



ANNO DECIMO

GEORGIIV. REGIS.

Cap. cxxix.

An Act for watching, lighting, cleansing, and otherwise improving the Roads, Streets, and other public Passages and Places within the District left as belonging to the original Parish Church of *Saint Mary Lambeth* in the County of *Surrey*, and the Ecclesiastical District called the *Waterloo* District, in the same Parish. [19th June 1829.]

WHEREAS many of the Roads, Streets, Ways, Lanes, Courts, Alleys, and other public Passages and Places within the Northern Part of the Parish of *Lambeth*, comprising the *Lambeth Church* and *Waterloo* Districts, are not sufficiently cleansed, watched, or lighted, and are subject to many Nuisances, Annoyances, and Encroachments; and the Powers of the Trustees for executing a certain Act passed in the Third Year of His present Majesty's Reign, intituled *An Act for more effectually amending certain Roads in the several Parishes of Lambeth, Newington, Saint George Southwark, Bermondsey, and Christchurch, in the County of Surrey, and for watching, lighting, and otherwise improving the said Roads*, to defray, out of the Tolls to arise by virtue of that Act, the Expences or any Part of the Expences of watching and lighting the Roads from the

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3 G. 4. c. 112.

North Side of the Archway near the South End of the *Waterloo Bridge*, across *Marsh Street*, to the Circle or Area in *Saint George's Fields*, from the last-mentioned Road, at or near the *Coburg Theatre*, to the North End of *Oakley Street*, and from the *Broadwall* at the West End of *Stamford Street* to the said Road leading from or near the South End of the *Waterloo Bridge* to the said Circle or Area in *Saint George's Fields*, and the new Road by that Act authorized to be made, and the Roads by that Act authorized to be relinquished, will cease and determine on the Twenty-ninth Day of *July* One thousand eight hundred and thirty-two; and the same Powers will also cease and determine on the Twenty-ninth Day of *July* next ensuing as to so much and such Parts of the several other Roads by that Act authorized to be repaired as shall have on either Side of the same inhabited Houses or other Buildings; and it would be of great Benefit, Safety, and Convenience to the Owners and Inhabitants of Houses, Buildings, and Premises in the said Northern Part of the said Parish of *Lambeth*, and to the Residue of the said Parish, and to the Public at large, if some Provision was made for better and more effectually cleansing, watching, lighting, regulating, and improving the same Roads, Streets, Ways, Lanes, Courts, Alleys, Passages, and Places, and for removing and preventing Nuisances, Annoyances, and Encroachments therein; but as the beneficial Purposes aforesaid cannot be effected and carried into execution without the Aid and Authority of Parliament, 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 Reverend *George D'Oyly* Doctor in Divinity, the present Rector of the said Parish of *Lambeth*, and his Successors, the Rectors of the said Parish, and the present Churchwardens of the said Parish of *Lambeth* appointed for or residing within the Liberties of the said Parish called the *Bishop's Liberty* and the *Marsh and Wall Liberty*, during such Times as they shall respectively be Churchwardens of the said Parish for or residing within the respective Liberties aforesaid, and their Successors, the Churchwardens of the said Parish for or residing within the respective Liberties aforesaid, for the Time being, and the Reverend *Jonathan Tyers Barrett* Doctor of Divinity, the present licensed Curate or Minister of the District Church of *Saint John the Evangelist* in the *Waterloo* District aforesaid, and his Successors, the licensed Curates or Ministers for the Time being of the said District Church, and the present Churchwardens of the said District, during such Time as they shall respectively be Churchwardens of the said District, and their Successors, Churchwardens of the said District for the Time being, together with *George Anderson*, *Robert Armstrong*, *James Bailey*, *John Bainbridge*, *John Barnard*, *John Bond*, *John Brooks*, *Robert Brooks*, *William Robert Henry Brown*, *John Bullivant*, *George By*, *Benjamin Capper*, *John Henry Capper*, *Charles Collinge*, *George Cook*, *William Cory*, *Andrew Cossar*, *Louis Nockolls Cottingham*, *William Croggon*, *Samuel Cross*, *John Rush Cuthbert*, *Thomas Dawson*, *William Dowton*, *William Edwards*, *Thomas Evans*, *William Evans*, *George Fall*, *Charles Field*, *Thomas Edward Forbes*, *John Wyke Fowler*, *Thomas Freeman*, *John Galsworthy*,

Trustees.

worthy, Saville Godfrey, Frederick Henry Gray, John Gregory, Samuel Richard Gunnell, Charles Matthias Gunnell, Thomas Hartley, Benjamin George Hodges, Charles Hollis, William C. Hooper, John Hunt, Samuel Jones, Samuel Oliver Jones, William Rivers Keen, John Kershaw, Charles John Lawson, John Laxton, Christopher Leer, Robert Lemon, Thomas Lett, Thomas Lett the younger, John Marshall, John Massey, Charles Massey, Thomas Henry Maudslay, Thomas Berwick Melton, John Moore, Henry Moss, James Nash, William Neck, James Courthorpe Peache, John Peers, Thomas Pinkett the younger, John Porter, John Tidd Pratt, Charles Rawlinson, Thomas Roberts, John Robertson, John Robertson, William Roffey, William Rogers, William Sanford, George Sanders, Henry Saunders, Peter Scott, George Searle, John Sheppard, John Sim, William Simpson, Christopher Stainbank, John Charles Stahlschmidt, Thomas Tarsey, William Tasker, William Thompson, George Matthias Turner, Charles Turner Clerk, James Turpin, Joseph Vaughan, Edward Vere, William Walton, John Warmley, William Wheatley, Richard Williamson, William Wright, and Robert Wood, and their Successors, to be elected in manner herein-after mentioned, shall be and are hereby appointed Trustees for putting this Act into execution; and that all and every the Powers, Authorities, Directions, Matters, and Things by this Act given to and directed to be done and executed by or before the said Trustees shall and may be exercised, had, and done by or before any Seven or more of them, (except only where some other Number is appointed by this Act,) and all such Acts, Matters, and Things shall be of as full Force and Effect as if done and executed by or before all the said Trustees; and at every Meeting which shall be held to put this Act into execution One of the Trustees present thereat shall be appointed Chairman; and in all Cases where there shall arise at any Meeting a Difference of Opinion upon any Question, the Question shall be decided by a Majority of Votes of the Trustees then present; and if upon any Question there shall be an equal Number of Votes, including the Chairman's Vote, then the Chairman shall give another and a casting Vote.

Quorum.

Chairman appointed.

II. And be it further enacted, That no Act, Order, or Determination to be made or done at any of the said Meetings shall be good or valid unless a Majority of the Trustees then present shall concur therein; and that no Order made by the said Trustees as aforesaid shall be revoked or altered, unless a Majority of the Trustees present at a subsequent Meeting to be held for that Purpose (of which subsequent Meeting Eight Days previous printed or written Notice shall be given to each of the said Trustees, or left at his usual Place of Abode within the said Districts, by the Clerk to the said Trustees,) shall concur in such Revocation or Alteration, nor unless such Majority shall consist of Eleven of the said Trustees at the least.

No Act of the Trustees to be valid unless a Majority concur therein.

III. And be it further enacted, That it shall be lawful for the Inhabitants of each of the said Districts respectively rated by virtue of this Act at yearly Rentals amounting to or exceeding Twenty Pounds, and they are hereby empowered and required, on the First Day

Election of Trustees.

Day of *July* in the Year of our Lord One thousand eight hundred and thirty, to assemble in the Vestry Hall of the said Parish of *Lambeth*, or some other convenient Place within one of the said Districts, between the Hours of Nine of the Clock in the Forenoon and Two of the Clock in the Afternoon of the same Day, and then and there to nominate, elect, and appoint Sixteen Persons, being Householders and Residents in each of the said Districts, and duly qualified to act as Trustees in the Execution of this Act as herein-after mentioned, to be Trustees for the like Purposes in the Room, Place, and Stead of Thirty-two of the Trustees herein-before named (other than the Rector, Minister, and Churchwardens as aforesaid for the Time being,) who shall have been at a previous Meeting of the said Trustees (which they are hereby required to do) selected or chosen by Ballot to go out of Office; and from and after such new Election as aforesaid the Persons who shall have been Trustees for the preceding Year, and shall have been so ballotted out, shall cease to be Trustees under this Act (except as in the Proviso herein-after contained is excepted); and all and every the Person and Persons so elected a Trustee or Trustees as aforesaid is and are hereby invested with the same Powers for putting this Act into execution as if he and they had been originally named a Trustee or Trustees in and by this Act; and it shall and may be lawful for the rated Inhabitants of each of the said Districts, respectively rated as aforesaid, and they are hereby empowered and required, on the First Day of *July* which will be in the Year of our Lord One thousand eight hundred and thirty-one, to assemble at such Place as aforesaid, and between the same Hours on that Day, and then and there to nominate, elect, and appoint Sixteen Persons, being Householders and Residents in each of the said Districts, and duly qualified to act as Trustees in the Execution of this Act as herein-after mentioned, to be Trustees, for the like Purposes as the Trustees herein-before named, in the Room, Place, and Stead of Thirty-two of the Trustees herein-before named, other than the Rector and Minister and Churchwardens as aforesaid for the Time being, who shall at a previous Meeting of the Trustees for the Time being (which they are hereby required to do) have been selected or chosen by Ballot out of the Trustees herein-before named who shall not have been ballotted to go out of Office on the said First Day of *July* One thousand eight hundred and thirty; and from and after such new Election as last aforesaid the Persons who shall have been Trustees for the preceding Year, and shall have been so ballotted out as last aforesaid, shall cease to be Trustees under this Act (except as in the Proviso herein-after contained is excepted); and all and every the Person and Persons so to be elected a Trustee or Trustees as last aforesaid is and are hereby invested with the same Powers for putting this Act into execution as if he and they had been originally named a Trustee or Trustees in and by this Act; and it shall and may be lawful for the rated Inhabitants of each of the said Districts, respectively rated as aforesaid, and they are hereby empowered and required, on the First Day of *July* in each and every subsequent Year, unless such Day shall happen on a *Sunday*, and then on the *Monday* following, to assemble at such Place, and between the same Hours on that Day, and then and there to nominate, elect, and appoint as many Persons, being Householders and Residents in each
of

of the said Districts, and duly qualified to act as Trustees in the Execution of this Act as herein-after mentioned, to be Trustees for the like Purposes as the Trustees herein-before named, as will supply the Place and Stead of the remaining Trustees who shall have been chosen or appointed in the Third Year preceding such Day or Days of Election, and will also make up the full Number of Trustees, Ninety-six, exclusive of the Rector and Minister and Churchwardens aforesaid for the Time being, the Number of Trustees in each of the said Districts being equal; and from and after each and every such new Election and Elections as aforesaid the Persons who shall have been Trustees for the Third preceding Year shall cease to be Trustees under this Act; and all and every the Person and Persons so to be from Time to Time elected a Trustee or Trustees as aforesaid is and are hereby invested with the same Powers for putting this Act into execution as if he and they had been originally named a Trustee or Trustees in and by this Act: Provided nevertheless, that nothing herein contained shall prevent the Inhabitants of each of the said Districts, so to be from Time to Time assembled for the Purpose of such Election as aforesaid, from re-electing (if they shall think fit and proper) the same Persons, or any or either of them, to be again a Trustee or Trustees for the next ensuing Year, who had been Trustees for the Year immediately preceding.

IV. Provided always, and be it further enacted, That in case the said Inhabitants shall omit, neglect, or refuse to nominate, elect, and appoint such new Trustees as herein-before mentioned, then and in every such Case of Omission, Neglect, or Refusal, the Trustees who shall have been Trustees for the Year preceding the Day or respective Days appointed for such new Election and Elections as aforesaid shall remain and continue Trustees, and proceed in the Execution of the Powers hereby granted to the said Trustees, until such Time as a sufficient Number of Trustees duly qualified as aforesaid shall be duly nominated, elected, and chosen, as fully and effectually as if such new Election or Elections of all the said Trustees had actually taken place.

If Inhabitants neglect to elect new Trustees, former Trustees may act.

V. And be it further enacted, That no Person shall be capable of acting as a Trustee in the Execution of this Act unless at the Time of his acting therein he shall be a Householder, and resident in One of the said Districts for which he shall be chosen Trustee, and rated by virtue of this Act at not less than the clear yearly Rent or Value of Thirty-five Pounds at the least; and every such Trustee shall, before he shall act as a Trustee in the Execution of this Act, take, and also subscribe in a Book or on a Roll to be kept for that Purpose by the Treasurer or Clerk to the said Trustees, the following Oath (or, being a Quaker, an Affirmation,) before any One of the said Trustees, who is hereby authorized and empowered to administer the same in the Form or to the Effect following; (that is to say,)

Qualification of Trustees.

‘ I A. B. do swear, [or, being a Quaker, do solemnly affirm,] That
 ‘ I am duly qualified to act as a Trustee in the Execution of an
 ‘ Act passed in the Tenth Year of the Reign of His Majesty King
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Oath of Qualification.

‘ George the Fourth, intituled [*here insert the Title of this Act*], and
 ‘ that I will truly, faithfully, honestly, and impartially, according to
 ‘ the best of my Skill and Judgment, execute and perform all and
 ‘ every the Powers and Provisions reposed in me by virtue of the
 ‘ said Act. So help me GOD.’

[*Or, being a Quaker, omit the Words ‘ So help me God.’*]

Penalty on
 Persons
 acting as
 Trustees not
 being duly
 qualified.

And in case any Person shall presume to act as a Trustee in the Execution of this Act without being duly qualified, and taking and subscribing such Oath or Affirmation as aforesaid, every such Person shall for every such Offence forfeit and pay the Sum of One hundred Pounds, together with full Costs of Suit, to any Person or Persons who shall sue for the same, to be recovered in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Plaint, or Information, wherein no Essoign, Protection, or Wager of Law, or more than One Imparlance, shall be allowed; and every Person so sued or prosecuted shall prove that he was at the Time of so acting qualified as aforesaid, or otherwise shall pay the Penalty or respective Penalties upon Proof given of his having acted as a Trustee in the Execution of this Act; and the Money so to be recovered as aforesaid shall, after Payment of all extra Costs and Expences attending the Recovery thereof, be applied as follows; that is to say, one Moiety thereof to the Plaintiff or Prosecutor, and the other Moiety thereof to the said Trustees, for the Purposes of this Act: Provided nevertheless, that all Acts and Proceedings which shall have been done by any such Person touching the Execution of this Act, previous to his being convicted of the Offence before mentioned, shall, notwithstanding such Conviction, be as valid and effectual as if such Person had been qualified according to the Directions of this Act: Provided also, that, until the first Rate or Assessment shall be made by virtue of this Act, every Trustee herein-before named or appointed, being a Householder and resident in One of the said Districts, who shall be assessed towards the Relief of the Poor of the said Parish of *Lambeth* at or upon a Rental or yearly Value of Thirty-five Pounds at the least, shall be deemed and be qualified to act as a Trustee in the Execution of this Act as fully and effectually as if he had been rated by virtue of this Act at not less than the clear yearly Rent or Value of Thirty-five Pounds, any thing herein contained to the contrary notwithstanding.

Proviso as to
 Trustees
 herein-before
 named.

No Person
 holding any
 Place of
 Emolument
 under this
 Act to be a
 Trustee.

VI. Provided also, and be it further enacted, That no Person shall be qualified to act as a Trustee in the Execution of this Act during the Time he shall hold any Office or Place of Profit under the Trustees appointed for executing this Act, or in any Case where he shall be personally or beneficially interested, directly or indirectly, or in any Manner whatsoever, (except as a Creditor on the Rates or Assessments to be levied or raised by virtue of this Act,) or who shall be concerned or interested, either directly or indirectly, in any Contract or Bargain for furnishing, supplying, or selling any Article, Matter, or Thing to be employed or made use of for the several Purposes of this Act, or who shall sell Ale, Wine, Cider, or any Spirituous Liquors by Retail, or who shall be a Victualler, or who shall cease to be the Owner or Occupier of any Messuage or Dwelling House,
 Warehouse,

Warehouse, Manufactory, or other Building or Buildings, or other Property rateable under this Act, of the yearly Rent or Value of Thirty-five Pounds aforesaid.

VII. And be it further enacted, That the said Trustees, or any Seven or more of them, shall meet together in the Vestry Hall of the said Parish of *Lambeth*, on the Second *Monday* next after the passing of this Act, between the Hours of Ten of the Clock in the Forenoon and Two of the Clock in the Afternoon of the same Day, and proceed to put this Act in execution, and shall then and from Time to Time afterwards adjourn themselves to and meet at the same Place, or at any other convenient Time or Place within the said Districts, as they or the major Part of them present at such Meeting shall appoint, provided that no such Adjournment shall be for a longer Period than Three Calendar Months; and if it shall happen that there shall not appear at any such Meeting of the said Trustees a sufficient Number to act or to adjourn to another Day (Three Trustees being always deemed sufficient for the Purpose of Adjournment), or if the Trustees when met shall refuse or neglect to make an Adjournment, or in case it shall at any Time be deemed necessary to call any extra Special Meeting of the said Trustees, then and in every or any such Case or Cases, by an Order signed by any Two or more of them, or their Clerk, a Meeting shall and may be called at the Place where the last Meeting was appointed to be held or was held, on that Day Fortnight, by a printed or written Notice to be left for each of the said Trustees at his usual Place of Abode within the said Districts at the least Eight Days before such Meeting; but no Act of the said Trustees (except that of Adjournment as aforesaid, and also except where it is hereby otherwise particularly directed,) shall be valid unless made or done at some Meeting to be held by virtue of this Act; and Notice shall be given by the Clerk of all and every such Meeting and Meetings to each of the said Trustees in manner aforesaid.

First and subsequent Meeting of Trustees.

VIII. And be it further enacted, That the Trustees shall at all their Meetings bear and pay their own Charges and Expences.

Trustees Expences.

IX. And be it further enacted, That all such Trustees as are Justices of the Peace may act as Justices in the Execution of this Act within their respective Jurisdictions, notwithstanding their being Trustees (except only in such Cases where they shall be immediately and personally interested); and in all Cases where any Justice or Justices of the Peace is or are authorized to examine any Person or Persons on Oath or Affirmation it shall be lawful for such Justice or Justices, and they are hereby required, to administer such Oath or to take such Affirmation.

Trustees who are Justices may act as such.

Power of administering Oaths.

X. And be it further enacted, That the Treasurer to be chosen by the said Trustees shall and may and he is hereby authorized and required, out of the Monies to be received by him by virtue of this Act, to pay all Sums of Money which the said Trustees shall from Time to Time, at a Meeting of the said Trustees, draw upon him for or order him to pay, such Draft or Order being countersigned by the

Treasurer to pay Money as ordered by Trustees.

Clerk

Clerk of the said Trustees for the Time being; and the said Treasurer shall and he is hereby required to keep regular and clear Entries in a Book or Books to be for that Purpose by him provided and kept of all and singular his Receipts and Payments on account or in pursuance of this Act, and shall, on the First Day of *June* yearly after the Year of passing this Act, or at the First Meeting of the said Trustees then next following, lay the said Accounts before the said Trustees, to be audited, passed, and allowed.

Clerk not to act as Treasurer, and vice versâ.

XI. Provided always, and be it further enacted, That it shall not be lawful for the said Trustees to appoint the Person who may be appointed to act as their Clerk in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or any Person in the Service or Employ of any such Clerk, to be Treasurer or Treasurers for the Purposes of this Act, or to appoint the Person or Persons who may be appointed Treasurer or Treasurers, or the Partner of any such Treasurer or Treasurers, or any Clerk or Person in the Service or Employ of such Treasurer or Treasurers or the Partner or Partners of such Treasurer or Treasurers, to be the Clerk to the said Trustees; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk, or the Clerk or any Person in the Service or Employ of any such Clerk, shall Act as Treasurer, or shall act as Deputy of the Treasurer, or in any Manner officiate for the Treasurer, or being the Partner of any such Treasurer or Treasurers, or any Clerk or Person in the Service or Employ of any such Treasurer or Treasurers or of the Partner or Partners of such Treasurer or Treasurers, shall act as Clerk in the Execution of this Act, or shall act as Deputy of such Clerk, or in any Manner officiate for such Clerk, or if any such Treasurer shall hold or accept any Office or Place of Profit or Trust under the said Trustees other than that of Treasurer, every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered, with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Plaint, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed.

Trustees may sue and be sued in the Name of their Treasurer or Clerk.

XII. And be it further enacted, That the said Trustees shall and may sue and be sued, for or concerning any thing which shall be done by virtue or in pursuance of this Act, in the Name of their Treasurer or Clerk for the Time being; and no Action or Suit to be brought or commenced by or against the said Trustees or any of them, by virtue or on account of this Act, in the Name of their Treasurer or Clerk, shall abate or be discontinued by the Death or Removal of such Treasurer or Clerk, or by the Act of such Treasurer or Clerk without the Consent of the said Trustees, but shall be continued and carried on in the Name of the Treasurer or Clerk for the Time being, who shall always be deemed Plaintiff or Defendant in such Action or Suit, as the Case may be: Provided always, that every such Treasurer or Clerk in whose Name any Action or Suit shall be

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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 Damages, Costs, and Charges as by the Event of any such Proceedings he shall be put to or become chargeable with by reason of his being so made Plaintiff or Defendant therein: Provided always, that the said Treasurer or Clerk shall not on that Account be deemed an inadmissible Witness or Witnesses in any such Action or Suit.

XIII. And be it further enacted, That the said Trustees shall and may, by Writing under their Hands, at their First or any subsequent Meeting, Fourteen Days printed or written Notice thereof after the First Meeting being previously given to or left at the usual Place of Abode, within the said Districts of each of the said Trustees, appoint a Treasurer and Clerk, and Collector or Collectors, Receiver or Receivers of the Rates or Assessments herein-after mentioned, and also Surveyor or Surveyors, and all such other Officers and Persons for the Execution of this Act as they the said Trustees shall think proper, and from Time to Time remove him or them, and in case of such Removal, or in case of the Death of any Person or Persons so appointed, to appoint others, as they shall find necessary or convenient: Provided always, that such Treasurer, Clerk, Collectors, Receivers, Surveyors, and other Officers and Persons shall hold their respective Offices and Appointments no longer than until the next Meeting of the said Trustees after the next annual Day of Election of Trustees as aforesaid, at which or any subsequent Meeting they shall respectively be capable of being re-elected; and by and out of the Monies to be raised by virtue of this Act the said Trustees may and are hereby empowered to appoint and pay such Salaries and Allowances to such Officers and to all other Persons by them the said Trustees employed in the Execution of this Act, as they the said Trustees shall think reasonable; and the said Trustees shall take good and sufficient Security from such Officers for the due Execution of the respective Offices by such Person or Persons as aforesaid; and such Person or Persons as is or are hereby made liable to pay the several Rates or Sums of Money hereby granted shall pay the same to such Person or Persons as shall from Time to Time be so appointed to collect and receive the same, according to the true Meaning of this Act: Provided always, that such Allowance by way of Salary or Poundage to the said Collector or Collectors shall not exceed Sixpence in the Pound on the Monies actually collected.

XIV. Provided always, and be it further enacted, That all such Officers and Persons so to be appointed as aforesaid shall, under their Hands, (at such Time and Times and in such Manner as the said Trustees shall direct,) deliver to the said Trustees, or to such Person or Persons as they shall appoint, true and perfect Accounts in Writing of all Matters and Things committed to their Charge by virtue of this Act, and also of all Monies which shall have been by such Officer or Officers and Person or Persons respectively received by virtue and for the Purposes of this Act, and how much thereof hath been paid and disbursed, and for what Purpose, together with the proper Vouchers for such Payments, and shall pay all such Monies

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as shall remain due from them respectively to the said Trustees, or to such Person or Persons as they shall appoint; and all the said Officers and Persons so accounting as aforesaid shall, upon Oath, (if thereunto required,) verify their said Accounts; and if any such Officer or Person shall not make and render, or shall neglect or refuse to verify upon Oath any such Account, or to produce or deliver up the Vouchers relating to the same, or to make Payment as aforesaid, or shall not deliver to the said Trustees, or to such Person or Persons as they shall appoint, within Three Days after being thereunto required by the said Trustees by Notice in Writing given to or to be left at the last or usual Place of Abode of such Officers, all Books, Papers, and Writings in his or their Custody or Power relating to the Execution of this Act, or which may have come into his Possession by virtue of his Appointment, or shall refuse or neglect to pay such Monies as upon the Balance of any Account or Accounts shall appear to be in their respective Hands to the said Trustees, or as they shall direct or appoint, within Three Days after being thereunto required as aforesaid, then and in either of the Cases aforesaid the said Trustees may and are hereby authorized and empowered to bring or cause to be brought any Action or Actions against the Officer or Officers, Person or Persons, so neglecting or refusing as aforesaid, for the Recovery of the Monies that shall be in the Hands of such Officer or Officers, Person or Persons respectively; or if Complaint shall be made by the said Trustees, or by such Person or Persons as they shall appoint for that Purpose, of any such Refusal or Neglect as aforesaid, to any One or more of the Justices of the Peace for the County or Place wherein such Officer or Officers, Person or Persons, so neglecting or refusing, shall be or reside, such Justice may and is hereby authorized and required, by a Warrant or Warrants under his Hand and Seal, to cause the Officer or Officers, Person or Persons, so refusing or neglecting, to be brought before him, and upon his or their appearing, or not being to be found, to hear and determine the Matter in a summary Way; and if upon the Confession of the Party or Parties, or by the Testimony of One or more credible Witness or Witnesses upon Oath, it shall appear to such Justice that any of the Monies that shall have been collected or raised by virtue of this Act shall be in the Hands of such Officer or Officers, Person or Persons, such Justice may and is hereby authorized and required, upon Nonpayment thereof as aforesaid, by a Warrant or Warrants under his Hand and Seal, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer or Officers, Person or Persons respectively; and if no Goods or Chattels of such Officer or Officers, Person or Persons, can be found sufficient to answer and satisfy the said Money and the Charges of distraining and selling the same, or if it shall, in manner aforesaid, appear to such Justice that such Officer or Person shall have neglected or refused to render and give such Account, or to produce the Vouchers relating thereto, or that any Books, Papers, or Writings relating to the Execution of this Act shall have come or shall be in the Custody or Power of such Officer or Person, and he shall have neglected or refused to deliver the same as aforesaid, then and in any or either of the Cases aforesaid such Justice shall commit every such Offender to the Common Gaol for the County or Place where such
Offender

Offender shall be and reside, there to remain without Bail or Mainprize until he shall give and make a true and perfect Account and Payment as aforesaid; or until he shall compound with the said Trustees, and shall have paid such Composition in such Manner as they shall appoint, (which Composition the said Trustees are hereby empowered to make,) and until he shall deliver up such Books, Papers, and Writings as aforesaid, or give Satisfaction in respect thereof to the said Trustees: Provided always, that no such Officer or Person who shall or may be committed by virtue of this Act for Want of sufficient Distress shall be committed for any longer Space of Time than Six Calendar Months: Provided nevertheless, that no such Commitment of any Officer or other Person to the Common Gaol as aforesaid shall acquit or discharge any Surety or Security that shall or may have been taken by or given to the said Trustees for the due and faithful Execution of such Office in manner herein-before expressed and provided, nor any Action, Suit, or Process commenced or to be brought for the Recovery of any Money so received: Provided always, that as often as any Collector or Receiver of the Monies to be raised by the said Trustees by virtue of this Act shall die or be incapable of performing his Duty, it shall be lawful for the said Trustees, though not assembled at a Meeting pursuant to this Act, by any Writing under their Hands, to appoint another Person to collect such Monies; and such Person shall continue to collect the same until the Trustees shall, at a Meeting to be held in pursuance of this Act, appoint a Collector or Receiver of such Monies, any thing herein contained to the contrary notwithstanding.

Trustees may appoint Officers occasionally, in case of Death or Removal.

XV. And be it further enacted; That if any Person who shall be employed as Treasurer, Clerk, Collector, Receiver, Surveyor, or any other Officer or Servant who shall be any way employed by the said Trustees in putting this Act or any of the Powers thereof into execution, shall exact, take, or accept any Fee or Reward whatsoever, other than such Salaries, Allowances, or Rewards as shall be appointed, allowed, and approved of by the said Trustees, for or on account of any thing done or to be done by virtue of this Act, or on any Account whatsoever relative to putting this Act into execution, or shall in any way be concerned or interested in any Bargain or Contract made or to be made by the said Trustees, every such Person so offending shall be incapable of ever serving or being employed under this Act, and shall over and above forfeit the Sum of Fifty Pounds to any Person or Persons who shall sue for the same, by Action of Debt, Bill, Plaint, or Information in any of His Majesty's Courts of Record at *Westminster*, within Three Calendar Months after the Offence committed, in which said Suit no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed.

Officers prohibited from taking any Fee or Reward besides the Salary;

or from being concerned or interested in any Contract.

XVI. And be it further enacted, That the said Trustees shall cause Books to be provided and kept, and shall cause fair and regular Entries to be made in such Books of the several Meetings, and the Names of the Trustees attending such Meetings, and of the Nomination of all Officers and Persons, and of all Acts, Orders, and Proceedings relative to the Execution of this Act by the said Trustees; and the Trustees present concurring in such Orders and Proceedings relative

Books to be kept.

relative to the Execution of this Act, or any Seven or more of them, shall subscribe his or their Name or Names at the End of the Proceedings of every such Meeting; and all Entries in such Books, being signed as aforesaid, shall be deemed Originals, and shall be admitted to be read as Evidence in all Causes, Suits, Proceedings, and Actions touching any thing to be done in pursuance or by virtue of this Act; and such Books shall be kept by such Person or Persons and in such Place or Places as the said Trustees shall from Time to Time direct, and shall at every such Meeting, and at all seasonable Times, be opened and liable to the Inspection of the said Trustees, and of all Persons rated to and having paid all and every the Rate or Rates to be made by the said Trustees for the Purposes of this Act.

Accounts to
be kept.

XVII. And be it further enacted, That the said Trustees shall and they are hereby required from Time to Time to order and direct a Book or Books to be provided and kept by their Clerk for the Time being, in which Book or Books such Clerk shall enter or cause to be entered true and regular Accounts of all Sums of Money received, paid, and expended for or on account of the Purposes of this Act, and of the several Articles, Matters, and Things for which such Sums of Money shall have been disbursed and paid; and such Book or Books shall at all seasonable Times be open to the Inspection of the said Trustees, and every Creditor on the Rates hereby authorized to be made, and of every Person paying any Rate or Assessment hereby authorized to be made, or otherwise affected thereby, without Fee or Reward; and the said Trustees, Creditors, and other Persons aforesaid, or any of them, shall or may take Copies of or Extracts from the said Book or Books, or any Part thereof, without paying any thing for the same; and in case the said Clerk shall refuse to permit or shall not permit the said Trustees, Creditors, or Persons aforesaid to inspect the same, or to take Copies or Extracts as aforesaid, such Clerk shall forfeit and pay any Sum of Money not exceeding Five Pounds for each Default, to be levied, recovered, and applied in manner herein-after provided.

Statements
to be printed
and sent to
Trustees.

XVIII. Provided always, and be it further enacted, That when and as soon as the said annual Account and Accounts shall have been so laid before the Inhabitants of the said Districts, the said Trustees shall forthwith cause to be made out an Abstract Statement of the Debts, Revenues, and Expenditures received or incurred on account of the Trust during the Period comprised in such annual Account or Accounts; and immediately after such Account or Accounts shall have been so laid before the Inhabitants of the said Districts the said Trustees shall cause a sufficient Number of such Statements to be printed, and cause to be transmitted a Copy thereof to each acting Trustee for putting this Act into execution.

Power to
light and
watch the
Streets, &c.

XIX. And for the better lighting and watching the several Roads, Streets, Squares, Lanes, Alleys, Courts, Yards, and other public Passages and Places under the Jurisdiction of the said Trustees within the said Districts; be it further enacted, That it shall and may be lawful for the said Trustees to cause the said several Roads, Streets, Squares,

Squares, Lanes, Alleys, Courts, Yards, and other public Passages and Places under their Jurisdiction within the said Districts, (or such Part or Parts thereof only as to them the said Trustees shall seem right,) to be lighted and watched in such Manner as they the said Trustees shall think fit, and to exercise all such Powers and Authorities as shall be necessary for that Purpose; and it shall be lawful for the said Trustees to cause such and so many Lamps to be set up in such Places or Situations in the said Roads, Streets, Squares, Lanes, Alleys, Courts, Yards, and Places, at such Times, in such Manner, and at such Distances, as they shall judge necessary and proper with regard to the Public, and may contract or agree with any Person or Persons for such Lamps, or may find and provide the same if they shall think fit, and also may contract or agree with any Person or Persons for the lighting, supplying, maintaining, and repairing such Lamps, or the said Trustees may find and provide any Oil, Gas, Cotton, Burners, or any other Materials for the lighting, supplying, maintaining, and repairing the same, so that the same shall be lighted at Sun-setting and continue burning until Sun-rising for and during such Time as the said Lamps shall be ordered or contracted for to be lighted in each Year; and such Contract or Contracts shall be upon such Terms and Conditions, and under such Penalties for the due Performance of such Contract or Contracts, as the said Trustees shall think fit; and every such Contract shall be good, valid, and binding as well upon the said Trustees as upon the other Party or Parties thereto; and in case any such Work shall not be well and sufficiently done and performed according to such Contract or Contracts, the said Trustees may cause an Action or Suit at Law or Equity to be brought in any of His Majesty's Courts against any such Contractor, either for a specific Performance of such Contract, or for any Penalty contained therein, or for any Damage sustained by reason of the Nonperformance thereof: Provided always, that it shall be lawful for the said Trustees, either before or after they shall have brought any Action or Suit for recovering the Penalty or Forfeiture contained or to be contained in any Contract to be entered into by virtue of this Act, to compound for such Penalty or Forfeiture with the Person or Persons liable thereto for such Sum of Money as they shall think proper.

For providing
Lamps.

XX. And be it further enacted, That it shall be lawful for the said Trustees, in case they shall deem it expedient to light the said Streets, Roads, Lanes, Passages, and other public Places in the said Districts with Gas or Inflammable Air, without contracting for the same, to set up and establish a Manufactory of Gas, with all necessary Boilers, Gasometers, Works, and Apparatus requisite for the same, and to purchase from any Person or Persons, Body or Bodies Politic or Corporate, who shall be willing to sell the same, any Buildings, Lands, Tenements, or Hereditaments whatsoever within the said Districts, not exceeding One Statute Acre, for the Purpose of erecting and making suitable and necessary Erections, Buildings, Works, and Apparatus for the manufacturing or preparing of Gas, for the Purpose of lighting the said Streets, Roads, Squares, Lanes, and other public Passages and Places in the said Districts, and when and as often as it may be necessary to break up the Soil or Pavement of any of the Footways or Carriageways of any of the said Streets, Roads, Squares, Lanes, and

Trustees may
erect Gas
Works.

[*Local.*]

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other

other public Passages and Places within the said Districts, and also to cause Mains or Pipes for the Conveyance of Gas to be laid down and carried, altered and removed, as may be necessary, along, through, and under the said Streets, Roads, Squares, Lanes, and other public Passages and Places, or any of them: Provided always, that nothing herein contained shall authorize the said Trustees to sell or supply Gas Light to any Inhabitant or Inhabitants of the said Districts, or either of them, or in the Vicinity thereof, or to the Occupier or Occupiers of any Building or Tenement, Buildings or Tenements therein, or the Vicinity thereof, or for any private Purpose whatsoever, from any Establishment of the said Trustees, nor to manufacture or use Gas for the Purpose of Sale; or for any other Purpose than the lighting the public Lamps of the said Districts, or either of them.

Restriction
as to the
breaking up
of Pavements,
Roads, &c.

XXI. And be it further enacted, That it shall not be lawful for the said Trustees, or any Person or Persons acting by or under their Authority, to break or take up or disturb, or cause to be broken, taken up, or disturbed, the Pavement or Ground in any Road, Street, Way, Lane, or other public Passage or Place, for the Purpose of laying down any Mains or Pipes, (except Service Pipes of a Diameter not exceeding One Inch in the Bore,) without the Consent in Writing of the Commissioners, Trustees, Surveyors of the Highways, or other Persons having the Controul of the Pavements or Roads, Ground or Soil in such Road, Street, Way, Lane, or other public Passage or Place, signified under the Hand or Hands of their Clerk or Clerks or other proper Officer or Officers, first obtained; but nothing in this Act contained shall be deemed or construed to prevent the said Trustees from laying down, repairing, or altering such Main Pipes, after such Consent obtained as aforesaid, or from opening, taking up, or removing any Ground, Stones, Soil, or Pavement, or otherwise, in or of any Road, Street, Way, Lane, or other public Passage or Place whatsoever, for the Purpose of laying down, repairing, or altering any Service Pipes or Apparatus leading from such Main Pipes, after such Consent obtained as aforesaid.

Notice to be
given of
breaking up
Pavements,
Roads, &c.

XXII. And be it further enacted, That after such Consent as aforesaid it shall not be lawful for the said Trustees, or any Person or Persons acting by or under their Authority, to break or take up or disturb, or cause to be broken or taken up or disturbed, any of the Pavements or Ground in any Road, Street, Way, Lane, or other public Passage or Place, for the Purpose of laying down or repairing any Main Pipe or Pipes, (except Service Pipes as aforesaid,) or of altering the Position of any such Main Pipe or Pipes, (except as aforesaid,) unless Notice in Writing of their Intention to break or take up such Pavement or Ground, signed by the Clerk or Inspector or Surveyor to the said Trustees, specifying the Road, Street, Way, Lane, or other public Passage or Place, and the particular Part of such Road, Street, Way, Lane, or other public Passage or Place, in which such Pavement or Ground is intended to be broken or taken up, shall have been given to the Surveyor of such Road, Street, Way, Lane, or other public Passage or Place, for the Time being, or to a Surveyor of the Parochial or other District or Place wherein such Road, Street, Way, Lane, or other public Passage or Place, the Pavement, Ground, or Soil whereof

is so intended to be broken or taken up, shall be situate, or shall have been left for him at his Dwelling House or Office, for the Space of Twenty-four Hours at the least before such Pavement or Ground, or any Part thereof, shall be broken or taken up; except in all Cases of sudden Emergency, in which such Notice as aforesaid shall be given to such Surveyor of Pavements or Roads as soon as possible after such Pavements or Ground, or any Part thereof, shall be broken or taken up; and if the said Trustees, or any Person or Persons acting by or under their Authority, shall break or take up or disturb, or cause to be broken, taken up, or disturbed, any such Pavements or Ground without such Consent being obtained as aforesaid, and such Notice being given or left as aforesaid, (except as aforesaid,) or shall break or take up or disturb, or cause to be broken, taken up, or disturbed, any such Pavement or Ground, for the Purpose of laying down any Main or Mains, without such Consent as aforesaid, then and in every such Case the said Trustees shall forfeit and pay to the Commissioners, Trustees, Surveyors of Highways, or other Persons having the Controul of the Pavements or Roads, Ground or Soil, which shall be so broken or taken up or disturbed, or to their Treasurer, Clerk, or Surveyor, or to such other Person as they may appoint, the Sum of Two Pounds for every Square Yard of Pavement or Ground which shall be so broken or taken up without such Consent and Notice as aforesaid, (except as aforesaid,) to be recovered and levied in such Manner as other Penalties and Forfeitures by this Act imposed are directed to be recovered and levied.

XXIII. And be it further enacted, That when and as often as the said Trustees shall have broken up or removed the Ground, Soil, or Pavement of any of the Streets, Roads, Lanes, Passages, or other public Places aforesaid, the said Trustees shall and they are hereby required immediately thereafter to reinstate and make good such Streets, Roads, Lanes, Passages, and other public Places, to the Satisfaction of the Surveyors or other Persons having the Controul, Direction, or Superintendence thereof respectively; and the said Trustees shall cause to be carried away all surplus Earth, Filth, and Rubbish occasioned thereby, at their own Costs and Charges; and during the Time that such Works are carrying on, and until such Ground, Soil, or Pavement is reinstated and made good as aforesaid, the said Trustees shall provide proper Watchmen, with necessary Lights, at Night, and otherwise guard the same, so as to prevent Damage or Inconvenience happening to Passengers, Cattle, or Carriages; and in case the said Trustees shall make default in any of the Matters aforesaid, it shall be lawful for the said Surveyors or other Persons having such Controul, Direction, or Superintendence as aforesaid, to reinstate and make good such Ground, Soil, and Pavement, and carry away all Rubbish occasioned thereby, and during the Time such Works are carried on to provide necessary Lights at Night; and the Expences attending the same respectively shall be repaid by the said Trustees or their Treasurer; and in default of Payment thereof within Ten Days next after Demand thereof in Writing shall have been made by the Clerk of the said Surveyors or other Persons as aforesaid, Proof of such Demand being made by the Oath of One credible Witness before One or more Justice or

Requiring Trustees to reinstate Pavements, &c. after Pipes have been laid down.

Justices

Justices of the Peace, all such Sum or Sums of Money so paid, together with any Sum, not exceeding Forty Shillings, by way of Penalty, shall and may be levied and recovered, for the Use of such Surveyors or other Persons, by Distress and Sale of the Goods and Chattels of the Treasurer to the said Trustees, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal of any Justice of the Peace for the said County of *Surrey*, who, upon due Proof of such Default, is hereby empowered to grant the same; and such Sum or Sums of Money shall be paid to the said Surveyors or other Persons as aforesaid, or their Treasurer.

No Pipes to be placed against Houses, &c. without Consent.

XXIV. Provided always, and be it further enacted, That nothing herein contained shall authorize or empower the said Trustees, or any Company or Companies of Proprietors, or Body or Bodies Politic or Corporate, or any other Person or Persons, making, furnishing, or supplying any Gas used, burnt, or consumed within the said Districts for lighting any Street, Highway, or Place, or any House, Manufactory, or other Building therein, to carry, lay, or fix or continue any Pipe or Pipes, or other Thing for the Conveyance of the said Gas or Inflammable Air, into, through, or against any Dwelling House or Houses, or private Buildings, or any private Lands or Hereditaments and Premises, or so to continue the same, against the Will of the Owner or Occupier of any such Dwelling House, Building, Lands, Tenements, or Hereditaments respectively, expressed by Writing under his, her, or their Hand or Hands.

Service Pipes to be kept fully charged with Gas.

XXV. And be it further enacted, That the Branch or Service Pipes which shall be put down for lighting with Gas the said Roads, Streets, Lanes, Entries, and other public Passages and Places shall be kept fully charged with Gas, and the Stop-cocks shall be so turned as not to impede or prevent the said Branch or Service Pipes being completely filled with Gas during the Time the same shall be lighted.

For preventing the Escape of Gas.

XXVI. And be it further enacted, That whenever any Gas shall be found to escape from any of the Pipes which shall be laid down or set up by the said Trustees, or by any Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons whomsoever, making, furnishing, or supplying any Gas used, burnt, or consumed within the said Districts for lighting any Road, Street, Highway, or Place, or any House, Manufactory, or other Building therein, the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, shall, immediately after Notice given to them or him, by Parol or in Writing, of any such Escape of Gas, from any Inhabitant or Inhabitants within the said Limits, cause the most speedy and effectual Measures to be taken to stop and prevent such Gas from escaping; and in case the said Trustees, or the Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, shall not, within Twenty-four Hours next after such Notice given, effectually stop and prevent any future Escape, and wholly and satisfactorily remove the Cause of Complaint, then and in every such Case the said Trustees, or the Company

Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, shall for every such Offence forfeit and pay the Sum of Five Pounds for each Day, after the Expiration of Twenty-four Hours from the Time of giving any such Notice, during which the Gas shall be suffered to escape as aforesaid.

XXVII. And be it further enacted, That all and every the Pipes or other Conduits to be laid or used by the said Trustees, or by any Company or Companies of Proprietors, or Body or Bodies Politic or Corporate, or other Person or Persons whomsoever, making, furnishing, or supplying any Gas used, burnt, or consumed within the said Districts for lighting any Road, Street, Highway, or Place, or any House, Manufactory, or other Building therein, for the Conveyance of Gas in, under, through, along, across, or round any Road, Street, Lane, Entry, or other Passage or Place within the said Districts, shall be so laid at the greatest practicable Distance, and (whenever the Width of the Carriageway in such Road, Street, or Place will allow thereof,) at the Distance of Four Feet at least from the nearest Part of any Water Pipe already laid down or hereafter to be laid down for the Conveyance of Water in, under, through, along, across, or round any of the said Roads, Streets, Lanes, Entries, Passages, or Places, (except in Cases where it shall be unavoidably necessary to lay the said Gas Pipes across any of the said Water Pipes, in which Cases the said Gas Pipes shall be laid over and above the said Water Pipes at the greatest practicable Distance therefrom, and shall form therewith a Right Angle,) and in such Cases the Length of the said Gas Pipes so crossing the said Water Pipes shall always exceed Nine Feet, in order that no Joint of the said Gas Pipes shall be nearer to any Part of the said Water Pipes than Four Feet at least; and in laying down the said Gas Pipes the said Trustees, or any Company or Companies of Proprietors, or Body or Bodies Politic or Corporate, or other Person or Persons whomsoever, making, furnishing, or supplying any Gas used, burnt, or consumed within the said Districts for lighting any Road, Street, Highway, or Place, or any House, Manufactory, or other Building therein, shall in no Case join Two or more Gas Pipes together previously to their being laid in the Trench, but shall lay each Pipe as near as may be in its Place in the Trench, and shall then in such Trench, and not before, properly form and complete with proper and sufficient Materials the Jointing with the other Pipe or Pipes to be connected therewith, and shall also make and keep Airtight all and every such Pipes, and all Pipes connected or communicating therewith, and all the Screws, Joints, Inlets, Apertures, or Openings therein respectively, and in all and every respect prevent the said Gas from escaping therefrom, or from any Part thereof, upon pain of forfeiting for every Default the Sum of Five Pounds.

Gas Pipes to be laid at least Four Feet from Water Pipes.

XXVIII. And be it further enacted, That whenever the Water of any Company of Proprietors or other Owners or Proprietors of any Waterworks within the said Districts, or the Water in any Well or Pond belonging to or used by any Party or Person whomsoever, shall be contaminated or affected by the Gas of the said Trustees, or of any Company or Companies of Proprietors, Body or Bodies Politic

Trustees, &c. to prevent Contamination of Water.

[Local.]

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or

or Corporate, or other Person or Persons whomsoever, making, furnishing, or supplying any Gas used, burnt, or consumed within the said Districts for lighting any Road, Street, Highway, or Place, or any House, Manufactory, or other Building therein, the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, shall forfeit and pay for every such Offence a Sum not exceeding Twenty Pounds, and the same shall be applied to and for the Use and Benefit of the said Company of Proprietors or other the Owners or Proprietors of any Waterworks, Well, or Pond, or the Party or Person using any such Water, and suing for such Penalty; and in case any such Water shall be contaminated or affected by Gas in any Way whatsoever, then and in every such Case the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, shall, within Twenty-four Hours next after Notice thereof in Writing, signed by any of the Directors, or by the Treasurer, or by the Manager or chief Clerk for the Time being of or for the said Company of Proprietors, or by other the Owners or Proprietors of any Waterworks, Well, or Pond, or by any Party or Person interested in or using any such Water, to be left at the usual Office or Place of transacting Business of the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or at the last or usual Place of Abode of such other Party or Person as aforesaid, cause Measures to be taken effectually to stop and prevent Gas from escaping from their Works, Mains, or Pipes, or contaminating or affecting any such Water; and in case the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, shall not, within Twenty-four Hours next after each and every such Notice so left as aforesaid, effectually stop and prevent Gas from so escaping, and wholly and satisfactorily remove the Cause of every such Complaint, and prevent all and every such Contamination whereof Notice shall be given as aforesaid, then and in every such Case the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, shall on each and every Complaint whereof Notice shall be given as aforesaid forfeit and pay to the Treasurer for the Time being, or to any One of the Directors for the Time being of the said Company of Proprietors, or other the Owners or Proprietors of any Waterworks, or to the Party or Person interested in or using any such Water, and complaining as aforesaid, for the Use and Benefit of the same Proprietors or Owners or Party or Person, over and above the before-mentioned Penalty of Twenty Pounds, the further Sum of Ten Pounds for each and every Day during which any such Water shall be and remain contaminated, tainted, or affected by any such Gas as aforesaid; and, in default of Payment thereof as aforesaid, such Penalty or Penalties, Forfeitures or Payments, shall and may be recovered by Information to be exhibited on the Oath of One credible Witness, by and in the Name of the Treasurer, Manager, or chief Clerk for the Time being of the said Company of Proprietors or other the Owners or Proprietors of any Waterworks, or by and in the Name of any One or more of the Directors of the said Company of Proprietors or other the Owners or Proprietors of any Waterworks, at the Option of the

Parties

Parties prosecuting such Information, or in the Name of the Party or Person interested in or using any such Water, and complaining as aforesaid against the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, before any Justice of the Peace, with Costs, to be assessed by such Justice, and to be levied by Distress and Sale of the Goods and Chattels of the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal of such Justice, which Warrant such Justice is hereby empowered to grant; and such Penalty or Penalties, Forfeitures or Payments, and Costs, when so levied, shall be paid to the Treasurer or to One of the Directors for the Time being of the Company of Proprietors or other the Owners or Proprietors of any Waterworks, for the Use of the same Owners or Proprietors, or to the Party or Person interested in or using any such Water, and informing or complaining as aforesaid.

XXIX. And whereas it may become a Question upon such Complaint as aforesaid, whether the said Water be contaminated or affected by the Gas of the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons, making, furnishing, or supplying any Gas used, burnt, or consumed within the said Districts, or for lighting any Road, Street, Highway, or Place, or any House, Manufactory, or other Building therein; be it therefore further enacted, That in every such Case it shall be lawful for the said Company or other the Owners or Proprietors of any Waterworks to dig to and about and search and examine the Mains, Pipes, Conduits, and Apparatus of the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, for the Purpose of ascertaining whether such Contamination proceed from or be occasioned by the Gas of the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid; and if it shall appear that the said Water has been contaminated by any Escape of Gas of the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, the Costs and Expences of the said digging, Search, and Examination, and Repair of the Pavement of the Street or Streets which shall be taken up or disturbed, shall be borne and paid by the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid; which Costs and Expences shall be ascertained and determined, if necessary, by such Justice as aforesaid, and be recovered in like Manner as any Penalty may be recovered by virtue of this Act: Provided always, that if upon such Examination it shall appear that such Contamination has not arisen from any such Escape of Gas from any of the Mains, Pipes, or Conduits of the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, then and in such Case the said Company or other the Owners or Proprietors of any Waterworks shall bear and pay all the Costs and Expences of such Examination, Repair, and Search, and shall

For ascertaining if the Water is contaminated.

shall also make good to the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, any Loss, Injury, or Damages which may be occasioned to the said Mains, Pipes, Conduits, or Apparatus of the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, in and by such Search and Examination, and also to the Pavement of the said Streets so broken up or disturbed in such Search and Examination; the Amount of such Injury, Loss, or Damages to be ascertained and determined, if necessary, by such Justice or Justices of the Peace as aforesaid.

Penalty for conveying Washings into Sewers, Streams, &c.

XXX. Provided always, and be it further enacted, That if the said Trustees, or any Company or Companies of Proprietors, or Body or Bodies Politic or Corporate, or other Person or Persons whomsoever, making, furnishing, or supplying any Gas used, burnt, or consumed within the said Districts for lighting any Road, Street, Highway, or other Place, or any House, Manufactory, or other Building therein, shall at any Time empty, drain, or convey, or cause or suffer to be emptied, drained, or conveyed, or to run or flow, any Washings or other waste Liquids, Substances, or Things whatsoever, which shall arise or be made in the making of such Gas, into any River, Brook, or running Stream, Reservoir, Aqueduct, Waterway, Feeder, Pond, or Springhead, or do or cause to be done any Annoyance, Act, or Thing to the Water contained in any such River, Brook, or running Stream, Reservoir, Aqueduct, Waterway, Feeder, Pond, or Springhead, whereby the said Water, or any Part thereof, shall or may be soiled, fouled, or corrupted, then and in every such Case the said Trustees, or such Company or Companies of Proprietors, or Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, shall forfeit and pay for every such Offence the Sum of Two hundred Pounds; and such Penalty and Forfeiture shall and may be sued for and recovered, together with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Complaint, Suit, or Information, wherein no Essoign, Protection, Privilege, Wager of Law, or more than One Imparlanse, shall be allowed; and such Penalty shall be paid to the Person or Persons who shall inform or sue for the same: Provided always, that no such Penalty or Forfeiture shall be recoverable unless the same is sued for within Twelve Calendar Months after the Time when such Annoyance, Act, and Thing shall have ceased: Provided also, that in addition to the said Penalty of Two hundred Pounds (and whether such Penalty shall or shall not be recovered), in case any of the said Washings or other waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be drained, conducted, or conveyed, or caused or suffered to run or flow, in manner aforesaid, into any River, Brook, or running Stream, or any Reservoir, Aqueduct, Waterway, Feeder, Pond, or Springhead, or any such Annoyance, Act, or Thing shall be done or caused to be done as aforesaid, and Notice thereof in Writing shall have been given by any Person or Persons whomsoever to the said Trustees, or any of them, or to the Company or Companies of Proprietors, or any of them, or to the said Body or Bodies Politic or Corporate,

Corporate, or other Person or Persons as aforesaid, and the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, shall not, within Twenty-four Hours after such Notice given, stop and prevent all and every such Washings, waste Liquids, or noisome or offensive Liquids, Substances, or Things, from being emptied, drained, conducted, or conveyed, or from running or flowing in manner aforesaid, and every such other Annoyance, Act, or Thing from being done as aforesaid, then and in every such Case the said Trustees, Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, shall forfeit and pay the Sum of Twenty Pounds for each Day such Washings, waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be so emptied, drained, conducted, or conveyed, or caused to be done as aforesaid; and such last-mentioned Penalty shall and may be recovered and levied in such and the like Manner as any other Penalty or Forfeiture is in and by this Act directed to be recovered and levied, and shall be paid to the Informer, or to the Person or Persons who, in the Judgment of the Justice or Justices before whom the Conviction shall take place, shall have sustained any Annoyance, Injury, or Damage by any such Act so done or committed.

XXXI. Provided always, and be it further enacted, That the Powers and Provisions in this Act contained shall not extend or be construed to extend to protect the said Trustees, or any Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or any Person or Persons, making, furnishing, or supplying any Gas used, burnt, or consumed within the said Districts for lighting any Road, Street, Highway, or other Place, or any House, Manufactory, or other Building therein, or any of the Servants, Officers, or Workmen of the said Trustees, or of any such Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons as aforesaid, from any Indictment or Prosecution for a public or private Nuisance in respect of any Works, or the Means which shall be employed by them in making the said Gas or using the same, or furnishing any such Gas Light, nor from any Action or Actions for any Injury or Damage sustained by reason of any such Works, or the Use of the said Gas, or the Method of lighting therewith, whether such Injury or Damage shall proceed from the Preparation or the Use of the same Gas, or the Method of lighting, or the Carelessness or Want of Skill of any of the Persons employed therein, or from any other Cause whatsoever.

Act not to protect Persons, &c. lighting with Gas from being indicted for a Nuisance.

XXXII. And be it further enacted, That if any Person or Persons shall wilfully or maliciously remove, destroy, damage, or injure any or any Part of any Pipe, Plug, or other Apparatus, Matter, or Thing belonging to the said Trustees, or to any Company or Companies of Proprietors, Body or Bodies Politic or Corporate, or other Person or Persons whomsoever, or shall wilfully or maliciously waste, or, beyond his, her, or their Contract, consume, any of the Inflammable Air or Gas supplied by the said Trustees, Company or Companies of Proprietors, or Body or Bodies Politic or Corporate, or other Person or

Penalty on damaging Pipes.

[*Local.*]

37 F

Persons,

Persons, every Person so offending in any of the respective Premises, and being thereof lawfully convicted on the Oath or Affirmation of One credible Witness, before One or more Justice or Justices of the Peace for the County where the Offence shall be committed, shall forfeit and pay to the said Trustees, or to the Party or Person injured, any Sum not exceeding Five Pounds, and Three Times the Amount of the Damage done or occasioned by such Conduct, the same to be ascertained by such Justice or Justices; and such Penalty and Damage, together with reasonable Costs, shall be levied by Distress and Sale of the Goods and Chattels of such Offender, returning the Overplus (if any), on Demand, to the Owner of such Goods and Chattels; or such Offender shall or may be committed to the Common Gaol or House of Correction of the County where the Offence shall have been committed, there to remain for any Time not exceeding Three Calendar Months, at the Discretion of the Justice or Justices before whom such Offender shall be convicted, or until such Forfeiture, Damage, and Costs shall be paid.

Surveyor acting under the Commissioners of Sewers to enter any Building, &c. belonging to the Trustees, and examine if there be any Escape of Gas.

XXXIII. And be it further enacted, That it shall be lawful for any Surveyor, or any other Person acting by or under the Authority of the Commissioners of Sewers, at any Time or Times in the Day-time, to enter into any Manufactory, Gasometer, Receiver, or other Building belonging to the said Trustees, in order to inspect and examine if there be any Escape of Gas, or any Washings or other waste Liquids, Substances, or Things whatsoever which shall arise or be produced in the Prosecution of the said Gas Works, or in the Manufacture or Process of making or procuring such Gas, into any public Sewer or Drain; and if such Surveyor or other Person acting by or under the Authority of the said Commissioners of Sewers shall at any such Time or Times be refused Admittance or Entrance into any such Manufactory, Gasometer, Receiver, or other Building, for the Purpose of making such Inspection and Examination as aforesaid, or on being admitted shall be obstructed in or prevented from making such Inspection and Examination as aforesaid, the said Trustees so offending shall forfeit and pay for every such Offence the Sum of Twenty Pounds.

Lamp Irons to be affixed.

XXXIV. And be it further enacted, That it shall be lawful for the said Trustees, or any Person or Persons by their Order, from Time to Time and at any Time or Times hereafter, to purchase, provide, affix, set up, alter, take down, and renew such and so many Lamps, of such Sizes and Sorts, in such Places, and in such Manner, and to cause the same to be lighted at such Seasons of the Year and at such Hours of the Evening, as to them shall seem necessary or proper for the well and sufficiently lighting of all or any of the said Roads, Streets, Lanes, Alleys, Courts, Yards, and other Public Passages or Places; and if any Person or Persons shall displace or remove, without Leave first obtained, or shall wilfully take away, break, throw down, spoil, or damage any Lamp that shall be set up for the Purpose of lighting any of the said Roads, Streets, Lanes, Alleys, Courts, Yards, and other public Passages and Places as aforesaid, or shall wilfully extinguish the Lights within the same, or throw down or damage the Lamp Posts, Lamp Irons, Pipes, or other Furniture thereof, it shall be

Penalty for wilfully damaging Lamps.

be lawful for any Justice or Justices of the Peace for the said County of *Surrey*, upon Complaint to him or them made upon the Oath of One or more credible Witness or Witnesses, to grant a Warrant to bring before him or them such Offender or Offenders, or to or for any other Person or Persons whomsoever who shall see such Offences committed to seize, and also for any other Person or Persons to assist in seizing, the Offender or Offenders, and by the Authority of this Act, and without any other Warrant, convey and deliver him, her, or them into the Custody of a Peace Officer, in order to be secured and conveyed before such Justice or Justices of the Peace; and such Justice or Justices shall examine upon Oath any Witness or Witnesses who shall appear or be produced to give Information or Evidence touching such Offence. (which Oath the said Justice or Justices is and are hereby authorized and required to administer); and if the Party or Parties accused shall be convicted of any such Offence, either by his, her, or their own Confession, or upon such Information or Evidence as aforesaid, he, she, or they so convicted shall forfeit and pay any Sum not exceeding Sixty Shillings for each Lamp, Lamp Post, Lamp Iron, or Pipe so broken down and damaged, and for every Light so extinguished as aforesaid, and moreover shall make full Satisfaction to the said Trustees, or to such Person or Persons as they shall appoint to receive the same, for the Damage so by him, her, or them done as aforesaid; and in case such Offender or Offenders shall not, on Conviction, pay such Forfeiture and make such Satisfaction as aforesaid, such Justice or Justices is and are hereby required to commit him, her, or them to the Common Gaol or House of Correction for the said County, there to be kept to hard Labour for any Space of Time not exceeding One Calendar Month, unless such Forfeiture and Satisfaction shall be sooner paid and given.

XXXV. And be it further enacted, That in case any Person or Persons shall carelessly, negligently, or accidentally break, throw down, spoil, or damage any Lamp or Lamps hung out or set up by Order of the said Trustees, or the Posts, Irons, or Pipes aforesaid, or other Furniture thereof, and shall not immediately, upon Demand, make Satisfaction for the Damage done thereto, then and in every such Case it shall be lawful for any One Justice of the Peace for the said County, upon Complaint to him made, to summon before him the Party or Parties who shall be complained of for doing such Damage as aforesaid, and upon hearing the Allegations and Proofs on both Sides, or upon the Nonappearance of the Party or Parties so complained of, (no sufficient Ground being stated for such Nonappearance,) to award such Sum or Sums of Money by way of Satisfaction to the Owner or Owners of such Lamp or Lamps, or to the said Trustees, as the Case may be, for such Damages, as such Justice shall think reasonable; and in case of Neglect or Refusal to pay any Sum or Sums of Money so awarded, within Ten Days after Demand, to cause the same to be levied and applied as Fines, Penalties, and Forfeitures are by this Act directed to be levied and applied.

Persons accidentally damaging Lamps to make Satisfaction.

XXXVI. And be it further enacted, That the said Trustees shall and they are hereby required from Time to Time to appoint such and so many able-bodied Patroles and Watchmen as they shall think

necessary

For appointing Watchmen and Superintendents.

necessary and proper to be kept and employed within the said Districts for the Purposes aforesaid, and nominate and elect such Men to be employed in that Service as they shall think best qualified for the same; and the said Trustees may also appoint One or more proper Person or Persons to be Superintendents of the Watchmen and Patroles, and likewise shall direct and appoint in Writing how, when, and in what Manner the said Watchmen and Patroles shall be stationed and armed, and how often they shall go their Rounds, how long they shall continue on Duty, and under what Allowance or Wages for their Attendance; and it shall be lawful for the said Trustees to remove any One or more of such Patroles, Watchmen, and Superintendents, for Misbehaviour or Neglect of Duty, and to impose any Fine or Sum of Money not exceeding Twenty Shillings for every Neglect or Misbehaviour of such Watchmen, such Fine to be deducted out of his Wages or Allowance, and also to make such further Orders and Regulations for the better Government and Direction of the said Beadles, Patroles, Watchmen, and Superintendents, as the said Trustees shall from Time to Time think proper.

Watchmen,
&c. to be
sworn in as
Constables.

XXXVII. And be it further enacted, That the said Patroles, Watchmen, and Superintendents to be appointed by virtue of this Act shall be sworn in as Constables before some Justice of the Peace for the said County of *Surrey*, and shall respectively act as such while in the Execution of the Powers and Authorities of this Act, and they are hereby invested with and shall have and enjoy the like Powers and Authorities, Privileges, and Immunities, and shall be subject and liable to such and the same Penalties and Forfeitures, as any Constable or Constables is or are invested with, or shall or may have and enjoy, or is or are or shall be subject or liable to by Law: Provided always, that no such Patrole, Watchman, or Superintendent shall, by being sworn and acting as such Constable under the Powers of this Act, gain or acquire a Settlement in the said Parish of *Lambeth*.

Age of
Watchmen.

XXXVIII. And be it further enacted, That no Person shall be appointed a Superintendent, Patrole, or Watchman, for the Purposes of this Act, who shall be above the Age of Forty Years, unless he shall have been previously and up to the Time of his Appointment employed in the Horse or Foot Patrole acting under the Orders of the Chief Magistrate of the Public Office in *Bow Street*, or other Head Police Office in the County of *Middlesex*.

Regulations
of Watch-
men to be
delivered
to Superin-
tendents.

XXXIX. And be it further enacted, That true Copies or Transcripts of all such Nominations, Orders, and Regulations as shall be made from Time to Time for the better Direction of the Patroles and Watchmen, shall be signed by the said Trustees, and be delivered to the Superintendents for the Time being within the said Districts; or either of them, who shall attend every Night by Turns, and shall keep Watch and Ward in the several Roads, Streets, and other Places under the Jurisdiction of the said Trustees within the said Districts, for such respective Time and in such Manner as shall be from Time to Time appointed by the said Trustees; and the Patroles and Watchmen shall, in their several Turns and Course of watching, use their best Endeavours to prevent all Mischiefs hap-
pening

Duties of
Watchmen,
&c.

pening by Fire, and all Murders, Burglaries, Robberies, Breaches of the King's Peace, and all other Outrages and Disorders, and to that End shall and are hereby jointly and severally empowered to arrest, apprehend, and detain in some or one of the Watch-houses or convenient Place of Security within the said Districts, or one of them, all Malefactors, Disturbers of the King's Peace, and all suspected Persons, and all others who shall be wandering or misbehaving themselves, and shall convey them so soon as conveniently may be before One or more Justice or Justices of the Peace of the said County of *Surrey*, to be examined and dealt with according to Law, and may keep them at the Watch-house or other secure Place in the meantime; and the said Superintendents shall, so often in every Night as they shall be ordered by the said Trustees, go about their respective Districts and Rounds, to take notice whether all the Watchmen perform their Duty in their several Stations according to such Orders and Regulations as shall be made for that Purpose by the said Trustees, and if the Lamps are kept properly burning; and in case any Patrole or Watchman shall misbehave himself or neglect his Duty, or the said Lamps shall not be properly kept alight, the said Superintendents shall, as soon as conveniently may be, give Notice thereof to the Treasurer for the Time being, who is hereby authorized to suspend such Patrole or Watchman from the Execution of his Office, and appoint another Person to officiate therein until the next Meeting of the said Trustees, when the said Treasurer shall acquaint the Trustees assembled at such Meeting with the Complaint against such Patrole or Watchman, in order for the said Trustees to proceed to the Examination of the Offence; and the said Trustees may reinstate or finally dismiss such Patrole or Watchman at their Discretion; and further, that every such Patrole or Watchman shall be subject and liable to a Penalty of any Sum not exceeding Twenty Shillings for each Neglect or Misbehaviour.

XL. And be it further enacted, That it shall and may be lawful for the said Trustees to make such Compensation in Money to Watchmen who may be disabled, wounded, or hurt in the Execution of their Duty, as they the said Trustees shall think reasonable, such Compensation to be paid out of any Money to be raised for the Purposes of this Act.

Trustees may
compensate
Watchmen.

XLI. And be it further enacted, That it shall be lawful for the said Trustees to build and keep in repair, or cause to be built and kept in repair, any Number of Watchboxes within any of the Roads, Streets, Lanes, or other Places under their Jurisdiction within the said Districts, as they shall from Time to Time judge proper for the Purposes aforesaid, and with the Consent of the Occupier or Occupiers thereof for the Time being to set the same within the Premises of any Person or Persons in the said Districts; and all Expences of building and keeping the several Watchboxes of the said Trustees in due repair shall be paid out of the Money to be raised for watching, lighting, and cleansing the said Districts, or such Parts thereof as aforesaid; and if any Person or Persons shall take down or remove any such Watchbox or Watch-house belonging to the said Districts, without the Consent of the said Trustees, or shall wilfully

Trustees may
build Watch-
boxes.

break or damage any Watchbox or Watch-house belonging to the said Districts, every such Person shall for every such Offence, on being thereof duly convicted, forfeit and pay any Sum not exceeding Five Pounds.

Trustees may erect One Watch-house in each District.

XLII. And be it further enacted, That it shall be lawful for the said Trustees, if they shall deem it expedient, to build a Watch-house in each of the said Districts, and to purchase from any Person or Persons, Body or Bodies Politic or Corporate, who shall be willing to sell the same, any Buildings, Lands, Tenements, or Hereditaments whatsoever in either of the said Districts, for the Purpose of erecting the same.

Trustees may take any Premises on Lease for the Purposes of the Act.

XLIII. And be it further enacted, That it shall be lawful for the said Trustees to rent and take and hold on Lease or otherwise, if they shall deem it expedient so to do, from any Person or Persons, Body or Bodies Politic or Corporate, any Buildings, Lands, Tenements, or Hereditaments whatsoever within the said Districts, or either of them, for all or any of the Purposes of this Act, and to defray the Rent, Repairs, Outgoings, and Expences incident thereto out of the Rates or Assessments to be made by virtue of this Act.

Materials vested in the Trustees.

XLIV. And be it further enacted, That all the Dirt, Dust, Dung, Ashes, and Filth to be swept, gathered, or collected in or within the Limits of this Act, and also all Lamps, Lamp Irons, Lamp Posts, Gasometers, Gas, Gas Pipes, Apparatus, Watchboxes, Watch-houses, and other Houses and Buildings, and all other Matters and Things which shall hereafter be used, erected, or fixed up by virtue of this Act, and all Materials, Implements, and other Things which shall be purchased or provided by the said Trustees for the Purposes of this Act, shall belong to and be the Property of and are hereby vested in the said Trustees; and the said Trustees shall and may cause to be brought any Action or Actions, or direct the preferring 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 or Things hereby vested in them the said Trustees 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 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 said Trustees for executing this Act, without particularly stating or specifying the Name or Names of all or any of the said Trustees; and the said Trustees shall have full Power and Authority from Time to Time to sell and dispose of for the Purposes of this Act all or any of the said Articles or Things, or any Part or Parts of the same respectively, to such Person or Persons and in such Manner as they the said Trustees shall think proper.

Power for Bodies Politic, &c. to sell.

XLV. And be it further enacted, That it shall be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole,

Sole, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees for Lunatics and Idiots, or other Trustees whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts, whether Infants or Issue unborn, Lunatics, Idiots, or Femes Covert, who are or shall be seised in their own Right, and all and every Person or Persons whomsoever, who are or shall be seised, possessed of, or interested in such Houses, Buildings, Lands, Tenements, or Hereditaments, or any Part thereof, which shall be thought necessary to be purchased for any of the Purposes aforesaid, to treat, contract, and agree with the said Trustees for the Sale thereof, or of any Part thereof, and to sell and convey all or any Part thereof, and all Estate, Right, Title, and Interest whatsoever of, in, and to the same, to the said Trustees, or to such Persons and their Heirs for ever, as the said Trustees shall direct, in Trust for them the said Trustees for the Purposes aforesaid; and all Contracts, Agreements, Bargains, Sales, and Conveyances, which shall be so made by virtue and in pursuance of this Act as aforesaid, shall, without any Fine or Fines, Recovery or Recoveries, or other Conveyance 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 their 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 in anywise notwithstanding; and all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees, Trustees, and all other Persons, are and shall be hereby indemnified for what they shall do by virtue and in pursuance of this Act.

XLVI. And be it further enacted, That upon Payment or legal Tender of such Sum or Sums of Money as shall have been contracted or agreed for between the Parties for the Purchase of any Houses, Buildings, Lands, Tenements, or other Hereditaments, to the Proprietor or Proprietors of such Houses, Buildings, Lands, Tenements, or other Hereditaments, or to such other Person or Persons as shall be interested therein or entitled to receive such Money respectively, within One Calendar Month next after the same shall be so agreed for, or upon Payment of the said Sum or Sums of Money, within the said One Calendar Month, into the Bank of *England*, as herein-after directed and required, for the Use of the Person or Persons entitled thereto, it shall be lawful for the said Trustees, and their Agents, Workmen, and Servants, to enter upon such Houses, Buildings, Lands, Tenements, and other Hereditaments respectively; and then and thereupon such Houses, Buildings, Lands, Tenements, and other Hereditaments, together with the yearly Profits thereof, and all the Estate, Use, Trust, and Interest of any Person or Persons therein, shall thenceforth be vested in and become the sole Property of the said Trustees, as Freehold of Inheritance, to and for the Purposes of this Act for ever; and such Payment shall not only bar all Right,
Title,

On Payment
of Money,
Property to
vest in the
Trustees.

Title, Claim, Interest, and Demand of the Person or Persons to whom the same shall or ought to have been made, but also shall extend to and be deemed and construed to bar the Dower of the Wife of every such Person, and all Estates Tail, and other Estates in Reversion and Remainder of his or their Issue, and of every other Person whomsoever therein: Provided nevertheless, that in case any Person or Persons shall enter upon any such Premises, for any of the Purposes of this Act, before such Payment or Deposit into the Bank of *England* as aforesaid shall have been made, each and every Person or Persons so offending shall forfeit and pay the Sum of Ten Pounds for every Day he, she, or they shall remain on the said Premises.

Persons entitled to the Mesne Profits may recover against the Persons receiving.

XLVII. And be it further enacted, That all and every Person and Persons who would be entitled to recover the Mesne Profits of the Premises against the Person or Persons in possession, in case the same had not been so conveyed to or vested in the said Trustees as aforesaid, shall be entitled to recover the Sum and Sums to arise from such Interest or Dividends as aforesaid, by Action of Debt or otherwise, against the Person or Persons who shall receive the same.

Mortgagees to assign on Tender of Principal and Three Months Interest, or on Three Months Notice.

XLVIII. And be it further enacted, That all and every such Person and Persons who shall have any Mortgage or Mortgages on any such Houses, Buildings, Lands, Tenements, or Hereditaments which shall be purchased in pursuance of this Act, his, her, or their Heirs, Executors, Administrators, and Assigns respectively, not being in possession thereof by virtue of such Mortgage or Mortgages, shall, on Tender of the Principal Money and Interest due thereon, together with Three Calendar Months Interest of the said Principal Money, by the said Trustees, or by such Person or Persons as they shall appoint, immediately assign such Mortgage or Mortgages to the said Trustees, or to such Person or Persons as they shall appoint in Trust for them; or in case such Mortgagee or Mortgagees shall have Notice in Writing given to him, her, or them from the said Trustees, or any Person authorized by them, that they will pay off and discharge the Principal and Interest Money which at the Expiration of the said Three Calendar Months, to be computed from such Notice given, shall be due on such Mortgage, that then and at the End of the said Three Calendar Months, on Payment or Tender of the Principal and Interest Money so due, such Mortgagee or Mortgagees shall convey and assign his, her, and their respective Estates and Interests in the said mortgaged Premises to the said Trustees, or to such Person or Persons as they shall nominate and appoint in Trust for them; and if any such Mortgagee or Mortgagees, his, her, or their Heirs, Executors, Administrators, or Assigns, shall refuse so to do on such Tender or Payment, then all Interest on every such Mortgage shall cease and determine.

Trustees may re-sell any Ground not wanted for the Purposes of the Act.

XLIX. And whereas by reason of the Purchases which the said Trustees are empowered to make by virtue of this Act they may be possessed of some Piece or Pieces of Ground over and above what may be made use of for the Purposes of this Act; be it therefore further enacted, That it shall be lawful for the said Trustees to sell
or

or dispose of any such Piece or Pieces of Ground, either together or in Parcels, in such Manner as they shall find most advantageous and convenient, to such Person or Persons as shall be willing to contract, agree for, or purchase the same, giving Preference to the Person or Persons of whom the same shall have been purchased to any other Person offering the same Sum.

L. And be it further enacted, That if any Money shall be paid or agreed 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 Politic, Corporate, or Collegiate, or to any Feoffees in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee for or on behalf of any Infant, Lunatic, Idiot, Feme Covert, or other Cestuique Trusts, 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 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 Court of Exchequer, to be placed to his Account there *ex parte* the Trustees for executing this Act, pursuant to the Method prescribed by an Act passed in the First Year of the Reign of His present Majesty King *George* the Fourth, intituled *An Act for the better securing of Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, and without Fee or Reward; and shall, when so paid in, there remain until the same shall, by Order of the said Court made upon a Petition to be preferred to the said Court 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, and 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 aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking effect; and in the meantime, 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 Annuities; and in the meantime, and until the said Bank Annuities

Application
of Compen-
sation when
exceeding
200*l.*

1 G. 4. c. 35.

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, and Hereditaments so hereby authorized to be purchased by virtue of this Act, in case such Purchase or Settlement were made.

If under 200*l.* and amounting to or exceeding 20*l.*

L.I. And be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Hereditaments to be 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 amount to or exceed 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,) be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the said Court of Exchequer, and be placed to his Account as aforesaid, in order to be applied in manner hereinbefore 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 Seven or more of the said Trustees for executing this Act, (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties,) in order that such Principal Money and the Dividends arising therefrom may be applied in manner hereinbefore directed, so far as the Case may be applicable, without obtaining or being required to obtain any Order of the said Court touching the Application thereof.

If under 20*l.*

L.II. And be it further enacted, That where such Money so agreed to be paid as 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 Trustees 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 respectively entitled thereto.

Doubtful Titles to Land, &c.

L.III. 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 said Court of Exchequer, 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 in 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 Exchequer; 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.

LIV. 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 authorized to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the Bank of *England*, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court of Exchequer 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 Trustees out of the Monies to be received by virtue of this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Court of Exchequer may order all reasonable Expences to be paid by the Trustees.

LV. And be it further enacted, That it shall be lawful for the said Trustees to agree, by public Auction, or by the Acceptance of Tenders made in consequence of public Advertisement, if they think fit, with any Person or Persons to be Scavenger or Scavengers, Raker or Rakers, Cleanser or Cleansers of the Roads, Streets, Squares, Lanes, Courts, Yards, and other open Passages, Ways, and Places under the Jurisdiction of the said Trustees within the said Districts; and such Person or Persons so contracted with shall, as often as thereunto required by any Seven or more of the said Trustees, bring or cause to be brought convenient Carriages into all the Parts aforesaid wherein such Carriages can be drawn near or pass unto, and at or before their Approach, by Bell or otherwise, shall give Notice to the Inhabitants of their coming, and give the like Notice in every other Place into which the said Carriages cannot pass and abide; and such Scavenger or Scavengers, Raker or Rakers, Cleanser or Cleansers, shall take and carry away, or cause to be taken and carried away, from their respective Houses and Premises, their Soil, Ashes, Cinders, Rubbish, Dust, Dirt, and Filth, all which the said Scavenger or Scavengers, Raker or Rakers, Cleanser or Cleansers, shall carry away or cause to be carried away *gratis*, upon pain of forfeiting any Sum not exceeding

For appointing Scavengers and Rakers.

exceeding Five Pounds for every Neglect or Default; (except all such Rubbish, Earth, Dust, Filth, and Soil as shall be occasioned by building, repairing, amending, or altering any House or Houses or any other Building or Buildings, which said Rubbish, Earth, Dust, and Soil thereby occasioned shall, within the Space of Two Days after being first left, be carried away by the Owner or Owners, Occupier or Occupiers of such Houses and Buildings respectively as aforesaid, upon pain of forfeiting and paying any Sum not exceeding Five Pounds for every Neglect in removing the same;) and if any Person or Persons (except Manufacturers and others, as herein-after excepted,) shall refuse to permit such Soil, Ashes, Cinders, Rubbish, Dust, Dirt, or Filth to be taken away, every such Person or Persons so offending shall in like Manner forfeit any Sum not exceeding Five Pounds.

Contractors
only to re-
move Dust.

LVI. And be it further enacted, That if any Person or Persons, other than the Person or Persons so employed by or contracting with the said Trustees for the cleansing the Roads, Streets, and Places under their Jurisdiction within the said Districts, or those employed by or under such Person or Persons, shall on any Pretence whatsoever go about to collect or gather, or shall ask for, receive, or carry away, any Dust, Cinders, Ashes, or Breeze, within any Part of the said Districts, or of either of them, under the Jurisdiction of the said Trustees, it shall and may be lawful for any Justice or Justices of the Peace for the said County of *Surrey*, upon Complaint to him or them made, to grant a Warrant to bring before him or them such Offender or Offenders, or for any Person or Persons who shall see any such Offence committed to seize, and also for any other Person or Persons to assist in seizing, the Offender or Offenders, together with the Horses, Mules, Asses, Cattle, Carts, Trucks, Wheelbarrows, or other Carriages or Implements made use of for carrying the same away, and by the Authority of this Act, and without any other Warrant, to convey him, her, or them before such Justice or Justices of the Peace, or any other Justice or Justices of the Peace for the said County; and such Justice or Justices shall and he and they is and are hereby authorized and required to examine upon Oath the Person or Persons apprehending such Offender or Offenders, and any Witness or Witnesses who shall appear to give Information or Evidence touching such Offence; and if the Party or Parties shall be convicted of going about to collect or gather, asking for, receiving, or carrying away Dust, Cinders, Ashes, or Breeze from any House or other Premises within such Parts of the said Districts as aforesaid, not being the Person or Persons so employed by or contracting with the said Trustees, or acting with or under his or their Authority, he, she, or they respectively shall forfeit any Sum not exceeding Twenty Pounds; one Moiety of which respective Penalties shall be paid to the Informer or Informers, or to the Person or Persons who shall apprehend the Offender or Offenders, and the other Moiety shall be applied for the Purposes of this Act; and if such Offender or Offenders shall not, on Conviction, pay the said Penalty or Penalties, such Justice or Justices is and are hereby required to direct such Horses, Mules, Asses, Cattle, Carts, Trucks, Wheelbarrows, or other Carriages or Implements which shall have been so seized, to be appraised

appraised and sold, and after deducting out of the Monies to arise by such Sale the Penalty or Penalties incurred, together with the reasonable Charges and Expences of such Distress and Sale, the Surplus thereof shall be returned, upon Demand, to the Party or Parties whose Horses and other Things shall be so appraised and sold; and in case there shall have been no such Seizure as aforesaid, or if the Horses, Mules, Asses, Cattle, Carts, and other Things which shall be so appraised and sold shall not produce a sufficient Sum of Money to pay the said Penalty or Penalties, Charges, and Expences, then if such Offender or Offenders shall not upon Conviction pay the said Penalty or Penalties, or such Part or Parts of the said Penalty or Penalties, Charges, and Expences, which shall remain over and above the Produce of the Horses, Mules, Asses, Cattle, Carts, and other Things so seized and sold, then such Justice or Justices is and are hereby required to commit such Offender or Offenders to the Common Gaol or House or Correction for the said County of *Surrey*, there to be kept to hard Labour, for any Time not exceeding Thirty Days, unless such Penalty or Penalties, Charges, and Expences, shall be sooner paid and satisfied; and in case the Person or Persons who shall go about to collect or gather or shall take away such Dust, Ashes, Cinders, Dirt, or Filth, contrary to the Provisions of this Act, shall not be apprehended, or the said Horses, Mules, Asses, Cattle, Carts, Trucks, Wheelbarrows, or other Carriages or Implements shall not be seized, or in case the said Horses, Mules, Asses, Cattle, Carts, Trucks, Wheelbarrows, or other Carriages or Implements, if seized, appraised, and sold, shall not produce a sufficient Sum of Money to pay the said Penalty or Penalties, Charges, and Expences, then the Owner or Owners of the Horses, Mules, Asses, Cattle, Carts, Trucks, Wheelbarrows, and other Carriages or Implements employed for those Purposes, shall be subject and liable to the said Penalty or Penalties, and which said Penalty or Penalties shall be levied and recovered by Distress and Sale of his, her, or their Goods and Chattels in manner herein-before mentioned; and if the Money to arise by such Distress and Sale shall not be sufficient to answer and satisfy such Penalty or Penalties, Charges and Expences, or no such Distress can be made, such Justice or Justices is and are hereby authorized and required to commit him, her, or them to the Common Gaol or House of Correction for the said County of *Surrey*, there to be kept to hard Labour for any Time not exceeding Thirty Days, unless such Penalty or Penalties, Charges and Expences, shall be sooner paid and satisfied: Provided always, that nothing herein contained shall extend or be deemed or taken to prevent any Manufacturer from taking, carrying, or sending away, for his own Use or for Sale, any Cinders, Breeze, Ashes, Dust, or other Article or Thing produced in or purchased for any Manufactory occupied by or belonging to him, her, or them, within the said Districts, nor to prevent any Person or Persons from taking, carrying, or sending away, for his, her, or their own Use only (but not for Sale), any Cinders, Breeze, Ashes, Dust, Dirt, or other Article or Thing, from his, her, or their own Dwelling House or Premises within the said Districts.

Manufacturers and others may use their own Dust, Ashes, &c.

LVII. Provided always, and be it further enacted, That in case such Person or Persons so employed by or contracting with the said

[*Local.*]

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Trustees

If Contractors neglect to take away

Dust for
Seven Days,
any other
Person to be
at liberty to
take it.

Trustees for the Purposes aforesaid shall neglect, for the Space of Seven Days, to bring or cause to be brought Carts or proper Carriages into all the Roads, Streets, Squares, and other Places under the Jurisdiction of the said Trustees as aforesaid, where such Carriages can pass, and to give Notice in manner aforesaid to the Inhabitants of their coming for the Purpose of taking away such Dirt, Dust, Soil, Rubbish, Filth, Cinders, and Ashes, and to give the like Notice in every Court, Alley, or Place into which the said Carts and Carriages cannot pass, that then it shall and may be lawful for the Inhabitants of such of the said Roads, Streets, Squares, and other Places to give away or sell their Dust, Dirt, Filth, Cinders, or Ashes to any Person or Persons whomsoever; and that such Person or Persons who shall take and carry away the said Dust, Dirt, Filth, Cinders, or Ashes as last aforesaid shall not be subject or liable to any Penalty or Penalties for so doing, until some other Person shall be appointed by the said Trustees to collect such Dust, Dirt, Cinders, or Ashes, or until a new Contract shall be entered into for that Purpose, any thing herein contained to the contrary thereof notwithstanding; and all Expences occasioned by any Inhabitant so taking or causing such Dust, Dirt, Cinders, or Ashes to be taken and carried away as last aforesaid shall be paid by the Scavenger or Raker or other Person so contracting with the said Trustees as aforesaid, and shall and may be recovered from him or them before any Justice or Justices of the Peace acting in and for the said County of *Surrey*, in addition to the Penalty or Forfeiture herein-before imposed upon him, her, or them for such Neglect in carrying away the same as aforesaid, in like Manner as any other Penalty or Forfeiture is in and by this Act imposed and made recoverable before any Justice or Justices as aforesaid.

Cellar Win-
dows and
Gates to be
secured.

LVIII. And be it further enacted, That if any Cellar Door, Trap Door, Hatchway, or Flap Window leading into or giving Light or Air to or placed over any Cellar, Vault, or Office under Ground, within the Limits of this Act, shall be left open in the Evening or in the Night, or shall not be effectually made and secured so as to prevent Accidents, or if any Grate, Grid, or other Covering placed over any Opening in the Flagging, Pavement, or Footway, and used for putting Coals or other Articles into any Cellar or Place under Ground, or for any other Purpose, shall at any Hour of the Day or Night be left opened, or not well and effectually fastened down and secured, and made in such Manner so as to prevent Accidents, the Occupier of such Cellar, Vault, Office, or other Place shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings.

Doors and
Gates to
open inwards.

LIX. And be it further enacted, That the several Occupiers of Houses, Buildings, Yards, Gardens, and Lands within the Limits of this Act are hereby respectively required, at their own Costs and Charges, within Fourteen Days next after their respectively receiving Notice in Writing from the said Trustees, signed by their Clerk, to cause all the Doors and Gates leading into the several Houses, Buildings, Yards, Gardens, and Lands in their respective Occupations, (and not being Cellar Doors or Trap Doors,) which now do or shall hereafter open outwards, and when open do or shall project over or upon any of the Streets, Lanes, Highways, Passages, or public Places within

within the Limits of this Act, to be altered so as that the same Doors or Gates shall thenceforth open inwards and into their said respective Premises; and if any such Occupier shall neglect or refuse to make the Alteration aforesaid according to such Notice, he or she shall forfeit and pay any Sum not exceeding Five Shillings a Day for every Day during which such Neglect or Refusal shall continue: Provided nevertheless, that where any such Occupier shall cause any Door or Gate to be altered in pursuance of Notice as aforesaid, it shall be lawful for him or her, if a Tenant at Rack Rent, to deduct and retain out of his or her Rent the Charges of altering the same, and his or her immediate Landlord or Landlady is hereby required to allow the same accordingly; and it shall be lawful for the said Trustees to allow such Occupier or Landlord or Landlady all or any Part of the Expence attending such Alteration, if the said Trustees shall consider it expedient.

LX. And be it further enacted, That no Person or Persons shall erect or place, set up or build, in any Street or public Place within the Limits of this Act, at any Time or Times hereafter, any Hoard or Scaffolding, or place or erect any Posts, Bars, Rails, Boards, or other Thing by way of Inclosure, for the Purpose of making Mortar, or of depositing or sifting or screening or slacking any Brick, Stone, Lime, Sand, or other Materials for building or repairing any House, Tenement, or Building, or for other Works, or for any other Purpose, without Leave or Licence first had and obtained under the Hand or Hands of the Surveyor or Surveyors or Clerk for the Time being of the said Trustees, who is and are hereby required to grant the same forthwith for the Purpose of making Mortar, and depositing or screening, sifting or slacking any Brick, Stone, Lime, Sand, or other Materials for building or repairing any House or other Tenement or Erection, specifying therein the Length of Time for which the same when so erected and set up may be continued, and giving such other Directions respecting the same as he may think necessary, on being paid by every Person so applying for such Licence the Sum of Sixpence; and if any Person or Persons shall erect, place, set up, or build, or cause or permit to be erected, placed, set up, or built, any such Hoard, Scaffolding, or any Inclosure, Posts, Bars, or Rails, or any other Matter or Thing for the Purposes aforesaid, or for any other Purpose, without the Leave or Licence of such Surveyor or Clerk, signed as aforesaid, so had and obtained, or shall erect, set up, or build the same, or cause or permit the same to be set up or erected, in any other Manner or to be continued for any longer Time than shall be allowed or expressed in such Licence, or in some Renewal thereof, for a Time to be therein specified, (and for which Renewal no further Fee or Reward shall be demanded or taken,) then and in either of the said Cases, such Person or Persons, or the Person or Persons by whom he or they shall or may be employed, shall forfeit and pay a Sum not exceeding Ten Shillings for every Day that the same shall have been and shall be set up and continued; and also that it shall be lawful for the said Trustees, or for their said Surveyor or Clerk for the Time being, to cause the same to be pulled down and removed, and the same and all the Materials thereof, and of every Part thereof, to be kept and detained until such Person or Persons shall pay to the
said

Scaffolds, &c.
not to be
erected with-
out Licence.

said Surveyor or Clerk, or to the Person or Persons in whose Custody the same shall be, all the Penalties incurred by such Person or Persons, together with the Charges of pulling down, removing, and keeping the same, to be ascertained and determined by the said Surveyor or Surveyors or Clerk; and in case the same shall not be claimed, and the Penalties and Charges shall not be paid, within the Space of Five Days next after the pulling down and Removal thereof, then it shall be lawful for the said Trustees, or their Surveyor or Clerk, to order or cause the same to be appraised and sold; and the Money arising therefrom (after deducting all the said Charges) shall be paid to the Treasurer of the said Trustees, or to such other Person or Persons as they shall in that Behalf direct.

For preventing various Obstructions and Nuisances.

LXI. And be it further enacted, That from and after the passing of this Act, if any Person or Persons shall, upon any of the Footways or Foot Pavements within the Limits of this Act, run, draw, drive, or carry any Truck, Wheel Sledge, Wheelbarrow, Handbarrow, Bier, or any other Carriage or other Vehicle whatsoever, or roll any Cask or Tub (except to or from any Carriage or Cart for the necessary loading or unloading of any Carriage or Cart); or shall wilfully ride, lead, or drive any Horse or other Beast or Cattle whatsoever on any of the said Footways or Foot Pavements; or wilfully permit or suffer any Horse or other Beast or Cattle, which such Person may be riding, driving, or leading, to go thereupon; or shall tie or fasten any Horse or other Cattle to any House, Wall, Railing, or Fence, Post, Tree, or other Thing whatsoever, across any of the said Footways or Foot Pavements; or hang up, place, or expose to Sale any Goods, Wares, or Merchandizes whatsoever, or any Fruit, Vegetables, or Garden Stuff, Butcher's Meat, Offal, or other Matter or Thing, in or upon or so as to project over or upon the Footway or Carriageway of any Road, Street, or public Place within the Limits of this Act, or beyond the upright Line or on the Outside of the Window or Windows, or in or on the Area or Areas of the House, Shop, or Place at which the same shall be so hanged up, placed, or exposed to Sale; or set any Cask, Tub, Pail, Bucket, Stool, Bench, Showboard, Chopping Block, Basket, or Stall on or in any of the Footways or Foot Pavements or Carriageways; or erect, set up, put, or place, or continue any Blind, Shade, Coverlid, Awning, or any other Matter or Thing so as in any Way to cause any Obstruction or Impediment in the Footway or on the Foot Pavement; or shall, in any Road, Street, Yard, Mews, or public Place within the Limits of this Act, hang out or cause to be hung out any Linen or Clothes; or shall hoop, fire, cleanse, wash, or scald any Cask or Tub; or hew, saw, or cut any Stone, Wood, or Timber, or bore any Timber; or make or repair or wash or clean any Coach, Chaise, Waggon, Sledge, or other Carriage, or the Wheels, Body, Springs, or other Part of any Coach, Chaise, Waggon, Sledge, or other Carriage (except such as may want immediate Repair from any sudden Accident on the Spot, and which cannot conveniently be removed for that Purpose); or shall sift, screen, wet, slack, or mix any Lime, or wet, mix, or make any Mortar (except with the Consent of the said Trustees, or of their Surveyor for the Time being, and also having previously erected a Hoard according to the Regulations herein-before contained in that Behalf); or shoe,
bleed,

bleed, or farry any Horse or other Beast (unless in case of any sudden Accident); or clean, dress, drive, or turn loose any Horse or other Beast or Cattle, or shall show or expose any Stallion or Stone Horse, or shall exercise or expose to Sale any Horse or Horses or other Beast or Beasts (except only in such Place or respective Places as the said Trustees, or their Surveyor for the Time being, shall direct or appoint for any of the above Purposes); or kill, slaughter, or scald, singe, dress, or cut up any Animal, either wholly or in part; or beat or dust any Carpet or Hearth Rug; or shall drive any Carriage or Carriages for the Purpose of breaking, exercising, or trying Horses; or if any Person shall permit his or her Dog to go at large after public Notice given by any Beadle or Crier within the Limits of this Act, during such Time as such Notice shall direct Dogs to be confined on Suspicion of the Existence of canine Madness, within or near the Limits of this Act; or shall leave any Cart, Waggon, Truck, or other Carriage or Obstruction in any Street, Road, Path, or Causeway (otherwise than during a reasonable Time necessary for loading or unloading the same); or shall throw, cast, or lay, or cause, permit, or suffer to be thrown, cast, or laid, or to remain, any Ashes, Dust, Dirt, Rubbish, Offal, or Vegetables, or any other Offal, Dung, Soil, Blood, or other Filth or Annoyance, or any other Matter or Thing, in or upon the Carriageway, Footway, or Pavement of any such Road, Street, or other public Place within the Limits of this Act, to the Annoyance of any Inhabitant or Inhabitants, Passenger or Passengers; or shall wilfully break; or aid or abet or assist in wilfully breaking, any Glass or Window Panes, or Windows, in or belonging to any Dwelling House or Building; or shall make or assist in making any Bonfire, or wantonly discharge or fire any Gun, Pistol, or Blunderbuss, or other Fire-arms, or let off, set fire to, or throw any Crackers, Squib, Rocket, or other Firework; or shall fly any Kite, drive any Hoop, or play at Football, or any other Game or Games, to the Annoyance of any Passenger or Inhabitant; or shall make or cause any unnecessary Stoppage of any Coach, Cart, Waggon, or Carriage, or otherwise occasion any kind of Obstruction or Annoyance, in or upon any such Road, Street, or public Place; or shall obstruct or incommode, hinder or prevent, the free Passage of any Carriageway, Footway, or Causeway, or prejudice or annoy in any Manner whatsoever any Person or Persons travelling, passing, or going thereon; or if the Driver of any sort of Carriage whatsoever, meeting any other Carriage, shall not keep his or her Carriage on the Left or Near Side of the Road, or shall in any manner wilfully prevent any other Person or Persons from passing him or her, or any Carriage under his or her Care, within such Road, Street, or public Place, or by Negligence or Misbehaviour prevent, hinder, or interrupt the free Passage of any Carriage, or of His Majesty's Subjects, within any such Road, Street, or Place; or if any Person shall affix any Posting Bill or other Paper to or against any Dwelling House, Wall, or Building, without the Consent of the Owner or Occupier thereof, or write upon or otherwise deface or mark the same, by means of Chalk, Paint, or any other Material whatsoever; then and in every such Case every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds; and it shall be lawful for any Constable or other Peace Officer, or any One of the said Trustees, or any Officer

[*Local.*]

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or

or other Person acting by or under their Authority, by virtue of this Act, and without any Warrant whatsoever, to seize and apprehend any such Offender or Offenders as aforesaid, and forthwith to convey him, her, or them before some Justice or Justices of the Peace for the said County of *Surrey*, in order to his, her, or their Conviction of such Offence.

Power for
seizing cer-
tain Articles.

LXII. And be it further enacted, That not only shall the said Penalties herein-before enacted become payable and be recovered, but it shall be lawful for any Person or Persons appointed or to be appointed by the said Trustees, without any Warrant or other Authority than this Act, to seize any such Truck, Wheel Sledge, Wheelbarrow, or Carriage, Horse, Beast, or Cattle, Cask, Tub, Pail, Bucket, Stool, Bench, Showboard, Chopping Block, Stall, Basket, Blind, Shade, Coverlid, or Awning or other Thing, Stone, Wood, or Timber, Coach, Chaise, Waggon, or other Carriage, together with the Horse or Horses, Ass or Asses, Mule or Mules (if any) thereunto belonging, with the Harness, Gears, and Accoutrements thereof, or any such Goods, Wares, Merchandize, Fruit, Vegetables, or Garden Stuff, Butcher's Meat or other Things, or any of them; and in case any of the Goods or Things so seized shall be perishable, or shall be Articles of Food, then the same shall be immediately forfeited; and the Person and Persons who shall make such Seizure shall deliver or cause to be delivered the Goods so seized to the Overseer or Overseers of the Poor of the Parish of *Lambeth* aforesaid, the same to be given and distributed by such Overseer or Overseers unto or among the poor Inhabitants of the same Parish; but otherwise such Person or Persons making such Seizure shall cause the Goods, Carriages, Horse or Horses, Ass or Asses, Mule or Mules, or any Materials or Things so seized, to be removed to any Place appointed for the Reception thereof within the Limits of this Act, (if any such there be,) or otherwise to such Place or Places as he or they shall judge convenient, giving parol or written Notice of such Place or Places whereunto the same shall be removed unto the Owner, Driver, or other Person having any Interest in the Goods, Carriages, Horse or Horses, Ass or Asses, Mule or Mules, Materials, or other Things so seized or removed, if he, she, or they shall be then and there present or otherwise known to the Person or Persons so seizing the same; and the same shall be there kept and detained until such Owner or Driver or other Person interested as aforesaid shall cause to be paid the said Penalty, together with the Charges for taking or removing the same, and of keeping such Horse or Horses, Ass or Asses, Mule or Mules (if any); and in case the Goods, Carriages, Horse or Horses, Ass or Asses, Mule or Mules, Materials, or other Things so removed, not being perishable or Articles of Food, shall not be claimed, and the said Penalty and Charges paid, within Five Days next after such Removal thereof, then and in every such Case it shall be lawful for the said Trustees, or their Surveyor or Inspector, or other Person appointed by the said Trustees, to order the same to be appraised and sold, and the Overplus of the Money arising by such Sale to be returned to the Owner or Owners thereof, after deducting the said Penalty, and such Costs, Charges, and Expences attending such seizing, removing, keeping,
appraising,

appraising, and selling the same, as the said Trustees shall ascertain and allow.

LXIII. And be it further enacted, That the said Trustees may order and direct the Houses within the said Roads, Streets, Lanes, and Places under their Jurisdiction to be numbered with Figures, placed or painted on the Doors or other Part of the said Houses respectively; and may also order and direct to be engraved, painted, or otherwise described, on a conspicuous Part of some House or other Building at or near the End or Corner of each Road, Street, Lane, Court, Yard, Alley, Passage, or Place adjoining to or being near the said Roads, Streets, Lanes, or Places respectively, the Name by which such Road, Street, Lane, Court, Yard, Alley, Passage, or Place so adjoining is usually or properly called or known; and if any Person or Persons shall wilfully or maliciously destroy, injure, obliterate, or deface any such Number, Figure, Name, or Description, or any Part thereof, or cause the same to be done, he, she, or they shall forfeit and pay any Sum not exceeding Twenty Shillings.

Houses to be numbered.

LXIV. And be it further enacted, That if any Person or Persons shall cause any Privy or Necessary House within the Limits of this Act to be emptied at any Time except between the Hours of Twelve of the Clock in the Night and Six of the Clock in the Morning, or shall lay or cause to be laid the Soil thereof in any of the said Roads, Streets, Lanes, or other public Passages or Places, or shall wilfully or negligently spill or throw down any such Soil in any of the said Roads, Streets, Lanes, or other public Passages or Places, every Person offending in any of the Cases aforesaid shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

For cleansing of Privies.

LXV. And be it further enacted, That if any Person or Persons shall at any Time or Times obstruct, hinder, or molest any of the said Trustees, or any Surveyor or Surveyors, or other Officer or Officers, Workmen, Person or Persons, who is, are, or shall be employed by virtue of this Act, in the Performance or Execution of their Duty, every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Sixty Shillings.

Penalty on Persons interrupting Officers, &c.

LXVI. And in order to defray the Expences of watching, lighting, and otherwise improving the Roads, Streets, Lanes, Courts, Alleys, and other public Passages and Places under the Jurisdiction of the said Trustees within the said Districts, and for removing and preventing Nuisances, Annoyances, and Encroachments therein and incidental thereto, and for other the Purposes of this Act; be it further enacted, That the said Trustees shall and they are hereby required and authorized, Twice in every Year, if they shall deem it necessary, or oftener, if they think proper, to make and sign an equal Pound Rate or Assessment upon all and every Person or Persons who do or shall inhabit, hold, use, occupy, possess, or enjoy any Messuage or Tenement, Land, Shop, Warehouse, or other Building, Wharf, Yard, Storehouse, Ground, Cellar, Hereditaments, or Premises within any Part of the said Districts, or either of them, under the

Rates.

the Jurisdiction of the said Trustees, or upon such Part or Parts thereof only as to them the said Trustees shall seem equitable and right, according to the annual Value of such respective Premises, so as such Rates or Assessments do not exceed in the whole, in any One Year, the Sum of One Shilling and Sixpence in the Pound on the yearly Value of such Messuages or Tenements, Land, Shop, Warehouse, or other Building, Wharf, Yard, Storehouse, Ground, Cellar, Hereditaments, and Premises; and which said Rate, and the Money to be from Time to Time raised thereby, shall be applied for and towards defraying the Expences of carrying this Act into execution.

The Arch-
bishop of
Canterbury
may be as-
sessed at a
specific Sum.

LXVII. And be it further enacted, That the Most Reverend *William* Lord Archbishop of *Canterbury*, as Owner of *Lambeth Palace* and the Grounds and Buildings thereunto belonging, and his Successors, Archbishops of *Canterbury* for the Time being, (the said Lord Archbishop having consented to be charged as follows, notwithstanding the said Hereditaments are extra-parochial, and therefore exempted from Parochial Assessments,) shall, in lieu of being rated and assessed for the Purposes of this Act, pay to the said Trustees the Sum of Eighty Pounds *per Annum*, payable by half-yearly Instalments, the first Half Year's Instalment to be due on the Day when the first Rate for the Purposes of this Act shall be made; and in case at any Time the said Sum of Eighty Pounds shall remain unpaid for the Space of Two Calendar Months after the same shall become due, then such Sum shall or may be recovered by the same Ways and Means as the Rates on any other Buildings and Lands may be recovered under the Provisions of this Act.

Palace Gar-
dens and
Buildings to
be exempted
from Rate.

LXVIII. And be it further enacted, That the said Palace Grounds and Buildings, with their Appurtenances, being extra-parochial, shall be and they are hereby declared not to be rateable for the Purposes of this Act, but to be exempted, exonerated, and discharged from all and every the Powers, Provisoes, Impositions, and Remedies contained in this Act, except the Powers and Remedies given for the Recovery of the annual Sum of Eighty Pounds imposed by virtue of this Act on the Archbishop of *Canterbury* for the Time being in respect of the Premises, in case of the Nonpayment of the same.

Bishop's
Walk and
other Extra-
parochial
Places near
the Palace to
be exempted.

LXIX. And be it further enacted, That after the passing of this Act the said Archbishop of *Canterbury* and his Successors shall be freed, exonerated, and discharged from the Expence of providing for the watching, lighting, and cleansing of *Bishop's Walk*, and all other Places near *Lambeth Palace*, being extra-parochial, to which the Archbishop of *Canterbury* may now be liable, and that *Bishop's Walk*, and all other Places near *Lambeth Palace*, being extra-parochial as aforesaid, shall hereafter be well and sufficiently watched, lighted, and cleansed by the Trustees for executing this Act.

Trustees may
amend Rates.

LXX. And be it further enacted, That the said Trustees shall and may, if they think proper, at any Meeting, amend any such Rate or Assessment, Rates or Assessments, after the same shall have been made and signed, by inserting the Name of any Person who ought
to

to have been but who has not been rated or assessed, or by striking out the Name of any Person who hath been but ought not to have been rated or assessed, by altering the Sum or Sums charged in any such Rate or Assessment on any Person or Persons, or in any other Manner in which the said Trustees shall think proper for making the same a just and equal Rate or Assessment, without wholly setting aside or quashing the same.

LXXI. And be it further enacted, That it shall and may be lawful for the Receiver or Receivers of any Rate or Assessment to be made by virtue of this Act, or for any other Person or Persons authorized by the said Trustees, at all convenient Times (first having an Order under the Hands of the said Trustees for that Purpose), to inspect the Books or Rates made for raising Money for the Relief and Maintenance of the Poor of the Parish of *Lambeth*, in which the said Districts are situate, in order to ascertain the Rates and Assessments to be raised by virtue hereof, as they shall think proper for the Purposes of this Act, which Inspection, Copies, and Extracts the Vestry Clerk or other Officer or Person having the Custody of such Book, Assessment, and Rate, Books, Assessments, and Rates, are hereby required to permit and suffer to be made, without Fee or Reward, by such Receiver or Receivers, Person or Persons appointed as aforesaid, on their producing an Order under the Hands of the said Trustees, or any Three or more of them, for that Purpose, and also, on Demand, forthwith to give him or them Copies of the same or any Part or Parts thereof, paying at the Rate of Sixpence for every Twenty-four Names; and in case any Vestry Clerk, or other such Officer or Officers, Person or Persons, shall neglect or refuse so to do within Ten Days after such Order shall be produced and shewn to him or them, or a Copy thereof left at his or their last or most usual Place of Abode, then and in every such Case he or they so refusing or neglecting shall for every such Offence forfeit and pay any Sum not exceeding Twenty Pounds nor less than Ten Pounds.

Persons authorized by the Trustees to be allowed to inspect Poor's Rates gratis, and to have Copies at a specific Reward.

LXXII. And be it further enacted, That where the yearly Rent or Value of any House, Tenement, Hereditament, or Premises within the said Districts shall not exceed Twenty Pounds, or where the same shall be let to weekly or monthly Tenants or to Lodgers in separate Apartments, furnished or unfurnished, or in any Case where the Rent shall become payable at any shorter Period than quarterly, then and in any and every of such Cases it shall be lawful for the said Trustees, at any of their General Meetings as aforesaid, (due Notice being first publicly given of such Meeting in manner herein-before directed with respect to the Meetings of the said Trustees,) if they shall think fit, to compound with the Landlord or Landlords, Owner or Owners, Lessee or Lessees of all and every or any such House or Houses, Tenement or Tenements, Hereditament or Hereditaments, and Premises in the said Districts, or either of them, for the Payment of the Rate or Rates, Assessment or Assessments, which shall be made by the said Trustees for the Purposes of this Act, at such a reduced yearly Rental as the said Trustees shall think reasonable, so that no such House or Houses, Tenement or

For better Recovery of Rates on Tenements let at small Rents or to Lodgers.

Landlords to
compound.

Occupiers
Goods liable
to be dis-
trained for
Payment of
Rates.

Tenements, Hereditament or Hereditaments, and Premises be rated at less than One Half or more than Three Fourths of the Rack Rent at which the same respectively shall be then let, or of the annual Value of the said Premises respectively; and the Landlord or Landlords, Owner or Owners, Lessee or Lessees of all such Houses, Tenements, or Hereditaments as shall not exceed the yearly Value of Twenty Pounds, or as shall be let to any weekly or monthly Tenant or Lodgers in separate Apartments, furnished or unfurnished, and in every Case where the Rent thereof shall become payable at any shorter Period than quarterly, is and are hereby required to enter into such Composition with the said Trustees; and in case such Landlord or Landlords, Owner or Owners, Lessee or Lessees, shall refuse to enter into such Composition, he, she, or they shall from thenceforth be deemed and taken to be the Occupier or Occupiers of such Premises, and shall thereupon be rated to and from Time to Time shall pay or cause to be paid the several Rates or Assessments charged upon their respective Premises for the Rates to be made in pursuance of this Act, according to a fair and equal Assessment, by the said Trustees as aforesaid; and upon Nonpayment thereof the said Trustees, and every or any of them, are hereby authorized to levy or cause the same to be levied by Distress and Sale of the Goods and Chattles of the Landlord or Landlords, Owner or Owners, Lessee or Lessees of the respective Premises aforesaid, wheresoever they may be found, or of the Person or Persons inhabiting the same respectively: Provided always, that no such Landlord, Owner, or Lessee shall be charged with or be liable to pay for any increased Rent reserved or made payable to him for or on account of such Landlord or Owner having agreed to pay the Rates heretofore chargeable upon the several Occupiers of the said Premises: Provided also, that the Goods and Chattels of all and every Person or Persons renting or occupying any such House, Tenement, or Hereditament, or any Part or Parts thereof, the Rate or Rates, Assessment or Assessments whereof the Landlord or Landlords, Owner or Owners, is or are hereby made liable and subject to as aforesaid, shall be liable to be distrained and sold for Payment of such of the said Rates or Assessments, and of all Arrears thereof, as became due upon the said Premises during the Time of his or their Occupancy only; but no such Occupier or Occupiers shall at any Time be required to pay or be subject or liable to pay any greater Sum for or towards the Discharge of the said Rates or Assessments, or any of them, and Arrears thereof, than the Amount of the Rent actually due or payable by such Occupier or Occupiers to the Landlord or Landlords, Owner or Owners, Lessee or Lessees of the Premises so occupied by him, her, or them, unless such Occupier or Occupiers shall refuse or neglect, for Two Days after Demand made for that Purpose by the Collector or Collectors of the said Rates, to deliver in Writing a true Account of the Christian and Surnames and Place of Residence of his, her, or their Landlord or Landlady, or his, her, or their Receiver or Receivers of the Rent payable by such Occupier or Occupiers: Provided also, that each and every Occupier who shall pay any such Rate or Rates, Assessment or Assessments, or any Arrears thereof, or upon whom the same shall be levied, on account of the Landlord as aforesaid, shall and may from Time to Time deduct

deduct the same from the Rent due and payable from him, her, or them to the respective Landlords, Owners, or Lessees of the Premises (unless there shall be some Agreement to the contrary between the Landlord and Tenant); and the Receipt for such Payment shall be a sufficient Discharge to such Occupier or Occupiers, and to his, her, or their Landlord or Landlords, for so much Money as he, she, or they shall pay in the Manner directed by this Act.

LXXIII. And be it further enacted, That every Rate or Assessment which shall be made or imposed by virtue of this Act for or in respect of any House or Tenement, Coach House, Stable, or Hereditament which now are or hereafter shall or may be inhabited or occupied by any Ambassador, Agent, or public Minister of any Foreign Prince or State, or any Secretary, Chaplain, domestic Servant, or other Officer or Person whatsoever to whom the Privilege of such Ambassador, Agent, or Minister doth or may extend, shall be paid by the Landlord or Owner, Lessee or Lessees of every such House or Tenement, Coach House, Stable, or Hereditament, who shall be liable or compellable to the Payment thereof; and the same shall and may be recovered by Action of Debt or on the Case, (from such Landlord or Owner, Lessee or Lessees,) or by Bill, Plaint, or Information, in any of the Courts of Record at *Westminster*, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlançe, shall be allowed.

Landlords to pay for Houses occupied by Ambassadors, &c.

LXXIV. Provided always, and be it further enacted, That to prevent Disputes touching the Designation of the Landlord or Owner intended to be made liable by this Act, the Person or Persons receiving, claiming, or being entitled to the Rents of every such House, Tenement, Hereditament, or Premises, immediately payable by the Tenants or Occupiers thereof respectively, shall be deemed and taken to be the Landlord or Owner of the same for the Purposes of this Act, and to be the Person and Persons required to enter into such Composition as aforesaid.

Persons to whom the Rents are payable to be deemed the Owners.

LXXV. And be it further enacted, That from and after any Composition shall be made with the said Trustees as herein before mentioned, the House or Houses, Tenement or Tenements, and Hereditaments and Premises therein comprised shall be rated and assessed according to the same reduced Rental in every future Rate or Assessment to be made by the said Trustees, until they shall otherwise rate and assess the said Premises.

Composition to remain in force till altered by the Officers.

LXXVI. And whereas it may be reasonable to excuse some Persons from the Payment of the said Rates on account of their real Poverty, be it further enacted, That it shall be lawful for the Justice or Justices hearing the Summons for Nonpayment of the said Rates as hereafter mentioned, and he and they is and are hereby authorized and empowered, to grant to such Person or Persons such Relief in the Payment of any Rate or Assessment as they the said Justice or Justices shall think reasonable and proper.

Persons on account of Poverty may be relieved from the Rates.

LXXVII. And for the better and more effectual raising and levying the Rates and Assessments made by the said Trustees, which are mentioned

For Recovery of Rates on Refusal.

mentioned in or authorized and directed by this Act, be it further enacted, That in case any of the Landlords or Occupiers, or any Owner or Owners, Proprietor or Proprietors, Lessee or Lessees of any Messuage or Tenement, Land, Shop, Warehouse, or other Building, Wharf, Yard, Storehouse, or Ground, Cellar, Hereditaments, and Premises within the said Districts, or either of them, shall refuse or neglect to pay the Money assessed and rated upon him, her, and them respectively in manner aforesaid, and all Arrears due thereon, or upon any former Rate or Rates, or the Amount of any such Composition or Compositions, it shall be lawful for any One or more of His Majesty's Justices acting in and for the County of *Surrey*, and he and they is and are hereby authorized and required, by Writing under his or their Hand or Hands, to summon all and every Person and Persons who shall have so refused or neglected as aforesaid, upon Oath (or Affirmation if made by a Quaker) being made before him or them by any One or more of the said Trustees, or by a Collector of the said Rate or Rates for the Time being, of his, her, or their having attended upon or at the Dwelling House or last Place of Abode of all and every Person and Persons then intended to be summoned, and having demanded the Rate or Rates, Composition or Compositions of such Person or Persons, and of such Person or Persons having refused or neglected to pay the said Rate or Rates, Composition or Compositions, to appear before such Justice or Justices at a Time and Place to be mentioned in such Summons, or before such other Justice or Justices acting in and for the said County of *Surrey* as shall be sitting upon the Return of such Summons or Summonses; and it shall be lawful for the said Trustees, Collector or Collectors, or for any One or more of them, or the Constables or Beadles of the said Parish or either of the said Districts, to serve all and every such Summons and Summonses upon all and every Person and Persons so refusing or neglecting to pay as aforesaid, either by delivering the same to the Person or Persons thereby intended to be summoned, or leaving the same at his, her, or their last or usual Place or Places of Abode, or at the Premises for which the Rates or Composition mentioned in such Summons shall remain due and owing; and if he, she, or they shall fail or neglect to attend, or if he, she, or they shall attend, and shall not shew good and sufficient Cause to such Justice or Justices that he, she, or they is or are not chargeable with such Rate or Rates, Composition or Compositions, then and in every such Case all and every such Person or Persons who shall have been so summoned shall pay the Rate or Rates in respect of which such Summons was issued, and all reasonable Costs and Charges of such Summons; and in all Cases where the said Rate or Rates, Composition or Compositions, or any of them, shall not be paid upon the Return of such Summons, it shall be lawful for such Justice or Justices who shall have issued such Summons or Summonses as aforesaid, or some other Justice or Justices of the Peace acting in and for the said County of *Surrey*, and he or they is and hereby authorized and required, upon Oath being made before him or them of the due Service of such Summons or Summonses by the Party who shall have served the same as aforesaid, to grant a Warrant or Warrants under his or their Hand or Hands and Seal or Seals, authorizing or directing the said Trustees, Collector

Collector or Collectors, or any Constable or Beadle of the said Parish or for either of the said Districts, or any One or more of them, to collect or levy all and every such Rate or Rates, Assessment or Assessments, Composition or Compositions, and all Arrears thereof, and the Expence of the Summons (if the same shall not have been before paid) and Warrant, and of executing the same, by Distress of the Goods and Chattels of the Party so neglecting or refusing which shall be found either within the said Districts or either of them, or elsewhere, if removed therefrom, or if belonging to Landlords who may compound as before mentioned; and if within Five Days next after any such Distress shall be made the said Rate or Rates, Assessment or Assessments, Composition or Compositions, with all Arrears due thereon, shall not be paid, together with the reasonable Charges of the said Summons (if such Summons shall not have been before paid for) and Warrant, and of making such Distress, and keeping such Goods and Chattels, the said Trustees, Collector or Collectors, Constable or Constables, Beadle or Beadles, or any One or more of them, shall cause the said Goods to be appraised by One or more Appraiser or Appraisers, and to be sold, or such Part or Parts thereof as shall be sufficient to pay the said Rate or Rates, Assessment or Assessments, Composition or Compositions, together with all Arrears due thereon, and the reasonable Charges aforesaid, and the Charges of appraising and selling the same, returning the Overplus (if any) to the Owner or Owners of such Goods and Chattels respectively, upon Demand thereof made by him, her, or them.

LXXVIII. And be it further enacted, That every Warrant of Distress for Nonpayment of the said Rates or Assessments to be made in or for the said Districts, or either of them, or of such Composition or Compositions, under or by virtue of this Act, may be in the Words or to the Effect following; (that is to say,)

Form of
Warrant of
Distress.

‘ Surrey } To the Trustees and Collector or Collectors of the
‘ (to wit). } Rates made by the Trustees for executing an Act
‘ passed in the Tenth Year of the Reign of His Majesty
‘ King *George* the Fourth, intituled [*here insert the Title of*
‘ *this Act*], and also to all Constables, Beadles, and other
‘ Peace Officers for the Parish of *Lambeth*, and the *Lambeth*
‘ *Church* and *Waterloo* Districts in the same.

‘ WHEREAS the under-mentioned Persons, now or late Inhabitants,
‘ Householders, Landlords, Tenants, Occupiers, and Enjoyers
‘ of Lands, Houses, Shops, Warehouses, Coach Houses, Stables, Cel-
‘ lars, Wharfs, Yards, Vaults, or other Buildings, Tenements, or Here-
‘ ditaments, or Part of some Building or Tenement, within the said
‘ Districts, or one of them, were and are rated and assessed or liable
‘ to the Rate or Rates duly made for the Purpose of an Act made in
‘ the Tenth Year of the Reign of King *George* the Fourth, intituled
‘ [*here set forth the Title of this Act*]: And whereas the said Persons
‘ have refused or neglected to pay the several Sums of Money at and
‘ against their Names hereunder respectively set down, for Money due
‘ from them for or towards the Purposes of and in the said Act men-
‘ tioned;

[*Local.*]

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tioned; and the said several Sum and Sums are still remaining due or in arrear and unpaid, as appeareth upon Oath to One of His Majesty's Justices of the Peace for the said County; and the said several Persons having been summoned to appear before to answer the Premises, as also appeareth to the said Justice or Justices, upon Oath, [or Affirmation, if a Quaker,] and nor either of them, having shewn any sufficient Cause why such Sum or Sums of Money should not be paid; These are therefore in His Majesty's Name to will and require you, or either of you, forthwith to levy the said several Sums due from the said Person, and hereunto joined to and set against their Names respectively, by Distress and Sale of their respective Goods and Chattels, such Goods and Chattels being kept, before the same are sold, until the Seventh Day after such Distress shall be made, including the Day on which it shall be made and the Day of Sale, and if such Seventh Day shall happen to be Sunday, then such Sale shall be on the next or following Day, rendering to them respectively the Overplus (if any be), the reasonable Charges of such Distress, Sale, and keeping, and obtaining this Warrant, being first deducted; and if no sufficient Distress can be had or taken, that then you certify the same to me [or us], to the end such further Proceedings may be had therein as to Law doth appertain; and I [or we] do hereby strictly charge and command all and singular the Constables and others His Majesty's Peace Officers for the said County to be aiding and assisting in all Things relating to the Premises. Given under my [or our] Hand [or Hands] and Seal [or Seals], this Day of in the Year of our Lord

	Sums due.
	£ s. d.
A. B.	-
C. D.	-
E. F. the Landlord for divided Premises	-
G. H. the Landlord for Houses in Street compounded for	-
I. J. Landlord [or Receiver, &c., as the Case may be]	-
K. L. Tenant	-

How Rates may be collected from Parties removing or coming into the Districts.

LXXIX. And be it further enacted, That in case any Person shall remove out of or from or quit the Possession of any House, Shop, Building, Tenement, Hereditament, or other Premises in either of the said Districts, before any Rate or Rates, Assessment or Assessments, charged thereon respectively, shall be paid and discharged, or if any Person or Persons shall enter into the Occupation of any House, Shop, Building, Tenement, Hereditament, or other Premises in the said Parish, out of or from which any other Person or Persons shall have so removed before such Rate or Rates, Assessment or Assessments, shall have been paid and discharged, then and in every such Case the Person or Persons so removing out of or from or quitting the Possession of, and the Person or Persons entering into the Occupation of, any such House, Shop, Building, Tenement, Hereditament, or other Premises, shall be respectively subject and liable to the Payment of all such Rates and Assessments in proportion to the

the Time that such Person or Persons respectively possessed or occupied the same, in the same Manner as if the Person or Persons so removing or quitting as aforesaid had remained in the Possession or Occupation of such House, Shop, Building, Tenement, Hereditament, or other Premises, or the Person or Persons so entering into the Possession or Occupation thereof respectively had been originally rated or assessed to such Rates or Assessments, or any of them; and such Proportion shall be ascertained by the said Trustees; and in case of any Dispute respecting the Amount or Proportion thereof, the same shall be settled by any One or more of His Majesty's Justices of the Peace in and for the said County of *Surrey*.

LXXX. And whereas it may happen that many Persons liable to and who may be rated and assessed as aforesaid may, before the Payment of the Sum which may be rated on them respectively, quit and leave their Grounds, Dwelling Houses, Shops, Warehouses, Coach Houses, Stables, Cellars, Vaults, Buildings, Tenements, or Hereditaments; and remove out of the said Districts; be it therefore enacted, That when any Person or Persons who hath or have been so rated and assessed shall quit or be about to quit his, her, or their Lands, Grounds, Houses, Shops, Warehouses, Coach Houses, Stables, Cellars, Vaults, Buildings, Tenements, or Hereditaments, before he, she, or they shall have paid the Rate or Assessment to the Collector or Collectors or other Person or Persons authorized and appointed to receive the same as aforesaid, then and in every such Case it shall be lawful for the said Collector or Collectors or other Person or Persons authorized and appointed as aforesaid, or any One of them, by Warrant under the Hand and Seal or Hands and Seals of One or more of His Majesty's Justices of the Peace for the said County of *Surrey*, (which Warrant such Justice or Justices is and are hereby authorized and required to grant,) upon Oath (or Affirmation if by a Quaker) being first made by the said Collector or Collectors or other Person or Persons authorized and appointed as aforesaid, before such Justice or Justices, that he or they hath or have Cause to suspect that such Person or Persons is or are removing or hath or have removed his, her, or their Goods and Chattels; to distrain the Goods and Chattels of such Person or Persons so refusing or neglecting to pay the said Rates or Assessments, and to sell the same, rendering the Overplus, if any, after having deducted the reasonable Charges and Expences attending such Distress and Sale, to the Owner or Owners of such Goods and Chattels respectively, upon Demand thereof made.

For recovering Rates from Persons about to remove from the Districts.

LXXXI. Provided always, and be it further enacted, That it shall be lawful for the said Trustees, if they shall think fit, where no sufficient Distress can be made, to direct and cause an Action or Actions of Debt to be brought and prosecuted in any of His Majesty's Courts of Record at *Westminster* for the Recovery of any of the said Rates or Assessments, in which Action or Actions it shall be sufficient for the Plaintiff to declare that the Defendant is indebted to the said Plaintiff in such Sum of Money as the Plaintiff shall suppose to be due; and if the Plaintiff shall recover such Sum so declared for, or any

Rates may be recovered by Action at Law.

any Part thereof, he shall have full Costs, to be levied and recovered as other Monies upon Judgments are by Law levied and recovered.

Trustees
empowered
to borrow
Money upon
Credit of
the Rates.

LXXXII. And for enabling the said Trustees to execute the Purposes of this Act in the most beneficial Manner, be it further enacted, That it shall be lawful for the said Trustees, and they are hereby empowered, from Time to Time, when they shall judge it necessary, to borrow and take up at Interest any Sum or Sums of Money, not exceeding Twenty thousand Pounds, as herein-after provided, upon the Credit of the Rates or Assessments to be made by them by virtue of this Act, and by any Writing or Writings upon Vellum or Parchment, under the Hands and Seals of the said Trustees, to assign over the said Rates or Assessments, or a competent Part thereof, to such Person or Persons who shall advance or lend such Money thereupon, or his, her, or their Trustee or Trustees, as a Security or Securities for the several Sums so borrowed, with Interest for the same; and every such Mortgage or Assignment may be according to the Form following; (that is to say,)

Form of
Mortgage.

‘ BY virtue of an Act passed in the Tenth Year of the Reign of
‘ King *George* the Fourth, intituled [*here set forth the Title of*
‘ *this Act*], We, _____ being Seven of the Trustees appointed
‘ by virtue of the said Act, in consideration of the Sum of _____
‘ advanced and lent to us by *A. B.* for the Purposes of the said Act,
‘ do grant and assign unto the said *A. B.*, his Executors, Admini-
‘ strators, and Assigns, such Proportion of the Rates or Assessments
‘ arising by virtue of the said Act, as the said Sum of _____
‘ doth or shall bear to the whole Sum which is or shall be borrowed
‘ upon the Credit of the said Rates or Assessments; to be had and
‘ holden from this Day until the said Sum of _____
‘ with Interest at the Rate of _____ *per Centum per Annum*
‘ for the same, to be paid half-yearly, shall be fully repaid and
‘ satisfied. In witness whereof we have hereunto set our Hands and
‘ Seals, this _____ Day of _____ .’

For borrow-
ing Money
on Annuities
for Lives.

LXXXIII. And be it further enacted, That in case the said Trustees shall think it advisable or advantageous to raise all or any Part of the Money to be borrowed under this Act by granting Annuities for Lives instead of by Mortgage or Assignment as aforesaid, it shall be lawful for the said Trustees, and they are hereby authorized and empowered, to grant an Annuity or Annuities to any Person or Persons who shall contribute, advance, and pay into the Hands of the said Trustees any Sum or Sums of Money, as to the said Trustees shall seem right and proper, for the absolute Purchase of any Annuity or Annuities to be paid and payable during the natural Life or Lives of such Person or Persons as shall be nominated at the Time of Payment of such Contribution or Purchase Money; and the Expence of every such Grant shall be defrayed by the said Trustees; and the Grant of every such Annuity shall be in the Words or to the Effect following; (that is to say,)

‘ WE

WE Seven of the Trustees acting in pursuance of an Act passed in the Tenth Year of the Reign of His Majesty King *George* the Fourth, intituled [*here set forth the Title of this Act*], in consideration of the Sum of _____ paid by _____ to the Treasurer appointed in pursuance of the said Act (the Payment whereof is hereby acknowledged), do hereby grant unto the said _____ an Annuity or yearly Sum of _____ to be paid out of the Rates to be raised, levied, and collected by virtue of the said Act, or to be payable out of and charged upon all that [*here describe the Messuages, Lands, Hereditaments, or other Property to be charged*], which Annuity or yearly Sum of _____ shall be paid to the said _____ or his [*or her*] Assigns, during the Term of his [*or her*] Life [*as the Case may be*], to the said _____ his [*or her*] Executors, Administrators, or Assigns, during the Life of _____ or during the Lives of _____ and the Life of the Survivor, upon the _____ Day of _____ the _____ Day of _____ the _____ Day of _____ in every Year during the Life or Lives of him, her, or them the said _____ at the _____ the first quarterly Payment thereof to be made upon the _____ Day of _____ next ensuing the Date hereof. In witness whereof we the said Trustees have hereunto set our Hands and Seals, the _____ Day of _____ in the Year _____ of our Lord _____.

Form of Grant of Annuity.

And every such Grant of Annuity shall be good, valid, and effectual in the Law; and every Annuity so to be granted as aforesaid shall be and is hereby charged upon, and shall be payable and paid by the Treasurer to the said Trustees or any other Person or Persons in that Behalf out of, the Rates or Assessments or other Property charged therewith, according to the Grant of such Annuity: Provided always, that nothing herein contained shall be deemed, construed, or taken to extend to make the Trustees who shall sign, execute, or give any of the Assignments, Bonds, or other Securities hereby authorized or directed to be given, personally, or their respective Estates, Lands, or Tenements, Goods and Chattels, liable to the Payment of any of the Monies to be borrowed or secured or Annuities so to be granted in pursuance of this Act, by reason of their giving or executing any such Assignments, Bonds, or other Securities as aforesaid: Provided nevertheless, that before any such Money shall be borrowed or raised by the said Trustees for the Purposes of this Act, Fourteen Days Notice at the least shall be given in some Newspaper published in *London* or *Westminster* or the said County of *Surrey*, signifying the Intention of borrowing or raising such Money.

Trustees not to be personally liable.

LXXXIV. Provided always, and be it further enacted, That the better to enable the Trustees to pay the Money borrowed by Mortgage of the said Rates in manner aforesaid, it shall be lawful for them at any Time or Times, until the Sum so borrowed and all Interest due thereon shall be fully paid and satisfied, and no longer, as any such Annuitant or Annuitants or Nominee shall die, to permit any Person

If Annuitants die, any Person may purchase other Annuities till Mortgage Money is paid off.

[Local.]

37 N

Person

Person or Persons to purchase of them the said Trustees One or more Annuity or Annuities in the Room of such Annuitant or Annuitants or Nominee so dying, upon the Life of such Person or Persons, upon such Terms and Conditions and payable in such Manner as above mentioned, so that the Sum or Sums to be contributed for the Purchase of any Annuity or Annuities to be granted by virtue of this Act shall at no Time exceed the Sum of Twenty thousand Pounds.

Annuities to be charged upon the Rates.

LXXXV. And be it further enacted, That all and every such Annuity or Annuities shall be and are hereby charged upon, and shall be paid and payable from Time to Time out of, the Monies arising by the Rates and Assessments made and levied by the said Trustees by virtue of this Act; and all and every the Contributor and Contributors duly paying the Consideration or Purchase Money as aforesaid for any such Annuity or Annuities, his, her, or their respective Executors, Administrators, and Assigns, shall have, receive, and enjoy, and be entitled by virtue of this Act to have, receive, and enjoy, the respective Annuity or Annuities so to be purchased out of the said Rates or Assessments for the Payment thereof as aforesaid, during the Term of the natural Life of the Person to be nominated by such Purchaser or Contributor as before mentioned; and all and every such Purchaser or Purchasers, and their Executors, Administrators, and Assigns, shall have good, sure, absolute, and indefeasible Estates and Interests in the Annuity or Annuities so by him, her, or them respectively to be purchased, according to the Tenor and true Meaning of this Act; and every Contributor for the Purchase of any such Annuity or Annuities, his, her, or their Assigns, upon Payment of the Consideration or Purchase Money, shall have a Receipt or Receipts for the same, and also an Order on Parchment for the Payment of the said Annuity or Annuities for and during the natural Life of the Person who shall be so nominated as aforesaid, by quarterly Payments, which Order shall be signed by the said Trustees, and, after signing thereof, the same shall be firm, valid, and of good Effect in the Law, according to the true Purport and Meaning of this Act.

Clerk to enter all Securities for Money borrowed on Annuities.

LXXXVI. And be it further enacted, That the Trustees shall cause to be entered, in a Book or Books to be for that Purpose provided and kept, all Securities for Money borrowed or Annuities granted by virtue or in pursuance of this Act, and all Assignments or Transfers thereof, expressing in Words at Length the Names, Surnames, Additions, Places of Abode, and other Description of all such Persons as shall from Time to Time be entitled to such Securities, and also the Name, Surname, Addition, Place of Abode, and other Description of every Person for whose Life any Annuity shall be granted by virtue of this Act, and the Days whereon the said Annuity shall be payable; to which Book and Books the Person and Persons entitled to and possessed of such Annuity, and all and every the Person or Persons liable to the Payment of the said Rates and Assessments so to be made by the said Trustees, shall at all seasonable Times have Access, with free Liberty to inspect the same, without Fee or Reward.

LXXXVII. And

LXXXVII. And be it further enacted, That it shall be lawful for any Person or Persons entitled to any of the Securities aforesaid; and his, her, or their Executors, Administrators, or Assigns, at any Time or Times, by Writing under his, her, or their Hand or Hands respectively, to assign or transfer such Securities, by Indorsement on the Back thereof, to any Person or Persons whomsoever, and so *toties quoties*; and such Assignment or Transfer, after they shall respectively be entered by the Clerk to the said Trustees in manner aforesaid, (which he is hereby required to do without Fee or Reward,) shall entitle the Person or Persons to whom they shall be respectively made, and his, her, or their respective Executors, Administrators, and Assigns, to the Benefit of the Security or Securities so assigned as aforesaid; which Transfer may be made according to the Form or to the Effect following; (that is to say,)

Securities may be transferred.

‘ I *A. B.* do hereby assign the within Mortgage, [*or* Grant of the within mentioned Annuity,] and all my Right and Title in and to the Principal Money and Interest or Annuity, and all Arrears now due thereon and thereby secured, unto *C. D.*, his Executors, Administrators, and Assigns. Dated this Day of

Form of Transfer of Security.

LXXXVIII. And for preventing any improvident Grants of Annuities under this Act, be it further enacted, That the Amount of every Annuity to be granted by virtue of this Act shall be regulated according to the Price of Three Pounds *per Centum* Consolidated Bank Annuities at the Time of granting the same, in the Manner and at a Rate not exceeding by more than One Fifth the Rate prescribed by any Act or Acts of Parliament now in force for enabling the Commissioners for the Reduction of the National Debt to grant Life Annuities.

Restriction as to granting of Annuities.

LXXXIX. And be it further enacted, That all Monies raised or collected by the said Trustees, or by their Order, under and by virtue of this Act, for the Purpose of cleansing, watching, lighting, and otherwise improving the said several Roads, Streets, Lanes, and other public Passages and Places within the said Districts, and for other Purposes incidental and relating thereto, shall be and the same are hereby vested in the said Trustees, and shall be by them applied for the Purposes last aforesaid, and to and for no other Use and Purpose whatsoever.

Rates vested in Trustees.

XC. And be it further enacted, That all the Money to arise by the said Rates, Assessments, and other Monies hereby granted, or to be levied or received by virtue of this Act, and which may be borrowed on the Credit thereof, shall be paid to the Treasurer to the said Trustees, or to such other Person or Persons as they shall appoint, and shall be applied and disposed of, after paying and defraying the Charges and Expences which shall be incident to and attending the obtaining and passing of this Act, in the next place in paying and discharging the Interest of the Monies which shall be borrowed and the Annuities which shall be granted under this Act, and then from Time

Application of Money.

Time to Time to defray the Charges and Expences of watching, cleansing, lighting, regulating, and improving the Roads, Streets, Lanes, and other public Passages and Places within the Limits of this Act, and in defraying and paying all Expences which the said Trustees and other Officers shall necessarily sustain or be put unto in carrying this Act into execution, or in prosecuting or defending any Prosecutions, Actions, or Suits in any Manner relative to the Execution of this Act, or of any thing to be done under or by virtue thereof, and for such other Uses and Purposes as are herein expressed; and the Residue of all such Monies shall be paid and applied in reducing, paying off, and discharging all such Principal Sums as shall be borrowed as aforesaid.

Power to borrow Money at a lower Interest to discharge Securities at a higher.

XCI. And be it further enacted, That in case the said Trustees can at any Time borrow or take up any Sum or Sums of Money at a lower Rate of Interest than the Mortgages, Assignments, or Securities which shall be then in force shall bear, it shall be lawful for the said Trustees from Time to Time to charge the said Rates or Assessments, in manner aforesaid, with such Sum or Sums of Money as they shall think fit and proper, and the Interest thereof at such lower Rate aforesaid, and to pay off and discharge the Mortgages, Assignments, and Securities bearing a higher Rate of Interest.

Composition for Statute Work.

XCII. And be it further enacted, That for the more speedy liquidating the Money due on Mortgage or other Securities advanced upon the Credit of the Tolls taken upon the Roads comprised in the said recited Act of the Third Year of the Reign of His said present Majesty, the Inhabitants of the said Parish of *Lambeth* shall, so far as by the Laws in force they are respectively liable thereto, henceforth, during such Time as the said recited Act shall continue, do their Proportions of Statute Work upon the said Turnpike Roads within the said Parish by Payment of their respective Proportions of the Composition for such Statute Work, in manner provided by the several Acts for repairing the public Highways, and by the several General Acts for repairing Turnpike Roads in *England*, and such Compositions shall be raised and levied by the Surveyors of the Highways of the said Parish in manner directed by the several Laws for repairing Highways in *England*; and the same, when so collected, shall be by such Surveyors paid to the Trustees for executing the said first-recited Act, or to their Treasurer or other Person authorized by them to receive the same, on or before the Twentieth Day of *September* in each Year, the first Payment thereof to commence on the Twentieth Day of *September* One thousand eight hundred and thirty; and such Money, when so paid to the Trustees of the said Roads, or to their Treasurer, shall be by the said Trustees applied in discharge of the Money due on Mortgage or other Securities aforesaid, and for no other Use or Purpose whatsoever; and the Power of the Justices of the Peace at their Special Sessions to dispense with Statute Duty from the said Turnpike Roads shall, as to the said Parish, henceforth cease and determine.

XCIII. And

XCIII. And be it further enacted, That it shall be lawful for any of the said Trustees, or for any of their Surveyors, Collectors, or other Officers, and such Person or Persons as they or any of them shall call to their Assistance, without any Warrant or other Authority than this Act, to seize and detain any Person or Persons (being unknown to such Trustees, Surveyors, Collectors, or Officers,) who shall commit any Offence or Offences against this Act, and to deliver him, her, or them into the Custody of any Peace Officer, in order to be secured and conveyed before any Justice or Justices of the Peace for the said County of *Surrey*; and such Justice and Justices is and are hereby required to proceed and act with respect to such Offender or Offenders according to the Provisions of this Act.

For securing transient Offenders.

XCIV. And be it further enacted, That where any Damages or Charges are directed or authorized to be paid or recovered in addition to any Penalty or Penalties for any Offence or Offences in this Act mentioned, the Amount of such Damages or Charges, in case of Dispute respecting the same, shall be settled and determined by the Justice or Justices of the Peace by or before whom any Offender shall be convicted of any such Offence or Offences, who is hereby authorized and required on Nonpayment thereof to levy such Damages or Charges by Distress and Sale of the Offender's Goods and Chattels in manner by this Act directed for the levying of any Penalties or Forfeitures.

Damages and Charges, in Cases of Dispute, to be settled by Justices.

XCV. And be it further enacted, That in all Cases wherein any Penalty or Forfeiture hereby imposed is made recoverable by Information before a Justice of the Peace, it shall be lawful for any Justice of the Peace to whom Complaint shall be made of any Offence against this Act to summon the Party complained against, and any Witness or Witnesses the said Justice may think proper, before him, and on such Summons to hear and determine the Matter of such Complaint, and on Proof of the Offence to convict the Offender whether he be present or absent, and to adjudge him to pay the Penalty or Forfeiture incurred, and to proceed to recover the same, although no Information in Writing shall have been exhibited or taken by or before such Justice; and all such Proceedings by Summons without Information shall be as good, valid, and effectual, to all Intents and Purposes, as if an Information in Writing was exhibited.

Justices may proceed by Summons in the Recovery of Penalties.

XCVI. And be it further enacted, That all Offences whatsoever which by virtue or under the Authority of this Act, or by or under any Rule, Regulation, or Order to be made in pursuance or by the Authority of this Act, are or shall be subject to or punishable with any pecuniary Penalties, Fines, or Forfeitures, for the Recovery of which no express Provision is herein-before made, shall and may in every Case be heard, adjudged, and determined by or before any One or more Justice or Justices of the Peace for the said County of *Surrey*, in a summary Way, upon Information or Complaint made, whether the same shall be in Writing or not (and which shall in every Case be made within Three Calendar Months at farthest next after the committing

Recovery and Application of Penalties.

mitting of such Offences respectively, and not afterwards); and upon any such Information or Complaint as aforesaid the said Justice or Justices shall summon the Party or Parties accused, and such Witness or Witnesses as may by such Justice or Justices be thought proper or necessary, and examine into the Matter thereof; and if upon the Confession of the Party or Parties accused, or on the Oath of any One or more credible Witness or Witnesses, (whether the Party or Parties accused be present or absent,) the Party or Parties accused shall be convicted of having committed such Offence or Offences, then and in every such Case the Penalty or Penalties, Fine or Fines, Forfeiture or Forfeitures, hereby made payable in respect of such Offence or Offences, together with the Costs of Conviction, to be ascertained by such Justice or Justices, shall be forthwith paid by the Party or Parties so convicted as aforesaid; and in case such Party or Parties so convicted shall refuse or neglect to pay the same forthwith, then (except in Cases otherwise provided by this Act) the same shall and may, by Warrant or Warrants under the Hand and Seal or Hands and Seals of any such Justice or Justices, (which he and they is and are hereby empowered and required to grant,) be levied and recovered, together with the Costs of Conviction and Recovery thereof, to be ascertained by such Justice or Justices, by Distress and Sale of the Goods and Chattels of such Offender or Offenders, rendering the Overplus of the Money arising by such Sale (if any), upon Demand, to the Party or Parties whose Goods and Chattels shall be distrained; one Moiety of which Penalties, not herein directed to be otherwise applied, shall be paid to the Informer, and the other Moiety shall be paid to the Treasurer to the said Trustees, to be applied to the Purposes of this Act; and it shall be lawful for the said Justice or Justices to order the Offender or Offenders so convicted to be detained in safe Custody until Return can be conveniently made to such Warrant or Warrants of Distress, unless the said Offender or Offenders shall give sufficient Security to the Satisfaction of such Justice or Justices for his, her, or their Appearance before the said Justice or Justices on such Day or Days as shall be appointed for the Return of such Warrant or Warrants of Distress, such Day or Days not being more than Five Days from the taking any such Security, and which Security the said Justice or Justices is and are hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant or Warrants it shall appear that no sufficient Distress can be had whereupon to levy the said Penalty or Penalties, Fine or Fines, Forfeiture or Forfeitures, and such Costs as aforesaid, and the same shall not be forthwith paid, or in case it shall appear to such Justice or Justices, either upon the Confession of the Offender or Offenders, or otherwise, that the Offender or Offenders hath or have not sufficient Goods or Chattels whereon such Penalty or Penalties, Fine or Fines, Forfeiture or Forfeitures, and such Costs as aforesaid, can be levied were such Distress or Warrant issued, such Justice or Justices shall not be required to issue the same; and thereupon it shall be lawful for the said Justice or Justices, and he and they is and are hereby required and empowered, by Warrant or Warrants under his Hand and Seal or their Hands and Seals, to commit such Offender or Offenders to the Common Gaol or House of Correction

tion for the said County of *Surrey*, there to remain without Bail or Mainprize for any Term not exceeding Three Calendar Months, or unless such Offender or Offenders shall have sooner fully paid such Penalty or Penalties, Fine or Fines, Forfeiture or Forfeitures, and all Costs attending such Proceedings as aforesaid, to be ascertained by such Justice or Justices, or shall otherwise be discharged by due Course of Law.

XCVII. And be it further enacted, That if any Person shall be summoned as a Witness to give Evidence before any Justice or Jus-
tices of the Peace, touching any Matter contained in any Information or Complaint for any Offence against this Act, either on behalf of the Prosecution or on behalf of the Person or Persons accused, and shall refuse or neglect to appear at the Time and Place to be for that Purpose appointed, after having been paid or tendered a reasonable Sum of Money for his or her Costs and Expences if residing above Three Miles from the Place at which he or she is required to attend, without a satisfactory Excuse being given for such Nonappearance, or appearing shall refuse to be examined upon Oath or Affirmation or to give Evidence touching the Matter in question before such Justice or Justices, 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, to be recovered as herein-before mentioned.

For compelling the Attendance of Witnesses.

XCVIII. And be it further enacted, That in all Cases where any Person or Persons shall be convicted of any Offence against this Act, or any Matter in pursuance thereof, the Conviction shall be in the Words or to the Effect following; (that is to say,)

Form of Conviction.

‘ *Surrey* } BE it remembered, That on the
‘ (to wit). } Day of _____ in the Year of our Lord
‘ _____ *A. B.* is convicted before me, [*or us,*]
‘ One [*or Two*] of His Majesty’s Justices of the Peace for the County
‘ of *Surrey*, by virtue of an Act passed in the Tenth Year of the
‘ Reign of King *George* the Fourth, intituled [*here insert the Title*
‘ *of this Act,*] for that the said *A. B.* did on the
‘ Day of _____ in the Year of our Lord
‘ [*here state the Offence*], by reason whereof I [*or we*] do hereby
‘ adjudge the said *A. B.* to have forfeited [*if the Offender is to be*
‘ *fined*] the Sum of [*insert the Penalty*], together with the Sum of
‘ _____ for Costs and Charges [*if any given*]:
‘ [*or if to be imprisoned, then*] do adjudge the said *A. B.* to be com-
‘ mitted to the [*naming the Gaol*] for the Space of [*insert the Time*;
‘ *and if the Commitment be for Nonpayment of the Penalty then add*]
‘ unless the said Sum of _____ shall be sooner paid.
‘ Given under my [*or our*] Hand and Seal [*or Hands and Seals*] the
‘ Day and Year first above written.’

XCIX. Provided always, and be it further enacted, That it shall be lawful for the said Justice or Justices of the Peace from Time to Time, where he or they shall see Cause, to mitigate or lessen any of the

Penalties may be mitigated.

the Forfeitures incurred by Penalties inflicted as aforesaid, as he or they shall in their Discretion think fit; and every such Mitigation shall be a sufficient Discharge to the Person or Persons so offending respectively for so much of the said Penalties or Forfeitures as shall be so mitigated, lessened, or remitted.

Inhabitants
allowed to
give Evi-
dence.

C. And be it further enacted, That in all Actions, Prosecutions, Informations, Appeals, Causes, and Proceedings whatsoever relating to or concerning the Execution of this Act, or in which the said Districts, or the Inhabitants thereof, shall be a Party or Parties, no Inhabitant of either of the said Districts shall be deemed an incompetent Witness on account of his, her, or their being charged with or liable to pay or having paid any Rate or Assessment made under or by virtue of this Act.

Distress not
unlawful for
Want of
Form.

CI. And be it further enacted, That where any Distress shall be made for any Sum or Sums of Money justly due for any of the Purposes 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, for or on account of any Defect or Want of Form in the Warrant of or for the Appointment of such Collector or Collectors, or in the Rate or Assessment, or in the Summons, Conviction, Warrant of Distress, or other Proceedings relating thereto, nor shall the Party or Parties distraining 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 Party or Parties aggrieved by such Irregularity shall and may recover full Satisfaction for the special Damages he, she, or they shall have sustained thereby, and no more, in any Action of Trespass or on the Case (at the Election of the Plaintiff or Plaintiffs): Provided always, that no Plaintiff or Plaintiffs shall recover in any such Action for any Irregularity, or for any Trespass or other wrongful Proceeding, unless Notice in Writing shall be given to the Defendant or Defendants, Fourteen Days before any such Action shall be commenced, of such intended Action, signed by the Attorney for the Plaintiff or Plaintiffs, specifying the Cause of such Action; nor shall the Plaintiff or Plaintiffs recover in such Action if Tender of sufficient Amends hath been made to him, her, or them, or his, her, or their Attorney, by or on behalf of the Defendant or Defendants, before such Action brought; and in case no such Tender shall have been made, it shall be lawful for the Defendant or Defendants in any such Action, by Leave of the Court, after such Action shall have been brought, at any Time before Issue joined, to pay into Court such Sum of Money as he or they shall think fit, whereupon such Proceedings, Order, and Judgment shall be made and given in and by such Court as in other Actions where the Defendant is allowed to pay Money into Court.

Plaintiff not
to recover
unless Notice
given, nor
after Tender
of Amends.

Appeal.

CII. Provided always, and be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Rate or Rates, Assessment or Assessments, made by virtue of this Act, or by any Rule, Order, or Regulation, Judgment or Determination of the said Trustees, or by any other Matter or Thing done

done or directed to be done or committed by the said Trustees under or in pursuance or execution of this Act, such Person or Persons may appeal to the said Trustees at any Meeting or Meetings to be holden by them within Three Calendar Months next after the Cause of Complaint shall have arisen, such Appellant or Appellants first giving or causing to be given Ten Days Notice at the least in Writing of his, her, or their Intention to bring such Appeal, and the Matter thereof, to the Clerk for the Time being of the said Trustees; and the said Trustees are hereby authorized and empowered (if they shall think such Person or Persons aggrieved) to give such Relief in the Premises as to them shall seem necessary; and in case any such Person or Persons shall not be satisfied with the Determination of the said Trustees, or in case no Judgment or Determination shall be given within Two Calendar Months next after Notice of the Complaint to them respectively given, or if any Person or Persons shall think himself, herself, or themselves aggrieved by reason of any Judgment, Order, or Determination of any Justice or Justices of the Peace acting in the Execution of this Act, then and in every such Case he, she, or they may appeal to some General or Quarter Sessions of the Peace to be holden for the said County within Six Calendar Months next after such Determination of the said Trustees, or after the Cause of Complaint shall have arisen, such Appellant or Appellants first giving or causing to be given Ten Days Notice at the least in Writing of his, her, or their Intention to bring such Appeal, and the Matter thereof, to the Party or Parties, Person or Persons, whose Act or Acts is or are appealed against, as follows, (that is to say,) to the said Trustees for the Time being, in case such Appeal shall be against the Act or Acts of the said Trustees, and to the Justice or Justices of the Peace in case such Appeal shall be against his or their Act or Acts, and within Two Days after such Notice entering into a Recognizance in the Sum of Twenty Pounds, before some Justice of the Peace of the same County, conditioned for prosecuting such Appeal, and to abide the Order thereon, and to pay such Costs as shall be awarded by the Justices at such General or Quarter Sessions; and the said Justices at such General or Quarter Sessions, upon the Proof of such Notice given as aforesaid, and of the entering into such Recognizance, shall hear and determine the Causes and Matters of such Appeal in a summary Way, and award such Costs to the Parties appealing or appealed against as the said Justices shall think proper; and the said Justices may, if they see Cause, mitigate any Fine, Penalty, or Forfeiture, and may order any Money to be returned which shall be levied in pursuance of such Rule, Order, Regulation, Judgment, or Determination; and the Determination of such Justices at their General or Quarter Sessions shall be final and conclusive: Provided also, that upon the Appellant's giving or causing Notice to be given to the Clerk of the said Trustees of his Intention to appeal against any Act or Acts of the said Trustees, the said Clerk shall, within Seven Days then next following, deposit with the Clerk of the Peace for the said County of *Surrey* a true and perfect Copy of the Rule, Order, Regulation, Judgment, or Determination of the said Trustees so appealed against, which shall be Evidence of such Rule,
[*Local.*] 37 P Order,

Order, or Regulation, Judgment or Determination, without further Proof.

On Appeal from Rate, Quarter Sessions may amend it without quashing it, or, if necessary, may quash the Rate.

CIII. And be it further enacted, That upon all Appeals from any Rate or Assessment made in pursuance of this Act, the Court of General or Quarter Sessions of the Peace shall and such Court is hereby authorized and required (in all Cases where they shall see just Cause to give Relief) to amend such Rate or Assessment, either by inserting therein or striking out the Name or Names of any Person or Persons, or by altering the Sum or Sums therein charged on any Person or Persons, or in any other Manner which the said Court shall think necessary for giving such Relief, and without quashing or wholly setting aside such Rate or Assessment: Provided always, that if the said Court shall be of opinion that it is necessary, for the Purpose of giving Relief to the Person or Persons appealing, that the Rate or Assessment should be wholly quashed, then the said Court may quash the same, and order a new one to be made.

Declaring what shall be a good Service of Notice on the Trustees.

CIV. And be it further enacted, That in all Cases where it may be necessary or requisite for any Summons or Summonses, Notice or Notices, or any Writ or Writs, or other Proceeding or Proceedings at Law or in Equity, to be served upon the said Trustees, Service thereof respectively upon the Treasurer or Clerk of the said Trustees, or left at his last or usual Place of Abode, or leaving the same or a Copy or Copies thereof at the principal Office of the said Trustees, or with any Agent or Officer of the said Trustees, or left at his last or usual Place of Abode, shall be deemed good and sufficient Service of the same respectively on the said Trustees.

Proceedings not to be quashed or removed by Certiorari.

CV. And be it further enacted, That no Rate or Rates, Assessment or Assessments, Order, Verdict, Judgment, Conviction, or other Proceedings to be had and made touching or concerning any of the Matters aforesaid, or touching or concerning any Offence against this Act, shall be quashed or vacated for Want of Form only, or be removed or removable by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster* (any Law or Statute to the contrary thereof in anywise notwithstanding).

Limitation of Actions.

CVI. And be it further enacted, That no Action or Suit shall be commenced against any Person or Persons for any thing done in pursuance of this Act, unless One Calendar Month's previous Notice thereof, signed by the intended Plaintiff or Plaintiffs, Prosecutor or Prosecutors, shall be given in Writing to the Party or Parties against whom such Action or Suit shall or may be brought, nor after sufficient Satisfaction or Tender of Amends hath been made to the Party or Parties aggrieved, nor in any Case after Three Calendar Months next after the Fact committed for which such Action or Suit shall be so brought; and every such Action or Suit shall be brought, laid, and tried in the County of *Surrey*, and not in any other County or Place; and the Defendant or Defendants in such Action or Suit, and every of them, may plead the General Issue, and give this Act and the

the special Matter in Evidence at any Trial or Trials which shall be had thereupon, and that the Matter or Thing for which such Action or Suit shall be so brought was done in pursuance and by the Authority of this Act; and if such Matter or Thing shall appear to have been so done, or if it shall appear that such Action or Suit was brought before One Calendar Month's previous Notice thereof given as aforesaid, or that sufficient Satisfaction or Tender of Amends was made or tendered as aforesaid, or if any such Action or Suit shall not be commenced within the Time before for that Purpose limited, or shall be laid in any other County or Place than as aforesaid, then the Jury or Juries shall find for the Defendant or Defendants therein; and if a Verdict shall be found for such Defendant or Defendants, or if the Plaintiff or Plaintiffs, Prosecutor or Prosecutors, in such Action or Suit shall become nonsuited, or suffer a Discontinuance of such Action or Suit, or if upon any Demurrer or Demurrers in such Action or Suit Judgment shall be given for the Defendant or Defendants therein, then and in every or any of the Cases aforesaid such Defendant or Defendants shall have his, her, or their Costs as between Attorney and Client, and shall have such Remedy for recovering the same as any Defendant or Defendants may have for his, her, or their Costs of Suit in any other Cases by Law.

CVII. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be deemed or construed to extend, to prejudice or diminish, alter, abridge, or take away any of the Rights, Powers, or Authorities vested in the Commissioners of Sewers for the Limits extending from *East Mouldsey* in the County of *Surrey* to *Ravensbourne* in the County of *Kent*; but all the Rights, Powers, and Authorities vested in them shall be as good, valid, and effectual as if this Act had not been passed.

Saving the Rights of the Commissioners of Sewers.

CVIII. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be deemed, construed, or taken to extend to, or to put or place under the Jurisdiction of the Trustees by this Act appointed or hereafter to be appointed, any Part of *Westminster Bridge*, or such Part of the Road adjoining to the Abutments thereof on the *Surrey* Side as is by an Act passed in the Fifth Year of the Reign of His late Majesty King George the Third, intituled *An Act to enlarge the Powers of and 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 Act mentioned, and for extending the Provisions of the said Acts to the Surrey Side of Westminster Bridge, and for enlarging the Powers of the said Acts with respect to Squares*, placed under the Jurisdiction of the Commissioners therein mentioned; the Road called *Upper and Lower Kennington Lane*, leading from the *Plough and Harrow* Public House to a certain Messuage or Tenement situate and being at the West End of *Lower Kennington Lane* aforesaid, and next adjoining or contiguous to *Chester Place*, and numbered 33 in the said Lane, now in the

Protecting Rights of Trustees of Westminster Bridge and Wandsworth Road lighting and watching.
5 G. 3. c. 50.

the Tenure or Occupation of *Richard Aysh* Grocer and Shopkeeper, and from thence in a South-westerly Direction across the High Road to the East Side of a certain other Messuage or Tenement and Premises, on the opposite or North-west Side of such High Road, called *Park Place*, now in the Tenure or Occupation of *Thomas Mumford* Livery Stable Keeper, and from thence towards and along *Upper Kennington Lane* to *Vauxhall Bridge*, or any Part of the said Parish of *Lambeth* South of that Line of Road; or to authorize, permit, or suffer the said Trustees to rate, assess, charge, or make liable the Commissioners of *Westminster Bridge* aforesaid, or the several Owners, Proprietors, Landlords, Lessors, or Lessees, or any Person or Persons whomsoever who do or shall inhabit, hold, use, occupy, possess, or enjoy the said Two several Messuages or Tenements and Premises, or any other Land, Ground, House, Shop, Warehouse, Coach-house, Stable, Cellar, Vault, Building, Tenement, or Hereditament in the before-mentioned Part of the said Road adjoining the Abutments of *Westminster Bridge* on the *Surrey* Side, or the said Lane, or that Part of *Princes Street* leading into the said Lane as is South of *New Street*, or of the Road leading from the said Lane to *Vauxhall Bridge*, called *Bridge Street*, or the Southern Part of the said Parish respectively, or any of their Goods, Chattels, Lands, Tenements, Estates, or Effects, with the Payment of any Rate or Assessment whatsoever to be imposed, levied, or made under or by virtue of this Act, for the cleansing, watching, lighting, and improving the several Roads, Streets, Squares, Lanes, Passages, and Places under the Jurisdiction of the said Trustees, and by this Act authorized to be cleansed, lighted, watched, and improved, for or in respect of *Westminster Bridge* aforesaid, or their said respective Premises situated in the before-mentioned Part of the said Road adjoining the Abutments of *Westminster Bridge* on the *Surrey* Side, or in *Bridge Street*, *Vauxhall*, and such Part of *Princes Street* as aforesaid, and the said Lane, or other Part of the said Parish South of that Line of Road as aforesaid; nor shall this Act or any thing herein contained extend, or be deemed, construed, or taken to extend, to interfere with or derogate from, alter, or diminish the Powers and Provisions of an Act passed in the Fifty-second Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for lighting and watching the Road leading from Newington Butts to the Nag's Head on the Wandsworth Road, and several other Roads and Places communicating therewith, situate in the Parishes of Saint Mary Lambeth, Clapham, and Battersea, in the County of Surrey*, further or other than the Power to light and watch any of the Roads, Streets, Lanes, Courts, Alleys, and other public Passages and Places, or Parts thereof, within the said *Lambeth* and *Waterloo Church* Districts, by this Act placed under the Jurisdiction of the Trustees thereof, which Power shall from and after the Twenty-ninth Day of *July* next cease and determine: Provided also, that nothing in this Act contained shall extend, or be deemed or construed to extend, to charge the Inhabitants of Houses and Premises on either Side of the aforesaid Roads leading from the North End of the Archway near the South End of *Waterloo Bridge* aforesaid to the said Circle or Area in *Saint George's Fields*, also from the last-mentioned Road at or near the *Coburg Theatre* to the North End of *Oakley Street*,

52 G. 3. c. 112.

Inhabitants
of certain
Roads not to
be rated till
29th Day of
July 1832.

Street, and from the *Broadwall* at the West End of *Stamford Street* to the *Westminster Bridge Road* aforesaid, now known by the Names of *Upper Stamford Street* and *York Road*, with the Payment of any Rate or Assessment to be made by virtue of this Act before the Twenty-ninth Day of *July* One thousand eight hundred and thirty-two.

CIX. And be it further enacted, That nothing in this Act contained shall extend, or be deemed, construed, or taken to extend, to repeal, abridge, lessen, or in any Manner interfere with the Rights, Powers, Authorities, or Provisions contained or granted in or by the said Act of Parliament passed in the Third Year of the Reign of His present Majesty, intituled *An Act for more effectually amending certain Roads in the several Parishes of Lambeth, Newington, Saint George Southwark, Bermondsey, and Christchurch, in the County of Surrey, and for watching, lighting, and otherwise improving the said Roads*; but that the said last-mentioned Act, and all and every the said Rights, Powers, Authorities, and Provisions, shall be and remain in as full Force and Effect, to all Intents, Constructions, and Purposes, as if this Act had not been made.

Saving the Rights of the Trustees of the Surrey New Roads.

3 G. 4. c. 112.

CX. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be deemed, construed, or taken to extend, to repeal, abridge, lessen, or in any Manner interfere with the Rights, Powers, Authorities, or Provisions contained or granted in or by an Act of Parliament passed in the Ninth Year of the Reign of His present Majesty, intituled *An Act for more effectually amending the Road leading from the Stones End in Blackman Street, in the Borough of Southwark in the County of Surrey, to Highgate in the County of Sussex, and several other Roads therein mentioned, and for other Purposes relating thereto*; but that the said Act, and all and every the said Rights, Powers, Authorities, and Provisions, shall be and remain in as full Force and Effect, to all Intents, Constructions, and Purposes, as if this Act had not been made.

Saving the Rights of the Trustees of the Surrey and Sussex Roads.

9 G. 4. c. 120.

CXI. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to defeat, alter, abridge, obstruct, or in any Manner interfere with or prejudice the Rights, Powers, Authorities, and Provisions granted or made by or under an Act passed in the Fifth Year of the Reign of His present Majesty King *George* the Fourth, intituled *An Act to establish an additional Company for more effectually lighting with Gas certain Places within the Borough of Southwark, and certain other Parishes and Places in the Counties of Surrey and Kent*; but that all and every the Rights, Powers, Authorities, and Provisions of or under the said Act shall remain, continue, and be in as full Force and Effect, to all Intents and Purposes, as if this Act had not been made.

Saving the Rights of the Phoenix Gas Light and Coke Company.

5 G. 4. c. 78.

CXII. And be it further enacted, That all the Costs, Charges, and Expences attending the obtaining and passing this Act, and in any Manner incidental thereto, shall be paid by the said Trustees by and out of the first Monies hereby authorized to be raised by them.

Costs of Act how to be paid.

Public Act.

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

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