



ANNO DECIMO

# GEORGII IV. REGIS.

\*\*\*\*\*

## Cap. lvii.

An Act for more effectually repairing and improving the Roads leading from *Tunbridge Wells* in the County of *Kent* to *Swiftsden*, and from *Frant* to *Possingworth Great Wood* in the County of *Sussex*, and a certain Piece of Road communicating with the said Roads. [14th May 1829.]

**W**HEREAS an Act was passed in the Seventh Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for repairing the Roads from Tunbridge Wells in the County of Kent to Swiftsden in the Parish of Etchingham, and from Frant to Possingworth Great Wood adjoining to the Turnpike Road there leading to Blackboys in the County of Sussex*: And whereas an Act was passed in the Twelfth Year of the Reign of His said late Majesty, intituled *An Act to continue, amend, and render more effectual an Act passed in the Seventh Year of the Reign of His present Majesty, for repairing the Roads from Tunbridge Wells in the County of Kent to Swiftsden in the Parish of Etchingham, and from Frant to Possingworth Great Wood adjoining to the Turnpike Road there leading to Blackboys in the County of Sussex*: And whereas an Act was passed in the Forty-eighth Year of the Reign of His said late Majesty, intituled *An Act for continuing the Term and altering and enlarging the Powers of Two Acts of His present Majesty, for repairing the Roads from Tunbridge Wells in the County of Kent to Swiftsden, and from Frant to Possingworth Great Wood; and for amending a certain* 7 G. 3. c. 84.  
12 G. 3. c. 92.  
48 G. 3. c. 68.

[Local.] 16 T Piece



Recited Acts  
repealed.

*Piece of Road communicating with the said Roads*: And whereas the Trustees for executing the said Three several Acts have proceeded to put the same in execution, and have borrowed considerable Sums of Money on the Credit of the Tolls thereby authorized to be taken on the Roads therein mentioned, which Money still remains due and owing, with a considerable Arrear of Interest, and the same cannot be paid off, nor can the said Roads be effectually amended, widened, altered, improved, and kept in repair, unless the Term granted and continued by the said recited Acts be further continued; and it is expedient that the said Acts should be repealed, and further, better, and more effectual Powers made and granted for repairing, maintaining, and otherwise improving the said Roads; but the same cannot be effected 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 from and after the Third *Tuesday* next after the passing of this Act the said several recited Acts of the Seventh, Twelfth, and Forty-eighth Years of the Reign of His said late Majesty King *George* the Third shall be and the same are hereby declared to be repealed, and null and void to all Intents and Purposes whatsoever.

This Act to  
be put in  
execution for  
repairing the  
Roads herein  
described.

II. And be it further enacted, That this Act shall from thenceforth commence and take effect and be put in execution for and during the Term herein-after mentioned, for the Purpose of repairing the Roads herein-after described; (that is to say,) the Road from *Tunbridge Wells* to *Sleeches Cross* in the Parish of *Frant* in the County of *Sussex*, which shall be called the *Tunbridge Wells* District of the said Roads; and the Road from *Sleeches Cross* aforesaid, through the Parishes of *Wadhurst* and *Ticehurst*, to *Swiftsden* in the Parish of *Etchingham* in the said County of *Sussex*, which shall be called the *Wadhurst* District of the said Roads; and the Road from *Sleeches Cross* aforesaid, through the Parishes of *Rotherfield*, *Wadhurst*, and *Mayfield*, to *Possingworth Great Wood* in the Parish of *Waldron* in the said County, and the said Piece of Road communicating therewith, which shall be called the *Mayfield* District of the said Roads.

Trustees.

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the County of *Sussex*, together with *Jeffery Austen*, *Thomas Austen*, *Henry Austen*, *Alexander Beatson*, *Samuel Baker* of *Heathfield*, *Samuel Baker* of *Mayfield*, *Thomas Bridger*, *Edward Bridger* of the *Green*, *Edward Bridger* of *Pages*, *William Baker*, *Benjamin Buss*, *Thomas Babington*, *Sackville Bale* Clerk, *John Baker* of *Heathfield*, *John Baker* of *Mayfield*, *Thomas Pinkard Bingham*, *George Richard Boissier*, *John Baldock*, *Thomas Barton*, *Samuel Baldwin*, *John Bellamy*, *Robert Cornwell*, *George Courthope*, *George Courthope* the younger, *Richard Crawley* Clerk, *William Camfield*, *Thomas Day*, *William Day*, *William Durrant*, *Thomas Delves*, *John Apsley Dalrymple*, *Thomas Parker Durrant*, *William Clavill Dyer*, *John Ellman*, *John Fry*, *Robert Fry*, *Richard Fry*, *William Gilbert*, *Robert Barlow Gardiner* Clerk, *Thomas William Glanvill*, *Villiers Francis Hatton*, *Aylmer Haly*, *William Hughes*,  
Joseph



*Joseph Hyland, William Fowler Jones, Gibeon Jarvis, Thomas Jarvis, John Kirby Clerk, Thomas Kirby, Richard King, Sotherton Branthwayt Peckham Micklethwait, William Alexander Moreland, Henry Moreland Clerk, Joel Newington, John Newington of Towngate, George Newington, Charles Newington, John Baker Newington, George Noakes, William Noakes John Noakes, Henry Noakes, Baden Powell, James Philcox, John Paine, Richard Packham, Henry Playsted, Samuel Playsted, Alfred Playsted, George Luck Playsted, Thomas Prickett, Richard Pittock, John Prince, John Pullen, Thomas Paige, Thomas Piper, Daniel Rowland, William Roper, John Roberts, Edward Raynes Clerk, William Villiers Surtees, William Thomas Stone, Robert Stone, Nicholas Stone, Edmund Springett, John Springett, John Smith, John Stone, John Baker Stapley, William Stone, John Snepp, Samuel Tompsett, James Tompsett of Ticehurst, James Tompsett of Wadhurst, John Tompsett of Wadhurst, John Tompsett of Mayfield, William Tooth, Thomas Brook Tooth, Richard Wetherell Clerk, Richard Wetherell the younger, Thomas Wace, Samuel Wickens, George Wickens, Thomas Wickens, and Daniel Watson, and their Successors, being duly qualified to act as Trustees for Turnpike Roads in England, shall be the Trustees for putting this Act into execution.*

IV. And be it further enacted, That it shall be lawful for the said Trustees, at their First Meeting to be holden in pursuance of this Act, to elect and appoint any Number of Persons not exceeding Five, being duly qualified, and such Persons when so elected and appointed shall have the same Powers and Authorities as if they had been appointed Trustees by this Act.

Power to  
appoint  
additional  
Trustees.

V. And be it further enacted, That the said Trustees shall hold their First Meeting at some convenient House or Place in the Parish of *Wadhurst* on the Third *Tuesday* next after the passing of this Act, and shall then and from Time to Time adjourn to and meet at such Times and Places at, near, or upon the said Roads respectively, as they shall think proper.

First Meet-  
ing of Trus-  
tees.

VI. And be it further enacted, That it shall be lawful for the said Trustees respectively, or for their Collectors or Lessees of Tolls, to demand and take at each Toll Gate or Side Gate which now is or hereafter shall be standing upon, across, or at the Sides of the several Roads included in this Act, on every Day (such Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night), the Tolls following; (that is to say,)

Power to  
take Tolls.

On the First or *Tunbridge Wells* District of the said Roads:

For every Horse or other Beast drawing any Coach, Chariot, Landau, Chaise, Phaeton, or other such Carriage, drawn by Four Horses or other Beasts, the Sum of Nine-pence; if drawn by Three Horses or other Beasts, the Sum of Eight-pence; if drawn by Two Horses or other Beasts, the Sum of Sixpence; and if drawn by One Horse or other Beast, the Sum of Four-pence Halfpenny:

For every Waggon, Wain, Cart, or other such Carriage, drawn by One Horse, Mule, Ass, or Pair of Neat Cattle, the Sum of Four-pence Halfpenny; and drawn by Two Horses, Mules, Asses, or

Two



Two Pair of Neat Cattle, the Sum of Sixpence; and drawn by Three or more Horses, Mules, Asses, or Three Pair of Neat Cattle, the Sum of Nine-pence:

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

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

And for every Drove of Calves, Hogs, Sheep, or Lambs, the Sum of Five-pence *per* Score, and so in proportion for any greater or less Number.

On the Second or *Wadhurst* District:

For every Horse or other Beast drawing any Coach, Chariot, Landau, Chaise, Phaeton, or other such Carriage, drawn by Four Horses or other Beasts, the Sum of One Shilling and Sixpence; and drawn by Three Horses or other Beasts, the Sum of One Shilling and Four-pence; and drawn by Two Horses or other Beasts, the Sum of One Shilling; and drawn by One Horse or other Beast, the Sum of Nine-pence:

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other such Carriage, drawn by One Horse, Mule, Ass, or Pair of Neat Cattle, the Sum of Nine-pence; and drawn by Two Horses, Mules, Asses, or Two Pair of Neat Cattle, the Sum of One Shilling; and drawn by Three or more Horses, Mules, Asses, or Three Pair of Neat Cattle, the Sum of One Shilling and Six-pence:

For every Horse, Mule, or Ass, laden or unladen, and not drawing, the Sum of Two-pence:

For every Drove of Oxen, Cows, or other Neat Cattle, the Sum of One Shilling and Eight-pence *per* Score, and so in proportion for any greater or less Number:

And for every Drove of Calves, Hogs, Sheep, or Lambs, the Sum of Ten-pence *per* Score, and so in proportion for any greater or less Number.

On the Third or *Mayfield* District:

For every Horse or other Beast drawing any Coach, Chariot, Landau, Chaise, Phaeton, or other such Carriage, drawn by Four Horses or other Beasts, the Sum of One Shilling and Sixpence; and drawn by Three Horses or other Beasts, the Sum of One Shilling and Four-pence; and drawn by Two Horses or other Beasts, the Sum of One Shilling; and drawn by One Horse or other Beast, the Sum of Nine-pence:

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other such Carriage, drawn by One Horse, Mule, Ass, or Pair of Neat Cattle, the Sum of Nine-pence; and drawn by Two Horses, Mules, Asses, or Two Pair of Neat Cattle, the Sum of One Shilling; and drawn by Three or more Horses, Mules, Asses, or Three Pair of Neat Cattle, the Sum of One Shilling and Six-pence:

For every Horse, Mule, or Ass, laden or unladen, and not drawing, the Sum of Two-pence:

For



For every Drove of Oxen, Cows, or other Neat Cattle, the Sum of One Shilling and Eight-pence *per* Score, and so in proportion for any greater or less Number :

And for every Drove of Calves, Hogs, Sheep, or Lambs, the Sum of Ten-pence *per* Score, and so in proportion for any greater or less Number.

VII. And whereas it hath of late become a frequent Practice upon the said Roads for low Carts or Trucks, with narrow Wheels, and drawn by a Dog or Dogs, to pass and repass along the same Roads, to the Injury of the same, and the Inconvenience and Danger of Persons travelling along the same, it is therefore reasonable and expedient that the same should be subject and liable to the Payment of the Tolls by this Act granted ; be it therefore further enacted, That for every Dog drawing any low Cart, Truck, or other such like Carriage, there shall be paid the Sum of One Penny.

Tolls to be taken for Trucks drawn by Dogs.

VIII. Provided always, and be it further enacted, That between the Thirty-first Day of *October* and the First Day of *March* in every Year Double the Tolls herein-before made payable shall be paid at each Gate in respect of every Horse or other Beast drawing any Waggon, Cart, or other Carriage laden with Coals, Chalk, Lime, Hop-poles, Heath, Fern, Litter, Timber, Stone, Tiles, or Bricks ; save and except Waggons laden with Heath, Fern, or Litter, and having Wheels of the Width of Six Inches, and Carts laden in like Manner, and having Wheels of the Width of Four and a Half Inches.

Double Tolls to be paid between 31st Oct. and 1st March, for Lime, &c.

IX. And be it further enacted, That all the Tolls by this Act granted shall be and are hereby vested in the said Trustees, and shall be applied in the Manner herein-after directed.

Tolls vested in the Trustees.

X. Provided always, and be it further enacted, That there shall be demanded and taken no more than Three full Tolls in respect of the passing or repassing of the same Horses, Beasts, Cattle, or Carriages through all the several Toll Gates on the Second or *Wadhurst* District ; and no more than Four full Tolls in respect of the passing or repassing of the same Horses, Beasts, Cattle, or Carriages through all the several Toll Gates on the Third or *Mayfield* District ; being the same Number of Tolls as are now taken at the respective Toll Gates on the said Roads.

Limiting the Number of Tolls.

XI. And be it further enacted, That no Horse, Mule, Ass, or other Beast, Coach, Waggon, Cart, Truck, or other Carriage, shall be permitted to pass through any of the said Gates a Third Time in any One Day, to be computed as aforesaid, until a Second full Toll shall have been paid in respect of the same, and so *toties quoties*, for every Third Time that the same Horse or Horses, or other Beast or Beasts, or any Coach, Waggon, Cart, Truck, or other Carriage, shall pass through any of the said Gates on the same Day, the like Tolls shall be demanded and taken as if it had been the First Time that such Horse or Horses, or other Beast or Beasts, Coach, Waggon, Cart, Truck, or other Carriage, had passed through such Gate.

Tolls to be paid every Third Time of passing on the same Day.

[*Local.*]

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XII. Pro-



As to Stage  
Coaches and  
Post Chaises.

XII. Provided always, and be it further enacted, That the Tolls hereby made payable shall be paid in respect of the Horses or Beasts drawing any Stage Coach, Caravan, Stage Waggon, Cart, or other Carriage conveying Passengers or Goods for Hire or Reward, every Time of passing or repassing through any of the said Gates; and the said Tolls shall be paid in respect of Horses or Beasts let to Hire, and drawing any Post Chaise or other Carriage, every Time of passing or repassing through the said Gates when a new Hiring thereof shall have taken place.

Tolls col-  
lected on  
each District  
to be laid out  
thereon.

XIII. Provided always, and be it further enacted, That no more Money shall be expended by the said Trustees in or towards the Repair of the Road comprising the First or *Tonbridge Wells* District of the said Roads than shall be collected thereon; and that no more Money shall be expended on the Second or *Wadhurst* District of the said Road than shall be collected thereon; and that no more Money shall be expended by the said Trustees in or towards the Repair of the Roads comprising the Third or *Mayfield* District of the said Road than shall be collected thereon.

Power to  
suspend the  
Payment of  
Tolls with  
Consent of  
Creditors.

XIV. And be it further enacted, That it shall be lawful for the said Trustees or any Seven or more of them, with the Consent of the Majority in Value of the Creditors upon the respective Districts, to lessen or suspend the Payment of any of the said Tolls for such Time and upon such Terms as the said Trustees or any Seven or more of them shall think proper.

Application  
of Tolls and  
other Monies.

XV. And be it further enacted, That as well all the Monies which before the Commencement of this Act shall have been raised or produced by virtue of the Three several Acts hereby repealed, and which shall remain undisposed of, and also all the Monies which shall be produced under or by virtue of this Act, shall be applied, in the first place, in Payment of all the Expences which shall have been incurred in applying for and obtaining and passing this Act; in the second place, in paying the Interest which shall from Time to Time become due in respect of every such Sum of Money now owing or hereafter to be borrowed on Security of the said Tolls; and in the third place, in defraying the Expences of making, erecting, and keeping in repair the Toll Gates, Weighing Engines, Toll Houses, and other Buildings, and of widening, repairing, preserving, and otherwise improving the respective Roads included in this Act, and of the necessary Works upon the same, and all other incidental Expences whatsoever; and the Residue thereof shall and is hereby directed to be applied in discharge of the Arrear of Interest now due on the several Principal Sums of Money owing upon the Security of the said Tolls, or to be carried as a Balance to the Account of the succeeding Year, as the said Trustees shall from Time to Time order and direct, and to or for no other Use or Purpose whatsoever.

Separate  
Accounts to  
be kept.

XVI. And in order to secure the due Application of the respective Tolls hereby granted to the several Purposes and in the Order afore-said, be it further enacted, That all the said Tolls shall be paid by the Collectors or Lessees thereof into the Hands of the Treasurer or  
respective

respective Treasurers for the Time being, appointed by the said Trustees respectively, who shall keep or cause to be kept separate Accounts thereof, and shall apply the same to the several Purposes and in the Order aforesaid.

XVII. And be it further enacted, That this Act shall be deemed Public Act. 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.

XVIII. And be it further enacted, That this Act shall commence Term of Act. and take effect on the Third *Tuesday* next after the passing of this Act, and shall thenceforth continue and be in force for Thirty-one Years, and from thence to the End of the then next Session of Parliament.

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