



ANNO DECIMO

GEORGIIV. REGIS.

Cap. lxxviii.

An Act to repeal several Acts relating to the Parish of *Saint Paul Covent Garden*, in the County of *Middlesex*; and for making better Provision for the Regulation of the Affairs of the said Parish.
[22d May 1829.]

WHEREAS an Act was passed in the Ninth Year of the Reign of King George the Second, intituled *An Act for the better regulating the Nightly Watch and Beadles within the Parish of Saint Paul Covent Garden, within the Liberties of the City of Westminster*: And whereas another Act was passed in the Fifteenth Year of the Reign of His late Majesty King George the Third, intituled *An Act to enable the Inhabitants of the Parish of Saint Paul Covent Garden, in the County of Middlesex, to purchase or hire a convenient Piece of Ground for the Purpose of erecting a Workhouse thereon for the Reception and Employment of the Poor of the said Parish; and for providing an additional Burial Ground for the Use of the said Parish*: And whereas another Act was passed in the Twenty-third Year of the Reign of His said late Majesty, intituled *An Act for better paving, cleansing, and lighting the Parish of Saint Paul Covent Garden, within the Liberty of Westminster, and certain Places adjoining thereto, and for removing and preventing Nuisances and Annoyances therein*: And whereas another Act was passed in the Twenty-eighth Year of the

9 G. 2. c. 13.
15 G. 3. c. 50.
23 G. 3. c. 42.

[Local.] 18 Q the

- 28 G. 3. c. 83. the Reign of His said late Majesty, intituled *An Act for repairing the Church of the Parish of Saint Paul Covent Garden, in the County of Middlesex ; for repairing and improving the Gates and Avenues leading to the said Church ; and for removing the present Watch-house, and providing another for the Use of the said Parish :* And whereas another Act was passed in the Twenty-ninth Year of the Reign of His said
- 29 G. 3. c. 30. late Majesty, intituled *An Act to amend and enlarge the Powers of an Act passed in the last Session of Parliament, intituled ‘ An Act for ‘ repairing the Church of the Parish of Saint Paul Covent Garden, in the ‘ County of Middlesex ; for repairing and improving the Gates and ‘ Avenues leading to the said Church ; and for removing the present ‘ Watch-house, and providing another for the Use of the said Parish :’* And whereas an Act was passed in the Thirty-sixth Year of the Reign
- 36 G. 3. c. 65. of His said late Majesty, intituled *An Act for rebuilding the Parish Church of Saint Paul Covent Garden, within the Liberty of Westminster in the County of Middlesex, and the Vestry Rooms belonging thereto ; for repairing and reinstating the Iron Rails inclosing the Scite of the said Church, and the Gates leading thereto ; and for making several Regulations relating to the said Parish :* And whereas some of the Powers and Provisions of the said Acts have proved insufficient for the Purposes for which they were designed ; and it is therefore expedient that more effectual Provisions should be granted and made for the Purposes of such Acts, and that the Execution of the said Acts should be vested in and exercised by the Vestry of the said Parish, or by a Committee of Management to be elected by such Vestry, and that Provision shall be made for the Regulation of the said Vestry and Committee, and for the Appointment of Officers, and for the making of Rates, and for the general Controul and Management of the Affairs of the said Parish : And whereas it would facilitate the Execution of the Objects herein-before mentioned if the said recited Acts were repealed, and other Powers and Provisions were granted and made instead thereof : 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 passing of this Act the said several Acts herein-before recited shall be and they are hereby repealed.

Recited Acts
repealed.

Rates and
Monies due
under former
Acts may be
recovered by
Committee
Men for exe-
cuting this
Act.

II. Provided always, and be it further enacted, That all Rates and Assessments which before the passing of this Act shall have been duly and legally made, and all Fines and Penalties which shall have been incurred, and all Contracts which shall have been entered into respectively, under or by virtue of the said former Acts hereby repealed or any of them, and all Rates and Assessments made for the Relief of the Poor of the said Parish, and all other Monies due to the said Parish, and which shall respectively remain uncollected or unpaid or be in existence and unperformed at the Time of the passing of this Act, shall and may be collected, recovered, and enforced by the Committee of Management for executing this Act, to be appointed as herein-after mentioned, in the same Manner and by the same Ways and Means as if such Rates and Assessments had been made, and as if such Fines and Penalties had been incurred, and as if such Contracts had been entered

entered into, under or by virtue of this Act; and all Treasurers, Officers, and other Persons who at the Time of the passing of this Act shall have in their Possession any Money, Documents, or Effects belonging to the Trustees, Commissioners, or Persons appointed for executing the said former Acts, or any of them, and to the Overseers of the Poor of the said Parish, shall be liable to account for and deliver up all such Money, Documents, and Effects to the Committee of Management for executing this Act, in the same Manner and subject to the same Process, Pains, and Penalties for Refusal or Neglect, as if such Treasurers, Officers, or Persons had been appointed by the Committee of Management for executing this Act; and all other Persons who shall at the Time of the passing of this Act owe or hereafter owe any Money to the Trustees, Commissioners, or other Persons appointed for executing the said former Acts, or any of them, for or in respect of any Matter or Thing affecting or relating to any such Acts, and to the said Overseers for or on account of the said Rates or Assessments for the Relief of the Poor of the said Parish, and all Persons that now do or hereafter shall owe any Money to the said Parish, shall be liable to the Payment of such Money to the Committee of Management for executing this Act; and in case of Refusal or Neglect to pay the same shall be subject to the Provisions of this Act for the Recovery thereof, as if such Money had become due under this Act.

Treasurers,
&c. under
former Acts.
to account
to the Com-
mittee.

III. And be it further enacted, That all Bonds, Mortgages, Assignments, Annuities, Grants, Conveyances, Leases, and other Securities made or granted to or by any Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, or any other Persons whomsoever, acting by virtue of or under the Authority of the said several Acts hereby repealed, shall be as good, valid, and effectual, to all Intents and Purposes whatsoever, as if the said several recited Acts had not been repealed.

Convey-
ances, &c.
under former
Acts declared
valid.

IV. Provided also, and be it further enacted, That this Act, and the Rates hereby granted, shall be and the same are hereby made liable to the Payment of all Monies which at the Time of the passing of this Act are or shall be due and owing on the Credit of the said former Acts, or any of them, and of all Interest due and to grow due thereon, as fully and effectually, to all Intents and Purposes, as if such Monies had become due on the Credit of this Act; and that the Payment of all Annuities granted under the said former Acts, or any of them, and of the Interest which may grow due thereon, may be enforced with the same Powers and Remedies in respect of the Rates hereby granted as heretofore in respect of any Rate or Rates granted under the said former Acts or any of them, and shall be chargeable on all the Rates granted under this Act.

This Act
made liable
to Debts
created under
former Acts.

V. Provided also, and be it further enacted, That all Books kept for registering Mortgages, Annuities, or Transfers thereof, and all Entries therein, and all Books containing the Accounts and Proceedings of the Trustees, Commissioners, or other Persons as aforesaid, under the said former Acts, kept according to the Directions or Provisions

Books under
former Acts
to be Evi-
dence.

Provisions of such Acts, and made Evidence thereby, shall be admitted in Evidence in all Courts, and by all Judges, Justices, and others.

No Vestry Meeting to be held but in the Vestry Room of the said Parish.

VI. And be it further enacted, That from and after the passing of this Act no Vestry Meeting shall be held within the said Parish for any of the Purposes of this Act, except in the Vestry adjoining the Parish Church, or in such other Place as the Vestry Meeting shall agree to adjourn to, such Place not being the said Parish Church.

No Vestry Meeting to be held unless public Notice thereof be affixed on the Church Doors.

VII. Provided always, and be it further enacted, That no Vestry shall be held for any of the Purposes of this Act, unless Notice thereof, signed by the Churchwardens for the Time being of the said Parish, or by any One of them, shall have been affixed upon the Doors of the Church of the said Parish, specifying the Time and Purpose of such Vestry Meeting, on the *Sunday* preceding the Day when such Vestry Meeting shall be required to be called, as herein-after mentioned, which Notice the said Churchwardens, or One of them, are hereby required to sign and cause to be affixed as aforesaid, on receiving a Requisition, signed by any Five or more of the rated Householdors of the said Parish, under a Penalty for Refusal or wilful Neglect of Fifty Pounds, to be recovered by any Person or Persons who shall sue for the same, together with full Costs of Suit, to be recovered in any of His Majesty's Courts of Record at *Westminster*; nor unless Notice thereof, signed as aforesaid, shall also have been read in the said Church by the Clerk of such Church, or the Person then acting for him, immediately after the Morning and Evening Prayers on the *Sunday* next before such intended Vestry (which Notices such Clerk is hereby required to read, or to cause to be read as aforesaid); and such Vestry shall not be held until Three clear Days after such last-mentioned Notice.

Regulating Meetings at Vestries.

VIII. And be it further enacted, That at all Vestries of the said Parish the Rector, if present, shall be the Chairman, but if he shall be absent, then the Majority of the Vestrymen present at any such Vestry shall appoint a Chairman by show of Hands, which Appointment shall be conclusive; and all Questions, Matters, and Things proposed in such Vestries shall in the first Instance be determined by a Majority of the Vestrymen present at such Vestry by show of Hands, and such Determination shall be final and conclusive, unless a Division shall be demanded, as herein-after mentioned: Provided always, that it shall be lawful for any Three of the Vestrymen present at such Vestry to demand a Ballot on any Question before such Vestry, connected with and for the Election of Officers or other Persons which the said Vestrymen are by this Act authorized to elect, which Ballot shall thereupon be granted, each Vestryman having One Vote and no more, and shall be commenced on the next Day (not being *Sunday*), and if the next Day shall be a *Sunday*, then on the Day following, and be continued from Eleven o'Clock in the Forenoon until Four o'Clock in the Afternoon, and shall be resumed on the succeeding Day (not being *Sunday*), and if the succeeding Day shall be a *Sunday*, then on the Day following, and continued during the same Hours, when it shall finally close, and the Election be determined.

IX. And

IX. And be it further enacted, That from and after the passing of this Act all Persons, resident or not resident within the said Parish, who shall for the Space of Three Months have been assessed and rated in the Poor Rate Books of the said Parish to the Relief of the Poor thereof, to the Amount or Value of Twenty Pounds *per Annum*, and shall have actually paid the Rates, provided the same shall have been demanded, therein charged or imposed for or in respect of any Land, Ground, Messuage, House, Shop, Warehouse, Tenement, Hereditament, or other Premises within such Parish, (and no other Persons,) shall be Electors of the Committee of Management, and of Auditors and Assessors of the said Parish for the Purposes of this Act.

Qualification
of Electors.

X. And be it further enacted, That the Vestrymen of the said Parish, qualified as herein-before mentioned, shall and may assemble in the Vestry Room of the said Parish on the Second *Thursday* after the passing of this Act, at Twelve o'Clock at Noon, and at such Meeting, or at some Adjournment thereof, the Majority of the Vestrymen so assembled shall nominate and appoint not exceeding Twenty-seven Householders, qualified as herein-after mentioned, resident in the said Parish, (exclusive of and in addition to the Rector, Churchwardens, and Overseers of the Poor of the said Parish for the Time being, who are hereby declared to be Committee Men by virtue of their said respective Offices,) to be Committee Men for the Purposes of this Act, and such Committee Men and their Successors, to be elected as herein-after mentioned, together with the said Rector, Churchwardens, and Overseers of the Poor for the Time being, shall be and are hereby declared to be the Committee for carrying this Act into execution, and such Twenty-seven Committee Men shall continue in Office until the Twenty-fifth Day of *March* next after the passing of this Act, or until others shall be appointed in the Place of such of them as shall go out of Office, as herein-after mentioned.

Appointment
of Commit-
tee Men,
Auditors, &c.

XI. Provided always, and be it further enacted, That no Person shall be entitled to vote or to be present at any Meeting for the Election of Committee Men, Auditors, or Assessors of the said Parish who shall inhabit any House, Tenement, or Premises which are either compounded for by the Landlord or Owner thereof, or for which the Landlord or Owner thereof shall be rated to the Poor Rates of the said Parish, or who shall within Three Months next before the Occasion upon which such Person shall claim to exercise such Right of Election have been excused Payment of his, her, or their Rates on the score of Poverty, or who shall within that Time have received Parochial Relief, or who shall be in arrear for Six Months in the Payment of any Poor Rate or Assessment after it shall have been made, provided the same shall have been demanded.

No Persons
to vote at
Elections
who shall
occupy
Houses com-
pounded for,
or who shall
have been
excused Pay-
ment of
Rates, &c.

XII. And be it further enacted, That the said Vestrymen shall and they are hereby required to assemble in the Vestry Room of the said Parish on the Twenty-fifth Day of *March*, or within Fourteen Days afterwards, in each and every Year, and then and there to elect Twenty-seven Persons to be Committee Men for the Year ensuing:

Committee
Men to be
elected
annually.

[*Local.*]

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Provided

Provided always, that the Chairman at the Vestry Meeting to be held on the Twenty-fifth Day of *March* in the Year of our Lord One thousand eight hundred and thirty, or within Fourteen Days then after, shall immediately previous to such Election cause the Names of the Twenty-seven elected Committee Men going out of Office to be written on separate Slips of Paper and placed in a Box, and shall draw out therefrom Nine of such Slips of Paper, and the Persons whose Names shall be written on such Slips shall be ineligible to be re-elected as Committee Men for the Space of Two Years; and the Names of such Committee Men as shall then be newly elected, provided they are not all newly elected, shall be placed at the Top of the List of Committee Men; and on the Twenty-fifth Day of *March* in each and every Year, or within Fourteen Days next after the said Twenty-fifth Day of *March*, the Nine Persons whose Names shall stand last on the List of elected Committee Men, then going out of Office, shall be ineligible to be re-elected as Committee Men for the Space of Two Years; and the Names of such Committee Men as shall from Time to Time be newly elected, provided that they are not all newly elected, shall be placed at the Top of the said List of Committee Men; provided further, that if on any annual Day of Election after the first annual Day of Election the whole of the Committee Men shall be newly elected, the Chairman for the Time being on every then succeeding annual Day of Election, as often as that shall be the Case, shall pursue, and he is hereby directed to pursue, the same Mode of Procedure as is herein-before directed to be pursued on the Twenty-fifth Day of *March* in the Year of our Lord One thousand eight hundred and thirty, or within Fourteen Days then after, for determining which Nine of the Committee Men going out of Office shall be ineligible; and after such Mode of Procedure shall have been pursued by such Chairman, such Nine Committee Men whose Names shall be written on separate Slips of Paper, and drawn from a Box as herein-before directed, are hereby declared to and shall from Time to Time be ineligible to be re-elected for the Space of Two Years then next following; and upon every annual Day of Election a List shall be made by the Vestry Clerk at the Time of such Election of the Committee Men then elected, and such List shall be signed by the Chairman for the Time being at such Meeting, and shall be entered in the Book or Books in which the Proceedings of such Vestry shall be entered.

Qualification
of Committee
Men,
Auditors, and
Assessors.

XIII. And be it further enacted, That no Person (excepting the said Rector, Churchwardens, and Overseers of the Poor of the said Parish for the Time being,) shall be capable of acting as a Committee Man, Auditor, or Assessor in the Execution of this Act, unless he shall be the Occupier of a House, Lands, Tenements, or Hereditaments within the said Parish of the annual Value of Fifty Pounds or upwards, and unless he shall be so rated in the Poor Rate Books of the said Parish to the Relief of the Poor thereof; nor shall any Person (except as aforesaid,) be capable of acting as such Committee Man, Auditor, or Assessor, who shall be an Inspector, Surveyor of Taxes, Surveyor of Pavements, Assessor, Collector, or Receiver of any Taxes, or who shall hold any Office or Place of Profit, or be concerned or interested in any Contract made under or

by virtue of this Act, nor in any Case wherein he shall be personally interested in the Matter in question, except as a Creditor on the Rates by this Act granted; nor shall any Person hold the Offices of Committee Man, and Auditor or Assessor, or of Auditor and Assessor, at one and the same Time: Provided always, that no Justice of the Peace shall be disqualified from acting as such Justice in the Execution of this Act by reason only of his being One of the Committee Men, Auditors, or Assessors for executing this Act, or of being an Inhabitant within the said Parish, or of being rated or liable to be rated to any of the Rates or Assessments by this Act authorized; and if any Person, not being qualified as aforesaid, or being disqualified by any of the Causes mentioned in this Act, (except as aforesaid,) shall act as a Committee Man, Auditor, or Assessor in the Execution of this Act, he shall for every such Offence forfeit and pay the Sum of One hundred Pounds, together with Costs of Suit, to any Person who shall sue for the same, to be recovered in any of His Majesty's Courts of Record; and every Person so prosecuted, or against whom any such Action shall be brought, shall prove that he was at the Time of acting qualified as aforesaid, or otherwise shall pay the said Penalty, without any other Proof given on the Part of the Plaintiff or Prosecutor than that such Person has acted as a Committee Man, or Auditor or Assessor, in the Execution of this Act; provided that all Acts and Proceedings of any Person so acting as a Committee Man, or Auditor or Assessor, in the Execution of this Act, and not being qualified, or being disqualified as aforesaid, shall, notwithstanding such Conviction, be as valid and effectual as if such Person had been qualified according to the Directions of this Act.

XIV. And be it further enacted, That no Person (except the Rector, Churchwardens, and Overseers of the Poor for the Time being of the said Parish,) shall be capable of acting as a Committee Man, Auditor, or Assessor in the Execution of this Act, (except in administering the Oath or Affirmation herein-after mentioned,) until he shall, at a Meeting to be held by virtue of this Act, have taken or made and subscribed an Oath or Affirmation to the following Effect:

Committee Men, Auditors, and Assessors to take Oaths.

‘ I *A. B.* do swear, [*or affirm,*] That I am a Householder or Occupier of Lands, Tenements, or Hereditaments within the Parish of *Saint Paul Covent Garden*, in the City of *Westminster*, of the annual Value of Fifty Pounds or upwards; and that I will faithfully and impartially, according to the best of my Skill and Judgment, execute the Powers and Authorities reposed in me as a Committee Man [*or Auditor or Assessor, as the Case may be,*] by virtue 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*].

Oath.

‘ So help me GOD.’

[*Or, being a Quaker, omit these Words.*]

XV. And be it further enacted, That the said Committee Men shall meet together in the Vestry Room of the said Parish within Fourteen Days after their being so elected, between the Hours of Ten and Eleven of the Clock in the Forenoon, and shall then and there proceed in the Execution of this Act; and in case no Committee Man, or less than Five Committee Men shall attend at such Meeting, the

First Meeting of Committee Men.

the same shall be deemed to be adjourned to the next Day, and so *toties quoties*, until a sufficient Number of Committee Men shall attend at such Meeting to act in the Execution of this Act; and the said Committee Men may at such Meeting, and at all their several Meetings, from Time to Time adjourn themselves, and afterwards meet again as they shall from Time to Time appoint, provided that no such Adjournment shall be made for a longer Space of Time than One Calendar Month; and if at any such Meeting there shall not appear a sufficient Number of Committee Men to act or adjourn, or appearing shall not adjourn such Meeting, the Clerk to the said Committee Men shall and may from Time to Time (as often as the Case shall happen) adjourn such Meeting to some other Day within Seven Days then next following, to be held at the same Place; and the said Clerk shall cause Notice of such Adjournment to be given at least Two Days previous to the Day to which such Meeting shall be adjourned.

Orders of
Committee
Men to be
made at
Meetings.

XVI. And be it further enacted, That all Orders and Proceedings of the said Committee Men in the Execution of this Act shall be made and taken at Meetings to be held in pursuance hereof, and not otherwise, (except in Cases hereby otherwise particularly provided for,) and no Order or Proceeding shall be made or taken unless the Majority of the Committee Men present at the respective Meetings shall concur therein; and all Orders and Proceedings which are hereby directed to be made or taken by or before the said Committee Men, and all the Powers and Authorities hereby vested in them generally, shall and may be made and taken by the Majority of the Committee Men who shall be present at such respective Meetings, the whole Number of Committee Men present at every such Meeting not being less than Twelve for the Purpose of borrowing Money or making Contracts, and not being less than Five in any other Case (except in Cases where any other Number is by this Act named for any particular Purpose); and all Orders and Proceedings made or taken by or before such Five or Twelve Committee Men (or other Number as hereinbefore mentioned, as the Case may require,) shall have the same Force and Effect, and be as binding and conclusive on all Persons, and to all Intents and Purposes, as if the same had been made or taken by or before all the said Committee Men; and at every Meeting of the said Committee the Rector of the said Parish, if present, may act as Chairman, and if he shall not be present, or shall decline to act as Chairman, then one of the Committee Men present shall be appointed Chairman, and the Chairman, in case of an equal Number of Votes (including such Chairman's Vote), shall have the casting or decisive Vote; and no Order or Proceeding at any Meeting of the said Committee Men once made or taken shall be revoked or altered at any subsequent Meeting, unless Notice of the Intention to propose the Revocation or Alteration thereof shall have been given at a previous Meeting held pursuant to the Directions of this Act, and shall have been entered in the Book of the Proceedings of the said Committee Men, and unless Notice thereof, signed by any Five or more Committee Men, shall have also been given Seven Days at least before such subsequent Meeting, nor unless such Revocation or Alteration shall be resolved by a greater Number of Committee Men than were present when such Order or Proceeding was made or taken.

XVII. And

XVII. And be it further enacted, That if after any Adjournment of any Meeting of the said Committee Men it shall on any Emergency be thought necessary that a Meeting should be held on an earlier Day than the Day to which such Meeting shall have been adjourned, it shall be lawful for any Two or more of the said Committee Men, or for their Clerk, by an Order in Writing signed by any Two or more of them, although not assembled at a public Meeting under this Act, to appoint such earlier Meeting by Notice in Writing, mentioning the Time, Place, and Object of such Meeting, such Time not being less than Three Days after the Day of giving the Notice of such earlier Meeting; and all Orders and Proceedings of the Committee Men at such earlier Meeting relating to the particular Subject on which such Meeting shall be called shall be as valid as they would have been in case such Committee Men had met in pursuance of any Adjournment; and such earlier Meeting may be adjourned to and be held at such Time and Place as the said Committee Men shall think proper, in the same Manner as any other Meeting under this Act may be adjourned.

Meetings on
Emergencies.

XVIII. And be it further enacted, That the said Committee Men shall cause to be provided and kept a proper Book or Books, and proper Entries to be made therein of the Names of the several Committee Men who shall attend the respective Meetings, and of all Orders and Proceedings made or taken relative to the Execution of this Act; and the Chairman of every Meeting of the said Committee Men shall subscribe his Name at the End of the Proceedings of the said Committee Men at such Meeting; and all such Books, and also the Book or Books kept for registering Mortgages of the Rates and Annuities, or Transfers thereof, as herein-after mentioned, shall be admitted in Evidence in all Courts and upon all Occasions whatsoever; and all such Books, and also all Books provided under the said former Acts hereby repealed, and by this Act authorized to be received in Evidence, as herein-before mentioned, shall at all reasonable Times be open to the Inspection of the said Committee Men, and of any Person rated or assessed for the Purposes of this Act, and of any Creditor on the Rates, without Fee or Reward; and the said Committee Men, Persons, and Creditors, or any of them, shall and may take Copies of or Extracts from such Books respectively, without paying any thing for the same; and in case the Clerk to the said Committee Men, or other Person having the Care of such Books, shall refuse to permit, or shall not permit the said Committee Men, or such Persons or Creditors, to inspect the same, or to take such Copies or Extracts as aforesaid, such Clerk or other Person shall forfeit and pay any Sum of Money not exceeding Ten Pounds for every such Offence.

Proceedings
of Committee
Men to be
entered in
Books, which
shall be
Evidence,
and which
shall be
open to In-
spection.

XIX. And be it further enacted, That the said Vestrymen may from Time to Time, at any of their Meetings, elect and appoint all such Officers, medical and other Attendants, Servants and Persons, (excepting Beadles and Watchmen,) as they shall think proper for carrying this Act into execution; and also may from Time to Time suspend or displace such Officers, medical and other Attendants, Servants and Persons, (except as aforesaid,) or any of them, and

Officers to be
appointed.

[*Local.*]

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appoint

appoint others in the Room of those suspended or displaced ; and out of the Monies to be received under this Act may pay such Salaries or Allowances to the said Officers, medical and other Attendants, Servants or other Persons, as they shall think reasonable ; and the said Committee Men shall and they are hereby required to take sufficient Security from every Treasurer, Collector, or other Receiver of Money, to be appointed under this Act, for the faithful Execution of his Office, and may also take such Security from any other Officer as they shall think reasonable.

Officers appointed under former Acts to continue in Office, unless removed by Committee Men.

XX. Provided always, and be it further enacted, That the Clerk and Treasurer (if appointed consistently with the Provisions of this Act in reference to the Offices of Clerk and Treasurer,) and every other Officer or Person appointed under or employed in the Execution of the former Acts hereby repealed, shall hold and enjoy their respective Offices and Employments until removed therefrom by the said Vestrymen ; and every such Officer or Person shall have the same Powers, Privileges, and Advantages in the Execution of this Act, and shall be liable to the same Penalties, Restrictions, and Regulations in every respect, as if he had been appointed under or by virtue of this Act.

Offices of Clerk and Treasurer not to be held by same Person.

XXI. Provided always, and be it further enacted, That it shall not be lawful for the said Committee Men to continue or appoint the Person who has been or who may be appointed their Clerk in the Execution of this Act, or the Partner of such Clerk, or the Clerk or other Person in the Service or Employ of such Clerk or of his Partner, to be the Treasurer for the Purposes of this Act, or to continue or appoint the Person who has been or who may be appointed Treasurer, or the Partner of such Treasurer, or the Clerk or other Person in the Service or Employ of such Treasurer or of his Partner, to be the Clerk for all the Purposes of this Act ; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person, being the Partner of such Clerk, or the Clerk or other Person in the Service or Employ of such Clerk, shall accept the Office of Treasurer, or shall act as Deputy of such Treasurer, or in any Manner officiate for such Treasurer, or being the Partner of such Treasurer, or the Clerk or other Person in the Service or Employ of such Treasurer or of his Partner, shall accept the Office of 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 any Place of Profit or Trust under this Act other than that of Treasurer, every Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person who shall sue for the same, together with full Costs of Suit.

Officers to Account.

XXII. And be it further enacted, That every such Officer or Person so continued or appointed by virtue of this Act shall in such Manner, and at such Times as the said Committee Men shall direct, deliver to the said Committee Men, or to such Person as they shall appoint, true and perfect Accounts in Writing of all Matters and Things committed to his Charge by virtue of this Act, and also of all

Monies which shall have been by such Officer or Person received by virtue of this Act, and such Account shall state how much thereof shall have been disbursed, and the Objects of such Disbursements, together with proper Vouchers for such Payments; and every such Officer or Person shall pay all such Monies as shall remain due from him to the Treasurer for the Time being for the Purposes of this Act, or to such other Person as the said Committee Men shall appoint to receive the same; and if such Officer or Person shall refuse or wilfully neglect to render such Account, or to deliver up or to produce the Vouchers relating to the same, or to make Payment as aforesaid, or to deliver to the said Committee Men, or to such Person as they shall appoint to receive the same, within Seven Days after being thereunto required by Notice in Writing given to or left at the last or usual Place of Abode of such Officer or Person, all Books, Papers, and Writings in his Custody or Power relating to the Execution of this Act, or to give Satisfaction to the said Committee Men, or to such other Person as aforesaid, respecting the same, then and in every such Case, upon Complaint made by the said Committee Men as aforesaid, or by such Person as they shall appoint for that Purpose, of any such Refusal or Neglect as aforesaid, to any Justice of the Peace for the County of *Middlesex*, such Justice may and is hereby required to issue a Summons under his Hand and Seal, for the Officer or Person so refusing or neglecting to appear before him, and upon the said Officer or Person appearing, or having been so summoned and not appearing, without some reasonable Excuse, or not being found, it shall be lawful for such Justice and he is hereby required to hear and determine the Matter in a summary Way; and if upon Confession of the Party, or by the Testimony of any credible Witness, upon Oath or Affirmation, it shall appear to such Justice that any Monies remain due from such Officer or Person, such Justice may and is hereby required, upon Nonpayment thereof, by Warrant 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 Person; and if sufficient Goods or Chattels of such Officer or Person shall not be found to answer and satisfy such Money, and the Charges of such Distress and Sale, or if it shall appear to such Justice that such Officer or Person has refused or wilfully neglected to render such Accounts, or to deliver up or produce the Vouchers relating thereto, or that any Books, Papers, or Writings relating to the Execution of this Act remain in his Custody or Power, and that he refuses or wilfully neglects to deliver the same, or to give Satisfaction respecting the same as aforesaid, then and in every such Case such Justice shall and he is hereby required to commit such Offender to the Common Gaol or House of Correction for the County, City, or Place where such Offender shall be or reside, there to remain without Bail or Mainprize until he shall have paid such Money as aforesaid, or have compounded with the said Committee Men for such Money, and have paid such Composition in such Manner as they shall appoint, (which Composition the said Committee Men are hereby empowered to make and receive,) or until he shall have rendered such Account, or have delivered up or produced the Vouchers relating thereto, or until he shall have delivered up or produced such Books, Papers, and Writings, or have given Satisfaction in respect thereof to the said Committee

Committee Men or other Person as aforesaid; but no such Offender shall be detained in Prison by virtue of this Act for any longer Space of Time than Three Calendar Months for Want of sufficient Distress only: Provided always, that no Prosecution or Commitment under the Provisions of this Act of any Treasurer, Clerk, Collector, or other Officer or Person to be appointed under the Powers of this Act, shall acquit or discharge any Surety or Security that shall or may have been taken by or given to the said Committee Men, for the due and faithful Execution of his or their Office, or the Payment of the Monies received or to be received by him or them respectively.

Recovery of
Books, &c.
from the
Executors of
deceased
Officers, &c.

XXIII. And be it further enacted, That in case of the Death of any such Officer or other Person to be continued or appointed as aforesaid, or of his becoming bankrupt before he shall have delivered up all Books, Papers, Writings, and other Things concerning his Office, or relating to the Execution of this Act, the Executors or Administrators of such Officer or Person, or the Assignees of his Estate and Effects, or other Persons possessing the same, or in whom the same has or have been vested, shall deliver up to the said Committee Men, or to any Person appointed by them, all such Books, Papers, Writings, and other Things; and in case of the Nondelivery thereof for the Space of Seven Days after Demand made thereof, it shall be lawful for the said Committee Men to proceed in any of His Majesty's Courts of Record at *Westminster* against such Executors, Administrators, Assignees, or other Persons possessing the Estate and Effects which did belong to such deceased or bankrupt Officer or Person, for the Recovery of Damages for the Nondelivery of such Books, Papers, Writings, and Things, together with full Costs of Suit.

Committee
Men may sue
and be sued
in the Name
of their Clerk.

XXIV. And be it further enacted, That the said Committee Men may sue and be sued, plead and be impleaded, in the Name of their Clerk for the Time being, or in the Name of any of the said Committee Men; and all Actions or Proceedings which may be necessary to be brought or instituted for or in respect of any Matter or Thing arising out of or relating to this Act, may be brought or instituted in the Name of their Clerk, or in the Name of any of the said Committee Men; and no Action or Proceeding which may be brought or instituted by or against the said Committee Men by virtue of or on account of this Act shall abate or be discontinued by the Death, Suspension, or Removal of such Clerk, or by the Death of such Committee Man, or by any Act or Default of such Clerk or Committee Man done or suffered without the Consent or Direction of the said Committee Men, but such Clerk or Committee Man as aforesaid shall be deemed Plaintiff or Defendant in any such Action or Proceeding (as the Case may be), except in the Cases of Actions or Proceedings between the said Committee Men and their Clerk for the Time being: Provided always, that in all Cases in which the Clerk for the Time being, or any Committee Man as aforesaid, shall be the Plaintiff or Defendant on the Record in any Action or Proceeding in which, in effect, the said Committee Men shall be suing or be sued in the Name of such Clerk, or of such Committee Man as aforesaid, such Clerk or such Committee Man as aforesaid may and shall (if not otherwise interested or objectionable) be a good and competent

petent Witness in such Action or Proceeding, either for or against the said Committee Men ; and all Affidavits of Debt or Service which may be necessary to be made in reference to any such Action or Proceeding shall and may be lawfully made by such Clerk or such Committee Man (as the Case may be), notwithstanding he shall be nominal Plaintiff or Defendant on the Record as aforesaid : Provided also, that every Clerk or Committee Man in whose Name any Action or Proceeding shall be instituted or defended as aforesaid shall always be reimbursed, out of the Monies to be received by virtue of this Act, all such Costs, Damages, and Expences as he shall incur or become chargeable with by reason of his being so made Plaintiff or Defendant, and shall not be personally answerable or liable for the same, unless such Action or Proceeding shall arise in consequence of his own wilful Neglect or Default, or have been instituted or defended without the Order or Direction of the said Committee Men.

XXV. Provided always, and be it further enacted, That as often as any Collector or Receiver of the Money to be received by virtue of this Act shall die, or become incapable of acting in the Execution of this Act, or shall neglect to perform his Duty therein, it shall be lawful for the said Committee Men, by any Writing under their Hands, to appoint another Person in his Place or Stead, until a Collector or Receiver, or other Officer as aforesaid, shall be appointed by the said Vestrymen, at a Meeting to be held pursuant to this Act, any thing herein contained to the contrary notwithstanding ; and such temporary Officer shall be subject to all the Provisions of this Act, in the same Manner as if he had been appointed by the Committee Men at a Meeting held pursuant to this Act.

For appoint-
ing tempo-
rary Officers.

XXVI. Provided always, and be it further enacted, That if any Officer or other Person employed by the said Committee Men in the Execution of this Act shall demand or accept any Fee or Emolument, other than such Salary or Allowance as shall be prescribed by the said Committee Men or Vestrymen, as the Case may be, for doing any thing under the Authority of this Act, or for forbearing to do any thing directed by the said Committee Men under the Authority of this Act, or on any other Account whatever relative to his Employment or Duty, he shall immediately become incapable of ever being employed under this Act, and shall also forfeit and pay the Sum of Ten Pounds for every such Offence.

Penalty on
Officers
taking Bribes.

XXVII. And be it further enacted, That the said Committee Men shall and they are hereby required to cause a Book or Books to be provided and kept, and true and regular Accounts to be entered therein of all Sums of Money received and disbursed for or on account, or under or by virtue of this Act, and of the several Articles, Matters, and Things for which such Sums of Money shall have been so disbursed ; which Book or Books shall at all seasonable Times be open to the Inspection of the said Committee Men, and of any Person or Persons paying the Rates hereby authorized, and of any Creditor or Creditors on the same, without Fee or Reward ; and the said Committee Men, and Persons and Creditors as aforesaid, or

Books to be
provided for
Accounts.

[*Local.*]

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any

any of them, shall or may take Copies of or Extracts from the said Book or Books, or any Part or Parts thereof, without paying any thing for the same; and in case the Clerk to the said Committee Men or other Person with whom such Books shall remain shall, on any reasonable Demand, refuse to permit or shall not permit the said Committee Men, Persons or Creditors, or any of them, to inspect the said Book or Books, or to take such Copies or Extracts as aforesaid, such Clerk or other Person as aforesaid shall forfeit and pay any Sum not exceeding Twenty Pounds for every such Offence.

Abstract of
Accounts to
be published
annually.

XXVIII. And be it further enacted, That an Abstract of the Accounts of all Monies received and disbursed by the said Committee Men in pursuance of this Act shall yearly, within Fourteen Days after the same shall have been audited in manner in this Act mentioned, be made out by the said Committee Men, and be printed and published by Affixion to the Door of the Church of the said Parish; and a printed Copy of such Abstract shall be delivered to all Persons liable to any of the Rates by this Act granted, without such Persons paying any thing for the same, and which Copies the said Clerk is hereby required to cause to be printed, published, and distributed accordingly.

Vestrymen to
elect Audi-
tors of Ac-
counts.

XXIX. And be it further enacted, That the Vestrymen of the said Parish shall and may meet and assemble on the First Day of *September* next after the passing of this Act, or within Seven Days after, and on the Twelfth Day of *April* in each and every then succeeding Year, or within Seven Days after, and the Vestrymen so assembled, or the major Part of them so assembled, shall and may elect Five Persons to be Auditors of the Accounts of the said Committee Men; and the Auditors so to be elected on the said First Day of *September*, or within Seven Days after, or any Three or more of them, shall meet on the Tenth Day of *April*, or within Fourteen Days afterwards, in the Year One thousand eight hundred and thirty, in the Vestry Room of the said Parish, and proceed to audit the Accounts of the said Committee Men in the Presence of the Clerk to the said Committee Men, (who is hereby required to attend when required by such Auditors,) from the Time that such Committee Men shall have begun to act as such up to the Day of Election of such Committee Men then next preceding such Meeting of the said Auditors; and on the Twenty-first Day of *April* in each and every subsequent Year, or within Fourteen Days after, the Auditors to be nominated on the then preceding Day of their Election shall in like Manner meet and audit the Accounts of the said Committee Men for the Year preceding; and the said Committee Men are hereby required by their Clerk to produce and lay before the said Auditors at every such Meeting a true and just Statement or Account in Writing, accompanied with proper Vouchers, of all Money which have come to the Hands of such Committee Men, or of their Treasurer, by virtue of this Act, and also of all Monies paid, laid out, or expended by them during the said Period in the Execution of this Act; and in case the said Auditors, or Three of them present at any such Meeting, shall think there is just Cause to disapprove of any of the Accounts so to be presented, it shall be lawful for them to appeal

against the same within the Time and subject to the Regulations and Provisions herein-after mentioned in respect to Appeal against Rates to be made in pursuance of this Act; and all such Accounts shall be left at the Vestry Room for the Examination of the said Auditors, Fifty successive Days after the said Day of Election of such Committee Men in each Year, and shall afterwards remain at the Office of the Clerk of the said Committee Men for the Inspection and Examination of any of the said Vestrymen, and of any Creditor on the Rates by this Act granted.

XXX. And be it further enacted, That on the Twenty-fifth Day of *March* in every Year, unless that Day shall be *Sunday*, and then on the Day following, the Vestrymen of the said Parish shall assemble in Vestry, and shall and may elect Eight fit and proper Persons, being Inhabitants of the said Parish, to be Overseers of the Poor of the said Parish, and the Names of the Persons so elected shall be returned to any Two or more Justices of the Peace for the County of *Middlesex* resident in or near the said Parish; and out of such Names the said Justices, or any Two of them, shall nominate and appoint Two Persons to be Overseers; and the Overseers so appointed shall be Overseers of the Poor of the said Parish for the Year next ensuing, and shall within Three Days after such Nomination, and Notice thereof given or left at their respective Places of Abode, take such Office upon them, upon pain of forfeiting and paying the Sum of Twenty Pounds; and in case of any such Refusal or Neglect, or of the Death or Removal out of the Parish of any of the said Overseers, any Two Justices for the said County residing in or near the said Parish may and are hereby required to nominate, out of such List as aforesaid, some other fit Person to the said Office in the Place of the Person so dying, removing, refusing, or neglecting as aforesaid; and every Person so nominated in the Room of such Person shall take such Office or Duty upon him, upon pain of forfeiting and paying the like Sum of Twenty Pounds for any such Refusal or Neglect; all which said Forfeitures shall be paid to such Persons as the Committee Men shall direct, or as shall have been appointed to receive the Monies raised under this Act for the Relief of the Poor of the said Parish, and shall be applied in aid of the Rates for the Relief of such Poor, any Law, Statute, or Usage to the contrary notwithstanding: Provided always, that no Person who shall have filled the said Office of Overseer, or who shall have paid the said Forfeiture, shall be required again to take upon him the said Office in any future Year, unless he shall have become liable in the regular Rotation again to fill the said Office; provided further, that such Overseers shall have no Power to make any Poor Rate or Assessment for the said Parish, but that every such Poor Rate or Assessment shall be made as herein-after directed, and be collected and expended in such Manner, not inconsistent with or repugnant to the Terms of this Act, as the Committee Men from Time to Time shall direct.

Election of Overseers of the Poor.

XXXI. And be it further enacted, That at the Second Meeting of the said Vestrymen after the passing of this Act, or at some Adjournment thereof, the Vestrymen assembled shall appoint Two Inhabitants of the said Parish as Assessors of the said Parish, and such Assessors, and

Vestrymen to elect Assessors.

and their Successors to be appointed as herein-after mentioned, are hereby empowered and required to survey the several Houses, Tenements, Hereditaments, and other Premises of what Description soever within the said Parish, and Once or oftener in each Year to assess the same fairly and equally, according to their best Skill and Judgment, at the annual Value thereof for the Time being, and to present such Assessment to the Meeting of the said Vestrymen which shall then next follow: Provided always, that such Assessors to be elected at the Second Meeting of the said Vestrymen, or at any Adjournment thereof as herein-before mentioned, shall continue in Office until the Twenty-fifth Day of *March* which shall take place in the Year next following, when Two other Inhabitants shall be elected for the Year ensuing, and so in like Manner Two Inhabitants shall be elected on each succeeding Twenty-fifth Day of *March*, or on the Day following, provided the Twenty-fifth Day of *March* shall fall on a *Sunday*, to continue in Office for One Year: Provided always, that the said Two Persons, or either of them, so going out of Office on any annual Day of Election, shall be eligible to be immediately re-elected an Assessor or Assessors for the Purposes of this Act.

Committee Men, Churchwardens, Assessors, and Auditors to defray their own Expences, unless Vestrymen shall allow any Sum for that Purpose.

XXXII. And be it further enacted, That at all Meetings of the said Committee Men, or of the Churchwardens, Overseers, Assessors, and Auditors of the said Parish, the said Committee Men, Churchwardens, Overseers, Assessors, and Auditors respectively present at such Meetings, shall pay and defray their own Expences, unless the Vestrymen of the said Parish shall allow any Sum or Sums of Money to be expended out of the Monies to be raised by virtue of this Act at any of such Meetings; and a List of all such Sums as shall be allowed by the said Vestrymen shall be signed by the Vestry Clerk of the said Parish, and be kept affixed in some public Part of the Vestry Room of the said Parish.

Lands, Materials, &c. vested in Committee Men.

XXXIII. And be it further enacted, That all Lands, Tenements, Hereditaments, and Premises, Furniture, Watchboxes, Stands, Posts, Lamp Irons, Lamps, Stones, Materials, and all other Property purchased, provided, or obtained under or by virtue of the said former Acts hereby repealed, and all Property or Materials, Articles, Matters, and Things which may hereafter be purchased or provided for the Purposes of this Act, shall be vested in the said Committee Men and their Successors, except where otherwise regulated by any Contract with the said Committee Men; and the said Committee Men are hereby empowered to cause Actions to be brought and Bills of Indictment to be preferred against any Person who shall steal or detain or destroy or injure any Part or Parts thereof.

In what Manner Committee Men shall be described in Proceedings at Law.

XXXIV. And be it further enacted, That in all Cases of Actions or Bills of Indictment or other Proceedings for stealing, detaining, or withholding Possession of, injuring or destroying any Materials or Property by this Act vested in the said Committee Men, or for selling or unlawfully pawning or making away with, or for buying or unlawfully receiving, any such Materials or Property, or for embezzling or unlawfully applying or disposing of any Monies, Notes, Bonds, Securities or other Property or Effects whatsoever of or belonging

belonging to the said Committee Men, or for or in respect of any Offence whatsoever touching or relating to the same respectively, it shall be sufficient to state generally in such Actions, Indictment, or other Proceeding, that such Materials or Property, Monies, Notes, Bonds, Securities, or Effects, is or are the Property of "The Committee of Management of the Affairs of the Parish of *Saint Paul Covent Garden*, in the County of *Middlesex*," without mentioning or specifying the Name or Names of all or any of the said Committee Men, which Description of the said Committee Men shall also be sufficient for all the Purposes of this Act.

XXXV. And be it further enacted, That when and so often as any Action or Proceeding shall be brought or instituted by or against the said Committee Men for any thing done or supposed to be done in pursuance or by virtue of this Act, it shall be lawful, as well for the said Committee Men as for all Persons with whom the said Committee Men shall have any such Dispute, to compound such Action or Proceeding, without bringing the same to Trial.

Committee Men may compound Actions.

XXXVI. And be it further enacted, That it shall be lawful for the said Committee Men from Time to Time to sell and dispose of all or any of the Articles, Matters, or Things, by this Act vested in them which shall become useless, to such Persons and in such Manner as the said Committee Men shall think proper, and to apply the Money to arise thereby towards the Purposes of this Act.

Useless Articles, &c. may be disposed of.

XXXVII. And be it further enacted, That it shall be lawful for the said Committee Men from Time to Time to enter into any Contract with any Person or Party for the Performance of all or of any of the Works hereby authorized to be done: Provided always, that every such Contract shall specify the several Works to be done, and the Prices to be paid for the same, and the Periods within which such Works are to be completed, and the Penalties to be suffered in case of Nonperformance thereof, and shall be signed by Five or more of the said Committee Men, and also by the Person, or be sealed with the Seal of the Body, contracting to perform such Works respectively; and all such Contracts shall be entered in a Book to be kept for that Purpose by the Clerk to the Committee Men: Provided also, that in case any such Contract shall amount to the Sum of One hundred Pounds or upwards, Notice shall be given immediately before or after Divine Service in the Church, and in Two or more of the public Papers published in *London* or *Westminster*, of the Intention of entering into such Contract, and of the Time when and Place where the same is intended to be considered, Fourteen Days at least before the Day of Meeting for entering into the same; and the said Committee Men shall and they are hereby required to take Security from every such Contractor for the due Performance of his Contract; and in case the same shall not be duly performed according to the true Intent and Meaning of such Contract, the said Committee Men shall and may bring any Action at Law or Suit in Equity against the Party so neglecting to perform such Contract, for any Injury or Loss sustained on account of the Nonperformance thereof; and upon proving the signing of the said Contract, or the affixing of the Com-

Committee Men may make Contracts.

mon Seal thereto, (as the Case may be,) and the Nonperformance thereof, the said Committee Men shall recover such Penalty or Damage as may be awarded, with full Costs of Suit.

Committee
Men may
compound
for Breaches
of Contracts.

XXXVIII. Provided always, and be it further enacted, That it shall be lawful for the said Committee Men to compound and agree with any Person or Party against whom the said Committee Men shall bring any Action or Suit for any Penalty incurred by or on account of any Breach or Nonperformance of any Contract entered into under this Act, for such Sum as they shall think proper, so as the Sum compounded for be not less than the Injury sustained by the Breach or Nonperformance of such Contract, and the Costs and Expences occasioned by such Breach or Nonperformance.

Pavements.

57 G. 3. c. 29.

XXXIX. And be it further enacted, That the Controul of the Pavements of the said Parish shall be and is hereby vested in the said Committee Men; and the several Streets, Lanes, Courts, Ways, Passages, and Places within the said Parish, shall from Time to Time be paved, repaired, improved, and regulated by the said Committee Men, by and under and according to the Powers and Provisions of an Act passed in the Fifty-seventh Year of the Reign of His late Majesty King George the Third, intituled *An Act for better paving, improving, and regulating the Streets of the Metropolis, and removing and preventing Nuisances and Obstructions therein.*

Committee
empowered
to establish a
Watch and
Patrol.

XL. And be it further enacted, That it shall be lawful for the said Committee Men, and they are hereby authorized and empowered, from Time to Time to cause the said Streets, Lanes, Courts, Ways, Passages, and Places, or such of them as they shall think fit, to be properly watched, and for that Purpose to appoint such a Number of able-bodied Men as they shall consider necessary to be employed as Beadles, Watchmen, and Patrol, and to make such Orders, and to establish such Regulations, in relation to the Government and Duties of such Beadles, Watchmen, and Patrol, and to pay them such Wages, and to make them such Allowances, as the said Committee Men shall from Time to Time think proper; and also to suspend or displace such Beadles, Watchmen, or Patrol, or any of them, and to appoint others in their Places; and also to provide proper Watchboxes and Watch-houses, or Places for the Reception of such Beadles, Watchmen, and Patrol, and for the safe Custody of Persons who may be apprehended by them; and every Beadle, Watchman, or Patrol who shall be guilty of Neglect or Misbehaviour in his Office shall forfeit and pay any Sum not exceeding Forty Shillings; and the said Committee Men are hereby further authorized to give such Rewards as they shall think fit to any Beadle, Watchman, or Patrol, or Person assisting them, who may be disabled or wounded in the Execution of his Duty.

Duty of
Watchmen.

XLI. And be it further enacted, That it shall be lawful for such Beadles, Watchmen, or Patrol, and they are hereby required, on their respective Stations, to apprehend and detain in some proper Place of Security to be for that Purpose provided as aforesaid, or elsewhere in the meanwhile, all Felons, Malefactors, Rogues, Vagabonds, Vagrants,

idle or disorderly Persons, Disturbers of the public Peace, Prostitutes, Night-walkers, and suspected Persons who shall be found misbehaving or wandering, and to convey all such Persons as soon as conveniently may be before some Justice of the Peace, to be examined and dealt with according to Law.

XLII. And be it further enacted, That it shall be lawful for the said Committee Men to cause the several Streets, Lanes, Courts, Ways, Passages, and Places within the said Parish, or such of them as they shall from Time to Time think proper, to be well and sufficiently lighted, at such Times and in such Manner as they shall direct; and it shall be lawful for the said Committee Men to provide and set up Lamps and other Apparatus and Works necessary for the Purposes of such lighting, and also to affix, carry, or place any such Lamps or Works to, upon, or against any Buildings or Premises, and to alter or remove and repair the same in such Manner as shall from Time to Time become necessary.

Committee Men empowered to light Streets, &c.

XLIII. Provided also, and be it further enacted, That nothing herein contained shall authorize or empower the said Committee Men to erect any Gasometer or other Works for making or supplying Gas, or to authorize the said Committee Men, or any Persons whomsoever, making or supplying Gas, to carry or fix any Pipe or other Thing for the Conveyance of Gas against, through, or into any private Buildings or Premises within the said Parish, or so to continue the same, without the special Consent and Authority of the Owner and Occupier of every such Building or Premises.

Committee Men not to erect Gasometers, nor carry Pipes into private Premises without consent.

XLIV. And be it further enacted, That all Pipes and other Conduits to be laid for the Conveyance of Gas in or under any of the said Streets, Lanes, Courts, Ways, Passages, or Places in the said Parish, shall be so laid at the greatest practicable Distance, and, whenever the Width of the Carriageway 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 or under any of the said Streets, Lanes, Courts, Ways, Passages, or Places, except where it shall be unavoidably necessary to lay any Gas Pipes across any Water Pipe, in which Case such Gas Pipe shall be laid above such Water Pipe at the greatest practicable Distance therefrom, and shall form therewith a Right Angle, and in such Case the Length of the said Gas Pipe so crossing the said Water Pipe shall always exceed Nine Feet, in order that no Joint of the said Gas Pipe may be nearer to any Part of the said Water Pipe than Four Feet; and in laying down such Gas Pipes the Person laying the same 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 properly form and complete the Jointing with the other Pipes to be connected therewith; and shall also make and keep air-tight all such Pipes, and all Pipes connected or communicating therewith, and all the Screws, Joints, or Openings therein respectively, and in every respect prevent the said Gas from escaping therefrom, or from any Part thereof, upon pain of forfeiting for every Default the Sum of

Gas Pipes to be laid at a Distance from Water Pipes.

Twenty

Twenty Pounds, to be recovered, with full Costs of Suit, by Action of Debt, Bill, Plaint, or Information in any of His Majesty's Courts of Record at *Westminster*.

For prevent-
ing the
Escape of
Gas.

XLV. And be it further enacted, That whenever any Gas shall be found to escape from any of the Pipes which shall have been laid down or set up by any Company of Proprietors, Body Politic or Corporate, or other Persons whomsoever, making or supplying any Gas used, burnt, or consumed within the Limits of this Act, such Company, Body, or other Persons shall, immediately after Notice given to them or any of them, in Writing, of any such Escape of Gas, by any Person whomsoever, cause the most speedy and effectual Measures to be taken to stop and to prevent the further Escape of such Gas; and in case any such Company, Body, or other Persons shall not, within Twenty-four Hours next after such Notice given, effectually stop and prevent any further Escape of such Gas, and satisfactorily remove the Cause of Complaint, then and in every such Case such Company, Body, or other Person 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 such Notice, during which such Gas shall be suffered to escape; which Penalty shall from Time to Time be recoverable in a summary Way, on the Oath or Affirmation of any credible Witness, before some Justice of the Peace, and shall and may be levied, with all reasonable Charges, by Distress and Sale of the Goods and Chattels of the said Company, Body, or other Persons as aforesaid.

To prevent
Contamina-
tion of Wa-
ter by Gas.

XLVI. And be it further enacted, That whenever the Water of any Waterworks supplying with Water the Limits of this Act, or the Water in any Well or Pond within such Limits, shall be contaminated or affected by the Gas of any Company of Proprietors, Body Politic or Corporate, or other Persons whomsoever, making or supplying any Gas used, burnt, or consumed within the said Limits, such Company, Body, or other Persons as aforesaid, shall forfeit and pay the Sum of Twenty Pounds, to be recovered, with Costs of Suit, in the same Manner as any other Penalty may be recovered under this Act, and the same shall be paid or applied to and for the Use and Benefit of the Owners or Proprietors of such Waterworks, or of the Persons owning or using the Water of such Well or Pond as aforesaid, and suing for the same; and the said Company, Body, or other Persons as aforesaid, shall also, within Twenty-four Hours next after Notice of such Contamination in Writing, signed by the Treasurer or Clerk for the Time being to or by any Member of any Company, or by other the Owners or Proprietors of any Waterworks, or by any other Person interested in or using any Water so contaminated, to be left at the usual Office or Place of transacting Business of the said Company or Body, or at the last or usual Place of Abode of such other Persons so making or supplying Gas as aforesaid, cause Measures to be taken effectually to prevent the Gas from further escaping from their Works and contaminating such Water; and in case the said Company, Body, or other Persons as aforesaid, shall not, within Twenty-four Hours next after such Notice, effectually prevent the Gas from further escaping, and satisfactorily remove the Cause of the Complaint

Complaint whereof Notice shall have been given as aforesaid, then and in every such Case the said Company, Body, or other Persons as aforesaid, shall, on each and every such Complaint, forfeit and pay, over and above the before-mentioned Penalty of Twenty Pounds, the Sum of Five Pounds for each and every Day during which such Water shall be and remain contaminated by any such Gas; to be recovered, with Costs of Suit, in the same Manner as any other Penalty may be recovered under this Act; and the same shall be paid and applied to and for the Use and Benefit of the Owners or Proprietors of such Waterworks, or of the Persons using or owning the Water of such Well or Pond as aforesaid, and suing for the same.

XLVII. And whereas it may become Matter of Question, upon such Complaint as aforesaid, whether the said Water be contaminated by the Gas of the said Company of Proprietors, Body Politic or Corporate, or other Persons, making or supplying any Gas used, burnt, or consumed within the said Limits; be it therefore enacted, That in every such Case it shall be lawful for the Owners or Proprietors of such Waterworks, or for the Persons interested in such Well or Pond, to dig to and about and search and examine the Works and Apparatus of the said Company, Body, or other Persons as aforesaid, for the Purpose of ascertaining whether such Contamination proceed from or be occasioned by the Gas of the said Company, Body, or other Persons; and if it shall appear that the said Water has been contaminated by the Gas of the said Company, Body, or other Persons, the Costs and Expences of such Examination, and of the Repair of the Pavement or Surface of the Street or Place which shall have been disturbed by such Examination, shall be defrayed by the said Company, Body, or other Persons; and such Costs and Expences shall be determined, if necessary, by the Justice before whom the Matter shall be heard, and be recovered in like Manner as any Penalty may be recovered under this Act: Provided always, that if upon such Examination it shall appear that such Contamination has not arisen from such Gas, the Person making Complaint of such Contamination shall defray the Costs and Expences of such Examination and Repairs, and shall also make good to the said Company, Body, or other Persons as aforesaid, any Loss or Damage which may be occasioned to the Works of such Company, Body, or other Persons in or by such Examination, the Amount of such Loss or Damage to be determined, if necessary, by such Justice as aforesaid.

For ascer-
taining if the
Water be con-
taminated.

XLVIII. And be it further enacted, That if any Company of Proprietors, Body Politic or Corporate, or any other Persons making or supplying any Gas used, burnt, or consumed within the Limits of this Act, shall at any Time empty or convey, or cause or knowingly and willingly suffer to be emptied or conveyed, or to run or flow, any Washings or other Liquids, Substances, or Things whatsoever, which shall be used in or be produced by or from the Manufacture of Gas, or in the Employment of any Gas Works, into any River, Stream, Reservoir, Aqueduct, Cañal, Pond, Springhead, or Well, or shall commit any Annoyance or Act whatsoever to the Water contained in any such River, Stream, Reservoir, Aqueduct, Canal, Pond, Springhead, or Well, whereby such Water shall or may be contaminated or

Penalty on
suffering
Liquids pro-
duced by
Manufacture
of Gas to
flow into
Streams, &c.

[*Local.*]

18 X

corrupted,

corrupted, the said Company, Body, or other Persons shall forfeit and pay for every such Offence the Sum of Two hundred Pounds, with full Costs of Suit, to any Person who shall inform or sue for the same 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, Wager of Law, nor more than One Imparlance, shall be allowed: Provided always, that no such Penalty or Forfeiture shall be recoverable unless the same shall be sued for within Twelve Calendar Months after the Time when such Annoyance or Act 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 sued for or recovered, in case any of the said Washings or other Waste Liquids, Substances, or Things shall be emptied or conveyed, or be suffered to run or flow in manner aforesaid, into any River, Stream, Reservoir, Aqueduct, Canal, Pond, Springhead, or Well, or any such Annoyance or Act shall be committed as aforesaid, and Notice thereof in Writing shall have been given by any Person to the said Company, Body, or other Persons as aforesaid, and such Company, Body, or other Persons shall not, within Twenty-four Hours after such Notice, prevent the further Continuance of such of the Causes of Complaint as shall be expressed in such Notice, the said Company, Body, or other Persons, as the Case may be, shall forfeit and pay the Sum of Twenty Pounds for each Day such Cause of Complaint shall continue; and any Justice of the Peace, upon Conviction of the Offender before him upon the Oath or Affirmation of any credible Witness, shall and may, by Warrant under his Hand and Seal, cause the said Penalty, and also the Costs attending such Conviction, to be levied by Distress and Sale of the Goods and Chattels of such Offender; which Penalty, when recovered, shall, at the Discretion of the said Justice, either be paid to the Informer or to the Person who in the Judgment of the said Justice shall have sustained any Annoyance, Loss, or Damage by any such Cause of Complaint as aforesaid.

Act not to
protect Per-
sons lighting
with Gas
from being
indicted for
a Nuisance.

XLIX. Provided always, and be it further enacted, That nothing in this Act contained shall extend to protect any Company, Body Politic or Corporate, or other Persons, making or supplying any Gas used, burnt, or consumed within the Limits of this Act, or any of the Servants, Officers, or Workmen of such Company, Body, or other Persons, from any Indictment or Prosecution for a public or private Nuisance, in respect of any Gas Works, or of the Means which shall be employed in making or using such Gas, or from any Action for any Loss or Damage sustained by reason of such Gas Works, or of the making or using of such Gas, whether such Loss or Damage shall proceed from the Preparation or from the Use of such Gas, or from the Method of lighting therewith, or from the Carelessness or Want of Skill of any of the Persons employed therein, or from any other Cause whatsoever connected therewith or relating thereto.

Penalty on
wilfully
damaging
Lamps.

L. And be it further enacted, That if any Person shall wilfully destroy, displace, or otherwise damage any Lamp which shall have been erected by or which shall belong to the said Committee Men, or any Person with whom they may contract for the lighting of any

of the Streets, Lanes, Passages, or Places within the said Parish, or any Post, Iron Cover, or Furniture thereof or Appurtenance thereto, or shall wilfully extinguish the Light of or in any such Lamp, or prevent any Lighter employed under this Act from either lighting or extinguishing such Lamp, or shall mischievously relight any such Lamp after the same shall have been extinguished by such Lighter, it shall be lawful for any Justice of the Peace, upon Complaint on Oath of any such Offence having been so committed, to issue his Warrant for the Apprehension of the Offender; and it shall also be lawful for any Person who shall see such Offence committed, and without such Warrant as aforesaid, to apprehend, and also for any other Person to assist in apprehending, such Offender, and to deliver him into the Custody of a Constable or other Peace Officer, in order to his being conveyed before some Justice of the Peace; and every Justice before whom such Offender shall be brought shall and he is hereby required to examine upon Oath any Witness who shall be produced to give Evidence touching such Offence; and if the Offender shall be thereof lawfully convicted, either upon his own Confession or upon such Evidence as aforesaid, he shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings, and shall also make full Satisfaction for the Damage done.

LI. Provided always, and be it further enacted, That if any Person shall carelessly or accidentally destroy, displace, or otherwise damage any such Lamp as aforesaid, or the Post, Iron, Cover, or other Furniture thereof or Appurtenance thereto, and shall not, upon Demand, make Satisfaction for the Damage done, it shall be lawful for any Justice of the Peace, and he is hereby required, upon Complaint thereof, to summon before him the Party so complained of, and upon his Appearance, or Default therein, to examine the Cause of such Complaint, and upon Proof of the Offence, either by Confession of the Party or by the Oath, or Affirmation of any credible Witness, to award and order such Satisfaction to be made by the Party complained against to the said Committee Men, or other Persons injured, as to such Justice shall appear just and reasonable; and in case the Sum so awarded shall not be forthwith paid, it shall be lawful for such Justice, and he is hereby required, to cause the same to be levied and recovered in such and the same Manner as any Penalty or Forfeiture by this Act is directed to be levied and recovered.

Satisfaction
to be made
for accidental
Damage to
Lamps, &c.

LII. And be it further enacted, That the said Committee Men shall and may purchase or provide from Time to Time such Furniture, Goods, Provisions, Clothing, Utensils, and other Materials, Articles, and Things as they shall think proper, for the Relief, Employment, and Maintenance of the Poor of the said Parish, and shall pay for the same out of any Monies which shall or may be raised out of the Poor Rates by this Act authorized, and may also receive the Benefit of the Work, Labour, and Service of such Poor, and apply the same in aid of the said Poor Rate, and may allow such Rewards and Gratuities to such of the said Poor as to the said Committee Men shall appear reasonable and expedient.

Committee
Men em-
powered to
purchase
Furniture
for maintain-
ing, &c. the
Poor.

LIII. And

Spirits not to
be conveyed
into Work-
house.

LIII. And be it further enacted, That if any Person shall, unless by the Directions of any of the said Committee Men, or of the Medical Attendant appointed to attend the Poor of the said Parish, at any Time convey any Spirituous or Strong Liquors into any Workhouse or Infant Poorhouse belonging to the said Parish, such Person or Persons shall be and is and are hereby declared to be subject and liable to pay a Penalty not exceeding Ten Pounds for every such Offence.

Pews to be
let by Com-
mittee Men.

LIV. And be it further enacted, That it shall be lawful for the said Committee Men from Time to Time to let the Pews or Seats within the said Church, (save and except the Pews or Seats which are now selected and appropriated for the gratuitous Use and Occupation of the Rector, Curate, or Minister, and the Churchwardens and Overseers of the Poor for the Time being, and except the Pews or Seats which are now selected and appropriated for the gratuitous Accommodation of the Poor of the said Parish,) for any Period not exceeding One Year, to such Persons only as shall be Inhabitant Householders within the said Parish; but in the Event of there being more Room in the said Church than may be necessary to accommodate such of the Inhabitant Householders of the said Parish as shall from Time to Time be desirous of taking such Pews, then the said Committee Men may let such of the said Pews as shall not be occupied, for any Period not exceeding One Year, to Persons not being Inhabitant Householders of the said Parish, and the Monies arising therefrom shall be applied in aid of the Church Rates by this Act authorized.

Rates.

LV. And be it further enacted, That from and after the passing of this Act Three equal Pound Rates shall be laid and assessed by the said Vestrymen of the said Parish, Once or oftener in every Year, upon all and every the Tenants and Occupiers of Houses, Shops, Warehouses, Coach-houses, Stables, Buildings, Cellars, Vaults, Yards, Lands, Tenements, and other Hereditaments and Premises within the said Parish, according to the respective annual Value thereof; one of such Rates, for the Maintenance and Relief of the Poor of the said Parish, and for defraying all Expences incident thereto or connected therewith, to be called "The Poor Rate;" another of such Rates, for the Support and Repair of the Church and Burial Ground of the said Parish, and for defraying all the Expences incident thereto or connected therewith, and for Payment of the necessary Expences incurred by the Churchwardens of the Parish in the Execution of their Offices, to be called "The Church Rate;" and another of such Rates, for defraying the Expences incurred in paving, lighting, watching, cleansing, watering, and otherwise improving the Streets, Roads, Courts, Ways, Passages, and Places within the said Parish, and all other Expences incident thereto or connected therewith, and for defraying any other Expences necessarily incurred in the Execution of this Act, and not herein particularly mentioned, to be called "The Improvement Rate," such last-mentioned Rate not to exceed Three Shillings in the Pound of the yearly Value of such Houses or other Premises.

LVI. And

LVI. And be it further enacted, That if any Collector of any of the said Rates shall at any Time retain in his Hands more than the Sum of Fifty Pounds for any longer Period than Seven Days, such Collector shall forfeit and pay the Sum of Five Pounds for every Day that he shall retain any such Sum exceeding the said Sum of Fifty Pounds beyond the Period herein before mentioned.

Collectors to
pay over
Rates.

LVII. And be it further enacted, That the Monies to be from Time to Time received by virtue of this Act under the said Rate called "The Church Rate" shall be paid by the said Committee Men, or by the Collector or Collectors of the said Rate, to the Churchwardens, or One of them, for the Time being, and be by them or him applied in manner as by Law established.

Money col-
lected by
Church Rate
to be paid to
Churchwar-
dens.

LVIII. And be it further enacted, That the Persons who shall from Time to Time have acted as Churchwardens of the said Parish for the past Year shall, within One Month after their going out of Office, from Time to Time deliver up to the Auditors acting under the Authority of this Act a just and true Account in Writing of all Monies which they shall have received or paid on account of their said Office, and shall produce the Vouchers for such Payments, which Accounts and Vouchers respectively the said Auditors are hereby required, within Seven Days after they shall be so delivered to them, to examine; and if upon the Examination of such Account it shall appear that such Churchwardens have expended more than they have received, it shall be lawful for the said Committee Men and they are hereby required, by and out of any subsequent Church Rate by this Act authorized, to repay to such Persons such Balance as shall appear upon the taking of such Account to be due to them; but if upon the Examination of such Account it shall appear that such Churchwardens shall have received more than they shall have expended, such Churchwardens shall forthwith pay such Balance as shall appear upon the taking of such Account to be remaining due from them unto the succeeding Churchwardens for the Time being, to be applied in aid of the Church Rate, and the said Account shall, when so audited, be made out, transcribed, printed, and laid before the said Vestrymen, together with the other Accounts by this Act directed to be printed, for the Use of the said Parish.

Churchwar-
dens going
out of Office
to account.

LIX. And be it further enacted, That after the several Rates herein before mentioned shall have been duly made as herein before mentioned, Notice thereof shall be given in the Church of the said Parish on the *Sunday* next after the same shall have been so made; and after such Notice the said Rates shall and may be collected quarterly or otherwise, by such Person or Persons as shall be appointed by the said Vestrymen to receive and collect the same.

Notice of
Rates to be
published.

LX. And be it further enacted, That in case any Person charged with any Rate by virtue or in pursuance of this Act shall refuse or neglect, after Demand made by the Collector for the Time being, to pay the Money rated or assessed upon him, her, or them respectively, and all Arrears thereof, it shall be lawful for any of His Majesty's

Recovery of
Rates.

Justices of the Peace for the said County of *Middlesex*, and he is hereby required, to summon, by Writing under his Hand, every Person so charged, and who shall have so refused or neglected as aforesaid, on Oath being made before such Justice by the Collector for the Time being of his having attended at the Place of Abode of such Person, to appear, at a Time and Place to be mentioned in such Summons, before such Justice, or before any Justice or Justices of the Peace for the said County of *Middlesex* who shall be then and there present; and it shall be lawful for any Person appointed to collect and receive such Rates, or for any Person appointed by such Summons, to serve such Summons upon all Persons so refusing or neglecting to pay as aforesaid, either by delivering the same to the Persons thereby intended to be summoned, or by leaving the same at their last or usual Places of Abode, or at or on the Premises for or in respect whereof the Rate or Rates mentioned in such Summons shall remain due and owing; and if any Person so summoned shall refuse or neglect to attend at the Time and Place mentioned in such Summons, or if he or she shall attend, and shall not make it appear to such Justice that he or she is not chargeable with such Rate or Rates under this Act, then such Person shall pay as well such Rate as the reasonable Costs and Charges of such Summons; and in all Cases where such Rate, Costs, and Charges shall not be paid upon the Return of such Summons, it shall be lawful for the Justice who shall have issued the same, or for any other Justice of the said County of *Middlesex*, and he is hereby authorized and required, on Oath being made before him of the due Service of such Summons as aforesaid, or in case the Person so refusing or neglecting to pay as aforesaid shall have removed out of the said Parish, then on Proof of such Summons having been duly issued as aforesaid, to grant a Warrant under his Hand and Seal, authorizing and directing such Collector or any Constable to levy such Rate or Rates, and all Arrears thereof, and the Expences of the Summons, and of the Warrant, by Distress of the Goods and Chattels of the Party so neglecting or refusing; and if within Five Days after such Distress shall have been made the said respective Rates, and all Arrears thereof, shall not be paid, together with the Costs and Charges of taking and keeping such Distress, it shall be lawful for such Collector or Constable to cause the said Goods and Chattels, or a sufficient Part thereof, to be appraised and sold, rendering to the said Person the Overplus, if any, after deducting the said Rates and all Arrears thereof, and the reasonable Costs and Charges attending such Distress and Sale, which Costs and Charges, in case of Dispute, shall be settled and ascertained by any of His Majesty's Justices of the Peace for the said County of *Middlesex*; and in default of such Distress, it shall be lawful for any such Justice to commit such Person to the Common Gaol or House of Correction for such County, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, unless Payment shall be sooner made of such Sum or Sums of Money as shall have been found to be due and in arrear upon such Rates as aforesaid, together with all Costs, Charges, and Expences attending the Recovery thereof; such Costs, Charges, and Expences to be ascertained and determined by the said Justice or Justices respectively.

LXI. And be it further enacted, That in order to avoid the Loss which might happen by Tenants or Occupiers of Houses, Tenements, or Hereditaments removing from the same before the Quarter Day on which the Rates charged by virtue of this Act shall become due and payable, it shall be lawful for the said Collector or Collectors, Forty-five Days before every such Quarter Day, or at any subsequent Time before such Quarter Day, to demand and receive the respective Rates to be made by virtue of this Act, and which would be due and payable on such Quarter Day; and, in case of Nonpayment thereof, to enforce the Payment of such Rates in the same Manner and with the same Powers as in case of Nonpayment of such Rates upon and after the Quarter Day on which the same would have become due and payable.

Rates may
be demanded
before
Quarter Day.

LXII. And, for the better enforcing the Payment of the Rates to be made by virtue of this Act, be it further enacted, That if any Person liable to pay any of the said Rates shall at any Time begin to remove his or her Goods or Furniture from the House or other Premises in his or her Occupation within the said Parish, or to sell or dispose of such Goods or Furniture therein by public Auction, or to sell or dispose of, or carry away, his or her Goods or Furniture as aforesaid, without paying all Arrears then due in respect of such Houses or other Premises by virtue of this Act, in which the current Quarter shall be considered as due, then and in any of the said Cases it shall be lawful for the Collector for the Time being of the said Rates to collect and levy such Rates, and all Arrears due thereon, (the Rate due for such Quarter wherein such Removal or Sale shall begin to be made as aforesaid to be considered as due, although previous to the Time for Payment of the Rate of such Quarter,) by Distress and Sale of the Goods and Chattels of the Party so beginning to remove, sell, or take away any such Goods or Furniture as aforesaid; and if within Five Days next after such Distress shall be made, the said Rates, and all Arrears due thereon, together with the reasonable Charges of taking and keeping the said Distress, shall not be paid, the said Collector shall cause the said Goods and Chattels to be appraised and sold, or such Part thereof as shall be sufficient to pay such Rates, together with all Arrears due thereon, and the reasonable Charges of making such Distress, and of keeping and selling the same, returning the Overplus, if any, to the Owner of such Goods and Chattels.

Rates may be
recovered
from Persons
removing:

LXIII. And be it further enacted, That in case any Person who may have been rated to or who may be liable to the Payment of any Rates which shall be made by virtue of this Act, shall quit his or her House or other Premises within the said Parish for or in respect whereof he or she shall be rated, before he or she shall have paid such Rates, then and in every such Case it shall be lawful for any Person appointed to collect any such Rates (Oath or Affirmation being made by him that he doth suspect such Person hath removed his or her Goods and Chattels), by Warrant under the Hand and Seal of any of His Majesty's Justices of the Peace for the said County of *Middlesex*, to distrain and to appraise and sell the Goods and Chattels of the Person who shall have so quitted the said House

For recover-
ing Rates
from Persons
who have
quitted their
Premises.

or

or other Premises before he or she shall have paid such Rates, for the Sum of Money due from any such Person by virtue of any such Rates, or any Part thereof; and for all Costs, Charges, and Expences occasioned by such Warrant, Distress, Appraisement, and Sale, in any County, City, or Place to which such Person shall have removed, in such and the same Manner as if the same Person had continued within the Jurisdiction of this Act.

Persons removing from Premises, and others coming in, to pay Rates in proportion.

LXIV. And be it further enacted, That in case any Person shall remove out of or from or quit the Possession of any House, Building, Land, Tenement, or Hereditament, or Part of a Tenement, before any Rate to be charged thereon by virtue of this Act shall have been paid and discharged, and another Person shall enter into the Occupation of such House, Building, Land, Tenement, or Hereditament, or Part of a Tenement, then and in every such Case the Person so removing out of or from or quitting Possession of, and the Person entering into the Occupation of any such House, Building, Land, Tenement or Hereditament, or Part of a Tenement, shall be respectively subject and liable to the Payment of all such Rates in proportion to the Time that such Persons shall have possessed or occupied the same respectively, in the same Manner as if the Person so removing or quitting as aforesaid had remained in the Possession of such House, Building, Land, Tenement, or Hereditament, or Part of a Tenement, or the Person so entering into the Occupation thereof had been originally rated and assessed in such Rates, which Proportion shall, in case of Dispute, be settled by any Justice of the Peace for the said County of *Middlesex*, whose Determination shall be final.

Owners to be assessed in certain Cases.

LXV. Provided always, and be it further enacted, That every Person who shall let out his or her House, Tenement, or Hereditament, in separate Apartments or ready-furnished, to a Lodger or Lodgers, or who shall be Owner or Landlord, or Receiver of the Rent of a House or other Premises which shall be let for a less Term than for One Year, or from Year to Year, or shall be let for a less yearly Rent than Twenty Pounds, shall and may be rated for the same, and shall be liable and subject to the Payment of the Rates directed to be raised and levied by virtue of this Act, in such and the same Manner as if he or she was really and truly the Occupier of the same House, Tenement, and Hereditament, or other Premises; and upon Nonpayment thereof the same shall be levied by Distress and Sale of the Goods and Chattels of such Owner, Landlord, or Receiver, wheresoever they may be found, or of the Person inhabiting any such House or other Premises, in such Manner as by this Act is provided for the Recovery of the Rates in other Cases: Provided always, that nothing herein contained shall be construed to subject any Person who shall or may be entitled to the Ground Rents of any of such Houses and other Premises, but who shall not be entitled to the Rack Rents thereof, to be rated for the Purposes of this Act; provided also, that the Goods and Chattels of every Person renting or inhabiting any such House or other Premises, or any Part thereof, the Rates whereof the Owner, Landlord, or Receiver is hereby made liable to as aforesaid, shall be liable at all Times to be

be distrained and sold for Payment only of such of the said Rates, and of all Arrears thereof, as became due upon the said House and other Premises during the Time of his Occupancy, but no such Occupier shall at any Time be liable to pay any greater Sum for or towards the Discharge of the said Rates, or any of them, and Arrears thereof, than the Amount of the Rent actually due or payable by such Occupier to the Owner or Landlord of such House and other Premises so occupied by him or her; and every such Occupier who shall pay any such Rates, or upon whom the same shall be levied, may deduct the same from the Rent due and payable or to become due and payable from him or her to the Landlord of such House or other Premises, unless there shall be any Agreement to the contrary between any such Landlord and Tenant.

LXVI. And, in order to prevent Disputes touching the Definition of Owners or Landlords for the Purposes of this Act, be it enacted, That the Person legally authorized and empowered to receive and collect, or receiving and collecting, or claiming to be entitled to receive and collect, the Rents of any Messuages, Lands, Tenements, Hereditaments, or other Premises, from the Tenants or actual Occupiers thereof, or of any of them, shall be deemed and taken for the several Purposes of this Act to be the Owners or Landlords thereof; and in all Cases in which either Owners or Landlords are made liable by this Act, such Person so authorized and empowered to receive and collect, or receiving and collecting, or claiming to be entitled to receive and collect, the Rents of any such Messuages or other Premises from the Tenants or actual Occupiers thereof, shall be liable as Owners or Landlords thereof, unless the Owners or Landlords shall be distinctly and certainly known to be such to the Satisfaction of the said Committee Men; and the Receiver or Collector of such Rents is hereby authorized to pay the said Rates and Assessments charged and payable for and on account of the said respective Messuages and other Premises, and to deduct the same out of the Rents received or to be received by him.

Defining Owners or Landlords, for the Purpose of the Act.

LXVII. Provided always, and be it further enacted, That if the said Vestrymen shall at any Time, in any Rates by them to be made by virtue or in pursuance of this Act, neglect or omit to rate themselves, or any other Person liable to pay or be charged to such Rates, or shall under-rate or over-rate any Person so liable to such Rates, then and in every such Case it shall be lawful for the said Committee Men to rate such Person so omitted to be rated, and to raise such Person so under-rated, and to reduce such Person so over-rated, or otherwise to amend or alter such Rates so as to make the same conformable to the true Intent and Meaning of this Act; and all such Additions to or Alterations in and Exemptions from the original Rates shall be as valid and effectual, to all Intents and Purposes whatsoever, as if the same had been Part of the original Rates, and shall not be held to vitiate the original Assessment, any Statute, Law, Usage, or Custom to the contrary in anywise notwithstanding.

Committee Men to correct Rates.

LXVIII. And be it further enacted, That where a sufficient Distress cannot be found, it shall be lawful for the said Committee Men to

Actions may be brought for Rates.

[Local.]

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bring

bring or cause to be brought any Action of Debt, or any special Action on the Case, in any of His Majesty's Courts of Record at *Westminster*, for all or any of the Rates to be made by virtue of this Act, in which Action it shall be sufficient for the Plaintiff to declare that the Defendant is indebted to him in such Sum of Money as the Plaintiff shall suppose to be due; and if the Plaintiff shall recover the Sum so declared for, or any Part thereof, he shall have full Costs, to be levied and recovered as other Monies upon Judgments are by Law levied and recovered, in which Action no Essoign, Protection, or Wager of Law, and not more than One Imparlance, shall be allowed.

Rate Books
to be received
as Evidence.

LXIX. And be it further enacted, That the Books of Rates to be delivered to the Collector or Collectors, or other Officers, by the said Committee Men, and all Entries afterwards made therein in manner by this Act directed, shall be received as Evidence of the Rates imposed by virtue of this Act.

Committee
Men may re-
mit Rates.

LXX. Provided always, and be it further enacted, That it shall be lawful for the said Committee Men at any Time to exonerate and release any poor Householder or Occupier of any Land, Tenement, Building, or Apartment from the Payment of all or any Part of the Rates to be imposed by virtue of this Act, for and during such Times and in such Proportions as the said Committee Men shall think him or her incapable of paying.

Form of War-
rant of Dis-
tress.

LXXI. And be it further enacted, That the Warrant of Distress for Nonpayment of any Rate to be made by virtue of this Act may include One or more Person or Persons, and be in the Words or to the Effect following:

‘ Middlesex } To the Collectors of the Rates of the Parish of *Saint*
‘ to wit. } *Paul Covent Garden*, in the County of *Middlesex*, and
‘ to all Constables, Headboroughs, and Peace Officers
‘ for the said Parish :

‘ WHEREAS the undermentioned Persons now or late Inha-
‘ bitants, Landlords, Tenants, or Occupiers of Lands, Houses,
‘ Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, or other
‘ Buildings, Tenements, or Hereditaments within the said Parish of
‘ *Saint Paul Covent Garden*, have been duly rated, by virtue of an
‘ Act passed in the Tenth Year of the Reign of King *George* the
‘ Fourth, intituled [*the Title of the Act*]: And whereas the said Per-
‘ sons have refused or neglected to pay the several Sums of Money
‘ at and against their Names herein-after respectively set, for Money
‘ due from them for or towards the Purposes in the said Act men-
‘ tioned, and the said several Sums are still remaining due, in arrear,
‘ and unpaid, as appeareth upon Oath to me One
‘ of His Majesty's Justices of the Peace for the said County; and
‘ the said several Persons having been summoned to appear before
‘ me to answer the Premises, and no sufficient Cause having been
‘ shown by them why such Sum or Sums of Money should not be
‘ paid; These are therefore, in His Majesty's Name, to require you,
‘ or either of you, forthwith to levy the said several Sums herein-after
‘ mentioned, by Distress and Sale of the Goods and Chattels of the
‘ Persons aforesaid, rendering to them respectively the Overplus (if
‘ any),

any), the reasonable Charges of such Summons, and of this Warrant;
 and of the Distress and Sale, being first deducted; and if no sufficient
 Distress can be had or taken, that then you certify the same to me,
 to the end that such further Proceedings may be had therein as to
 the Law doth appertain; and I do hereby strictly charge and com-
 mand all and singular the Constables, Headboroughs, and others
 His Majesty's Peace Officers for the said County, to aid and assist
 in all Things relating to the Premises. Given under my Hand and
 Seal, this Day of
 in the Year of our Lord

	£	s.	d.
A. B.	-	-	-
C. D.	-	-	-
E. F. the Landlord for divided Premises	-	-	-
G. H.	-	-	-

LXXII. And be it further enacted, That if any Constable, Head-
 borough, or Peace Officer, upon being called upon by the said Com-
 mittee Men, or by their Collector or Collectors, or other Person or
 Persons who shall have obtained such Warrant of Distress, shall refuse
 or neglect to aid and assist in making such Distress and Sale, he shall
 forfeit and pay any Sum not exceeding Forty Shillings for every such
 Offence.

Penalty on
 Constables
 refusing to
 execute War-
 rants, &c.

LXXIII. And be it further enacted, That the said Vestrymen in
 Vestry assembled may and they are hereby empowered, from Time to
 Time whenever they shall think fit, to authorize the said Committee
 Men to borrow any Money on the Credit of any of the Rates by this
 Act granted, which shall be necessary for the Purpose of carrying
 this Act into execution, and also to purchase or lease any Lands,
 Tenements, or Hereditaments, which the said Vestrymen may deem
 necessary for any of the Purposes of this Act.

Vestrymen
 may autho-
 rize Com-
 mittee Men
 to borrow
 Money.

LXXIV. And be it further enacted, That it shall be lawful for the
 said Committee Men (being authorized by the said Vestrymen
 assembled as aforesaid) to borrow and take up at Interest any Sum
 or Sums of Money for the Purposes of this Act, upon the Credit of
 all or any of the Rates to be made by virtue of this Act, and by
 Writing under their Hands and Seals to mortgage or assign all or
 any Part of the said Rates to such Person or Persons as shall lend or
 advance any Money thereon, or to his or their Trustee or Trustees,
 as a Security for the Principal Money to be advanced, with any legal
 Interest for the same; and every such Mortgage may be in the
 Words or to the Effect following; (that is to say,)

Committee
 Men to bor-
 row Money
 upon Mort-
 gage.

WE of the Committee of Manage-
 ment of the Affairs of the Parish of Saint Paul Covent
 Garden, in the County of Middlesex, appointed by or in pur-
 suance 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], in consideration of the Sum of advanced
 and lent by A. B. upon the Credit and for the Purposes of the said
 Act, do hereby grant and assign unto the said A. B., [or to his
 Trustee or Trustees, as the Case may require,] his Executors, Admi-
 nistrators,

Form of
 Mortgage.

‘ nistrators, and Assigns, such Proportion of the Rates or Assess-
‘ ments [*here set forth the particular Rate upon which the same is*
‘ *charged*] made or to be made in pursuance of or by virtue of the
‘ said Act as the said Sum of doth or shall
‘ bear to the whole Sum which may at any Time be borrowed or
‘ become due or owing or to be charged upon the Credit of the said
‘ Act for those Purposes, to be holden from this Day
‘ of until the said Sum of with
‘ Interest for the same after the Rate of *per Centum*
‘ *per Annum*, shall be repaid and satisfied. In witness whereof we
‘ have hereunto set our Hands and Seals, the Day of
‘ in the Year of our Lord .

Power to
grant Annu-
ties.

LXXV. And be it further enacted, That it shall be lawful for the
said Committee Men (being authorized as aforesaid), from Time to
Time, by Writing under their Hands and Seals, to grant Annuities
to any Person or Persons who shall contribute, advance, and pay
into the Hands of the Treasurer to the said Committee Men any Sum
or Sums of Money for the absolute Purchase of any Annuity or
Annuities, to be paid and payable during the natural Life of every
such Contributor, or the natural Life of such Person or Persons as
shall be nominated by or on behalf of such Contributor at the Time
of Payment of his or her Contribution or Purchase Money; and the
Grant of every such Annuity shall be in the Words or to the Effect
following; (that is to say,)

Form of
Annuity.

‘ WE of the Committee of Manage-
‘ ment of the Affairs of the Parish of *Saint Paul Covent*
‘ *Garden*, in the County of *Middlesex*, appointed by or in pur-
‘ suance 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*] in consideration of the Sum of paid
‘ by *A. B.* to *C. D.*, the Treasurer appointed in pursuance of the said
‘ Act, do hereby grant unto the said *A. B.* an Annuity or yearly
‘ Sum of out of the Rates [*here set*
‘ *forth the particular Rate upon which the same is charged*] granted or
‘ arising by virtue of the said Act, which Annuity or yearly Sum
‘ of shall be paid to the said *A. B.*
‘ or his Assigns, during the Term of his natural Life [*or to the*
‘ said *A. B.*, his Executors, Administrators, or Assigns, during the
‘ natural Life of *C. D.*, *as the Case may be*], upon the
‘ most usual Days of Payment in the Year, during
‘ the natural Life of him the said , the first Payment thereof
‘ to be made upon the next ensuing the Date
‘ hereof. In witness whereof we have hereunto set our Hands and
‘ Seals, the Day of in
‘ the Year of our Lord .

And the Expences of such respective Mortgages or Grants of Annuity
may be defrayed by the said Committee Men out of the Monies to be
so borrowed or contributed.

Notice to be
given of bor-
rowing
Money.

LXXVI. Provided also, and be it further enacted, That the said
Committee Men shall not take up or borrow any Money whatever,
either upon Mortgage or upon Annuity, unless they shall have
advertised

advertised their Intention so to do, in the same Manner as is herein provided with respect to Contracts for Work under this Act.

LXXVII. And be it further enacted, That in case the said Committee Men can at any Time borrow or take up any Money for the Purposes of this Act at a lower Rate of Interest than any Security which shall be then in force shall bear, it shall be lawful for the said Committee Men from Time to Time to charge the said Rates, or either of them, or other Funds or Property, or any Part thereof, in manner aforesaid, with the Payment of such Sums as they shall think proper, not exceeding the Amount of such Securities and the Expenses incident to paying off the same at such lower Rate aforesaid, and to pay off and discharge any Security or Securities bearing a higher Rate of Interest.

Committee Men may borrow Money at a low Rate of Interest to pay off Debts at a higher Rate.

LXXVIII. And be it further enacted, That it shall be lawful for the Person or Persons entitled to any of the said Securities, at any Time to assign and transfer the same to any Person or Persons, in the Words or to the Effect following :

Power to transfer Securities.

‘ I *A. B.* do transfer the within Security, and the Principal Money and Interest thereby secured, [*or Annuity, as the Case may be,*] unto *C. D.*, his Executors, Administrators, and Assigns. Witness my Hand and Seal the Day of in the Year of our Lord .’

And a Copy of every Mortgage or Assignment, and of every Grant of Annuity, which shall have been made in pursuance of this Act, and an Extract or Memorial of every Transfer thereof respectively, shall be entered in a Book to be kept for that Purpose by the Clerk to the said Committee Men ; which Extract or Memorial shall specify and contain the Date, Names of the Parties, and Sums of Money thereby transferred, to which Book any Person interested shall at all seasonable Times have Access, and have free Liberty to inspect the same without Fee or Reward ; and for the Entry of every such Transfer the said Clerk shall be paid, by the Person to whom such Transfer shall be made, the Sum of Two Shillings and Sixpence, and no more ; and every such Transfer, after Entry thereof as aforesaid, shall entitle the Person to whom the Transfer shall be made, and his Executors, Administrators, and Assigns, to the Benefit of the Security thereby transferred, without any other Registry or Enrolment whatsoever.

Memorials of Transfers to be kept.

LXXIX. And, for preventing any improvident Grants of Annuities, 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 the Three Pounds *per Centum* Consolidated Bank Annuities at the Time of granting the same, and at a Rate not exceeding by more than One Fifth the Rate prescribed by any Act for the Time being in force for granting Annuities on Government Securities.

For preventing improvident Grants of Annuities.

LXXX. And be it further enacted, That all and every Sum or Sums of Money lent or advanced upon the Credit of any of the said Rates or Assessments shall be applied in aid of the particular Rate or Assessment upon the Credit of which the same shall have been so lent and advanced, and for no other Purpose or Purposes whatsoever.

Money raised to be applied to particular Purposes for which it is raised.

[*Local.*]

19 A

LXXXI. And

Expences of
Act.

LXXXI. And be it further enacted, That out of the first Money to be received under or by virtue of this Act, or out of any Money which may be received by the said Committee Men by virtue of the said former Acts hereby repealed, the said Committee Men shall in the first place pay and discharge all the Costs, Charges, and Expences of preparing, applying for, and passing this Act or incident thereto, (together with lawful Interest for any Money which may have been advanced for the Payment thereof, or of any Part thereof, from the Time that the same, or any Part thereof, shall have been advanced by any Person to the Time of the same being repaid by the said Committee Men); and in the next place shall (except where any of such Money is by this Act directed to be otherwise applied) pay and discharge the Interest of any Money heretofore borrowed and owing under the said former Acts or any of them, or which shall be borrowed in pursuance of this Act, and shall apply the Remainder of the Money so received from Time to Time in paying and defraying the necessary Expences attending the Execution of this Act.

Recovery and
Application
of Penalties.

LXXXII. And be it further enacted, That all Penalties and Forfeitures inflicted or imposed by this Act, or by virtue of any Rule or Order made in pursuance hereof, the Manner of levying and recovering whereof is not herein particularly directed, may, in case of Nonpayment thereof, be recovered in a summary Way, upon the Adjudication and Order of some Justice of the Peace acting for the City and Liberty of *Westminster* or the County of *Middlesex*, on Complaint to him for that Purpose exhibited, and be levied, as well as the Costs and Expences, if any, attending such Adjudication, Recovery, and Levy, on Nonpayment, by Distress and Sale of the Goods and Chattels of the Offenders or Persons liable to pay the same, by Warrant under the Hand and Seal of such Justice, who is hereby authorized and required to summon and examine any Witness of and concerning such Offence, Matter, and Thing, and to hear and determine the same; and the Overplus, if any, of the Money so recovered or levied, after discharging such Penalty or Forfeiture, and Costs and Expences as aforesaid, shall be rendered to the Owner or Owners of the Goods and Chattels so seized and distrained; all which Penalties and Forfeitures, not herein directed to be otherwise applied, shall be paid to the said Committee Men or their Treasurer or Clerk, to be applied for the Purposes of this Act, as the said Committee Men shall order and direct, unless the Penalty or Forfeiture shall be incurred by the said Committee Men, in which Case the same shall be paid to the Informer; and it shall be lawful for the said Justice to order any Offender so convicted to be detained in safe Custody until Return can be conveniently made to such Warrant of Distress, unless such Offender or Offenders shall give sufficient Security to the Satisfaction of the said Justice for his or her Appearance before the said Justice, or before some other Justice having Jurisdiction, on such Day as shall be appointed for the Return of such Warrant of Distress, such Day not being later than Seven Days from the Day of taking any such Security, and which Security the said Justice is hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had whereupon to levy the Penalty and Forfeiture, Costs and Expences as aforesaid, and the same shall not be forthwith paid, or in case it shall

shall appear to the Satisfaction of any such Justice, upon the Confession of the Offender or Offenders or otherwise, that he or she has not sufficient Goods and Chattels whereupon such Penalty or Forfeiture, Costs and Expences could be levied if a Warrant of Distress were issued, such Justice shall not be required to issue such Warrant of Distress, but in such Case such Justice shall and he is hereby empowered and required, by a Warrant under his Hand and Seal, to commit such Offender or Offenders to any Common Gaol or House of Correction for such County, there to remain without Bail or Mainprize for any Time not exceeding Six Calendar Months, or until such Offender or Offenders shall have paid such Penalty or Forfeiture, and all Costs and Expences attending such Proceedings, to be ascertained by such Justice, or shall otherwise be discharged by due Course of Law: Provided always, that in all Cases where the Penalty or Forfeiture imposed by this Act shall exceed the Sum of Ten Pounds, no Proceeding before Justices shall be had and taken for the Recovery thereof before a less Number than Two Justices.

LXXXIII. And be it further enacted, That in all Cases where Damages or Charges are by this Act directed to be paid, and the Manner of ascertaining the Amount thereof is not specified or provided for, such Amount, in case of Nonpayment, or of any Dispute respecting the same, shall be ascertained and determined by some Justice of the Peace; and where by this Act any Damages or Charges are directed or authorized to be paid, in addition to any Penalty for any Offence, the Amount of such Damages or Charges, in case of Nonpayment, or of any Dispute respecting the same, shall be ascertained and determined by the Justice by or before whom any Offender shall be convicted of such Offence; and such Justices respectively are hereby authorized and required, on Nonpayment of the Damages in any of the Cases aforesaid, to levy such Damages and Charges by Distress and Sale of the Goods and Chattels of the Offender or Offenders in manner directed by this Act for the levying of any Penalties or Forfeitures.

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

LXXXIV. And be it further enacted, That in all Cases in which by this Act any Penalty or Forfeiture 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 before him the Party or Parties complained against, and on such Summons to hear and determine the Matter of such Complaint, and on Proof of the Offence to convict the Offender, and to adjudge him, her, or them to pay the Penalty or Forfeiture incurred, and to proceed to recover the same, although no Information in Writing shall have been exhibited before him; and all such Proceedings by Summons, without Information in Writing, shall be as good, valid, and effectual to all Intents and Purposes as if an Information in Writing were exhibited.

Justices may proceed by Summons in the Recovery of Penalties.

LXXXV. And be it further enacted, That it shall be lawful for any of the said Committee Men, or for any Officer or Person acting in the Execution of this Act, and for such other Persons as they respectively shall call to their Assistance, without any other Warrant or Authority than this Act, to seize and detain any Person who shall commit any Offence

Offenders whose Names are unknown to be taken up.

Offence against this Act, and whose Name and Address shall be unknown to such Committee Men, Officers, or other Persons as aforesaid, and to take him or her before some Justice of the Peace for the County or Place where the Offence shall be committed, and such Justice is hereby empowered and required to proceed immediately to the hearing and determining of the Complaint.

Forms of Information and Conviction of Offenders.

LXXXVI. And be it further enacted, That all Justices of the Peace before whom any Person shall be informed against or convicted for or in respect of any Offence against this Act, shall and may cause the Information (whenever an Information in Writing or Print is taken), and also the Conviction, to be drawn up according to the following Forms, or in any other Forms to the same Effect, as the Case may require :

Form of Information.

‘ to wit. } **BE** it remembered, That on the _____ Day
 ‘ of _____ A. B. of
 ‘ informeth me C. D., One of His Majesty’s Justices of the Peace for
 ‘ the said County, that _____ of
 ‘ [*here describe the Offence, with the Time and Place,*] contrary to an
 ‘ Act passed in the Tenth Year of the Reign of His Majesty King
 ‘ George the Fourth, intituled [*insert the Title of this Act*], which hath
 ‘ imposed a Penalty or Forfeiture of _____ for
 ‘ the said Offence. Taken the _____ Day of _____ before
 ‘ me _____

Form of Conviction.

‘ to wit. } **BE** it remembered, That on [*Time of Conviction,*] at _____
 ‘ _____ A. B. was convicted before me C. D., One
 ‘ of His Majesty’s Justices of the Peace for the said County, that the
 ‘ said A. B. on _____ at _____ did [*here state*
 ‘ *the Offence,*] contrary to 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 I do therefore adjudge that the said
 ‘ A. B. has forfeited for the said Offence the Sum of _____
 ‘ or shall be committed to [*Place of Imprisonment*] for the Space of _____
 ‘ _____ Given under my Hand and Seal, the
 ‘ Day and Year first above written.’

Distress not unlawful for Want of Form.

LXXXVII. And be it further enacted, That where any Distress shall be made for any Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or other Proceeding 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 done by him or them, but the Person aggrieved by such Defect or Irregularity shall and may recover full Satisfaction for the special Damage in an Action upon the Case.

Committee Men, Officers, and Inhabitants to be competent Evidence.

LXXXVIII. And be it further enacted, That in all Actions and Proceedings whatsoever relating to or concerning the Execution of this Act, none of the said Committee Men, or their Clerks, Collectors, or other Officers or Servants, nor any of the Inhabitants within the Limits of this Act, shall be deemed incompetent to give Evidence

by reason of their filling or holding any Office, or of their being assessed to or paying any Rate under or by virtue of this Act.

LXXXIX. Provided always, and be it further enacted, That if any Person shall think himself or herself aggrieved by any Rate, or by any other Act or Matter made, done, or arising out of or in pursuance of this Act, he or she may appeal to the said Committee Men at any of their Meetings, provided that such Appeal be made within Two Months next after such Rate shall have been made or Payment thereof demanded, or other Cause of Grievance shall have arisen; and the said Committee Men may examine the Appellant and any Witnesses upon Oath, touching the Matter of such Appeal, and may grant or refuse Relief to the Persons so appealing, and make such Order therein as to them shall seem meet.

Appeal to the
Committee
Men.

XC. Provided also, and be it further enacted, That if any Person shall think himself or herself aggrieved by any Act, Matter, or Thing made, done, or arising under or out of or in pursuance of this Act, or by any Order or Conviction of any Justice of the Peace, it shall be lawful for such Person to appeal to any General or Quarter Sessions of the Peace to be held in and for the said County of *Middlesex* within Three Calendar Months next after the Cause of Complaint shall have arisen, or in the Case of an Appeal against the Confirmation of any Rate by the said Committee Men, then within Three Calendar Months after such Confirmation shall have been notified to the Person liable to such Rate; or if such Sessions shall be held before the Expiration of Three Calendar Months next after such respective Periods, then such Appeal shall be made to the next succeeding Sessions, either of which Courts of Sessions is hereby empowered to hear and finally determine the Matter of the Appeal, and to make such Order therein as to them shall seem meet, which Order shall be final and conclusive to and upon all Parties; provided that the Person or Persons so appealing shall give at least Seven Days Notice in Writing of his, her, or their Intention to appeal as aforesaid, and of the Matter or Cause thereof, to the Clerk for the Time being to the said Committee Men or other the Respondent, and shall within Three Days after such Notice enter into a Recognizance before some Justice of the Peace, with sufficient Securities, to try such Appeal at the next General or Quarter Sessions of the Peace, and to abide the Order of and to pay such Costs as shall be awarded by the said Justices at such Sessions; and such Justices, upon hearing and finally determining the Matter of such Appeal, shall and may, according to their Discretion, award such Costs to the Party appealing or appealed against, as they shall think proper, and their Determination in or concerning the Premises shall be conclusive and binding on all Parties to all Intents and Purposes whatsoever.

Appeal to the
Quarter Ses-
sions.

XCI. Provided always, and be it further enacted, That on Appeal from the said Rates the Justices at such General or Quarter Sessions shall and may amend the same in such Manner as may be necessary for giving Relief, without quashing or altering such Rates with respect to other Persons mentioned in the same; but if it shall be found necessary to set aside any such Rate the said Justices shall and may order a new Rate to be made in the Manner in this Act directed.

Rates may
be amended
by Justices.

[Local.]

19 B

XCI. Pro-

Committee Men not to sit as Justices on Appeal against any Rate adjudged by them.

XCII. Provided also, and be it further enacted, That no Committee Man who shall sit or act as such upon any Application for Relief against any Rate to be made under the Authority of this Act shall be capable of sitting or acting as a Justice of the Peace in Session upon any Appeal against such Rate, as herein-before mentioned, touching any Matter or Point relative to such Rate upon which he shall have before determined as such Committee Man.

Rates and Proceedings not to be quashed for Want of Form.

XCIII. And be it further enacted, That no Rate, nor any Proceeding to be had touching the Conviction of any Offender against this Act, nor any Order made, nor any other Matter or Thing done or transacted in or relative to the Execution of this Act, shall be quashed or vacated for Want of Form, or be removable by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster*.

Plaintiff not to recover in any Action after Tender of Amends.

XCIV. And be it further enacted, That no Plaintiff shall recover in any Action for any Irregularity, Trespass, or other wrongful Act committed or done in the Execution of this Act, if Tender of sufficient Amends shall have been made by or on behalf of the Party or Parties who shall have committed or done any such Irregularity, Trespass, or other wrongful Act before such Action brought; and in case no Tender shall have been so made, it shall be lawful for the Defendant or Defendants in any such Action, by Leave of the Court where such Action shall depend, at any Time before Issue joined, to pay into Court such Sum of Money as he, she, or they shall think fit, whereupon such Proceedings, Order, and Adjudication shall be made, had, and given, in and by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Limitation of Actions.

XCV. Provided also, and be it further enacted, That no Action or Suit shall be commenced against any Person for any thing arising out of this Act until Ten Days Notice of the Intention to commence such Action or Suit shall have been given in Writing to the Clerk to the said Committee Men, nor after sufficient Satisfaction has been made or tendered to the Party or Parties aggrieved, nor after Six Months next after the Fact committed for which such Action or Suit shall be so brought or instituted; and every such Action or Suit shall be brought and tried where the Cause of Action shall have arisen, and not elsewhere; and the Defendant or Defendants in such Action may plead the General Issue, and give this Act and every special Matter in Evidence at any Trial which shall be had thereupon; and if the Matter or Thing shall appear to have been done consistently with the Directions and Provisions of this Act, or that such Action or Suit was commenced before or after the Time herein-before prescribed, or that sufficient Satisfaction was made or tendered as aforesaid, or that such Action was laid in any other County or Place than as aforesaid, then the Jury shall find a Verdict for the Defendant.

General Issue.

Penalty on Persons not appearing or refusing to be examined as Witnesses.

XCVI. And be it further enacted, That if any Person who shall be summoned by any Justice of the Peace, or by any other Person having due Authority as a Witness to give Evidence touching any Matter contained in any Information or Complaint for any Offence against this Act, or touching any other Matter or Thing relating to

this Act, either on behalf of the Prosecutor or on behalf of the Person accused, 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 Costs and Expences, without a satisfactory Excuse being given for such Nonappearance, or appearing, shall refuse or decline to be examined, or to give Evidence touching the Matter in question, every Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds to be recovered as any other Penalty or Forfeiture may by this Act be recovered.

XCVII. And be it further enacted, That in all Cases where it may be necessary for any Person to serve any Notice or other Proceeding upon the said Committee Men, Service thereof respectively upon the Clerk of the said Committee Men, or left at the Office of such Clerk, or at his last or usual Place of Abode, or at the Office of the said Committee Men, or upon any of the said Committee Men acting in the Execution of this Act, or left at their respective last or usual Places of Abode, shall be deemed sufficient Service thereof upon the said Committee Men; and in all Cases where it may be necessary for the said Committee Men to give any Notice to any Person or Body whomsoever, under the Provisions of this Act, such Notice shall be in Writing or in Print, or partly in Writing and partly in Print, and be signed by any Three or more of the said Committee Men, or by their Clerk for the Time being, and shall be delivered to such Person, or left at his or her last or usual Place of Abode, or be delivered to some Member of such Body, or be left at his last or usual Place of Abode, or to some Clerk or other Officer of such Body, or be left at the Office of such Clerk or Officer, or at his last or usual Place of Abode, except in Cases in which any other Mode of giving such respective Notices is by this Act particularly directed; and in all Cases where any public Notice is by this Act directed to be given by the said Committee Men (except such public Notices as are by this Act expressly directed to be given in some other Manner), such Notice shall be in Writing or in Print, or partly in Writing and partly in Print, and be signed by any Three or more of the said Committee Men, or by their Clerk for the Time being, and be affixed to or upon the principal outer Door of the Church of the said Parish; and all such Notices so published and given shall be good and available in Law for the Purposes of this Act.

Declaring
what shall be
good Service
of Notice on
Committee
Men;

what shall be
good Service
of private
Notice by
Committee
Men.

Mode of
giving public
Notices by
Committee
Men.

XCVIII. And be it further enacted, That in all Cases where any Justices of the Peace are by this Act authorized to examine any Person, or to take Recognizance of, or to hear or determine any Matter or Complaint, it shall be lawful for such Justices, and they are hereby empowered and required, to administer an Oath to or to receive the Affirmation of any such Person before he or she shall be so examined.

Powers to
Justices and
Committee
to administer
Oaths, &c.

XCIX. Provided always, and be it further enacted, That this Act or any thing herein contained shall not extend or be construed to extend to invalidate or avoid any Ecclesiastical Law or Constitution of the Church of *England*, or to destroy any of the Rights or Powers belonging to the Lord Bishop of *London*, or in anywise to abridge

Saving the
Ecclesiasti-
cal Jurisdic-
tion, &c. of
the Lord
Bishop of
London.
or

or controul the ordinary Jurisdiction of the said Lord Bishop of *London* for the Time being, in and over the aforesaid Parish of *Saint Paul Covent Garden*, on over the Minister thereof, or in, over, or relating to any Matter or Thing respecting the Ministers thereof, except so far as relates to the letting and managing the Pews in the Church of the said Parish; but that it shall be lawful for the said Lord Bishop of *London* for the Time being to, and such Lord Bishop shall and may, at all Times after the passing of this Act, visit and exercise Ecclesiastical Jurisdiction in the said Parish of *Saint Paul Covent Garden*, as amply as such Bishop might do immediately before the passing of this Act.

Saving the Rights of the Duke of Bedford, and of Rector, &c. of Saint Paul Covent Garden.

C. Provided always, and be it further enacted, That nothing in this Act contained shall extend to or be deemed or construed to extend to prejudice, diminish, alter, take away, or defeat any Right, Power, Privilege, Authority, Advantage, or Emolument given or vested in the Most Noble *John Duke of Bedford*, his Heirs or Assigns, and the Rector, Curate, Clerk, and Sextons, for the Time being, of the said Parish of *Saint Paul Covent Garden*, or any or either of them, by the said Acts hereby repealed, or by an Act passed in the Twelfth Year of the Reign of His late Majesty King *Charles the Second*, intituled *An Act for making the Precinct of Covent Garden Parochial*, or by an Act passed in the Fifty-first Year of the Reign of His late Majesty King *George the Third*, intituled *An Act for amending an Act of King Charles the Second, for making the Precinct of Covent Garden Parochial, and for increasing the Stipends of the Rector, Curate, Clerk, and Sextons of the said Parish*, or by any or either of such Acts; but every such Right, Power, Privilege, Authority, Advantage, and Emolument shall remain and be as good and valid, and may be exercised and enjoyed as effectually, as if this Act had not been passed.

Saving the Rights of the Duke of Bedford in reference to Covent Garden Market.

CI. Provided also, and be it further enacted, That nothing in this Act contained shall extend or be deemed or construed to extend to prejudice, diminish, alter, take away, or defeat any Right, Power, Privilege, Authority, Advantage, Jurisdiction, or Emolument given to or vested in the said *John Duke of Bedford*, his Heirs or Assigns, or any other Person or Persons, by an Act passed in the Ninth Year of the Reign of His present Majesty, intituled *An Act for the Improvement and Regulation of Covent Garden Market*; but every such Right, Power, Privilege, Authority, Advantage, Jurisdiction, and Emolument shall remain and be as good and valid, and may be exercised and enjoyed as effectually, as if this Act had not been passed.

Public Act,

CII. 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 the same being specially pleaded.