



ANNO QUADRAGESIMO SEPTIMO

GEORGI III. REGIS.

Cap. 38.

An Act for altering and enlarging so much of the Powers of several Acts made in the Second, Third, Fourth, Fifth, Eleventh, Fourteenth, and Thirtieth Years of His present Majesty, for paving, cleansing, lighting, and watching the Streets and other Places within the City and Liberty of *Westminster* and Parts adjacent, as relate to the Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, in the County of *Middlesex*, and to certain Places called *Holborn above the Bars* and *Middle Row* in *Holborn*, in the said County; and for the better Regulation of the Nightly Watch of the said Parishes. [25th April 1807.]

WHEREAS by an Act made in the Second Year of the Reign of His present Majesty, intituled *An Act for paving, cleansing, and lighting the Squares, Streets, and Lanes within the City and Liberty of Westminster, the Parishes of Saint Giles in the Fields, Saint George the Martyr, Saint George Bloomsbury, that Part of the Parish of Saint Andrew's Holborn which lies in the County of Middlesex, the several Liberties of the Rolls and Savoy, and that Part of the Dutchy of Lancaſter* 2G.3.c.21.
[Loc. & Per.] 7 F

- 3 G. 3. c. 23. Lancaster which lies in the County of Middlesex ; and for preventing Annoyances therein, and for other Purposes therein mentioned : And whereas by one other Act made in the Third Year of the Reign of His present Majesty, intituled *An Act to explain, amend, and render more effectual an Act made in the last Session of Parliament, intituled ' An Act for paving, cleansing, and lighting the Squares, Streets, and Lanes within the City and Liberty of Westminster, the Parishes of Saint Giles in the Fields, Saint George the Martyr, Saint George Bloomsbury, that Part of the Parish of Saint Andrew's Holbourn which lies in the County of Middlesex, the several Liberties of the Rolls and Savoy, and that Part of the Duchy of Lancaster which lies in the County of Middlesex ; and for preventing Annoyances therein, and for other Purposes therein mentioned :*
- 4 G. 3. c. 39. And whereas by one other Act made in the Fourth Year of the Reign of His present Majesty, intituled *An Act to explain, amend, and render more effectual Two several Acts of Parliament made in the Second and Third Years of His present Majesty, for paving, cleansing, and lighting the Squares, Streets, and Lanes within the City and Liberty of Westminster, and other Places therein mentioned, and for preventing Annoyances therein, and for other Purposes therein mentioned :* And whereas by one other Act made in the Fifth Year of the Reign of His present Majesty,
- 5 G. 3. c. 50. intituled *An Act to enlarge the Powers of, and to render more effectual, the several Acts passed in the Second, Third, and Fourth Years of His present Majesty's Reign, for paving, cleansing, lighting, and otherwise regulating the Squares, Streets, and other Places within the City and Liberty of Westminster, and other Parts in the said Acts mentioned, and for extending the Provisions of the said Acts to the Surry Side of Westminster Bridge, and for enlarging the Powers of the said Acts with respect to Squares ;* divers Powers and Authorities were given to certain Commissioners thereby appointed for carrying the several Purposes of the said recited Acts into Execution ; and the said Squares, Streets, and Lanes were, by virtue of the said recited Acts, put under the sole Management of the said Commissioners : And whereas by one other Act made in the Eleventh
- 11 G. 3. c. 22. Year of the Reign of His present Majesty, intituled *An Act to amend and render more effectual several Acts made relating to paving, cleansing, and lighting the Squares, Streets, Lanes, and other Places within the City and Liberty of Westminster and Parts adjacent ;* the said Squares, Streets, and Lanes (except certain Streets and Places called *Optional Streets*, therein mentioned) were put under the Management of parochial Committees, to be annually elected and appointed by the Vestrymen of the Parishes, Precincts, Liberties, and Places within the Limits of the said recited Acts out of the Inhabitants of such Parishes, Precincts, Liberties, and Places respectively, but subject, as therein mentioned, to the Control of the said Commissioners, and of certain other Commissioners to be joined with them, pursuant to the Directions of the said recited Acts ; and the Committees for the Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, when elected or chosen as aforesaid, were directed from Time to Time to assemble and meet in the Vestry Room of the said Parish of *Saint Giles in the Fields* to and for the Purposes of making all and every the Rates or Assessments, and for every Purpose concerning the repairing, cleansing, and lighting the several Squares, Streets, Lanes, and other Places within such Parishes, and for exercising all and every other the Powers and Authorities thereby granted, except as therein is mentioned ; and that with respect to the Rate or Rates, Assessment or Assessments

Assessments therein directed to be made for the Purposes of repairing, cleansing, and lighting the several Squares, Streets, Lanes, and other Places within the said respective Parishes, and for all and every the Purposes of that Act and the said recited Acts, the said Two Parishes were declared to be One Parish, and the Committees thereof were directed to act in Conjunction and be considered as One Committee to all Intents and Purposes whatsoever, except as therein-after mentioned: And whereas by one other Act made in the Thirtieth Year of the Reign of His present Majesty, intituled *An Act to alter, explain, amend, and render more effectual several Acts made for paving, cleansing, and lighting the Squares, Streets, Lanes, and other Places within the City and Liberty of Westminster, and Parts adjacent, and for putting certain Streets therein mentioned, commonly called Optional Streets, under the Management of parochial Committees, subject to the Controul of the Commissioners appointed by or in pursuance of the said several Acts; and for removing and preventing Nuisances, Annoyances, Obstructions, and Encroachments in the said Streets and other Places, and for other Purposes*, the Whole of a certain Street called *Holborn*, in the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, and in the Parish of *Saint Andrew Holborn above the Bars*, in the said County of *Middlesex*, and of a certain Passage called *Middle Row*, in the said Parish of *Saint Andrew Holborn above the Bars*, (Part of the Streets and Places called *Optional Streets* which were, by virtue of the said recited Act made in the Fifth Year of the Reign of His present Majesty, put under the Management of the said Commissioners at the Request of the Owners and Occupiers of Houses and other Buildings in such Streets and Places), were put under the Management of the joint Committee chosen and to be chosen for the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, by virtue of the said recited Act made in the Eleventh Year of the Reign of His present Majesty; and it was thereby declared that so much of the said Street and Passage called *Holborn and Middle Row* as lies in the Parish of *Saint Andrew Holborn above the Bars* should be deemed and taken, for the Purposes of that Act, to be within the United Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, subject nevertheless to the Controul of the said Commissioners as therein mentioned: And whereas by one other Act made in the Fourteenth Year of the Reign of His present Majesty, intituled *An Act for the better Regulation of the Nightly Watch and Beadles within the City and Liberty of Westminster and Parts adjacent, and for other Purposes therein mentioned*, the Vestrymen of both the said United Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury* jointly, were declared to be Trustees for the better regulating the nightly Watch and Beadles and for other the Purposes of such Act within the said United Parishes, and were empowered to order and direct what Pound Rate should be paid for defraying the Charges and Expences of such Nightly Watch and Beadles; and it is by such Act provided, that no Assessment or Assessments to be made by virtue thereof should in any one Year exceed Sixpence in the Pound of the yearly Value of the Houses, Tenements, Shops, Warehouses, Cellars, and other Buildings to be assessed, charged, levied, accounted for, and paid as therein mentioned: And whereas the Committees and Trustees elected and appointed under and by virtue of the said recited Acts of the Eleventh and Fourteenth Years of the Reign of His present Majesty for carrying into Execution the several Purposes of the said recited Acts, within the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*,

Powers and Provisions of former Acts, except where varied by this Act, confirmed, and applied to this Act.

Bloomsbury, have proceeded in the Execution thereof, and as far as they were thereby enabled have executed the same to the Benefit of the Inhabitants of the said Parishes; but certain of the Powers and Provisions contained in the said recited Acts, so far as the same relate to the Squares, Streets, Lanes, and other Places within the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, with the said Street and Place called *Holborn* and *Middle Row*, have been found, in some Cases, defective and insufficient for the Purposes thereby intended; and it is expedient that such Powers and Provisions should be varied, altered, and amended: 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 several recited Acts, and all and every the Powers, Authorities, Articles, Clauses, Exemptions, Provisions, Penalties, Forfeitures, and all other Matters and Things therein contained, and which were in force at or immediately before the passing of this Act, so far as the same relate to the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, and to the said Street or Passage called *Holborn* and *Middle Row*, as lies in the Parish of *Saint Andrew Holborn above the Bars* (save and except so much of the said recited Acts as relates to any Exemption from Stamp Duties, and such Parts thereof as are hereby varied, altered, or repealed), shall be, and the same are hereby declared to be as good, valid, and effectual, to all Intents and Purposes, for carrying the several Purposes of this Act into Execution, as if the same had been repeated and re-enacted in the Body of this present Act.

Limits of this Act described.

II. Provided always and be it enacted, That for the Purposes of the said recited Acts, and of this Act (save and except as herein excepted), so much of the said Street and Place called *Holborn* and *Middle Row* in the County of *Middlesex*, as lies in the Parish of *Saint Andrew Holborn above the Bars* shall be deemed and taken to be within the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, and within the Limits of the said recited Acts and this Act; and the several Powers, Authorities, Articles, Clauses, Provisions, Penalties, Forfeitures, Matters, and Things, in the said recited Acts and this Act contained (save and except as herein excepted), so far as the same relate to the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, shall extend, and be construed, deemed, and taken to extend to all and every the Squares, Streets, Lanes, Passages, and Places already made, formed, and paved, and hereafter to be made, formed, and paved, within the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury* or either of them, including so much of the said Street and Place called *Holborn* and *Middle Row*, in the County of *Middlesex*, as lies in the Parish of *Saint Andrew Holborn above the Bars* (*Lincoln's Inn Fields*, such Part of the Carriage Way of *Tottenham Court Road* as is under the Management of the Trustees of the *Hampstead* and *Highgate* Turnpike Roads, and the several Streets and Places built and to be built on Lands belonging to the Governors of the Hospital for exposed and deserted young Children, only excepted), and to no other Square, Street, or Place whatsoever.

III. Pro-

III. Provided always, That nothing in this Act contained shall extend, or be construed to extend, so as to regulate, or in any Manner to affect the Regulation of the Nightly Watch and Beadles within so much of the said Street and Place called *Holborn* and *Middle Row*, in the said County of *Middlesex*, as lies in the Parish of *Saint Andrew Holborn above the Bars*, or to enable the said Vestrymen of the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury* to make, raise, or collect any Rate or Rates for that Purpose; but such Nightly Watch and Beadles within so much of the said Street and Place called *Holborn* and *Middle Row* as lies in the said Parish of *Saint Andrew Holborn above the Bars* shall and may be regulated in such and in the like Manner as if this Act had not been made.

The Regulations for Watching not to extend to Middle Row or Holborn above the Bars.

IV. And be it further enacted, That the Right and Property of all Pavements, Stones, Bricks, Posts, Carts, Horses, Iron, Timber, and Furniture, Lamps, Lamp Irons, Lamp Posts, made use of, erected, or fixed for the Purposes of the said recited Act and this Act, or either of them (so far as the same relate to the several Parishes and Places within the Limits of this Act), and of all Materials, Implements, and other Things purchased or provided for the Purposes of the said recited Acts or of any of them, so far as the same relate to the several Parishes and Places within the Limits of this Act or for the Purposes of this Act, shall belong to and be the Property of, and are hereby vested in the said Committee and their Successors; and the said Committee or any Three or more of them for the Time being shall and may cause to be brought any Action or Actions 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 Committees and their Successors as aforesaid, or any of them, or any Part or Parts thereof; and in all such Actions and Bills of Indictment respectively, it shall be and be deemed and taken to be sufficient to state generally, that the Article or Articles, Thing or Things, for or account of which such Action or Actions shall be brought or Bill or Bills of Indictment preferred, is or are the Property of "The Committee of the Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, in the County of *Middlesex*," without particularly stating or specifying the Name or Names of all or any of the said Committee; and the said Committee, or any Three or more of them, shall have full Power and Authority from Time to Time to sell and dispose of, for the Purposes of the said recited Acts and of this Act, or any of them, so far as the same relate to the several Parishes and Places within the Limits 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 the said Committee, or any Three or more of them, shall think proper.

Pavements, &c. vested in the Committee.

V. And be it further enacted, That if any Person or Persons, other than and except the Person or Persons employed by or contracting with the said Committee for cleansing the said Squares, Streets, and Places, under the Management of such Committee, or the Person or Persons employed by or acting under the Direction of the Person or Persons so contracting as aforesaid, shall take or carry away, or cause to be taken or carried away any Dust, Dirt, Cinders, or Ashes, from any House, Building, Cellar,

For preventing Ashes being taken by any Person but the Contractor for cleansing or those employed by him.

or other Place, in any Square, Street, Lane, Alley, Yard, Court, or Place, under the Management of the said Committee; then and in every such Case it shall and may be lawful to and for any Justice of the Peace for the said County, and he is hereby required, upon Complaint to him made upon Oath, by One or more credible Witness or Witnesses, to issue a Summons, requiring such Offender or Offenders to appear before him at such Time and Place as shall in such Summons be specified; and it shall and may also be lawful to and for any Person and Persons whomsoever, who shall see such Offence committed, if he or they shall think proper, to seize and detain, and for any other Person or Persons to assist in seizing and detaining the Offender or Offenders, and by the Authority of this Act, and without any other Authority or Warrant whatsoever, to convey him, her, or them before some Justice of the Peace for the said County of *Middlesex*, and upon the Party or Parties accused appearing in pursuance of such Summons, or not appearing after having been so summoned, or being brought before such Justice, he the said Justice shall, and he is hereby authorized and required to examine upon Oath the Person or Persons apprehending the Offender or Offenders, and any Witness or Witnesses who shall appear or be produced to give Evidence touching such Offence; and if the Person or Persons so summoned or seized and conveyed before such Justice as aforesaid, shall be convicted of taking or carrying away, or of causing to be taken or carried away any Dust, Dirt, Cinders, or Ashes, (except as aforesaid), from any House, Building, Cellar, or other Place, in any Square, Street, Lane, Alley, Yard, Court, or Place, under the Management of the said Committee as aforesaid, upon the Oath of One or more credible Witness or Witnesses, or by his, her, or their own Confession or Confessions, then, and in every such Case, every such Person so offending shall forfeit and pay any Sum not exceeding Two Pounds for the First Offence, and for the Second, and every subsequent Offence any Sum not exceeding Five Pounds; and One Moiety of all such Penalties shall be paid to the Informer or Informers, or to the Person or Persons who shall apprehend such Offender or Offenders, and the other Moiety thereof shall be paid to the Clerk of the said Committee, and applied for the Purposes of the said recited Acts and this Act; and in case such Penalty or Penalties shall not be forthwith paid, it shall and may be lawful to and for such Justice, by Warrant under his Hand and Seal to commit such Offender or Offenders to the House of Correction for the said County, for any Time not exceeding Thirty Days, nor less than Ten Days, to be computed from the Day of the Commitment, unless such Penalty or Penalties, and all Charges attending such Conviction, shall be sooner paid and satisfied.

Penalty for the First Offence, 2l. and for every subsequent Offence, 5l.

Not to prevent Owners from carrying away their Ashes for their own Use.

VI. Provided nevertheless, That nothing in this Act contained shall extend, or be construed to extend, to prevent or hinder the Person or Persons in whose House, Out-house, or Building, such Dust, Dirt, Cinders or Ashes was or were first accumulated, made, or burnt, from reserving and carrying away the same, for the Purpose of manuring and improving any Lands and Grounds belonging to or occupied by him, her, or them, but not for Sale.

If Offender shall not be seized, the Owner of the Cart, &c.

VII. Provided always, and be it enacted, That in case the Person or Persons who shall so unlawfully take and carry away, or cause to be taken and carried away, any Dust, Dirt, Cinders, or Ashes, shall not be seized and

and apprehended, then and in every such Case the Owner or Owners of the Waggon, Cart, or other Carriage, Horse, or Beast (if any) employed or used as aforesaid, for the Purpose of taking and carrying away the same, shall forfeit and pay any Sum not exceeding Forty Shillings for the first Offence; and any Sum not exceeding Five Pounds for the Second or any subsequent Offence; and it shall and may be lawful to and for any Person or Persons whomsoever to seize or cause to be seized any such Waggon, Cart, or other Carriage, together with the Horse or Horses, Beast or Beasts drawing the same, and to drive, remove, and take, or cause the same to be driven, removed, and taken to such Place, in or near the said Parishes, or either of them, as the Inspector or other Person acting by and under the Authority of the said Committee shall order and direct; and Notice of the taking of such Waggon, Cart, or other Carriage, Horse or Horses, Beast or Beasts, and of the Place to which the same shall have been removed, shall be given by the Person or Persons seizing or removing the same to the Owner or Owners thereof, in case he, she, or they can be found, or left at his, her, or their last or usual Place of Abode; and it shall and may be lawful to and for the said Inspector to detain or cause to be detained such Waggon, Cart, or other Carriage, together with the Horse or Horses, Beast or Beasts drawing the same, until the Owner or Owners thereof, or other Person or Persons in his, her, or their Behalf, shall have paid such Penalty as aforesaid, to the Person or Persons so seizing or removing the same, together with the reasonable Costs and Charges of such Seizure and Removal, and of keeping such Horse or Horses or other Beast (if any); and in case such Penalty, Costs, and Expences shall not be paid within Five Days after such Seizure and Removal, it shall and may be lawful to and for the said Committee, or any Three or more of them, or their Inspector, to sell or cause to be sold such Waggon, Cart, or other Carriage, Horse or Horses, Beast or Beasts; and the Money arising from such Sale, after deducting such Penalty, and the Cost and Expences of seizing, removing, keeping, and selling such Waggon, Cart, or other Carriage, Horse or Horses, Beast or Beasts, shall be paid on Demand to the Owner or Owners thereof; such Penalty, Costs, Charges, and Expences, to be ascertained and allowed by any Justice of the Peace for the said County of *Middlesex*.

shall forfeit
for the first
Offence, 40s.
and every
subsequent
Offence, 5l.

VIII. And be it further enacted, That if any Person or Persons shall, in any Square, Street, Lane, Passage, Court, or other publick Place, within the Limits of this Act, beat or dust any Carpet or Carpets, or shall drive any Carriage or Carriages for the Purpose of breaking, exercising, or trying Horses, or shall ride any Horse, Mare or Gelding, for the Purpose of exercising, airing, trying, shewing, or exposing such Horse, Mare, or Gelding for Sale (otherwise than by passing through such Squares, Streets, or other Places); or shall throw, cast, or lay, or cause, permit, or suffer to be thrown, cast, laid, or remain, any Ashes, Dust, Dirt, Rubbish, Offal, Dung, Soil, Blood, or other Filth or Annoyance, in or upon the Carriage Way or Footway Pavement of any such Square, Street, Lane, Passage, Court, or other publick Place within the Limits of this Act; or shall kill, slaughter, scald, dress, or cut up any Beast, Swine, Calf, Sheep, Lamb, or other Cattle, in or so near to any of the said Squares, Streets, Lanes, Passages, Courts or other publick Places, as any Blood or Filth shall run upon or over any or either of such Pavements; or shall run, roll, drive, draw or place, or cause, permit, or suffer to be run, rolled, driven, drawn, or placed upon any of the said Footway Pavements, within the Limits aforesaid, any Coach,

For prevent-
ing certain
Nuisances
and Annoy-
ances in the
Streets, &c.

Waggon, Cart, Dray, Sledge, or other Carriage, or any Wheel, Wheelbarrow, Handbarrow or Truck, or shall wilfully ride, lead, or drive any Horse, Ass, Mule, or other Beast, upon any of the Footway Pavements aforesaid; that then and in every such Case it shall and may be lawful to and for any Justice of the Peace for the said County, and he is hereby required, upon Complaint to him made upon Oath by One or more credible Witness or Witnesses, to issue a Summons, requiring such Offender or Offenders to appear before him, at such Time and Place as shall be in such Summons specified; or it shall and may be lawful to and for any Person or Persons whomsoever, who shall see any such Offence committed, if he or they shall think proper, to seize, and also for any other Person or Persons to assist in seizing such Offender or Offenders, by the Authority of this Act, and without any other Authority or Warrant whatsoever, to convey such Offender or Offenders before some Justice of the Peace for the said County; and upon the Party or Parties appearing in pursuance of such Summons or not appearing after having been so summoned, or being brought before such Justice, he the said Justice shall proceed to examine upon Oath any Witness or Witnesses who shall appear or be produced to give Evidence touching such Offence; and if the Party or Parties accused shall be convicted of any or either of the Offences last aforesaid, upon his or their own Confession, or upon the Oath of One or more credible Witness or Witnesses as aforesaid, then and in every such Case the Person or Persons so convicted shall forfeit and pay any Sum not exceeding Twenty Shillings for the First Offence, and any Sum not exceeding Forty Shillings for each and every subsequent Offence; and One Moiety of every such Penalty shall be paid to the Informer or Informers, or to the Person or Persons who shall apprehend such Offender or Offenders, and the other Moiety thereof shall be paid to the Clerk of the said Committee, and be applied for the Purposes of the said recited Acts and this Act.

For preventing Annoyances in the Streets where Notice for Removal is required, &c.

IX. And be it further enacted, That if any Person or Persons shall set or place any Stall, Board, Basket, Wares, Merchandize, Casks, or Goods of any Kind whatsoever; or shall hoop, wash, or cleanse any Pipe, Barrel, Cask, or Vessel, in or upon any of the Carriage or Foot Ways within the Limits of this Act; or shall set out, lay, place, drive, or carry, or cause or procure, permit or suffer to be set out, laid, placed, driven, or carried, any Coach, Cart, Wain, Waggon, Dray, Sledge, Truck, or other Carriage, upon any of the said Carriage or Foot Ways (except such Coaches and Chairs as have been or shall be hereafter licensed by the Commissioners for regulating and licensing Hackney Coaches and Chairs, and which stand for Hire according to the Statutes and Bye Laws made for those Purposes, and also except for the necessary Time of loading or unloading any Cart, Wain, Waggon, Dray, Sledge, Truck, or other Carriage, or taking up or setting down any Fare, or waiting for Passengers when actually hired, or harnessing or unharnessing the Horses from any Coach, Cart, Wain, Waggon, Dray, Sledge, Truck, or other Carriage, and also except for such Time as shall be reasonable or necessary for washing Carriages where Carriages have heretofore been usually washed upon the Pavement); or shall set or place, or cause to be set or placed, in or upon any of the said Carriage or Foot Ways, any Timber, Stones, Bricks, Lime, or other Materials or Things whatsoever (unless the same shall be inclosed, as in and by the said recited Acts or some of them is or are directed), and shall not immediately remove the same, being there-
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unto required by the Inspector or Inspectors who for the Time being shall be employed by the said Committee, or any Three or more of them, for that Purpose, or by any inhabitant Householder of the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, or either of them, and continue and keep the same so unremoved; or if any Person or Persons having in pursuance of any such Requisition or Requisitions as aforesaid removed any such Stall, Board, Basket, Wares, Merchandise, Casks, Goods, Coach, Cart, Wain, Waggon, Dray, Sledge, Truck, Carriage, Timber, Stones, Bricks, Lime or other Materials or Things, shall at any Time thereafter again set, lay, place, or drive, or cause, procure, permit or suffer to be again set, laid, placed, or driven, the same or any of them, or any other Stall, Board, Basket, Wares, Merchandise, Goods, Coach, Cart, Wain, Waggon, Dray, Sledge, Truck, Timber, Stones, Bricks, Lime, or other Materials or Things whatsoever, save and except as aforesaid, in or upon any of the Carriage or Foot Ways within the Limits of this Act; then and in every such Case it shall and may be lawful to and for any Justice of the Peace for the said County, and he is hereby required upon Complaint to him made by any one or more credible Witness or Witnesses upon Oath, to issue a Summons requiring the Person or Persons accused of such Offence to appear before him at such Time and Place as shall be in such Summons specified, and then and there to proceed to examine upon Oath any Witness or Witnesses who shall appear or be produced to give Evidence touching such Offence; and if the Person or Persons so accused shall be convicted of any or either of the Offences last aforesaid, upon his, her, or their own Confession, or upon the Oath of One or more credible Witness or Witnesses as aforesaid, he, she, or they so convicted, shall forfeit and pay for the First Offence any Sum not exceeding Forty Shillings, and for the Second and every subsequent Offence any Sum not exceeding Five Pounds; and One Moiety of such respective Penalties shall be paid to the Informer or Informers, and the other Moiety thereof shall be paid to the Clerk of the said Committee, and be applied for the Purposes of the said recited Acts and this Act; or it shall and may be lawful to and for any Person or Persons appointed or to be appointed by the said Committee, or any Three or more of them, for that Purpose, to seize any such Stall, Board, Basket, Wares, Merchandise, Casks, Goods, Coach, Cart, Wain, Waggon, Dray, Sledge, Truck, or other Carriage, together with the Horse or Horses, if any shall be thereunto belonging, with the Harness, Gear, and Accoutrements thereof, or any such Timber or other Materials or Things aforesaid, and cause the same to be removed to such Place or Places as he or they shall judge convenient and proper, giving Notice to the Owner, Driver, or other Person having any Interest in the Goods, Coach, Cart, Wain, Waggon, Dray, Sledge, Truck, or other Carriage, Horses, Materials, or Things so removed, if he, she, or they can be found, or leaving the same at his, her, or their last or usual Place or Places of Abode, or the Place or Places whereunto the same shall be so removed; and the same shall be there kept and detained until such Owner, Driver, or other Person interested therein as aforesaid, shall cause to be paid the said Penalty, together with the Charges of taking or removing the same, and of keeping such Horse or Horses, if any; and in case the Goods, Carriage, Horses, Materials, or other Things so removed, shall not be claimed, and the said Penalty and Charges paid within Five Days next after such Removal thereof, then

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and in every such Case it shall and may be lawful to and for the said Committee-men, or any Three or more of them, or the Person so to be appointed by them as aforesaid, to order the same to be appraised and sold, and the Overplus of the Money arising by such Sale shall be returned to the Owner or Owners thereof on Demand, after deducting the said Penalty, and the said Costs, Charges, and Expences attending such seizing, removing, keeping, appraising, and selling the same; such Penalty, Costs, Charges, and Expences, to be ascertained and allowed by any Justices of the Peace for the said County of *Middlesex*.

Penalty on Persons taking up Pavements without Permission, 40s.

X. And be it further enacted, That if any Person or Persons shall take or break up any Pavement within the Limits aforesaid under any Pretence whatsoever, without the Consent of the said Committee-men, or any Three or more of them (except only in case of Fire or Alarms of Fire, or except for the Purpose of erecting a Hoard or Hoards by Licence from the said Commissioners, a Copy of which Licence shall nevertheless be left with the Inspector to the said Committee before such Pavement shall be so taken up), then and in every such Case he, she, or they so offending, shall for each and every such Offence forfeit and pay any Sum not exceeding Forty Shillings, and shall also, for each and every square Yard of such Pavement exceeding One Yard so taken or broke up, forfeit and pay any Sum not exceeding Forty Shillings.

Committee may cause Houses to be numbered.

Persons wilfully obliterating the Numbers to forfeit 10s.

XI. And be it further enacted, That it shall and may be lawful to and for the said Committee, or any Three or more of them, to order and direct the Number or Numbers upon any House or Houses, Shop or Shops, Warehouse or Warehouses, within the Limits of this Act to be obliterated, and to order and direct every such House, Shop, or Warehouse, to be marked and numbered in such Manner as they shall judge most proper for distinguishing the same; and if any Person or Persons shall wilfully destroy, injure, obliterate, or deface any such last-mentioned Number or Numbers, or any Part or Parts thereof, or cause or procure the same to be done, then and in every such Case every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Ten Shillings.

When Numbers shall be defaced or obliterated, the Owners or Occupiers to replace the same upon Notice;

or forfeit 10s.

XII. And be it further enacted, That when any Number or Numbers, painted or to be painted, or put on any House, Shop, or Warehouse, within the Limits aforesaid, shall be defaced, obliterated, or rubbed out, the Owner or Owners, Occupier or Occupiers, of the House, Shop, or Warehouse, where the Number or Numbers shall have been so defaced, obliterated, or rubbed out, shall, upon personal Notice given to him, her, or them, or upon Notice in Writing left at his, her, or their last or most usual Place of Abode by the Clerk to the said Committee, or by such other Person or Persons as the said Committee, or any Three or more of them, shall appoint, cause the same Number or Numbers to be in the same or the like Manner painted or put on such House, Shop, or Warehouse, within Five Days after such Notice; and in case of Neglect or Refusal to comply with such Notice, every such Owner or Occupier to or for whom such Notice shall have been so given or left, shall forfeit and pay for every such Offence any Sum not exceeding Ten Shillings.

XIII. And

XIII. And be it further enacted, That the Occupier of every House and Tenement within the Limits of this Act shall, once in every Day, before the Hour of Ten of the Clock in the Forenoon of each Day, scrape, sweep, and cleanse, or cause to be scraped, swept, and cleansed, the Footway all along and opposite to the whole front and flank Wall (if any) of his, her, or their respective Houses or Tenements; or in Default thereof every such Occupier shall forfeit and pay any Sum not exceeding Five Shillings; and if any such House or Buildings shall be let furnished or in separate Tenements to Inmates, then and in every such Case, the Person or Persons so letting the same, shall for the Purpose aforesaid be deemed and taken to be the Occupier thereof.

Persons to sweep the Footway opposite their Houses once every Day.

or forfeit 5s.

XIV. And be it further enacted, That nothing in the said recited Acts, or any or either of them, or in this Act contained, shall extend or be construed to extend to enable the said Commissioners or the said Committee, or any Three or more of them, to take down or remove, or cause to be taken down or removed, in any Square, Street, or Place whatsoever, within the Limits of this Act, any Balcony, Gallery, or Awning, hereafter to be built or made of Stone and Iron or other Metal only, or of Iron or any other Metal only, and affixed and attached or to be fixed and attached to the First Story or Floor of any House or other Building, provided that such Balconies, Galleries, or Awnings, do not project into any such Square, Street, or Place, being Forty Feet wide or more, above Three Feet, nor in any Square, Street, or other Place, being less than Forty Feet wide, above Two Feet from the upright Line of such House or other Building in any such Square, Street, or Place respectively.

Regulations relative to Balconies, &c.

XV. Provided always, That no such Balcony, Gallery, or Awning, shall be built with, or added or attached to any House or Building having a Bow Window, or other projecting Shop Front, on the Ground Floor or Story thereof, in any Street or Place within the Limits of this Act, so as to extend beyond the upright Line of the Front of such House or Building further than such Window or projecting Front, or the Cornice thereof, may according to the Laws now in force legally extend.

XVI. Provided also, That no such Balcony, Gallery, or Awning, shall be constructed or used for the Purpose of exhibiting or exposing for Sale or otherwise, any Linen Drapery or other Goods, Wares, or Merchandise whatsoever; and in case any Person or Persons shall, after the passing of this Act, build with, or add, attach, or affix, or cause to be built with or added, attached, or affixed to any House or other Building, in any such Street or Place, any Balcony, Gallery, or Awning, or shall use, or cause to be used, any Balcony, Gallery, or Awning, contrary to the Directions and Provisions in this Act contained; or shall add or affix to, or append from the Front of any such House or other Building, any Sun-shade, Blind, or other Matter or Thing whatsoever, or continue any such Shade, Blind, or other Matter or Thing, so as the same shall extend, project, or continue to extend or project, over any of the said Footways or any Part thereof, whether such Shade, Blind, or other Matter or Thing, shall be affixed to the said House or other Building or not; or shall exhibit or expose for Sale or otherwise any Linen Drapery or other Goods, Wares, or Merchandise, on the Outside or over the Area of his, her, or their

Persons erecting Balconies, &c. not by this Act allowed.

Or exposing Goods to Sale on the Outside of their House, to forfeit 5s.

their Dwelling House, Shop, or other Building, in any such Square, Street, or Place, 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, to be recovered, paid, and applied, in Manner herein-after mentioned.

On being convicted of having erected an illegal Balcony, &c. and not removing same within Two Months, to forfeit not exceeding 5l. per Month from Time of the Conviction.

XVII. And be it further enacted, That if any Person or Persons, on his, her, or their being convicted of having built with, or added, affixed or attached to, or caused to have been built with, or added, affixed, or attached to any House or Building within the Limits of this Act, any Balcony, Gallery, or Awning, contrary to the Provisions and Directions herein mentioned, shall not take down and remove, or cause to be taken down or removed, such Balcony, Gallery, or Awning, within the Space of Two Calendar Months next after such his, her, or their Conviction, then, and in every such Case, such Person and Persons so offending shall for every Calendar Month (such Time to be computed from the Day of his, her, or their Conviction) that such Balcony, Gallery, or Awning shall remain, and not be taken down and removed, forfeit and pay any Sum not exceeding Five Pounds, to be recovered, paid, and applied, in Manner herein-after mentioned.

Power for watering Streets.

For erecting Pumps.

XVIII. And be it further enacted, That it shall and may be lawful to and for the said Committee, or any Three or more of them, to cause all or any of the Squares, Streets, and Lanes, within the Limits of this Act to be watered; and also to cause any Well or Wells to be dug or sunk, and any Pump or Pumps to be made and erected in such Places (not being a Vault, Cellar, or other Building, under any of the Squares, Streets, or Places, aforesaid), and also to cause any Pump or Pumps now standing, or which shall hereafter be erected, for the Purposes of watering the same, from Time to Time to be removed, altered, or repaired, and the Charges and Expences thereof to be certified to the said Commissioners; and the same shall be paid out of the Monies to be raised and produced by the Rates or Assessments next herein-after authorized to be made for that Purpose.

For making Rates for defraying Expences of watering Streets.

XIX. And be it further enacted, That it shall and may be lawful to and for the said Committee, or any Seven or more of them, at their Meeting, to be holden at the Vestry Room of the said Parish Church of *Saint Giles in the Fields*, upon the Second *Tuesday* in the Month of *June* in each and every Year, to make such further and additional Rates or Assessments upon all and every the Person and Persons who do or shall inhabit, hold, use, possess, occupy, or enjoy any Land, Ground, House, Shop, Warehouse, Coach-house, Stable, Cellar, Vault, Building, Tenement, or Hereditament whatsoever, within any such Square, Street, or Lane, which shall be watered by virtue of this Act; as may in the Opinion of the Committee-men present at such Meeting be sufficient for defraying the Charges and Expences of sinking such Wells, and erecting and repairing such Pumps, and watering such Squares, Streets, and Lanes respectively; and all other Charges and Expences relating or incident thereto; so that in any one Year such further additional Rate or Assessment shall not exceed the Sum of Two-pence in the Pound upon or according to the Rack Rent, or full annual Value of such Hereditaments and Premises.

XX. And be it further enacted, That every such Rate or Assessment by this Act authorized to be made shall be for one Year, and shall commence and take place from the Twenty-fifth Day of *March* immediately preceding.

Assessment to be for a Year.

XXI. And be it further enacted, That all and every Rate and Rates, Assessment or Assessments, to be made by virtue of this Act, shall be paid by the Person and Persons liable to the Payment thereof, to the Collector or Collectors appointed, or from Time to Time to be appointed, to gather and collect the Rates or Assessments for defraying the Expences of paving, repairing, cleansing, and lighting the Squares, Streets, Lanes, and other Places within the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, including the said Street and Place called *Holborn* and *Middle Row*.

Rates to be paid to Collectors of the Paving Rates.

XXII. And be it further enacted, That all such further or additional Rates and Assessments, so to be made by virtue of this Act, shall be made, collected, received, recovered, and levied of and from such Person or Persons, and shall be accounted for and paid over to such Person and Persons in such and the like Form and Manner, with such Powers of Distress, and according to such Rules, Methods, and Directions, as are mentioned and appointed in and by the said recited Acts of the Eleventh and Thirtieth Years of His present Majesty's Reign, for making, collecting, receiving, recovering, levying, accounting for and paying over the several Rates and Assessments made and to be made for defraying the Expences of paving and lighting the Squares, Streets, Lanes, and other Places within the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*.

Rates to be made and collected under the like Powers, &c. as the Paving Rates.

XXIII. Provided always, and be it further enacted, That nothing herein contained shall extend, or be construed to extend, to authorize or empower the said Committee, or any Seven or more of them, to rate or assess the Inhabitants or Occupiers of any Houses, Buildings, or other rateable Property, within any Square, Street, or Lane, within the Limits of this Act, with any such further or additional Rate or Assessment for sinking such Wells, or making, erecting, or repairing such Pumps, and watering such Square, Street, or Lane, unless a Majority of the Inhabitants or Occupiers of such Houses, Buildings, or Property (such Majority not being less than Three Fourths of such Inhabitants or Occupiers within such Square, Street, or Lane), shall have signified and expressed their Wish and Consent in Writing for the same to be watered, and shall have signed their Names to such Writing, and delivered, or caused the same to be delivered to the said Committee or their Clerk for the Time being.

Rates not to be made on Inhabitants of any Streets, &c. until Three Fourths of such Inhabitants request the same to be watered.

XXIV. And be it further enacted, That it shall and may be lawful to and for the said Committee, or any Five or more of them, from Time to Time, if they shall think proper, with the Consent of the said Commissioners, to advertise for and receive Proposals, and make any Contract or Contracts, subject to the Controul and Confirmation of the said Commissioners, either for sinking such Wells, making and erecting such Pumps or watering such Squares, Streets, Lanes, or for each and every such Works, Matters, and Things; and every such Contract shall specify

Committee may, with Consent of Commissioners, advertise for Proposals, and Contract.

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the several Works to be done and the Prices to be paid for the same, and the Forfeitures or Penalties to be borne or suffered for the Non-performance thereof; and all and every such Contract and Contracts shall be made at or within such Time and Times, with such Notice and Permission, and under, subject, and according to such Rules, Methods, and Directions as are contained in the said recited Act of the Thirtieth Year of the Reign of His present Majesty, and relate to the making such Contracts under and by virtue of that Act.

Produce of Rates to be paid into the Bank to the Credit of the Commissioners;

and to the general Account of the Parishes.

XXV. And be it further enacted, That the several Sums of Money to be raised by the Rates and Assessments to be made under the Authority, or by virtue and in pursuance of this Act, for the Purpose of sinking Wells, making and erecting Pumps, watering the Squares, Streets, and Lanes, and other the Purposes last above mentioned, shall be deposited in the Bank of *England*, and placed to the Credit of the said Commissioners, and to the general Account of the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*; and shall be issued and applied by the said Commissioners, or any Three or more of them, for the Purposes last aforesaid.

All Payments to be certified by the Committee.

XXVI. And be it further enacted, That all and every the Payments, Allowances, Charges, and Expences, to be made or given for any Thing to be done for the said Committee, under or by virtue of this Act, shall first be certified to the said Commissioners by the said Committee by Writing, under the Hands of any Three or more of them, and delivered to the said Commissioners or their Clerk with the several Bills and Particulars relating thereunto; and thereupon the said Commissioners, not having any just or reasonable Cause to the contrary, shall, and they are hereby directed and required, within Fourteen Days after the Receipt of any such Certificate, to make an Order for the Payment of the Sum and Sums of Money to be specified in such Certificate, and the same shall be paid accordingly; and the Clerk to the said Committee for the Time being shall, and he is hereby required to keep an Account of all Sum and Sums of Money so to be raised, deposited, certified, and expended for the Purposes last aforesaid, separate and distinct from all other Accounts of Monies raised or to be raised by virtue of the said recited Acts, or any or either of them.

Penalty on Persons making or leaving Holes, &c. and not inclosing same.

XXVII. And be it further enacted, That if any Person or Persons shall dig or make any Hole, or leave or cause to be left any Hole before any vacant Ground, or before any House or Tenement built or in building, in any Square, Street, or Place, formed or to be formed, or forming, within the Limits of this Act, for the Purposes of making any Vault or Vaults, or any other Purpose whatsoever, and shall not forthwith inclose the same in a good and sufficient Manner to the Satisfaction of the Inspector for the Time being to the said Committee, or shall keep up such Inclosure longer than in the Opinion of the said Committee, or any Three or more of them, shall be absolutely necessary, or shall not, when thereunto required by such Inspector, well and sufficiently fence or inclose, to the Satisfaction of such Inspector, the Area or Areas, or Space opened or left open and intended for an Area or Areas, or for any other Purpose whatsoever, in the Front or Flank of such vacant Ground, House, or Tenement, and adjoining to any such Square, Street, or Place, then and

in every or any such Case he, she, or they so offending shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds, and also any Sum not exceeding Five Pounds for the First Week, and any Sum not exceeding Ten Pounds for each and every subsequent Week that such Nuisance shall be continued; and all such Penalties and Forfeitures shall be raised, levied, recovered, and applied, in Manner herein-after directed.

XXVIII. And whereas the Entrances or Doorways made in or near the Foot Pavements, for the Purpose of Persons descending to and ascending from the Cellar or Basement Story of sundry Houses and Buildings within the Limits of this Act, and the Holes and Funnels made in such Pavement for the Purpose of putting down Coals or other Things into the Vaults beneath, or the Basement Story of such Houses or Tenements, are often left open and insecure, by reason whereof the Lives and Limbs of His Majesty's Subjects are greatly endangered; be it therefore further enacted, That if the Occupier or Occupiers of any such House or Building, having such Door-way or Entrance into the Basement Story thereof, shall not, when thereunto required by the Inspector or Inspectors to the said Committee for the Time being, forthwith either safely and securely guard and constantly keep the same guarded by a Rail or Rails, or cover the same over with a strong Flap or Trap-door, to the Satisfaction of such Inspector or Inspectors, and so as to prevent Danger to Persons passing and repassing; or if any such Occupier or Occupiers do or shall leave open, or not sufficiently and substantially covered, or permit or suffer to be left open or not sufficiently and substantially covered, to the Satisfaction of such Inspector as aforesaid, any such Hole or Funnel, save and except during such Time as any Coals, Wood, Casks, or other Things shall be putting down or taking out of any such Vault or Basement Story, or during such Time as the Flap or Covering thereof shall be altering, repairing, or amending, or shall not repair, and from Time to Time keep in good and substantial Repair, to the Satisfaction of the said Inspector as aforesaid, all and every or any such Guard Rails, Flaps, Trap-doors, and other Coverings, then and in every such Case he, she, or they so neglecting or refusing shall, for every or any such Offence, forfeit and pay any Sum not exceeding Ten Shillings, to be recovered and applied in Manner herein-after mentioned; and that in any or either of such Cases of Neglect or Refusal it shall and may be lawful to and for the said Committee, or any Three or more of them, or their Inspector or Inspectors for the Time being, to cause all and every such Doorways, Entrances, Holes, and Funnels, to be well and securely covered over or guarded, and all such Flaps, Trap-doors, and Coverings to be well and substantially repaired or renewed; and all the Costs, Charges, and Expences attending the same shall be borne and paid by the Person or Persons so neglecting or refusing, and shall and may be recovered and levied upon his, her, or their Goods and Chattels, in like Manner and under the like Powers and Authorities as any Rate or Rates, Assessment or Assessments, made or to be made by virtue of the said recited Acts or of this Act, can or may be levied and recovered.

Powers for guarding or covering Entrances to Cellars, Coal Holes, &c.

Occupiers not guarding same, &c. to forfeit not exceeding 10s.

XXIX. And be it further enacted, That it shall and may be lawful to and for the said Committee, or any Three or more of them, to view and inspect any of the Squares, Streets, Lanes, Courts, Yards, Mews, Alleys, Passages, or Places within the Limits of this Act, which now is or are or hereafter

Committee to view and give Notice to Owners to level and prepare the

Ground, and
lay the Foot-
path within
Three
Months.

hereafter may be built or in building, and if upon such View they shall be of Opinion that the same, or any Part or Parts thereof, is or are fit and proper to be paved, the said Committee, at any of their Meetings, after such View, shall and may direct their Inspector, or other Person to be by them for that Purpose appointed, to give Notice to the Owner or Owners, Proprietor or Proprietors, Lessee or Lessees of the Lands, Grounds, Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Tenements, or Hereditaments, in any such Square, Street, Lane, Court, Yard, Mews, Alley, Passage, or Place, or leave such Notice at his, her, or their usual or last Place or Places of abode, or with his, her, or their known Servant or Servants; or if no such Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, can be found, then such Notice shall be stuck against the said Premises, or any Part thereof, by which Notice such Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, shall be required to cause the Ground of the intended Foot Way and Carriage Way, opposite to the Fronts and Flank Walls of his, her, or their respective Lands, Grounds, Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Tenements, and Hereditaments, to be raised or lowered, levelled, and well and sufficiently rammed down, formed and made ready for paving, and the Kirb and Foot-path thereof to be laid with good *Yorkshire* or *Purbeck* Paving, under the Direction and to the Satisfaction of the said Committee, or any Three or more of them or their Inspector for the Time being, within Three Calendar Months next after the Date of such Notice; and also to meet such Committee, or any Three or more of them, at the Time and Place therein mentioned, not being less than Ten Days from the Date of such Notice, to compound for the Paving of the Carriage Way of such Square, Street, Lane, Court Yard, Mews, Alley, Passage or Place, at any Sum not exceeding One Moiety of the Expence of such Carriage Way Paving; which Composition the said Committee, or any Three or more of them, are hereby authorized to make; and if such Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, shall not attend, or shall not cause such Ground to be raised or lowered, levelled, prepared, and well and sufficiently rammed down and formed, and such Kirb and Foot-way Paving laid to the Satisfaction, in the Manner, and within the Time aforesaid; or shall not compound or agree with the said Committee, or any Three or more of them, as aforesaid; or, having compounded, shall not pay the Sum so compounded or agreed for unto the Collector authorized to receive the same, within Ten Days next after Demand thereof shall be made in Writing, by the Clerk to the said Committee; then and in every such Case it shall and may be lawful to and for the said Committee or any Three or more of them, to order the same to be paved as soon as conveniently may be, and all the Charges and Expences attending the preparing such Ground, and of such Paving, shall be paid by the then respective Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, of such Premises, and shall be recovered and levied upon the Goods and Chattels of such Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, or upon the said Premises, in such and the like Manner as any Rate or Rates, Assessment or Assessments, for defraying the Expences of paving, repairing, cleansing and lighting the Squares, Streets, Lanes, and other Places within the Limits of this Act, may by the said recited Act, made in the Thirtieth Year of the Reign of His present Majesty, be recovered and levied.

XXX. Provided always, and be it enacted, That nothing in this Act contained shall extend, or be construed to extend, to exonerate or discharge any such Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, or his or their Undertenant or Undertenants, from his, her, or their Liability to the Payment of any Rate or Assessment made or to be made under or by virtue of the said recited Act, made in the Eleventh Year of the Reign of His present Majesty, or to empower the said Committee, or any Three or more of them, to charge any One Owner, Proprietor, or Lessee of any vacant Ground, with more than Two Hundred Yards of Carriage Way Paving, on Account of any such Vacant Ground, in any One Square, Street, or Lane, until some Erection or Building shall be erected and built, or shall be in building thereon.

Occupiers not discharged from the new Paving Rate.

XXXI. Provided also and be it further enacted, That the Composition or Sum so to be agreed or compounded for and received as aforesaid, within each of the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, shall be deposited in the Bank of *England*, and placed to the separate and distinct Account of the Parish wherein, or for the Paving whereof, the same shall become due and payable, and shall by the separate and respective Committee of each of the said Parishes, at Meetings to be holden by them at their respective Vestry Rooms, be separately, distinctly, and without the Interposition of each other, laid out and applied within the said respective Parishes, to and for the Purposes for which the same was received according to the Powers and Directions for new Paving, contained in the said recited Act, made in the Eleventh Year of the Reign of His present Majesty, and of this Act.

Composition to be carried to the separate Account of the Parish where the same shall become payable.

XXXII. And whereas there are within the Limits of this Act certain Courts, Alleys, and Places, which, without Inconvenience to the Publick, might be discontinued and stopped up, and which, from their private and confined Situation, and by being Harbours or Receptacles for Filth and Rubbish, are noisome and offensive to the Publick; be it therefore enacted, That if upon the View of any Two or more of His Majesty's Justices of the Peace for the County of *Middlesex*, it shall appear that any such Court or Courts, Alley or Alleys, Place or Places, is or are become unnecessary, and may without Inconvenience to the Publick or to the Proprietors of Houses or Tenements adjoining thereto, be discontinued and stopped up; then and in such Case it shall and may be lawful to and for such Justices, at some special Session, to be holden for that Purpose, by and with the Consent of the Joint Vestry of the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, testified by Writing under the Hand of the Clerk to such Vestry for the Time being, and of the Owner and Owners, and Occupier and Occupiers of the Houses, Land, or Tenements adjoining to Four Parts in Five in the Length of such Court or Courts, Alley or Alleys, or Place or Places, testified by Writing under his, her, or their Hand or Hands, by Order, under the Hands and Seals of such Justices to discontinue and stop up such Court or Courts, Alley or Alleys, or Place or Places, and all such Courts, Alleys, and Places, or such Proportion thereof as may adjoin to the Houses or Tenements of such Persons who shall have so consented, shall be discontinued and stopped up accordingly, subject to Appeal, as herein-after is mentioned: Provided always, that nothing herein contained shall extend, or be construed to extend, so as to authorize the discontinuing or stopping up any Court, Alley, or Place,

Power for stopping up unnecessary Courts, &c.

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or any Part or Parts thereof, whereby or in consequence whereof any House, Tenement, or Lane shall be so inclosed, that the Owner or Owners, Occupier or Occupiers thereof, or any other Person or Persons whomsoever shall be prevented from passing freely to and repassing freely from the same.

Empowering
the Commit-
tee to con-
tract for the
Purchase of
Buildings, &c.

XXXIII. And be it further enacted, That it shall and may be lawful to and for the said Committee, or any Five or more of them, to contract and agree with any Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, Spiritual or Lay, as shall be or be deemed to be the Owner or Owners, Proprietor or Proprietors, or otherwise interested in any Court or Courts, Alley or Alleys, or Place or Places stopped up or discontinued, by virtue of this Act, or in any Building or Buildings, Erection or Erections, projecting into, over, or upon any of the Footways within the Limits of this Act, or of any Door or Doors, or of any Cellar or Cellars, or of any Steps belonging thereunto, or in any other Projection or Encroachment in, over, or upon any such Footway, or in any Lands, Tenements, or Hereditaments, which the said Committee, or any Five or more of them, shall judge necessary and proper to be purchased, for the Improving and Widening of any of the said Squares, Streets, Lanes, publick Passages or Places, for the absolute Purchase of all such Courts, Alleys, Places, Buildings, Erections, Cellars, Steps, Projections, Encroachments, Lands, Tenements, or Hereditaments, or any of them; and the Monies to be paid for the Purchase thereof shall be certified by the said Committee, or any Three or more of them, to the said Commissioners, in Manner directed by the said recited Act, made in the Thirtieth Year of the Reign of His present Majesty, and shall be by them the said Commissioners paid out of any Monies received for the Purposes of paving, cleansing, and lighting the several Parishes and Places within the Limits of this Act, to the Person or Persons, Body or Bodies Politick, Corporate, or Collegiate, entitled, or shall be laid out and disposed of in the Bank of *England*, in Manner by this Act directed, as the Case may be.

Powers for
Bodies Poli-
tick, &c. to
sell.

XXXIV. And be it further enacted, That it shall and may be lawful to and for all Bodies Politick, Corporate, or Collegiate, and all Corporations, whether Aggregate or Sole, Spiritual or Lay, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees, of or for Lunaticks and Idiots, or other Trustees whomsoever, not only for and on behalf of themselves and their Successors, but also for and on behalf of their respective Cestuique Trusts, whether Infants or Issue unborn, Lunaticks, Idiots, or Femes Covert, and also to and for all Femes Covert who are or shall be seised in their own Right; and to and for all Persons, whether Tenants for Life, in Tail General or Special, or for Years determinable on any Life or Lives; and to and for all and every Person or Persons whomsoever, who are or shall be seised, possessed of, or interested in any Courts, Alleys, Places, Lands, Houses, Erections, Projections, Encroachments, Tenements, or other Hereditaments, or any Part thereof, which the said Committee, or any Five or more of them are by this Act enabled to purchase, for any of the Purposes of this Act, to treat, contract, and agree with the said Committee, for the Sale thereof, or any Part thereof, and to sell and convey all or any Part thereof and all the Estate, Right, Title and Interest whatsoever of, in, and to the same, to the said Committee, or any Five or more of

of them, and their Successors, for any of the Purposes of this Act; 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 in the Law whatsoever, be good, valid, and effectual to all Intents and Purposes, not only to convey the Estate and Interest of the Person or Persons conveying, but also to convey all Right, Estate, Interest, Use, Property, Claim, and Demand whatsoever, of the said several and respective Cestuique Trusts, and all claiming or to claim by, from or under them, any Law, Statute, Usage, or any other Matter or Thing whatsoever to the contrary thereof notwithstanding; and all Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, Spiritual or Lay, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees, Trustees, and all other Persons whatsoever, are and shall be hereby indemnified for what they shall do by virtue and in pursuance of this Act.

XXXV. And be it further enacted, That if any Body Politic, Corporate or Collegiate, or any Corporation, whether Aggregate or Sole, Spiritual or Lay, or any Feme Covert, or any Tenant for Life, or Tenant in Tail General or Special, or for Years determinable on any Life or Lives, Owner or Owners, Occupier or Occupiers of, or other Person or Persons whatsoever, interested in any Court, Alley, or Place to be stopped up or discontinued by virtue of this Act, or in any Building or Buildings, Erection or Erections, projecting into or upon any of the Footways within the Limits of this Act, or of any Door or Doots of Cellars, or of any Steps belonging thereto, or in any other Projection or Encroachment upon any such Footway whatsoever, or in any Lands, Houses, or other Buildings, Tenements, or other Hereditaments, which the said Committee, or any Five or more of them, are enabled by this Act to purchase or treat for, shall refuse to treat, contract or agree as aforesaid, or by reason of Absence, or otherwise, shall be prevented from treating, contracting, or agreeing, or shall decline, or refuse to sell, convey, and dispose of the Premises whereof, or wherein, or whereunto they respectively shall be so seised, possessed, interested, or entitled as aforesaid, or their respective Rights, Titles, Claims, or Interests in, to, or upon the same, or any Part thereof, unto the said Committee, or any Five or more of them, or to such Person or Persons as they, or any Five or more of them, shall nominate for the Purposes and according to the Tenure, true Intent and Meaning of this Act; or shall not or cannot produce or make out a clear Title to the Premises they are in Possession of, or to the Interest they claim therein, to the Satisfaction of the said Committee, or any Five or more of them; or if any Dispute or Difference shall arise touching such Purchase or Purchases; then and in every such Case the said Committee, or any Five or more of them, are hereby empowered and authorized, before any General or Quarter Sessions of the Peace to be holden for the said County of *Middlesex*, or any Adjournment thereof, to give, or cause to be given, to such Owner or Owners, or the principal Officer or Officers of such Bodies Politick or Corporate, or to leave, or cause to be left, at the House of the Tenant in Possession Ten Days Notice in Writing, denoting and particularly describing the Lands, Buildings, Houses, Tenements, or other Hereditaments intended to be purchased, and purporting that the Value thereof shall be adjusted and settled by a Jury, at the said Sessions or Adjournment thereof; and

Provisions in Cases of Refusal or Inability to sell.

the Justices, at the said Sessions, or any Adjournment thereof, upon Proof to them made of such Notice having been so given or left, are hereby authorized and required to charge the Grand Jury at such Session assembled, or the Jury to try Prisoners at such Sessions, well and truly upon their Oaths to assess the Value of the said Lands, Buildings, Houses, Tenements, or other Hereditaments, comprised in the Notice so given, and the Damages and Recompense to be awarded or given for the same to the respective Owner or Owners thereof, and other Persons, according to their respective Interest therein, and to which said Jury the said Committee, or any Five or more of them, and all Persons interested in the said Lands, Buildings, Houses, Tenements, or other Hereditaments, shall have their lawful Challenges; and the Jury, being so sworn and charged as aforesaid, and after proper Evidence, on Oath to them given, concerning the Nature, Quality, or Value of the Lands, Houses, Buildings, Tenements, or other Hereditaments so to be sold and conveyed as aforesaid, shall, by their Verdict, assess the Damages and Recompense to be given for the same, to the respective Owner or Owners, Occupier or Occupiers thereof, according to their respective Interests therein; and such Verdict of the said Jury, and the Judgement of the said Justices upon the same, shall be final, binding, and conclusive upon the said Committee, and upon all and every Person and Persons interested in the said Lands, Buildings, Houses, Tenements, and other Hereditaments; and such Verdict, and the Judgement of the Justices thereupon, shall be fairly entered and kept among the Records of the Sessions for the said County; and the same, or true Copies thereof, shall be taken to be good and sufficient Evidence and Proof in any Court of Law or Equity whatsoever; and all Persons may have recourse to the same, and take Copies thereof, paying Sixpence for every Seventy-two Words, and so in Proportion for any greater or less Number of Words.

Provision that Verdict shall not be binding unless Money paid within Six Calendar Months.

XXXVI. Provided always, That in case the Sum or Sums so assessed by the said Jury, and ordered and adjudged to be paid by the said Committee, or any Five or more of them, as a Satisfaction to the Owners, Occupiers, or others, for their respective Interest in the said Premises, shall not be paid, tendered, left, or deposited, according to the true Intent and Meaning of this Act, within Six Calendar Months after the same shall have been so assessed, ordered, and adjudged, then and in such Case the Verdict of the said Jury shall not be binding upon the said Parties; any Thing herein contained to the contrary thereof in anywise notwithstanding.

Provision for Payment of Costs of Verdicts.

XXXVII. And be it further enacted, That in all Cases where any Verdict shall have been given for a greater Sum or Recompense than shall have been previously offered by or on the Behalf of the said Committee, or any Five or more of them, for any such Lands, Houses, Buildings, Tenements, or other Hereditaments or Damages as aforesaid, all the Expences of taking such Inquest, and of the Witnesses attending thereon, and recording or entering the Verdict or Judgement thereupon, shall be certified by the said Committee, or any Three or more of them, to the said Commissioners, and shall be by the said Commissioners paid out of the Monies to arise from the Rates and Assessments for paving, cleansing, and lighting the several Parishes and Places within the Limits of this Act; but if a Verdict shall be given for no greater or for a less Sum than shall have been so previously offered by or on the Behalf of the said Committee, or any

any Three or more of them, then and in every such Case such Expences shall be paid by the Owners of or Persons interested in the Premises in question; provided that whenever, by reason of Absence, any Person or Persons shall have been prevented from treating with the said Committee, or any Three or more of them, the whole of such Costs and Expences shall be certified by the said Committee, or any Three or more of them, to, and shall be paid by the said Commissioners out of such Monies as afore said; and whenever any Costs or Charges shall or may be payable to the said Committee, or any Five or more of them, such Costs and Charges shall and may be deducted out of the Sum to be paid to the said Owners or Persons respectively interested; and the Payment or Tender of the Remainder of such Monies, or disposing of the same in Manner by this Act directed, shall be deemed and taken, to all Intents and Purposes whatsoever, to be a Payment, Tender, or Disposal of the whole Sum or Sums so assessed and adjudged.

XXXVIII. And be it further enacted, That if any Money shall be paid or agreed or awarded to be paid, for the Purchase of any Lands, Tenements, or Hereditaments, purchased, taken, or used by virtue of the Powers of this Act for the Purposes thereof, which shall belong to any Body Politick, Corporate or Collegiate, or to any Feoffee in Trust, Executors, Administrators, Husband, Guardian, Committee, or other Trustee, for or on behalf of any Infant, Idiot, Lunatick, Feme Covert, or other Cestuique Trust, or to any Person whose Lands, Tenements, or Hereditaments are limited in strict or other Settlement, or to any Person under any other Disability or Incapacity whatsoever, 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 Committee for paving, cleansing, and lighting the Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, 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 or Redemption 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 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 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 Lands, Tenements, or Hereditaments which shall be so purchased, taken, or used as afore said; 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 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

Application
of Compen-
sation if
amounting to
200l.

[*Loc. & Per.*]

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Annuities;

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 directed to be purchased by virtue of this Act, in case such Purchase or Settlement were made.

Application of Compensation if less than 200l. and exceeding 20l.

XXXIX. Provided always, and be it 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 any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed or be equal to 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, in case of Infancy, Idiocy or Lunacy, to be signified in Writing under their respective Hands, to 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 Committee (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 of Compensation if less than 20l.

XL. 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 Lands, Tenements, or Hereditaments so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Committee, or any Three or more of them, shall think fit; or in case of Infancy, Idiocy, or Lunacy, then such Money shall be paid 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, or if Persons cannot be found, Purchase Money to be paid into the Bank, subject to the

XLI. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of 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 Committee, or any Three or more of them; or in case such Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found; or if the Person or Persons entitled to such Lands, Tenements,

or

or Hereditaments be not known or discovered, then and in every such Case it shall and may be lawful to and for the said Committee, or any Three or more of them, to order the said Sum or Sums of Money so awarded 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 of Chancery, 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 Publick 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.

Order of the Court of Chancery on Motion or Petition.

XLII. 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 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 to be purchased in pursuance of this Act, or to any Bank Annuities to be purchased with any such Money, or the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in 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 shewn to the Satisfaction of the said Court of Chancery; and the Dividends and 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.

Where any Question shall arise touching the Title to Money to be paid, the Person who shall be in Possession of the Lands, &c. at the Time of such Purchase shall be deemed entitled thereto according to such Possession only, &c.

XLIII. 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 Court of Chancery, and to be applied in

The Court of Chancery may order reasonable Expences of Purchases to the

be paid by
the Commit-
tee.

the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses, in pursuance of this Act, it shall and may be lawful to and for the said Court of Chancery 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, to be paid by the said Commissioners out of the Monies to be received from the Rates or Assessments for paving, cleansing, and lighting the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

On Payment
of Purchase
Money Pre-
mises vested
in the said
Committee.

XLIV. And be it further enacted, That upon Payment of the Money so contracted or agreed to be paid for the Purchase of such Lands, Tenements, or Hereditaments, by the said Committee, or any Three or more of them, to the Person or Persons respectively entitled to such Monies, or their Agents, or upon Payment thereof into the Bank of *England*, for the Purpose of being disposed of in Manner herein-before directed, all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand in Law and Equity of the Person or Persons respectively for whose Use the same shall be paid, in, to, or out of such Lands, Tenements, and Hereditaments, shall vest in the said Committee and their Successors for ever for the Use and Purposes of this Act.

Committee
empowered
to resell
Land.

XLV. And whereas the said Committee may purchase Lands and Hereditaments for the Purposes of the said recited Acts and this Act, which may afterwards not prove necessary to be made use of for the Purposes of the said recited Acts and this Act; be it therefore enacted, That it shall and may be lawful to and for the said Committee, or any Five or more of them, to sell and dispose of, and by Indenture or Indentures under their Hands and Seals, to grant and convey by way of absolute Sale in Fee Simple for a Consideration in Money, all or any Part or Parts of the Lands, Tenements, and Hereditaments, that may have been so purchased, as shall (in the Judgement of the said Committee, or any Five or more of them, at any of their Meetings, to be holden in pursuance of the said recited Act made in the Eleventh Year of the Reign of His present Majesty) not be wanted for the Purposes of the said recited Acts and of this Act; and upon Payment of the Money which shall arise by or from the Sale or Sales of such Lands, Tenements, and Hereditaments, or any Part or Parcels thereof, it shall and may be lawful for the Treasurer or Treasurers, Clerk or Clerks for the Time being to the said Committee, to sign and give Receipts for the Money for which the same shall be sold; which Receipts shall be sufficient Discharges to any Person or Persons for the Purchase Money for which such Lands, Tenements, and Hereditaments shall be so sold, or for so much thereof as in such Receipts shall be acknowledged or expressed to be received; and such Person or Persons shall not afterwards be answerable or accountable for any Losses, Misapplication or Non-application of such Purchase Money or any Part thereof.

Declaring the
Words
Grant, Bar-
gain, and Sale
to operate as

XLVI. And be it further enacted, That in all Grants and Conveyances to be made by the said Committee, or any Five or more of them, under, or by virtue, and in pursuance of this Act, the Words "Grant, Bargain, and Sale," shall amount to and be construed and adjudged in all Courts of Judicature

Judicature to be exprefs Covenants to the Grantee or Purchaser, his, her, and their Heirs, Executors, Administrators, and Assigns, from the said Committee for themselves and their Successors, that they the said Committee, notwithstanding any Act done by them, were at the Time of the Execution of such Grant or Conveyance, seised of the Lands, Tenements, and Hereditaments thereby granted, bargained, and sold, of an indefeasible Estate of Inheritance in Fee Simple, free from all Incumbrances for quiet Enjoyment thereof, against the said Committee, their Successors and Assigns, and all claiming under them.

Covenants for the Title.

XLVII. And be it further enacted, That the Monies arising from the Sale of such Lands, Tenements, and Hereditaments shall be applied and disposed of by the said Committee, or any Three or more of them, in Aid of the Rates and Assessments for paving, cleansing, and lighting the Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*.

Monies received for Sale of Land to be applied in Aid of the Rates for Paying, &c.

XLVIII. And whereas the Produce of the Rates or Assessments made under and by virtue of the said recited Act made in the Fourteenth Year of the Reign of His present Majesty, hath in the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury* been found insufficient for the Purposes therein mentioned, although the same have been made at the highest Pound-rate authorized by the said Act: Be it therefore enacted, That it shall and may be lawful to and for the Vestrymen, or any Seven or more of them, of the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, for the Time being, from Time to Time to order, direct and make any Rate or Rates, Assessment or Assessments, for defraying the Charges and Expences of the Nightly Watch and Beadles within such Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, and other incidental Charges and Expences relative thereto, as they shall think proper and expedient, so as no such Rate or Rates, Assessment or Assessments shall in any One Year exceed the Sum of Eight-pence in the Pound of the yearly Value of the Houses, Tenements, Shops, Warehouses, Cellars, or other Buildings to be assessed and charged by virtue of the said recited Act made in the Fourteenth Year of the Reign of His present Majesty or of this Act, any Matter, Clause, or Thing in such Act contained to the contrary thereof notwithstanding: Provided always, that nothing herein contained shall extend, or be construed to extend, so as to enable the said Vestrymen to make any such Rate or Assessment on any House, Tenement, Shop, Warehouse, Cellar, or other Building, situate, lying, or being in so much of the said Street or Place called *Holborn* or *Middle Row*, in the County of *Middlesex*, as lies in the Parish of *Saint Andrew Holborn above the Bars*.

Power to increase the Watch Rate to 8^d. in the Pound.

XLIX. And be it further enacted, That all such Rate and Rates, Assessment and Assessments, made by virtue of this Act, for defraying the Charges and Expences of such Nightly Watch and Beadles, shall be made, collected, received, recovered, and levied of and from such Person and Persons by the Collectors appointed or to be appointed to collect and receive the same, and shall be accounted for and paid over to such Person and Persons in such and the like Form and Manner, with such Powers of Distress, and according to such Rules, Methods, and Directions, as are mentioned and appointed in and by the said recited Act made in the Fourteenth Year of the Reign of His present Majesty for making, collecting,

Rates to be made and collected under the Powers of 14G. 3. c. 90.

[Loc. & Per.]

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receiving,

receiving, recovering, levying, accounting for, and paying over the Rates and Assessments therein respectively authorized to be made and directed; and all and every the Powers, Authorities, Methods, Rules, Directions, Matters and Things contained in the said last mentioned Acts relating to the Rates and Assessments thereby authorized to be made, shall be and continue in full Force, and be severally and respectively observed, practised, and put into Execution, for the making, collecting, recovering, and levying the Rates and Assessments to be made by virtue or in pursuance of this Act as fully and effectually to all Intents and Purposes as if the same Powers, Authorities, Methods, Rules, Directions, Matters, and Things were particularly repeated and re-enacted in the Body of this Act.

Watch
Houses, &c.
vested in the
Vestrymen.

L. And be it further enacted, That the Right and Property of all Watch Boxes, Watch Houses, Coats, Arms, Accoutrements, Furniture, Materials, Matters, and Things purchased, provided for or made use of by the Nightly Watch and Beadles of the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, or either of them, for the several Purposes mentioned in the said recited Act made in the Fourteenth Year of the Reign of His present Majesty, shall belong to and be the Property of, and are hereby vested in the said Vestrymen; and the said Vestrymen, or any Seven or more of them, shall and may cause to be brought any Action or Actions, 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 Vestrymen as aforesaid or any of them, or any Part or Parts thereof; and in all such Actions and Bills of Indictment respectively, it shall be and 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 shall be brought, or Bill or Bills of Indictment preferred, is or are the Property of "The Vestrymen of the Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*, in the County of *Middlesex*," without particularly stating or specifying the Name or Names of any of the said Vestrymen; and the said Vestrymen or any Seven or more of them, shall have full Power and Authority from Time to Time to sell and dispose of, for the Purposes of the said recited Act made in the Fourteenth Year of the Reign of His present Majesty, 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 the said Vestrymen, or any Seven or more of them, shall think right and proper.

Penalty on
obstructing
the Execu-
tion of this
Act.

LJ. And be it further enacted, That if any Person or Persons shall obstruct, hinder, or molest the said Committee, or their Inspector, or other Officer or Officers, or any Workman, or other Person employed in the Execution of this Act, then, and in every such Case, every such Person so offending shall forfeit and pay for every such Offence, any Sum not exceeding Five Pounds.

For Recovery
and Applica-
tion of Penal-
ties.

LII. And be it further enacted, That all Penalties and Forfeitures by this Act imposed (the Manner of levying and recovering whereof is not hereby otherwise particularly directed) shall be levied and recovered by Distress and Sale of the Goods and Chattels of the Offender or Offenders by

by Warrant under the Hand and Seal of any Justice of the Peace for the City, County, or Place where such Person shall be or reside; which Warrant such Justice is hereby empowered and required to grant, upon the Confession of the Party or Parties, or upon the Oath of One or more credible Witness or Witnesses (which Oath such Justice is hereby empowered to administer), rendering the Overplus (if any) of the Money arising by such Sale, upon Demand, to the Party or Parties whose Goods and Chattels shall be so distrained and sold, after deducting the Charges of such Distress and Sale; and all such Penalties and Forfeitures, when recovered, shall, if not herein directed to be otherwise applied, be paid to the Clerk to the said Committee, and applied to the Purposes of this Act; or in case it shall appear to such Justice, by the Oath of any credible Witness (which Oath such Justice is hereby empowered to administer), or on the Confession of the Offender or Offenders, that such Offender or Offenders hath or have not sufficient Goods and Chattels, within the Jurisdiction of such Justice, whereon the Penalty, Forfeiture, and Charges of levying the same can be raised, or in case sufficient Distress shall not be found after such Warrant shall have been issued; or if such Penalty and Forfeitures shall not be forthwith paid, it shall be lawful for such Justice, and he is hereby authorized and required, by Warrant under his Hand and Seal, to cause such Offender or Offenders to be committed to the Common Gaol or House of Correction for such City, County, or Place, there to remain without Bail or Mainprize, for any Time not exceeding Two Calendar Months, unless such Penalties and Forfeitures, and all reasonable Charges, shall be sooner paid and satisfied.

LIII. Provided always, and be it enacted, That no Person or Persons having been convicted of any Offence against this Act, shall be subject or liable to any Penalty or Forfeiture, or Imprisonment, for the same Offence by the Authorities of any other Act or Acts; nor shall any Person or Persons, having been convicted of any Offence against any other Act or Acts now in force within the Limits of this Act, be subject or liable to any Fine, Forfeiture, or Imprisonment, for the same Offence by the Authority of this Act.

Offenders not to pay more than One Penalty for the same Offence.

LIV. And be it further enacted, That where any such 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 any Proceedings relating thereto; nor shall the Party or Parties be deemed a Trespasser or Trespassers *ab initio* on account of any Irregularity which shall be afterwards done by the Party or Parties distraining, but the Person or Persons aggrieved by such Irregularity may recover full Satisfaction for the special Damage in an Action on the Case.

Distress not to be deemed unlawful for want of Form.

LV. Provided always, That no Plaintiff or Plaintiffs shall recover in any Action to be commenced against any Person or Persons for any Thing done in pursuance of this Act, unless Notice in Writing shall have been given to the Defendant or Defendants, Twenty-one Days before such Action shall be commenced, signed by the Attorney for the Plaintiff or Plaintiffs, specifying the Cause of such Action; nor shall the Plaintiff or Plaintiffs recover in any such Action, if Tender of sufficient Amends shall have been

Plaintiff not to recover if Tender of sufficient Amends made.

been made to him, her, or them; or to his, her, or their Attorney, by or on the Behalf of the Defendant or Defendants, before such Action brought; and in case no such Tender shall have been made, it shall and may be lawful to and for the Defendant or Defendants in any such Action, by Leave of the Court where such Action shall be brought, at any Time before Issue joined, to pay into Court such Sum of Money as he, she, or they shall see fit, whereupon such Proceeding, Order, and Judgement shall be had, made, and given, in and by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Form of Con-
viction.

LVI. And be it further enacted, That all and every Justice and Justices before whom any Person or Persons shall be convicted of any Offence against this Act, shall and may cause such Conviction to be drawn in the Form or to the Effect following; *videlicet*,

‘ **B**E it remembered, That on the _____ Day of _____
 ‘ _____ in the Year of our Lord _____
 ‘ _____ P. Q. is convicted before _____
 ‘ _____ of His Majesty’s Justices of the Peace
 ‘ for the _____ of having [*here state the*
 ‘ *Offence*]; and I [*or we*] the said Justice [*or Justices*] do adjudge him
 ‘ [*her; or them*] to forfeit and pay the Sum of _____
 ‘ _____ Given under my Hand and Seal [*or, our Hands and*
 ‘ *Seals*], the Day and Year aforesaid.’

Justices em-
powered to
administer
Oaths.

LVII. And be it further enacted, That in all Cases where Cognizance is given to any Justice or Justices of the Peace by this Act, it shall and may be lawful to and for such Justice and Justices of the Peace to administer an Oath to any Person, for his or their more certain Information in the Matter then depending; and if any Person or Persons shall, upon his, her, or their Examination on Oath, before any such Justice or Justices, wilfully and corruptly give false Evidence, such Person or Persons so offending and being thereof duly convicted, shall be, and is and are hereby declared to be subject and liable to such Pains and Penalties as by any Law in Force and Effect, Persons convicted of wilful and corrupt Perjury are subject and liable to.

Appeal.

LVIII. Provided always, and be it enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Rate or Assessment which shall be made or be demanded in pursuance of this Act, such Person or Persons may appeal to the said Committee, or the said Vestrymen, as the Case may be, at their First Meeting which shall be holden after the Expiration of Ten Days from the Time of demanding such Rate or Assessment; and the said Committee, or any Three or more of them, or the said Vestrymen, as the Case may be, at such respective Meetings, are hereby authorized and empowered, if they shall think such Person or Persons aggrieved, to give such Relief in the Premises, as to them the said Committee, or any Three or more of them, or the said Vestrymen, as the Case may be, shall seem reasonable; and if any Person or Persons shall be dissatisfied with the Determination of the said Committee, or any Three or more of them, or of the said Vestrymen therein, as the Case may be; or if any Person or Persons shall think himself, herself, or themselves aggrieved by any other Order, Judgement, or Determination of the said
 Committee,

Committee, or any Three or more of them, or the said Vestrymen, or by any Penalty imposed, or by any Conviction made, or by the stopping up or discontinuing of any Court, Alley, or Place, or by any other Thing done in pursuance of this Act (save and except in such Cases where any Order, Judgement, or Determination is herein directed to be final or conclusive, and save and except in such Cases for which any particular Method of Relief is herein appointed), such Person or Persons may appeal to the Justices of the Peace, at any General Quarter Sessions of the Peace, to be holden for the County, City, or Place, in which the Matter of Appeal shall arise, within Four Calendar Months next after the Causes of Complaint shall have arisen, or at any Adjournment of such Session, the Person or Persons appealing first giving, or causing to be given to the Person or Persons appealed against, Ten Days Notice, in Writing, of his, her, or their Intention to bring such Appeal, and of the Cause or Matter thereof; and forthwith, after such Notice, entering into a Recognizance before some Justice of the Peace for such County, City, or Place, with Two sufficient Sureties, conditioned to try such Appeal, and to abide the Order of, and to pay such Costs as shall be awarded by the Justices at such Session or Adjournment thereof; and the Justices, at the said Session, or Adjournment thereof, upon due Proof of such Notice having been given, and of such Recognizance having been entered into as aforesaid, shall hear and finally determine every such Appeal, in a summary Way, and award such Costs to the Party appealing or appealed against, as the said Justices shall think proper, and shall and may, at their Discretion, discharge all or any of the Penalties or Forfeitures incurred by the Party or Parties appealing; and the Determination of the said Justices, in their said General Quarter Sessions, or Adjournment thereof, shall be final, binding, and conclusive, to all Intents and Purposes whatsoever.

LIX. Provided always, and be it enacted, That in any Appeal from the said Rates or Assessments, or any of them to be made for the Purposes of this Act, the Justices, at the General Quarter Sessions to be holden for the said County of *Middlesex*, or any Adjournment thereof, shall and may amend the same, in such Manner as may be necessary for giving Relief, without quashing or altering such Rates or Assessments, with respect to other Persons mentioned therein; but if, upon Appeal from the whole Rate or Assessment it shall be found necessary to set aside the same, then and in every such Case it shall and may be lawful to and for such Justices to order a new Rate or Assessment to be made, in Manner herein directed.

Justices may amend Rates.

LX. And be it further enacted, That no Order, Rate, or Assessment, Judgement, or other Proceeding made touching or concerning any of the Matters aforesaid, or touching or concerning the Conviction of any Offender or Offenders against this Act, shall be quashed or vacated for want of Form only; or be removed or removeable, by Writ of *Certiorari*, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster*; any Law, Statute, or Usage to the contrary thereof in anywise notwithstanding.

Proceedings not to be quashed for Want of Form, or removed by *Certiorari*.

LXI. And be it further enacted, That it shall and may be lawful to and for the said Committee, or any Three or more of them, or the said Vestrymen, to reward any Informer or Informers, as they shall think

Committee may reward Informers.

[*Loc. & Per.*]

7 N—O

proper,

proper, so as such Reward does not exceed One Half of the Penalty or Forfeiture proved by the Information of such Informer or Informers to have been incurred; any Thing herein contained to the contrary thereof in anywise notwithstanding.

Provision for
the bringing
and defending
Actions in
the Name of
the Clerk.

LXII. And be it further enacted, That the said Committee and the said Vestrymen may sue and be sued in the Name of their respective Clerks for the Time being, and that all Actions or Suits that may be necessary or expedient to be brought for the Recovery of any Penalty or Sum of Money due or payable by virtue of this Act, or for or in respect of any other Matter or Thing relating to this Act, may be brought in the Name of such Clerks respectively; and that no Action or Suit which may be brought, commenced, or prosecuted, by or against the said Committee or the said Vestrymen, or any of them, by virtue or on account of this Act, in the Name of such their respective Clerks, shall abate or be discontinued by the Death, Suspension, or Removal of such Clerk, or by any Act or Default of such Clerk, done or suffered without the Consent or Direction of the said Committee, or the said Vestrymen; but the Clerk to the said Committee, or the Clerk to the said Vestrymen for the Time being, shall be always deemed Plaintiff or Defendant in every such Action or Suit (as the Case may be), except in such Action or Actions as shall be prosecuted between the said Committee or the said Vestrymen and their respective Clerks for the Time being, in which Action or Suit any one of the said Committee or of the said Vestrymen shall or may be Plaintiff or Defendant as the Case may be: Provided always, that every such Clerk, Committee-man, or Vestryman, 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 arise by virtue of this Act, all such Costs, Charges, and Expences, as such Clerk, Committee-man, or Vestryman, shall be put to or become chargeable with by reason of his being so made Plaintiff or Defendant therein; but no such Clerk, Committee-man, or Vestryman, shall be personally answerable or liable for the Payment of the same, or any Part of the same, unless such Action or Suit shall arise in consequence of his own wilful Neglect or Default, or have been brought or commenced without the Order or Direction of the said Committee, or any Three or more of them, or the Vestrymen, as the Case may be.

Limitation of
Actions.

LXIII. And be it further enacted, That no Action or Suit shall be brought against any Person or Persons for any Thing done in pursuance of this Act, or in relation to the Matters herein contained, after Six Calendar Months from the Fact committed; and every such Action or Suit shall be brought and tried in the said County of *Middlesex*, and not elsewhere; and the Defendant or Defendants in every such Action or Suit shall or may, at his or their Election, plead specially or the General Issue, and give this Act, and the special Matter in Evidence at any Trial had thereon, and that the same was done in pursuance and under the Authority of this Act; and if the same shall appear to have been so done, or if such Action or Suit shall have been brought before the Expiration of Twenty-one Days next after such Notice shall have been given as aforesaid, or after sufficient Satisfaction made or tendered as aforesaid, or after the Time limited for bringing the same, or shall be brought in any other County or Place than as aforesaid, then and in each and every of the said Cases the Jury shall find a Verdict for the Defendant or Defendants;

ants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Suit after the Defendant or Defendants shall have appeared thereto, or if upon Demurrer Judgement shall be given against the Plaintiff or Plaintiffs, then and in every such Case the Defendant or Defendants shall recover Treble Costs, and have such Remedy for recovering the same as any Defendant or Defendants hath or have in other Cases by Law.

LXIV. And be it further enacted, That all the Costs, Charges, and Expences of obtaining and passing this Act, and all other Charges incident to the obtaining thereof, shall be borne, paid, and defrayed out of the Monies arising within the Limits of this Act, by virtue of the said recited Acts, or this Act, from such Fund or Funds, and in such Proportions as the said Vestrymen shall think proper and expedient. Costs of this Act how to be paid.

LXV. And be it further enacted, That this Act shall be deemed and taken to be a Publick Act, and shall be judicially taken notice of as such by all Judges, Justices, and others, without being specially pleaded. Publick Act.

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