattle or Beast, upon which any Toll is hereby imposed, shall be permitted to pass through the same; (that is to say)

Tolls.

For every Coach, Chariot, Landau, Berlin, Calash, Caravan, Phaeton, Post Chaise or other Carriage or Chair, drawn by Six Horses or other Beasts of Draught, the Sum of Two Shillings; or drawn by Four or Three Horses or other Beasts of Draught, the Sum of One Shilling; or drawn by Two Horses or other Beasts of Draught, the Sum of Nine-pence; or drawn by One Horse or other Beast of Draught, the Sum of Four-pence:

For every Waggon or other such like Carriage, having the Fellies of the Wheels thereof of the Breadth or Gauge of Six Inches or upwards, the Sum of Two Shillings; and having the Fellies of the Wheels of less Breadth or Gauge than Six Inches, the Sum of One Shilling; over and above the additional Toll granted by the Act of the Thirteenth Year of His present Majesty's Reign, for regulating Turnpike Roads:

For every Cart, Dray, or other such like Carriage, having the Fellies of the Wheels thereof of the Breadth or Gauge of Six Inches or upwards, and drawn by Three or more Horses or other Beasts of Draught, the Sum of

of

of One Shilling; or drawn by Two Horses only or other Beasts of Draught, the Sum of Nine-pence; and having the Fellies of the Wheels thereof of less Breadth or Gauge than Six Inches, and drawn by Three Horses or other Beasts of Draught, the like Sum of One Shilling; or drawn by Two Horses or other Beasts of Draught, the like Sum of Nine-pence; over and above the additional Toll granted by the said Act of the Thirteenth Year of the Reign of His present Majesty:

For every Cart drawn by One Horse only, the Sum of Four-pence:

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

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

For every Drove of Calves, Hogs, Sheep or Lambs, the Sum of Three-pence *per* Score; and so in Proportion for any greater or less Number:

And,

For every Horse, Beast or Cattle, Cart, Waggon, or other Carriage or Thing, upon which any Toll is herein-before imposed, that shall pass through any of the Toll Gates or Turnpikes continued or erected by virtue of this Act, on every *Sunday*, to be computed from Twelve of the Clock on *Saturday* Night to Twelve of the Clock in the next succeeding Night; Double the Tolls or Sums of Money herein-before mentioned, and made payable in respect thereof at any other Time.

Which said Tolls and Duties in and by this Act granted and made payable as aforesaid, shall be and are hereby vested in the Trustees for the Time being for carrying the said recited Act and this Act into Execution, and shall be received and taken at each and every of the Toll Gates or Turnpikes erected or to be erected upon the said Road, in pursuance of the said recited Act and this Act, or any of them, and shall be paid, levied, leased, mortgaged, lessened, reduced, applied, disposed of, and assigned in such Manner, and with and under such Limitations and Restrictions, as the Tolls and Duties granted by the said recited Act are thereby authorized and directed to be received, paid, levied, leased, mortgaged, lessened, reduced, applied, disposed of, and assigned; except as by this Act is otherwise particularly directed.

V. Provided always, and be it further enacted, That no more than One Toll shall be demanded or taken from any Person or Persons, for passing and repassing on the same Day, to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night, with the same Horse, Beast, Cattle and Carriage, through all the Toll Gates or Turnpikes to be continued or erected by virtue of this Act.

Only One Toll to be taken on the whole Road.

VI. And be it further enacted, That so much of the said recited Act of the Thirty-second Year of His present Majesty, as enacts, that if any Driver or Owner of any Waggon, Cart or other Carriage, or other Person, shall in or upon any Part of the said Road load, take up, or lay upon any Carriage, after the same shall have passed any Weighing Machine continued or erected on the said Road by virtue of the same Act or any other Act, any Goods, Wares, and Merchandize, or other Things, which shall in the same Day or Night have been carried or conveyed in any other Carriage, through or by any Weighing Machine, such loading, taking up, or laying upon as aforesaid, shall be deemed to be a fraudulent taking

Clause in former Act, respecting Payments of Tolls for Over-weight, repealed.

taking up, laying upon, and loading, in order to avoid Payment of the Tolls, and that every Person so offending, shall forfeit the Sum of Five Pounds, to be levied on the Goods of the Owner of such Carriage, and every Driver, not being the Owner of such Carriage, so offending, shall be committed to the House of Correction for the Space of One Month, notwithstanding the Forfeiture of Five Pounds by the Owner for the said Offence, shall be and the same is hereby repealed.

Penalty on
evading the
Tolls for
Overweight.

VII. And be it further enacted, That if any Person shall fraudulently or with Intent to evade or reduce the Tolls payable for Overweight, lessen or alter the loading of any Cart, Waggon or other Carriage travelling or being upon the said Road, or any Part thereof, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Tolls may be
lessened.

VIII. And be it further enacted, That it shall be lawful for the said Trustees, at any Meeting to be holden for that Purpose, whereof at least Twenty-one Days Notice shall be given in Writing, to be affixed on all the Toll Gates then erected on the said Road, from Time to Time to lessen or reduce, and again to raise and advance, all or any of the Tolls hereby granted, as they shall think fit, so that the respective Tolls so varied or altered, lessened or reduced, do not exceed the Tolls by this Act authorized to be taken, and so as such Reduction or Advancement be made with the Consent of the several Persons who shall be entitled to Two-third Parts of the Money then due on the Credit of the said Tolls; and such Tolls so varied, and every of them, shall be collected, recovered and applied, as the Tolls hereby granted are directed to be collected, recovered and applied.

Toll Bar
Keepers com-
petent Wit-
nesses.

IX. And be it further enacted, That in case any Dispute, Suit, or Litigation shall arise, touching or in anywise relating to the said Tolls, the Person or Persons appointed to collect the same, or any other Person or Persons acting by or under the Authority of the said Trustees, shall not be incompetent to give Evidence in any such Dispute, Suit or Litigation, by reason of his, her, or their being so appointed, or being paid to collect the Tolls, or acting or being paid to act under the Authority of the said Trustees.

Trustees may
take Posses-
sion of Toll
Houses if
Lessees neg-
lect to pay
Rent,

X. And be it further enacted, That in case all or any of the Tolls arising by virtue of this Act shall be demised or let to farm, and the Lessee or Lessees, Farmer or Farmers thereof, shall neglect or refuse to perform the Terms and Conditions on which the same shall be so demised or let; or in case the Rent or Rents agreed to be paid by such Lessee or Lessees, Farmer or Farmers, shall be in arrear by the Space of Twenty-one Days next after any of the Days on which the same ought to be paid pursuant to the Lease or Agreement for the demising or letting thereof; then and in either of those Cases it shall be lawful for any Justice of the Peace, by Warrant under his Hand and Seal, to authorize any Constable or other Peace Officer, with such Assistance as shall be necessary, to enter upon and take Possession of every or any Toll House, Toll Gate, Toll Bar or Weighing Machine, and the Buildings and Appurtenances thereunto belonging, and to remove and put out such Lessee or Lessees, Farmer or Farmers of the Tolls arising thereout respectively, from the Possession

Possession thereof, and from the Collection of such Tolls; and that thereupon it shall be lawful for the said Trustees, if they shall think fit, to vacate and determine the Lease, Contract or Agreement, for demising or letting the said Tolls to any Lessee or Lessees, Farmer or Farmers, and the same shall be utterly void to all Intents and Purposes (save as to the Covenants or Agreements for Payment of the Rent or Rents thereby reserved, or other unperformed or broken Covenants or Agreements on the Lessee's Part, as if such Demise or Agreement had never been made); and it shall be lawful for the said Trustees, in every such Case, to demise or let to farm the said Tolls again to any other Person or Persons, or to cause them to be collected, as if no former Demise, Contract or Agreement had been made relating thereto.

XI. 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 Ordnance, Barrack, 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 Waggon, Wain, Cart or other Carriage, be stopped or detained by reason of any Weight in any such Waggon, Wain, Cart or other Carriage, or being drawn by any Number of Horses or Oxen; but it shall be lawful for any 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 Roads, or in this Act, contained to the contrary notwithstanding.

XII. And be it further enacted, That all Exemptions from Toll comprized in the said recited Act shall cease; and in lieu thereof, the several Exemptions from Tolls herein-after mentioned shall be allowed; (that is to say) that no Toll shall be demanded or taken from any Horse or Carriage passing through any of the Turnpikes or Toll Gates erected or to be erected upon or on the Sides of the said Road, carrying or conveying Stones, Bricks, Lime, Timber, Wood, Heath, Chalk, Gravel, or other Materials, to be used on or about the said Road, or for repairing any Highways, or Materials for building or repairing any Houses or other Buildings within such Parishes, Townships, Districts or Places; or carrying or conveying Hay, Corn in the Straw, or other Produce of Lands, not sold or disposed of, but for the Purpose of being laid up in the Houses, Outhouses, Barns or Yards of the Owners thereof; or any Ploughs, Harrows or other Implements of Husbandry to be used in the Cultivation of Lands; or any Lime, Dung, Compost, or other Manure to be used or laid upon Lands, or going or returning empty, or loaded only with necessary Implements or Utensils, when employed in any such Manner as aforesaid; nor shall any Toll be demanded or taken for any Horses, Mares, Geldings, Mules, Asses or Cattle, going to or returning from Work in cultivating the Lands within the same Parishes, Townships, Districts or Places, or any of them; nor for any Horses, Mares, Geldings, Mules, Asses, Cattle, Sheep, Lambs, or Hogs, going to or returning from Pasture on the Commons or other grazing Grounds or Watering Places, or Blacksmiths Shops to be shod, or having been shod; nor shall any Toll be paid by any Rector, Vicar or Curate, going to officiate

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or returning from officiating at any Church, Chapel, or other Place of Religious Worship, or when visiting his sick Parishioners, or upon any other Parochial or Ministerial Duty, or by any other Person or Persons residing in the said Parishes, Townships, Districts or Places, who shall pass through the said Turnpikes or Toll Gates, to or from Church, Chapel, or other Place of Religious Worship, or who shall attend the Funeral of any Person or Persons who shall die and be buried in any of the said Parishes, Townships, Districts or Places; nor shall any Toll be demanded or taken for any Horses or other Beasts of Draught, or Carriage going to or returning from any Mill, with any Corn to be ground for the Use only of the Families to whom such Corn shall belong; nor for any Horses or Carriages of whatsoever 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, fetching or guarding the same, or in returning back from conveying the same; or for the Horses of Soldiers on the March or on Duty, or Carriages, or Horses or other Beasts employed in carrying the Arms or Baggage of such Soldiers, or for any Horse, Mare or Gelding furnished by or for any Person belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by him in going to or returning from the Place appointed for and on the Days of Exercise, provided such Persons are in the Uniform of their respective Corps, and have their Arms, Furniture and Accoutrements, according to the Regulations provided for such Corps respectively, at the Time of claiming such Exemption; nor 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, Barrack, or Commissariat or other public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces; or for any Carriage, Horse or other Beast employed in the Conveyance of Vagrants travelling with legal Passes, or travelling with Vagrants sent by legal Passes; nor for any Horse or Carriage going to or returning from any Election of a Knight or Knights of the Shire to serve in Parliament for the County of *Bedford*, on the Day or Days of such Election, or on the Day before or Day after such Election shall begin and be concluded; and if any Person shall claim and take the Benefit of any of the Exemptions aforesaid, not being entitled thereto, or shall make use of any Fraud whatsoever, whereby the Payment of the said Tolls, or any Part thereof, shall be evaded, every such Person for every such Offence shall forfeit and pay a Sum not exceeding Five Pounds.

Application
of Compensation when
amounting to
£200.

XIII. And be it further enacted, That if any Money shall be agreed or assessed to be paid for any Lands, Tenements, or Hereditaments purchased, taken or used by virtue of the said recited Act and this Act, which shall belong to any Body Politic, Corporate or Collegiate, Corporation Aggregate or Sole, Feoffees in Trust, Guardians, Committees, Trustees, Remes Covert or other incapacitated Person or Persons, such Money shall, if the same amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant-General of the High Court of Chancery, to be placed to his Account *ex parte* the Trustees for executing this Act; to the Intent that such Money shall be paid, 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

Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments, in the Purchase of Land Tax, or the Discharge of any Debt or Debts, or such other Incumbrances or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments, standing settled to the same or the like Uses, Intents, or Purposes; or where 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 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 said Court of Chancery, upon Application thereto, be invested by the said Accountant-General in his Name, in the Purchase of Three *per Centum* Consolidated, or Three *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 said Lands, Tenements, or Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

XIV. Provided always, and be it further enacted, That if any Money so agreed or assessed to be paid for any Lands, Tenements, or Hereditaments purchased, taken, or used for the Purposes aforesaid, and belonging to any Body Politic or Corporate, or to any Person or Persons under any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Hereditaments so purchased, taken, or used, or of his, her or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank of *England*, in the Name and with the Privity of the said Accountant-General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in manner herein-before directed; or otherwise the same shall be paid at the like Option to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by Five or more of the said Trustees for executing this Act, (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 said Court of Chancery.

Application where the Compensation is less than £200 and exceeds £20.

XV. Provided also, and be it further enacted, That when such Money so agreed or assessed to be paid as herein-before mentioned, shall be less than

Application where the

Money is less
than £20.

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 recited Act and this Act, or any of them, in such Manner as the said Trustees or any Five or more of them 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.

In case of
not making
out Titles.

XVI. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded or assessed, for any Lands, Tenements, or Hereditaments, to be purchased by virtue of this Act, shall refuse to accept the same, or shall not be able to make a good Title to the Premises, to the Satisfaction of the said Trustees, or any Five or more of them; or in case the Person or Persons to whom such Sum or Sums of Money shall be so awarded or assessed as aforesaid cannot be found, or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments, be not known or discovered; then and in every such Case it shall be lawful for the said Trustees, or any Five or more of them, to order the Sum or Sums of Money so awarded or assessed as aforesaid, to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant-General of the Court of Chancery, to be placed to his Account, to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments, [describing them], subject to the Order, Controul, and Disposition of the said Court of Chancery; 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, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Person or Persons making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England*, who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Persons in
Possession pre-
sumptively
entitled.

XVII. Provided always, and be it further enacted, That where any Question shall arise, touching the Title of any Person or Persons 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 Chancery, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest, in any Lands, Tenements, or Hereditaments, so to be purchased in pursuance thereof, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Lands, Tenements, and Hereditaments, at the Time of such Purchase, and all Persons claiming under such

such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to be lawfully entitled to such Lands, Tenements, and Hereditaments, according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court of Chancery; 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 appear to the said Court, that 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.

XVIII. Provided also, 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 or Hereditaments, to be settled to the like Uses in pursuance of this Act, 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 Court shall deem reasonable, together with the necessary Costs and Charges for obtaining such Order, to be paid by the said Trustees, 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 of Purchases to be paid by the Trustees.

XIX. And be it further enacted, That so much of the said recited Act as relates to the Performance of Statute Labour on the said Road, shall be and the same is hereby repealed; and that all Persons who by Law are or shall be liable to do Statute Work, or are or shall be chargeable towards repairing and amending the Road comprized in the said recited Act, or any Part thereof, shall still remain liable thereto; and it shall be lawful for any Two or more Justices of the Peace within their respective Jurisdictions, and they are hereby empowered and required, upon Application made to them by the said Trustees, or any Five or more of them, or by their Treasurer, Clerk, or Surveyor, by their Order, yearly to adjudge and determine what Part or Proportion of the Statute Work shall every Year be done upon the said Road by the Inhabitants of the respective Parishes or Places in which the said Road lies, and also what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every such Parish or Place, in lieu of or as a Composition for such Statute Work as aforesaid, shall be by him, her or them paid to the said Trustees or their Treasurer or Treasurers; and in order thereunto, it shall be lawful to and for such Justices from Time to Time to summon the Surveyor or Surveyors of the Highways of every such Parish or Place, to bring in Lists before such Justices, at some Place to be expressed in such Summons (within Ten Days after the serving of such Summons) of the Names of the several Persons who within such Parish or Place are by Law subject and liable to do Statute Work for that Year, or to the Payment of any Money in lieu of or as a Composition for such Statute Work, distinguishing the Nature of the Work to be done, whether with Teams or Draughts or otherwise, and also the Amount of the respective Sums to be paid; which Lists or Names shall be made in such Manner and under such Regulations and Restrictions, as are or may

Regulations as to Performance of Statute Duty.

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be directed by any Law or Statute in force for the Repairs of the public Highways; and out of such Lists the said Justices shall and may allot, appoint, and order, such and so many of the Persons who shall appear to be subject and liable to Statute Work as aforesaid, to do such Number of Days Statute Work in every Year upon the said Road, as the said Justices shall think reasonable, and the same shall be done on such Days, and at such Times (not being Hay-time or Harvest) and on such Parts of the said Road, as the said Trustees or their Surveyor or Surveyors shall from Time to Time order, direct, and appoint; and the said Justices shall and may also order and direct the Persons who by such Lists shall appear to be subject and liable to the Payment of any Money in lieu of or as a Composition for Statute Work as aforesaid, to pay such Proportion thereof as the said Justices shall think proper, to the said Trustees or their Treasurer, at such Time or Times as the said Justices shall direct; and in default of Payment thereof, the same shall and may be recovered by Distress and Sale of the Goods and Chattels of the respective Persons liable to the Payment thereof, in like Manner as any Penalty is by the said recited Act authorized or directed to be recovered; and each and every Person who shall neglect or refuse to do such Statute Work as aforesaid, after Notice in Writing given to or left for him, her or them, at his, her or their usual Place or Places of Abode, for that Purpose, by any Surveyor to the said Trustees, shall for every Day of his, her or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horse or Horses, Beast or Beasts, to be provided by him, her or them, be subject and liable to such Pains, Penalties, and Forfeitures, as such Person or Persons may be subject or liable to by any Law or Statute in force for the Repair of the public Highways; and if any Person who shall come or be sent to work as a Labourer, or shall be sent with any Team or Draught to work on the said Road, shall be found idle or negligent by any Surveyor to the said Trustees, such Surveyor is hereby empowered to remove and dismiss the Person who shall be found idle or negligent as aforesaid; and in that Case every such Person shall be subject and liable to the respective Forfeitures and Payments aforesaid, as if he had neglected or refused to come, or such Team or Draught had not been sent to work on any Part of the said Road; all which Forfeitures shall be paid to the Treasurer to the said Trustees, and applied towards amending the said Road; and in case the Surveyor or Surveyors of the Highways for any of the said Parishes or Places shall refuse or wilfully neglect to give in such Lists as aforesaid, or shall knowingly and wilfully give in false or imperfect Lists, every such Surveyor so offending shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds.

Penalty for obstructing the Execution of this Act,

XX. And be it further enacted, That if any Person or Persons shall assault, interrupt, or hinder, or cause to be assaulted, interrupted, or hindered, any Collector of the Tolls, by the said Trustees employed in the Execution of this Act, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, to be recovered in the Manner directed by the said recited Act for the Recovery of Penalties.

Expences of obtaining and passing this Act.

XXI. And be it further enacted, That the Costs, Charges, and Expences incident to and attending the preparing, obtaining, and passing of this Act, together with legal Interest for Money advanced by any Person

or Persons for that Purpose, shall be paid out of the Money already raised by the said recited Act, or out of the first Money to be raised by virtue of this Act.

XXII. 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. Public Act.

XXIII. And be it further enacted, That this Act shall commence upon the First Day of *July* One thousand eight hundred and fourteen, and shall continue in force for the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament. Commence-
ment and
Continuance.

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