



ANNO DECIMO

GEORGII IV. REGIS.

Cap. lxxiii.

An Act for lighting, watching, and improving the Town of *Croydon* in the County of *Surrey*; for providing Lodgings for the Judges at the Assizes holden in the said Town; and for other Purposes relating thereto. [22d May 1829.]

WHEREAS the Town of *Croydon* in the County of *Surrey* is large and populous, and is a great Thoroughfare: And whereas the said Town hath never been lighted or watched, except in a very partial Manner by private Individuals at their own Expence, and by a few public Lamps irregularly paid for by the Churchwardens out of the Parochial Rates; and the Want of a more general and effectual lighting and watching has been productive of great Inconvenience and Danger to the Inhabitants, and others resorting to and travelling through the said Town: And whereas it would tend to the Safety, Convenience, and Advantage of the Inhabitants of the said Town, and of all Persons resorting to or travelling through the same, if the said Town, and more especially the Main Street thereof, commonly called the *High Street*, was more effectually lighted, and the Police of the said Parish better regulated: And whereas it is expedient and necessary to regulate the Affairs of the said Parish: And whereas the Assizes for the County of *Surrey* have been long held in the said Town every alternate Summer, whereby much Benefit and Advantage have arisen to the said Town; and the

[Local.] 21 C Judges

Commissioners.

Judges Lodgings, and the Place of Confinement for Prisoners, in the said Town, have been provided by the Inhabitants, the Expences of which have been principally paid out of the Church Rates of the said Parish: And whereas such Lodgings are incommodious and unfit for the Reception of the Judges, and cannot be rendered otherwise by the Means now possessed by the Inhabitants of the said Town: And whereas it is expedient that better and more suitable Accommodations should be provided, and Provision made for authorizing the Inhabitants of the said Parish to pay the Expences thereof: And whereas the Purposes aforesaid cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Vicar of the Parish of *Croydon* aforesaid for the Time being, together with Twenty of the Inhabitants of the same Parish, being respectively Occupiers of Messuages, Lands, Tenements, or Hereditaments within the said Parish of the yearly Value of Thirty Pounds or upwards, (such yearly Value to be computed according to the Rate or Rates for the Relief of the Poor within the said Parish,) and to be annually chosen at a public Vestry to be holden for that Purpose in every Year, shall be, and they are hereby constituted, appointed, and declared Commissioners for putting and carrying the several Purposes of this Act into execution.

Qualification.

Persons disqualified.

II. Provided always, and be it further enacted, That no Person shall be capable of acting as a Commissioner in the Execution of this Act (unless the Vicar of the said Parish) until he shall have been in the actual Occupation of Tenements or Hereditaments within the said Parish of *Croydon* for the Space of Six Calendar Months at least before the Day of his Appointment: Provided also, that no Person shall be capable of acting as such Commissioner during the Time he shall hold any Office or Place of Profit under the Commissioners appointed for executing this Act, or in any Case in which he shall be personally or beneficially interested, (except as a Creditor on the Rates or Assessments to be levied or raised by virtue of this Act,) or who shall be concerned or interested, either directly or indirectly, in any Contract or Bargain for furnishing, supplying, or selling any Article, Matter, or Thing to be employed or made use of for any of the Purposes of this Act, or who shall cease to be the Occupier of any Messuage or Dwelling House, or other Building, Land, Tenement, or Hereditament within the said Parish of the yearly Rent or Value aforesaid, or who shall cease to be resident within the said Parish and to be liable to the Payment of Rates or Assessments to be made and levied pursuant to or by virtue of this Act; but such of the said Commissioners as are Justices of the Peace may act as Justices of the Peace in the Execution of this Act, notwithstanding their being Commissioners.

First Meeting for appointing Commissioners.

III. And be it further enacted, That a public Vestry of the said Parish shall be held on the Second *Tuesday* next after the passing of this Act, for the Purpose of nominating and choosing
Twenty

Twenty of the Inhabitants of the same Parish, qualified as aforesaid, to be Commissioners for putting and carrying this Act into execution; and such Inhabitants so to be chosen and appointed shall be and remain Commissioners until the First *Tuesday* after the Twenty-fifth Day of *March* One thousand eight hundred and thirty.

IV. And be it further enacted, That at the Vestry of the said Parish to be held on the Second *Tuesday* next after the passing of this Act, and on the First *Tuesday* after the Twenty-fifth Day of *March* yearly thereafter, Twenty of the Inhabitants of the said Parish, qualified as aforesaid, shall be annually chosen as Commissioners for executing the Powers and Authorities of this Act for the Year then ensuing.

Annual Appointment of Commissioners.

V. And be it further enacted, That no Person shall be capable of acting as a Commissioner in the Execution of this Act (except in administering the Oaths or Affirmations herein-after mentioned) until he shall have taken and subscribed before any One or more of the Persons qualified as aforesaid, present at any Meeting to be held by virtue of this Act, (and who are hereby authorized and required to administer the same to each other,) the Oath or Affirmation following; (that is to say,)

No Person to act as a Commissioner until he has taken the following Oath.

‘ I *A. B.* do swear, [or, being one of the People called Quakers, do solemnly declare and affirm,] That I am an Inhabitant of the Parish of *Croydon* in the County of *Surrey*, in the actual Occupation of some Dwelling House, Building, Land, or Tenement within the said Parish of the clear yearly Rent or Value of Thirty Pounds, and that I have been the *bonâ fide* Occupier of the same for more than Six Calendar Months; and that I will truly and impartially, according to the best of my Skill and Judgment, execute and perform all and every the Powers and Authorities reposed in me by virtue of an Act passed in the Tenth Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act* [here set forth the Title of this Act]. So help me GOD.’

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

VI. And be it further enacted, That if any Person, not being qualified as aforesaid, or being disqualified by any of the Causes herein mentioned, or not having taken and subscribed the Oath aforesaid, or, being a Quaker, not having made and subscribed such Affirmation as aforesaid, shall presume to act as a Commissioner in the Execution of the Powers hereby given, or any of them, every such Person shall for every such Offence forfeit and pay the Sum of Fifty Pounds, with Costs of Suit, to any Person or Persons who shall sue for the same, to be recovered by Action of Debt or on the Case, or by Bill, Complaint, or Information, in any of His Majesty’s Courts of Record at *Westminster*, wherein no Essoign, Protection, Privilege, or Wager of Law, or more than One Imparlance, shall be allowed; and every Person so sued or prosecuted shall prove that he was at the Time of acting duly qualified as aforesaid, or otherwise shall be subject to pay the said Penalty, on Proof given of his having so acted as a

Penalty on Persons not qualified acting as Commissioners.

Commis-

Commissioner in the Execution of this Act: Provided always, that all Acts and Proceedings of any Person acting as a Commissioner in the Execution of this Act, although not duly qualified as aforesaid, previous to his being convicted of any such Offence, shall, notwithstanding such Conviction, be as good, valid, and effectual as if such Person had been duly qualified to act as such Commissioner according to the Provisions of this Act.

First and
other Meet-
ings of Com-
missioners.

VII. And be it further enacted, That the First Meeting of the said Commissioners shall be at the Town Hall in *Croydon* aforesaid, or at such other Place within the Limits of this Act as they may think fit, on the Second *Thursday* next after their being chosen at the said first-mentioned Vestry, or as soon after as conveniently may be, between Ten of the Clock in the Forenoon and Four of the Clock in the Afternoon; and the said Commissioners, or any Five or more of them, shall then and there proceed to carry this Act into execution; and in case none or a less Number than Five, of the said Commissioners shall attend such Meeting, then such Meeting shall be deemed to be adjourned to the next Day, and so *toties quoties* until a sufficient Number of the said Commissioners shall attend at such Meeting to act in the Execution of this Act; and the said Commissioners shall and may at such Meeting, and at their several Meetings to be holden for the Purpose of carrying this Act into execution, from Time to Time adjourn and appoint their next Meeting to be held at the same Place, or at such other Place within the Limits of this Act, and at such Time, as the said Commissioners shall from Time to Time order and direct, provided that no Adjournment shall be made for a longer Time than One Calendar Month; and if at any Meeting held under or by virtue of this Act there shall not be present a sufficient Number of Commissioners to act or to adjourn, or if a sufficient Number of Commissioners shall assemble but shall not adjourn such Meeting, the Clerk or Clerks to the said Commissioners shall from Time to Time, as often as such Case shall happen, adjourn such Meeting to some other Day within Ten Days then next following, to be holden at the same Place; provided that no Business shall be done or proceeded upon by the said Commissioners, at any Meetings to be held under this Act, before Ten of the Clock in the Forenoon, nor shall any Meeting be appointed to be held at any later Hour than Six of the Clock of the Afternoon of the Day on which such Meeting may be appointed to be holden; and at the First Meeting which shall be held for putting this Act into execution, One of the Commissioners present thereat shall by the Majority of the Commissioners then present be appointed Chairman, to whom any One other of such Commissioners shall and he is hereby authorized and required to administer the Oath or Affirmation in the Words or to the Effect herein-before mentioned; and such Chairman shall and may immediately afterwards administer the prescribed Oath or Affirmation to the other Commissioners then present; and at every other Meeting to be held in pursuance of this Act a Chairman shall in like Manner be appointed; and the Chairman for the Time being, or any One of the Commissioners already qualified, shall and he is hereby authorized and required to administer, at any General or Special Meeting, to such of the Commissioners as shall not

Chairman to
be appoint-
ed.

not have taken the requisite Oath or Affirmation before, the Oath or Affirmation hereby required to be taken by the said Commissioners; and in all Cases where there shall be an Equality of Votes upon any Question, including the Vote of the Chairman, such Chairman shall have an additional or casting Vote; and at all such Meetings the Commissioners present shall pay and defray their own Expences.

VIII. And be it further enacted, That the Powers and Authorities by this Act given to, and all the Provisions, Matters, and Things by this Act directed and authorized to be done by, the Commissioners for executing the same, shall and may be executed, performed, and done by or before any Five or more of the said Commissioners assembled at any Meeting to be held in pursuance of this Act; and shall be of as full Force and Effect as if executed or performed or done by or before all the Commissioners, except in Cases where any such Power, Authority, Provision, Matter, or Thing is by this Act particularly directed or authorized to be executed or done by any other Number of Commissioners, or in any other Manner; and all Acts, Orders, Proceedings, and Determinations of the Commissioners acting in execution of this Act, made at any such Meeting consisting of Five or more Commissioners, wherein the major Part of the Commissioners present at such Meeting shall concur, shall be as valid and effectual as if all the Commissioners present at such Meeting had concurred therein.

Five Commissioners to be a Quorum.

IX. And be it further enacted, That the Clerk or Clerks of the said Commissioners shall cause Notice of all Meetings to be held in pursuance of this Act, except where it shall be herein otherwise directed, to be affixed on the outer Door of the Town Hall of *Croydon* aforesaid, and also on the principal outer Door of the Parish Church of *Croydon* aforesaid, and on the outer Doors of the District Chapels in the said Parish, Three Days at least before the Day appointed for any Meeting; or such other Notice thereof shall be given and published by the said Clerk in such Manner as the said Commissioners, or any Five or more of them, shall from Time to Time order and direct.

Notice of Meetings.

X. Provided always, and be it further enacted, That if it shall at any Time be thought necessary to hold a Meeting before the Time at which a Meeting is herein-before directed or required to be held as aforesaid, then and in such Case it shall be lawful for the said Commissioners, or any Three or more of them, or for their Clerk at the Desire in Writing of any Three or more of the said Commissioners, and they and he are and is hereby required to call an earlier or Special Meeting, of which Three Days Notice shall be given in the Manner herein mentioned, and such Notice shall specify the Business for which such Special Meeting is intended to be held.

Special Meetings may be held.

XI. And be it further enacted, That the Clerk to the said Commissioners shall cause fair and regular Entries to be made in a Book or Books to be kept for that Purpose of all the Acts, Orders, and Proceedings of the said Commissioners relative to the Execution of this Act, and the Chairman of every Meeting shall subscribe his

Clerk to the Commissioners to make Entries of Proceedings.

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Name

Proceedings
made Evi-
dence; and
may be in-
spected.

Name at the End of the said Proceedings; and the said Clerk shall enter in the said Book or Books the Names of the Commissioners who are actually present at any such Meeting; and all Entries in such Book or Books, being signed as aforesaid, shall be deemed original Entries, and shall be admitted as Evidence in all Courts whatsoever, and by all Judges, Justices, and others; and such Book or Books shall be kept by the Clerk to the said Commissioners, and shall at all reasonable Times be open to the Inspection of all and every the said Commissioners, and all and every other Person and Persons who shall be rated and assessed for the Purposes of this Act, and of the Creditors on the Rates hereby authorized to be made, without Fee or Reward.

For Appoint-
ment of
Officers.

Security to
be taken.

XII. And be it further enacted, That it shall be lawful for the said Commissioners, at the First or any other of their Meetings, from Time to Time to elect and appoint a Clerk or Clerks, Treasurer or Treasurers, Collector or Collectors of Rates or Monies to be raised and collected under or by virtue of this Act, and such other Officers or Assistants as the said Commissioners shall think necessary for carrying the Purposes of this Act into execution; and the said Commissioners shall and may require and take Security from every such Clerk, Treasurer, Collector, and other Officers so to be appointed, for the due and faithful Execution of their respective Offices, as the said Commissioners shall think necessary; and it shall be lawful for the said Commissioners from Time to Time to remove any such Officers, and to appoint another or others in the Room of any of them who shall be so removed, or who shall die or resign such Office, or become incapable of acting therein, and also, out of the Monies to be raised as herein-after mentioned, to make and pay such Salaries or other Allowances to the said Officers respectively, and also to such other Person or Persons as shall be aiding and assisting the said Commissioners in the Execution of this Act, as to the said Commissioners shall seem reasonable.

Clerk and
Treasurer
not to be the
same Person.

XIII. Provided always, and be it further enacted, That it shall not be lawful for the said Commissioners to appoint the Person or Persons who may be appointed to act as their Clerk or Clerks, or his or their Partner or Partners, or any Person or Persons in the Service or Employ of such Clerk or Clerks or of his or their Partner or Partners, to be the Treasurer or Treasurers for the Purposes of this Act, or to appoint the Person or Persons who may be appointed Treasurer or Treasurers, or his or their Partner or Partners, or any Person or Persons in the Service or Employ of any such Treasurer or Treasurers or of his or their Partner or Partners, to be the Clerk or Clerks of the said Commissioners; and if any Person or Persons shall act in both Capacities for the Purposes of this Act, or if any Person or Persons being the Partner or Partners of any such Clerk or Clerks, or being in the Service or Employ of any such Clerk or Clerks or of his or their Partner or Partners, shall act as Treasurer or Treasurers, or as Deputy or Deputies of such Treasurer or Treasurers, or shall in any Manner officiate for such Treasurer or Treasurers, or being the Partner or Partners of any such Treasurer or Treasurers, or being in the Service or Employ of any such Treasurer or Treasurers or of his

his or their Partner or Partners, shall act as Clerk or Clerks, or as Deputy or Deputies of such Clerk or Clerks, or shall in any Manner officiate for such Clerk or Clerks in the Execution of this Act, every Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered with full Costs of Suit in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparance, shall be allowed.

XIV. And be it further enacted, That all such Persons as shall have been so appointed to any of the Offices aforesaid shall, at such Times and in such Manner as the said Commissioners shall direct, deliver to the said Commissioners, or to such Persons as they shall appoint, just Accounts in Writing of all Matters committed to their Charge by virtue of this Act, and also of all Monies received by such Persons respectively by virtue or for the Purposes of this Act, shewing how much thereof hath been disbursed by Order of the said Commissioners, and for what Purposes, together with Vouchers for such Payments, and shall also deliver up all Books, Papers, and Writings relating to the Execution of this Act, which shall be in their Custody or Power, and likewise pay all such Monies as shall remain in their respective Hands to the said Commissioners, or to such Person or Persons and at such Times as the said Commissioners shall appoint; and if any such Officer or Person shall not render such Account, or produce and deliver the Vouchers relating to the same, or shall not, within Fourteen Days after being thereunto required by Notice in Writing from the said Commissioners, or any Five of them, deliver to them, or to such Person or Persons as they shall appoint, all Books, Papers, and Writings in his Custody or Power, relating to the Execution of this Act, or shall refuse or neglect to pay over such Monies as upon the Balance of any such Account as aforesaid shall appear to be in his Hands unto the said Commissioners, or otherwise as they shall appoint, then and in any of the Cases aforesaid, upon Complaint upon Oath made by Five or more of the said Commissioners, or by any Person acting under their Authority, of any such Neglect or Refusal, unto any Justice of the Peace for the County or Place where such Officer or Person making Default shall be or reside, such Justice may and he is hereby authorized and required, by Warrant under his Hand and Seal, to cause such Defaulter to be brought before him, and upon his appearing, or not being to be found, to hear and determine the Matter of such Complaint in a summary Way; and if upon the Confession of the Party, or by the Testimony of any credible Witness or Witnesses upon Oath, it shall appear to such Justice that any Monies collected and raised by virtue of this Act shall remain in the Hands of or be due from such Defaulter, such Justice is hereby authorized and required, upon Nonpayment thereof, by Warrant under his Hand and Seal, to cause such Monies, together with all reasonable Charges, to be levied by Distress and Sale of the Goods and Chattels of such Defaulter; but if no Goods and Chattels of such Defaulter can be found sufficient to answer the said Monies and

Officers to account, and to deliver up Books, and pay over Balances.

Penalty on Refusal or Neglect.

and Charges aforesaid, or if it shall appear in manner aforesaid to such Justice that such Defaulter shall have neglected to render and give such Account, or to produce the Vouchers relating thereto, or that any Books, Papers, or Writings relating to the Execution of this Act shall be in his Custody or Power, and he shall have neglected or refused to deliver the same as aforesaid, then and in any of the Cases aforesaid such Justice shall commit such Defaulter to the Common Gaol or Prison of the County or Place where such Offender shall be or reside, there to remain without Bail or Mainprize until he shall give and make a just Account and Payment as aforesaid, or until he shall compound with the said Commissioners, and shall have paid the Composition agreed upon in such Manner as the said Commissioners shall appoint, (which Composition the said Commissioners, or any Five or more of them, are hereby empowered to make and receive,) or until he shall deliver up such Books, Papers, and Writings as aforesaid to the said Commissioners: Provided always, that no Person so committed shall be detained in Prison, for Want of sufficient Distress only, for a longer Space of Time than Six Calendar Months: Provided nevertheless, that neither the Imprisonment of any such Defaulter as aforesaid, nor any Release or Discharge from Prison of any such Defaulter under or in pursuance of any Composition agreed upon between him and the said Commissioners, shall in any respect discharge or release the Surety or Sureties of such Defaulter from any Security, Obligation, or Liability which the said Surety or Sureties may have given or made to the said Commissioners; nor shall any Clause, Matter, or Thing herein contained extend or be construed to extend to take from the said Commissioners or deprive them of any Remedy or Proceeding, at Law or in Equity, which they might otherwise have for the Recovery of any Money due or owing to them from any such Defaulter as aforesaid, or for the Recovery of any Books, Papers, Vouchers, or Writings in his Custody or Power, in anywise relating to the Execution of this Act.

Executors of
Officers to
deliver over
Books and
Papers, and
pay Balances.

XV. And be it further enacted, That in case of the Death of any Officer before he shall have paid and fully satisfied all the Monies which he shall have received by virtue of this Act, or made such Composition for the same as aforesaid, then and in every such Case the Executors or Administrators of such Officer so dying shall pay and satisfy the same out of the Estate and Effects of such Officer unto the said Commissioners, or any Person appointed by them in that Behalf, in like Manner as other Debts are directed by Law to be discharged by such Executors or Administrators, and also shall deliver up all Books, Papers, Writings, and other Things concerning his Office or relating to the Execution of this Act, which shall have come to the Hands of such Executors or Administrators; and in case of the Nonpayment of such Monies, or the Nondelivery of such Books, Papers, Writings, and Things, for the Space of Fourteen Days after Demand made thereof in Writing by or on the Behalf of the said Commissioners, it shall be lawful for the said Commissioners to commence and prosecute an Action or Actions in any of His Majesty's Courts of Record at *Westminster* against such Executors or Administrators, for the Recovery of the said Monies, Books, Papers, and Writings,

Writings, or for the Recovery of Damages for the Detention of such Books, Papers, Writings, and Things ; in which Action or Actions full Costs of Suit shall be recoverable by the said Commissioners.

XVI. And be it further enacted, That the said Commissioners shall and they are hereby required from Time to Time, and at all Times hereafter, to order and direct a Book or Books to be provided and kept by their Clerk or Clerks for the Time being, in which Book or Books such Clerk or Clerks shall enter or cause to be entered true and regular Accounts of all Sums of Money which shall be received, paid, laid out, and expended, in pursuance of the Powers and Provisions of this Act, by, for, or on account of the said Commissioners, and of the several Articles, Matters, and Things for which such Sums of Money shall have been paid, laid out, and expended ; which Book or Books shall at all seasonable Times be open, without Fee or Reward, to the Inspection of the said Commissioners, and any Creditor or Creditors on the Rates hereby granted, and any Person or Persons who shall be rated to the same ; and the said Commissioners and Creditors and such Persons rated as aforesaid, or any of them, may take Copies of or Extracts from the said Book or Books, or any Part or Parts thereof respectively, without paying any thing for the same ; and in case the said Clerk or Clerks shall at any Time refuse to permit or shall not permit the said Commissioners or such Creditors or Persons so rated as aforesaid, or any of them, to inspect the same Book or Books, or to take such Copies or Extracts as aforesaid, he or they shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds.

Commissioners to keep Accounts ;

to be open for Inspection.

XVII. And be it further enacted, That a General Meeting of the said Commissioners shall be held on the First *Tuesday* in the Month of *March* in every Year, which shall be called the Annual General Meeting of the said Commissioners ; and the said Commissioners shall yearly and every Year, at such Annual General Meeting or some Adjournment thereof, (which Adjournment or Adjournments shall also be held within the said Month of *March*), produce, state, examine, and settle the Accounts of all and every Sums and Sum of Money which shall, during the Year preceding the said Annual Meeting, have been received or paid by or on their Account in pursuance of the Powers, Authorities, and Provisions of this Act, and also a Statement of all Debts which at the Time of such Meeting shall be due and owing to or by the said Commissioners, as far as the same can be ascertained ; and such Accounts shall be signed by the said Commissioners, or any Three or more of them ; and one Copy of the said Account shall be deposited and left, at least Ten Days before *Easter Monday* in every Year, in the Vestry Room of the said Parish, and another Copy thereof at the Office of the Vestry Clerk of the said Parish, for the Inspection of any Person or Persons interested in the same, every Day (*Sunday* excepted), from the Hour of Ten of the Forenoon to the Hour of Four of the Clock in the Afternoon ; and after such Accounts shall have been signed, the same shall be laid before a General Vestry of the said Parish to be held yearly on *Easter Tuesday*, and afterwards be submitted to Two or more of His Majesty's Justices of the Peace for the said County, at their Special

General Annual Meeting to be held for settling Accounts.

[*Local.*]

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Sessions

Sessions annually held for the Examination of the Accounts of the Overseers of the Poor of the said Parish; and the same shall be final and conclusive in all respects whatever, unless an Appeal shall be prosecuted against such Accounts at the then next General or Quarter Sessions of the Peace to be holden in and for the said County of *Surrey*; in manner herein-after directed:

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

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

Commissioners or Clerk to be reimbursed, and not to be personally liable.

Provision for lighting the Streets.

XIX. And be it further enacted, That it shall be lawful for the said Commissioners from Time to Time, and at all Times after the passing of this Act, to cause the Main or High Street of the said Town of *Croydon*, and also the several other Streets, Highways, Lanes, Passages, and other public Places within the Limits of the said Town of *Croydon* as herein-after described, and subject as herein-after mentioned, to be well and effectually lighted either with Gas, Oil, or otherwise, at such Seasons and Times as the said Commissioners shall judge proper; and the said Commissioners, and any other Persons acting under their Authority, are hereby empowered, if they shall think it expedient so to do, to cause Mains, Pipes, or other Works for the Conveyance of Gas to be laid and carried along, through,

through, and under the Streets, Highways, Lanes, Passages, and other public Places within the said Town, and for that Purpose to break up any Pavements, Flags, Soil, or other Materials of any of the said Streets, Highways, Lanes, Passages, and other public Places, and to cause such and so many Lamp Irons, Lamp Posts, Pillars, Pilasters, and Pipes, as they shall judge necessary, to be affixed or set up upon or against the Walls or Palisades of all or any of the Houses or Buildings, or any other Walls or Fences within the said Town, or in or upon any of the Carriageways or Footways within the said Town, in such Situations and at such Distances and in such Manner as the said Commissioners shall think proper; and to cause so many Glass or other Lamps, with such Sorts of Burners, and of such Dimensions, Constructions, and Qualities, as the said Commissioners shall think proper, to be provided and affixed upon or to such Lamp Irons, Lamp Posts, Pillars, or Pilasters, or any of them; and to cause the same Lamp Irons, Lamp Posts, Pillars, Pilasters, and Lamps, or any of them, to be from Time to Time taken down, removed, altered, repaired, renewed, or replaced, when and as often as they shall think proper; and to cause such Lamps, or any of them, to be lighted at such Seasons of the Year, on such Evenings, and at such Hours of the Evening, and to be kept burning for so many Hours, as shall be thought expedient by the said Commissioners: Provided nevertheless, that nothing herein contained shall extend to authorize the said Commissioners to cause any Pipe or Pipes for the Conveyance of Gas to be affixed or continued upon or against the Wall of any House within the said Town, without the Consent of the Owner and Occupier of such House having been previously obtained in that Behalf.

XX. Provided always, and be it further enacted, That if any Injury or Damage shall be occasioned to any Wall, Rail, or Building, by the affixing, setting up, taking down, altering, or removing any Lamp, Lamp Iron, or any Fastening thereof, the said Commissioners shall cause the said Injury or Damage to be well and sufficiently repaired, and the Expences attending the same shall be paid out of the Money to be raised by virtue of this Act for the Purposes of lighting, as herein-after mentioned; and the Commissioners shall forthwith repair and make good any Pavements and Roads which shall or may be broken up by them or by their Authority for the Purpose of laying down or repairing any Mains, Pipes, or other Works, and shall carry away the Rubbish occasioned thereby, and shall also cause every Trench or Opening which shall be made by them or by their Authority for the repairing or laying down of any such Mains, Pipes, or other Works, and every Place where the Ground shall be broken up by them, to be fenced and guarded, and proper Lights to be set up at or near the same during the Night, so as to prevent Accident; and if after such Pavements or Roads shall have been so repaired and made good, the same shall within One Calendar Month thereafter give way or require relaying or repairing in consequence of such Pavements or Roads having been broken up for the Purpose of laying down or repairing such Mains, Pipes, or other Works, the same shall be done and performed by and at the Expence of the said Commissioners.

Commissioners to repair Damage done by affixing Lamps.

XXI. And

Power to
contract for
lighting.

XXI. And be it further enacted, That it shall be lawful for the said Commissioners from Time to Time to enter into any Contract or Contracts with any Company of Proprietors, or other Person or Persons, to light the said Streets, Highways, Lanes, Passages, and other public Places, or any of them, with Gas, Oil, or otherwise, for such Periods and upon such Terms and Conditions as to the said Commissioners shall seem proper and expedient, and for the said Commissioners to provide and set up all Works necessary for such Purpose, and to authorize and permit such Company of Proprietors, or such other Person or Persons, to provide and set up the same in like Manner as the said Commissioners are authorized in that Behalf.

Penalty for
wilfully
breaking
Lamps.

XXII. And be it further enacted, That if any Person or Persons shall wilfully or maliciously break, throw down, or otherwise deface or damage any Lamp or Lamps which shall have been set up or continued by or by the Order of the said Commissioners, or by such Company or Person or Persons as aforesaid, or by any Person or Persons at his, her, or their own Expence, for the public lighting of any Part of the said Town, or any Post, Pillar, Pilaster, Lamp Iron, Cover, or other Furniture thereof, or shall wilfully extinguish the Light or Lights of any such Lamp or Lamps, it shall be lawful for any Justice or Justices of the Peace for the said County of *Surrey*, and he and they is and are hereby required, upon Oath made of the Commission of any such Offence, to issue a Warrant for apprehending the Party or Parties accused, and for bringing him before some Justice or Justices of the Peace for the said County; or it shall be lawful for any Person or Persons who shall see any such Offence committed to apprehend, and for any other Person or Persons to assist in apprehending, the Offender or Offenders, and by the Authority of this Act, and without any other Warrant, to deliver him, her, or them into the Custody of a Peace Officer, in order to be secured and conveyed before some Justice or Justices of the Peace for the said County; and upon the Party or Parties accused being brought before such Justice or Justices, such Justice or Justices shall proceed to examine upon Oath any Witness or Witnesses who shall appear to give Evidence touching such Offence or Offences; and if the Party or Parties accused shall be convicted, either upon Confession or upon such Evidence as aforesaid, then and in every such Case every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds; and the Offender or Offenders shall also make full Satisfaction to the said Commissioners for the Damages so done, which Damages such Justice or Justices is and are hereby empowered and required to ascertain and assess; and the same, when so assessed, may be levied and recovered from such Offender or Offenders in the Manner herein-after directed for the Recovery of the Penalties incurred by virtue of this Act; and, when so recovered, the same shall be paid to the Treasurer of the said Commissioners, to be applied in repairing such Damage, and the Surplus (if any) in aid of the Expences of lighting the said Town.

Lamps, &c.
broken acci-
dentally.

XXIII. And be it further enacted, That if any Lamp or Post, Pillar, Pilaster, Lamp Iron, or any Furniture of or belonging to the same,

same, which shall have been at any Time set up by or by the Order of the said Commissioners for the public lighting of any Part of the said Town, shall, by or through the Carelessness, Negligence, or Misconduct of any Person or Persons whomsoever, be broken, thrown down, or otherwise destroyed, defaced, or damaged, and the said Person or Persons so offending shall not immediately upon Demand made by any Officer of the said Commissioners make Satisfaction for the Damage done thereto, then and in every such Case it shall be lawful for any Justice of the Peace for the said County of *Surrey*, upon Complaint thereof to him made, to summon before him the Party or Parties who shall be complained of for doing such Damage as aforesaid, and upon hearing the Allegations and Proofs on both Sides, or upon the Contempt in not appearing of the Party or Parties so complained of, to award such Sum or Sums of Money as the Damage proved upon Oath before such Justice shall amount to; and in case of Refusal or Neglect to pay any of the Sums of Money so awarded within Three Days after Demand, then the same shall and may be levied and recovered from the Party or Parties against whom the said Award shall be made, in the Manner herein directed for the Recovery of Penalties incurred by virtue of this Act; and when so recovered, the same shall be paid to the Treasurer of the said Commissioners, to be applied in repairing such Damage, and the Surplus (if any) in aid of the Expences of lighting the said Town.

XXIV. And be it further enacted, That all and every the Pipes or other Conduits to be laid or used for the Conveyance of Gas in, under, through, along, or across any Streets, Passages, or Places within the Limits of this Act, shall be so laid at the greatest practicable Distance, and whenever the Width of the Carriageway in such Streets, Passages, or Places will allow thereof, at the Distance of Four Feet at least from the nearest Part of any Water Pipe already laid down or hereafter to be laid down for the Conveyance of Water in, under, through, along, or round any of the said Streets, Passages, or Places, except in Cases where it shall be unavoidably necessary to lay the Gas Pipes across any of the said Water Pipes, in which Case the said Gas Pipes shall be laid over and above the said Water Pipes at the greatest practicable Distance therefrom, and shall form therewith a Right Angle; and in such Case the said Gas Pipes so crossing the said Water Pipes shall be at least Nine Feet in Length, so that no Joint of any of the said Gas Pipes shall be nearer to any Part of the said Water Pipes than Four Feet at least; and the said Commissioners, or any Company of Contractors, or other Persons, supplying Gas, in laying down the Pipes or other Conduits to be laid or used for the Conveyance of Gas in, under, through, along, across, or round the said Streets, Passages, or Places by virtue of this Act, shall in no Case join Two or more Pipes together previous 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 in such Trench properly form the Jointing with the other Pipes to be added thereto, with proper and sufficient Materials, and shall also make and keep all and every such Pipes, and all Pipes connected and communicating therewith, and all the Screws, Joints, Inlets, Apertures, and Openings therein respectively, air-tight, and in all and every respect prevent the said Gas from escaping

[*Local.*] 21 F therefrom,

Gas Pipes to be laid at the greatest practicable Distance from Water Pipes, and in a particular Manner.

therefrom, and from any Part thereof, upon pain of forfeiting for every Offence the Sum of Twenty Pounds.

For prevent-
ing the
Escape of
Gas.

XXV. And be it further enacted, That whenever any Gas shall be found to escape from any of the Pipes which shall be laid down or set up within the Limits of this Act, the said Commissioners, or any Company or Companies, or other Person or Persons, so laying down or setting up, or causing to be laid down or set up, such Gas Pipes, or any of them, or making, furnishing, or supplying any Gas used or burnt for lighting any Highway, Street, or Place, or any House, Manufactory, Building, or other Premises within the Limits of this Act, shall, immediately after Notice given to them or him, by Parol or in Writing, to be given or left at their Office or usual Place of transacting Business, by any Inhabitant or Inhabitants or other Person or Persons whomsoever, of any such Escape of Gas, cause the most speedy and effectual Measures to be taken to stop and prevent such Gas from escaping; and in case the said Commissioners, or any Company or Companies, or other Person or Persons as aforesaid, shall not, within Twenty-four Hours next after such Notice given, effectually stop and prevent any future Escape, and wholly and satisfactorily remove the Cause of Complaint, then and in every such Case the said Commissioners, or the Company or Companies, or other Person or Persons as aforesaid, shall for every such Default forfeit and pay the Sum of Five Pounds for each Day, after the Expiration of Twenty-four Hours from the Time of giving any such Notice, during which the Gas shall be suffered to escape as aforesaid; which Penalty or Penalties shall from Time to Time be recoverable in a summary Way, on the Oath or Affirmation of some credible Witness or Witnesses, by Information to be laid before some Justice or Justices of the Peace for the said County of *Surrey*, and shall and may be recovered and levied, with all reasonable Charges, by Distress and Sale of the Goods and Chattels of the Treasurer to the said Commissioners, or of the Goods and Chattels of such Company or Companies or other Person or Persons as aforesaid.

Penalty for
damaging
Gas Pipes.

XXVI. And be it further enacted, That if any Person or Persons shall wilfully or maliciously remove, take away, destroy, damage, or injure any or any Part of any Pipe, Plug, or other Apparatus, Goods, Chattels, or Effects belonging to the said Commissioners or such Company of Contractors or Persons as aforesaid, or shall wilfully or maliciously waste any of the Inflammable Air or Gas supplied by the said Commissioners or Company of Contractors or Persons, every Person so offending in any of the respective Premises shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds, and Double the Amount of the Damage done or occasioned by such Conduct, which shall be recovered in like Manner as Part of the said Penalty.

Penalty for
conveying
Washings
into any Ri-
ver, Sewer,
&c.

XXVII. And be it further enacted, That if the said Commissioners, or any Company or Companies, or any other Person or Persons who-
soever, making, furnishing, or supplying any Gas used or burnt for
lighting any Highway, Street, or Place, or any House, Manufactory,
Building, or other Premises within the Limits of this Act, shall at any

Time drain or convey, or cause or suffer to be drained or conveyed, or to run or flow, any Washings or other waste Liquids, Substances, or Things whatsoever, which shall arise or be made in the Prosecution of the said Gas Works, into any River, Brook, or running Stream, Canal, Reservoir, Aqueduct, Feeder, Pond, or Springhead, or into any Drain, Sewer, or Ditch communicating with any of them, or do or cause to be done any Annoyance, Act, or Thing to the Water contained in any of them, whereby the Water contained therein, or any Part thereof, shall or may be spoiled, fouled, or corrupted, then and in every such Case the said Commissioners, or any such Company or Companies, or other Person or Persons as aforesaid, shall forfeit and pay for every such Offence the Sum of Two hundred Pounds; and such Penalty and Forfeiture shall and may be sued for and recovered, together with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Plaint, or Information, wherein no Essoign, Protection, Privilege, Wager of Law, nor more than One Imparance, shall be allowed; and such Penalty shall be paid to the Person or Persons who shall inform or sue for the same: Provided always, that no such Penalty or Forfeiture shall be recoverable if the same be sued for after the Expiration of Six Calendar Months from the Time when such Annoyance, Nuisance, Injury, Damage, Act, or Thing shall have ceased: Provided also, that above and 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, or noisome or offensive Substances or Things, shall be drained, conducted, or conveyed, or caused or suffered to run or flow, in manner aforesaid, into any River, Brook, or running Stream, or any Reservoir, Canal, Aqueduct, Waterway, Feeder, Pond, or Springhead, or into any Drain, Sewer, or Ditch communicating with any of them, or any such Annoyance, Nuisance, or Injury, Damage, Act, or Thing shall be done or caused to be done as aforesaid, and Notice thereof in Writing shall have been given by any Person or Persons whomsoever to the said Commissioners, or to the Company or Companies, or any of them, or other Person or Persons as aforesaid, and the said Commissioners, or Company or Companies, or other Person or Persons, shall not, within Twenty-four Hours after such Notice given, stop and prevent all and every such Washings, waste Liquids, noisome or offensive Substances or Things from being drained, conducted, or conveyed, or from running or flowing in manner aforesaid, and every such other Annoyance, Nuisance, Injury, Damage, Act, or Thing from being done as aforesaid, then and in every such Case the said Commissioners, Company or Companies, or other Person or Persons so offending, shall forfeit and pay the Sum of Twenty Pounds for each and every Day such Washings, waste Liquids, or noisome or offensive Substances or Things shall be so done, or caused or suffered to run or flow in manner aforesaid, or such other Annoyance, Nuisance, Injury or Damage, Act or Thing shall be so done or caused to be done as aforesaid; and such last-mentioned Penalty shall and may be recovered and levied in like Manner as any other Penalty or Forfeiture is in and by this Act directed to be recovered and levied, and shall be paid to the Informer, or to the Person or Persons who in the Judgment of the Justice or Justices

Justices before whom the Conviction shall take place shall have sustained any Annoyance, Injury, or Damage by any such Act so done or committed.

To prevent
Contamina-
tion of
Water.

XXVIII. And be it further enacted, That whenever the Water of any Company, or of any Person whosoever, for supplying the Inhabitants of any Houses within the said Parish with Water, shall be contaminated by any Gas used or burnt for lighting any Street, or any House, Manufactory, Building, or other Premises within the said Parish, the said Commissioners, or the Company or Companies, Person or Persons, making, furnishing, or supplying such Gas, shall forfeit and pay the Sum of Twenty Pounds, to be sued for and recovered as any Penalty is hereby directed to be sued for and recovered, and shall be applied to and for the Use and Benefit of the said Company or Person supplying Water as aforesaid; and in case any such Water shall be contaminated or affected by Gas in any way whatsoever, then and in every such Case the said Commissioners, Company, or Person, making, furnishing, or supplying such Gas, shall, within Twenty-four Hours next after Notice thereof in Writing signed by the Treasurer or other Officer of and for such Water Company as aforesaid, or by any Person supplying or making use of such Water, to be left at the usual Office or Place of transacting Business of the said Commissioners, Company, or Person, cause the most proper and effectual Measures to be taken to stop and prevent Gas from escaping from their Mains, Works, or Pipes, or contaminating or affecting the Water of such Company or Person as aforesaid; and in case the said Commissioners, Company, or Person, making, furnishing, or supplying Gas, shall not, within Twenty-four Hours next after each and every such Notice so left as aforesaid, effectually stop and prevent the Gas from so escaping, and wholly and satisfactorily remove the Cause of every such Complaint, and prevent all and every such Contamination whereof Notice shall be given as aforesaid, that then the said Commissioners, Company, or other Person as aforesaid shall on each and every Complaint forfeit and pay to the Treasurer or other Officer for the Time being of such Water Company, or to such Person as aforesaid, for the Use and Benefit of the same Company or Person, over and above the before-mentioned Penalty of Twenty Pounds, the Sum of Ten Pounds for each and every Day during which the Water of the said last-mentioned Company or Person shall be and remain contaminated or affected by such Gas; and in default of Payment thereof as aforesaid, such Penalty or Penalties shall and may be recovered by Information, to be exhibited, on the Oath of One credible Witness, by and in the Name of the Treasurer or other Officer for the Time being of the said Water Company, or of such Person as aforesaid, against the said Commissioners, Company, or other Person, making, furnishing, or supplying Gas, before any Justice of the Peace for the said County of *Surrey*, with Costs, to be assessed by such Justice, and to be levied by Distress and Sale of the Goods and Chattels of the said Commissioners, Company, or other Person, making, furnishing, or supplying such Gas, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal of such Justice, which Warrant such Justice is hereby empowered to grant; and such Penalty or Penalties when so levied shall be paid to the

the Treasurer or other Officer for the Time being of such Water Company, or to such Person as aforesaid, for the Use of such Water Company or Person.

XXIX. And whereas it may be or become a Question whether the said Water be contaminated or affected by the said Gas; be it therefore enacted, That in every such Case it shall and may be lawful to and for Proprietors of any Waterworks now established or to be established, or any Company or Person or Persons interested in any such River, Brook, Stream, Reservoir, Canal, Aqueduct, Pond, or Springhead as aforesaid, to dig to and about and search and examine the Gas Pipes, Conduits, and Apparatus, for the Purpose of ascertaining whether such Contamination proceed from or be occasioned by such Gas; and if it shall appear that the said Water has been contaminated or affected by any Escape of such Gas, the Costs and Expences of the said Digging, Search, and Examination, and Repair of the Pavement of the Street or Streets which shall be taken up or disturbed, shall be borne and paid by the said Commissioners, or any Company or Companies, or other Person or Persons whomsoever, making, furnishing, or supplying any Gas used or burnt for lighting any Highway, Street, or Place, or any House, Manufactory, Building, or other Premises within the Limits of this Act; which Costs and Expences shall be ascertained and settled, if necessary, by any Justice or Justices of the Peace for the said County of *Surrey*, and be recovered in like Manner as any Penalty may be recovered by virtue of this Act: Provided always, that if upon such Examination it shall appear that such Contamination has not arisen from any such Escape of Gas, then and in such Case the Proprietors of any such Canals or Waterworks, or Person or Persons interested as aforesaid, causing such Search, as the Case may be, shall bear and pay all the Costs and Expences of such Examination, Repair, and Search, and shall also make good to the said Commissioners, or Company or Companies, or other Person or Persons as aforesaid, any Loss, Injury, or Damage which may be occasioned to the said Mains, Pipes, Conduits, or Apparatus in and by such Search and Examination; the Amount of such Injury, Loss, or Damage to be ascertained and determined, if necessary, by such Justice or Justices of the Peace as aforesaid.

For ascertaining if the Water is contaminated.

XXX. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prevent any Person from proceeding by Indictment or otherwise against the said Commissioners, or any Body or Bodies Politic or Corporate, or other Person or Persons, making, furnishing, or supplying Gas used, burnt, or consumed for lighting any Highway, Street, or Place, or any House, Manufactory, Building, or other Premises within the Limits of this Act, or against any of their Officers, Servants, or Workmen, in respect of any Works, or the Means which shall be employed by them or any of them in making the said Gas, and using the same in furnishing such Light as aforesaid, as a public or private Nuisance, or from bringing any Action against the said Commissioners, Body or Bodies Politic or Corporate, Company, or Person or Persons as aforesaid, or any of their Officers, Servants, or

Commissioners liable to be indicted for a Nuisance.

[*Local.*]

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Workmen,

Workmen, for any Injury sustained by reason of any such Works, or the Use of the said Gas, or the Method of lighting therewith, whether such Injury shall proceed from the Preparation or the Use of the same Gas, or Method of lighting, or the Carelessness or Want of Skill of any of the Persons employed therein, or from any other Cause whatsoever.

Power of
Commission-
ers to employ
Watchmen,
&c.;

and to make
Orders for
their Regula-
tion.

Duties of
Watchmen
and Patrols.

Watchmen
to be sworn
in as Con-
stables.

XXXI. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, from Time to Time to appoint and employ such and so many able-bodied Men as they shall think proper to be employed as Watchmen and Patrols for the Security and good Order of the said Town and Parish, and also to provide and set up Watch-houses, Watchboxes, or Places for the Reception of such Watchmen and Patrols, and also a proper Place for the safe Custody of such Persons as may be apprehended by the said Watchmen or Patrols or the Peace Officers of the said Parish, in such Parts of the said Town and Parish as they may judge expedient, and such Watchmen and Patrols from Time to Time to remove and displace, and to appoint others in their Stead, and to order and direct how many of the said Watchmen and Patrols shall be armed, and at what Stations they shall be placed, for what Number of Hours they shall watch by Night or by Day, and how often they shall go their Rounds, and also to fix and determine what Wages or other Allowance shall be paid or given to them for their Services; and the said Commissioners are also hereby authorized and empowered to make such further Orders and Regulations from Time to Time, for the better Government and Direction of the said Watchmen and Patrols, as the Nature and Extent of their Services shall appear to them to require.

XXXII. And be it further enacted, That the said Watchmen and Patrols shall and they are hereby required, in their several Courses of Service, to use their utmost Endeavours not only to prevent Fires, but to keep Watch and Ward within the said Town and Parish, and to prevent Murders, Burglaries, Felonies, and other Outrages, Disorders, and Breaches of the Peace; and to that end the said Watchmen and Patrols shall and may and they are hereby respectively empowered and required to arrest and apprehend all Felons, Malefactors, Rogues, Vagabonds, Beggars, Disturbers of the Peace, and all idle, disorderly, and suspected Persons, Prostitutes, and Night-walkers who shall be found wandering or misbehaving themselves within the said Town or Parish of *Croydon*, or elsewhere, as well by Night as by Day, and to detain and safely keep every such Person in the present Prison or Place of Confinement in the said Town, or in any Watch-house or other Place of Security to be provided or appointed for that Purpose by the said Commissioners, until he, she, or they can be conveniently carried before some Justice of the Peace for the said County, to be examined and dealt with according to Law; and all and every such Watchmen and Patrols are hereby respectively constituted Constables of the said Town and Parish of *Croydon*, and shall be duly sworn in as Constables before some Justice or Justices of the Peace of the said County of *Surrey*, and shall respectively act as such, and they are hereby respectively invested

with and shall have and enjoy the like Powers and Authorities, Privileges, Protections, and Immunities, and subject and liable to the like Penalties and Forfeitures, whilst on Duty, as any Constable or Constables is or are invested with, or have or enjoy, or is or are subject and liable to by Law; and such Justice or Justices is and are hereby authorized and required to administer to such Watchmen and Patrols respectively such Oath or Oaths as aforesaid, when applied to for that Purpose.

XXXIII. And be it further enacted, That if any Watchman or Patrol to be appointed by virtue of this Act shall be guilty of any Neglect, Misconduct, or Misbehaviour in the Execution of his Duty, it shall be lawful for any Justice of the Peace for the said County, upon due Proof thereof before him upon Oath, to fine such Watchman or Patrol any Sum not exceeding Five Pounds, or to commit such Watchman or Patrol to the Common Gaol or House of Correction for the said County for any Time not exceeding One Calendar Month.

Penalty on Watchmen, &c. for Neglect of Duty.

XXXIV. And be it further enacted, That if any Victualler or Keeper of any Inn or Public House shall knowingly harbour or entertain or suffer to remain in his or her Public House, or Premises thereunto belonging, any such Watchman or Patrol during any Part of the Time appointed for his being on Duty, every such Victualler or Keeper shall, on Conviction before any Justices of the Peace for the said County, forfeit and pay for the First Offence any Sum not exceeding Forty Shillings, and for the Second and every other Offence of the same Kind any Sum not exceeding Five Pounds.

Penalty on Victuallers harbouring Watchmen while on Duty.

XXXV. And be it further enacted, That if any Person shall obstruct or assault any Watchman or Patrol to be employed or appointed by virtue of this Act, or any Constable or Peace Officer of the said Parish, in the Execution of his Duty under this Act, every Person so offending, upon being thereof convicted before One or more Justice or Justices of the Peace of the said County, shall forfeit and pay any Sum not exceeding Five Pounds; or such Justice or Justices may commit such Person or Persons so offending to the Common Gaol or House of Correction for the said County for any Time not exceeding Two Calendar Months.

Penalty on Persons obstructing Watchmen, &c.

XXXVI. And be it further enacted, That it shall be lawful for the said Commissioners to give such Rewards in Money to the Watchmen and Patrols respectively to be appointed as aforesaid, who may be disabled, wounded, or hurt in the Execution of his or their Duty, as they the said Commissioners shall think reasonable; such Reward to be paid out of the Monies to be raised by virtue of this Act.

Disabled Watchmen may be rewarded.

XXXVII. And be it further enacted, That it shall be lawful for the said Commissioners to contract with any fit Person or Persons from Time to Time to keep the Fire Engines belonging to the said Town and Parish, with the Pipes, Buckets, and other Things belonging thereto, and also the public Pumps in the said Town, in good working

Fire Engines may be provided.

working Repair and Order, and from Time to Time to purchase any new Engine or Engines, Pumps, Pipes, Buckets, and other Things belonging thereto, which they shall consider necessary for the Use of the said Town, and to pay and defray all Costs and Charges attending the same respectively, and the Expences of working the said Engines in Cases of Fire, out of the Rates to be levied and raised by virtue of this Act as herein-after mentioned.

Penalty for
damaging
Engines.

XXXVIII. And be it further enacted, That if any Person shall wilfully injure any of the Fire Engines, Buckets, Pipes, or other Things provided or to be provided for the Purpose of extinguishing Fires as aforesaid, or any of the public Pumps in the said Town and Parish, every Person so offending shall for every such Offence forfeit and pay a Sum not exceeding Five Pounds nor less than Twenty Shillings, and shall also make such Recompence to the said Commissioners for the Injury committed, as by any One Justice of the Peace for the said County shall be ascertained and awarded in that Behalf; and if any Person shall negligently injure or damage any of the said Fire Engines, Pumps, Buckets, Pipes, or other Things provided or to be provided as aforesaid, every such Person shall in like Manner make Recompence and Satisfaction to the said Commissioners for such Injury, to be ascertained and awarded as aforesaid.

Public
Lamps, &c.
vested in
Commission-
ers.

Commission-
ers may bring
Actions and
prefer Indict-
ments.

XXXIX. And be it further enacted, That all the public Lamps, Lamp Irons, and Lamp Posts now erected and fixed within the said Limits, and which shall be erected and fixed under the Authority of this Act, and also the Fire Engines, Pumps, and the Pipes, Buckets, and other Materials thereunto now belonging or deemed to belong to the said Parish of *Croydon*, and all Watchboxes, Watch-houses, and other Houses and Buildings, and all Materials, Implements, Tools, Utensils, Matters, and Things which shall be hereafter purchased, provided, used, erected, or fixed up by or by the Order and Authority of the said Commissioners for the Purposes of this Act, shall belong to and be the Property of and are hereby vested in the said Commissioners for executing this Act; and the said Commissioners shall and may cause to be brought any Action or Actions, or direct the preferring of any Bill or Bills of Indictment, as the Case may require, against any Person or Persons who shall steal, take, or carry away, detain, spoil, injure, or destroy the several Articles and Things hereby vested in them the said Commissioners as aforesaid, or any of them, or any Part or Parts thereof, or who shall fraudulently embezzle any Monies, Goods, or Effects, or falsely forge or counterfeit, or utter as true, any Bill, Receipt, or Security, knowing the same to be forged or counterfeited, with Intent to defraud the said Commissioners; and in all such Actions and Bills of Indictment respectively it shall be sufficient to state generally that the Article or Articles, Thing or Things, for or on account of which such Action or Actions shall be brought, or Bill or Bills of Indictment preferred, is or are the Property of "The Commissioners for the Improvement of the Town of *Croydon* in the County of *Surrey*," or that any such Offence has been committed with Intent to defraud the said Commissioners, by the same general Description, without particularly stating or specifying the Name or Names of all or any of the said Commissioners; and the said

said Commissioners shall have full Power and Authority from Time to Time to sell and dispose of, for the Purposes of this Act, all or any of the said Articles and Things, or any Part or Parts thereof respectively, to such Person or Persons and in such Manner as they the said Commissioners shall think proper.

XL. And be it further enacted, That if any Person or Persons shall, upon any of the Footways or Foot Pavements in any of the Streets, Ways, Lanes, and other public Passages and Places within the Limits of this Act, run, draw, drive, or carry thereon any Wheel Sledge, Wheelbarrow, Handbarrow, Bier, or Carriage whatsoever; or roll any Cask or Tub, other than for the necessary filling or emptying thereof, upon, from, or out of any Carriage Road or Footway, further than the Extent of the Premises in the Occupation of the Person from or to whose House or Building such Cask or Tub shall be rolled; or if any Person shall wilfully drive any Cart or other Carriage whatsoever, or shall ride, lead, or drive any Horse or other Beast, or any Cattle whatsoever, on any of the said Footways and Foot Pavements; or shall wilfully break up, damage, or remove any Part of the Pavements; or set up, affix, or use any Stall, Standing Block, or Working Place thereon, or so near thereto as to obstruct the Passage thereon; or put or place any Furniture, Goods, Wares, or Merchandize, or any Cask, Tub, Box, Pail, Bucket, Stool, Bench, or Stall, or erect, set up, or place any Blind, Shade, Coverlid, or Awning, or any other Matter or Thing, in the Front of or before any House, Shop, or other Building, and suffer it to remain so as in any Manner to cause any Obstruction or Impediment in the Footway or on the Foot Pavement; or shall, in any Street, Way, Lane, or other public Passage or Place within the Limits of this Act, hew, saw, or cut any Stone, Wood, or Timber, or bore any Timber, or make or repair or wash or clean any Coach, Chaise, Gig, Waggon, Cart, Sledge, or other Carriage (except such as may want immediate Repair from any sudden Accident on the Spot, or which cannot be conveniently removed for that Purpose, such unavoidable Repair to be done and completed with all convenient Speed); or if any Person shall, within any such Street, Way, Lane, or other public Passage or Place, show or exhibit any Stallion or Stone Horse other than in the necessary passing of such Stallion or Stone Horse to or from any Yard or other inclosed Place; or expose to Sale any Horse or other Beast (except at any Fair or Market for the Sale of Horses or other Cattle in the Places usually appropriated for that Purpose, and except in such Places as the said Commissioners shall direct); or turn loose any Horse, Mule, Ass, Pig, or other Beast; or if any Person shall make or assist in making any Bonfire, or shall wantonly let off or fire any Gun, Pistol, Blunderbuss, or other Fire-arms, or shall wantonly let off any Serpent or Rocket, or throw any Cracker, Squib, or other Fireworks; or slide upon any Flagging, Pavement, or Footway; or play at Football, or fly any Kite or Kites, or play at any other Game or Games to the Annoyance of any Inhabitant or Passenger; or shall wilfully break, or aid, abet, or assist in wilfully breaking, any Glass Pane or Window, Panes or Windows, in or belonging to any Dwelling House or other Building; or if any Person shall throw, cast, lay, or sift, or cause to be thrown, cast, laid, or sifted, any Ashes, (except in Time of Frost only, and to

For prevent-
ing Annoy-
ances in the
Streets.

[*Local.*]

21 H

prevent

prevent Accidents,) or any Coals, Stones, Lime, Bricks, Mortar, Timber, or other heavy Substances, (except Stones, Lime, Bricks, Mortar, Timber, or other Materials used for building or rebuilding or repairing any House or Premises, which shall be placed and inclosed so as to prevent any Accident or Mischief happening to Passengers,) or any Dung, Soil, Filth, Rubbish, Refuse of Garden Stuff, Blood, Offal, Carrion, or any other offensive Matter or Thing, in any of such Streets, Lanes, Ways, and other public Passages and Places, or the Sides thereof, and suffer the same to remain in any of the said Streets, Ways, Lanes, and other public Passages or Places, or the Sides thereof, after Sunset, without placing a sufficient Light upon or near the same to prevent Accidents; or if any Person shall, for the Purpose of obtaining or collecting Manure, or for any other Purpose, stop up or impede the Passage of any Common Sewer, Ditch, Drain, or Watercourse, or shall empty, convey, or discharge any Filth or Rubbish into any Common Sewer or public Drain; or if any Person or Persons shall, in any of the said Streets, Ways, Lanes, or other public Passages or Places, or the Sides thereof, bait or cause to be baited any Bull, Bear, Badger, or other Animal; or shall fight or set on to fight any Dogs or Cocks; or shall permit or suffer any Bull Dog or Mastiff, or any ferocious Dog of any other Species, or any other dangerous Animal, to go at large without being safely and sufficiently muzzled; or shall not, after public Notice given by Order of any Justice or Justices of the Peace for the said County of *Surrey*, tie up and keep safely secured his, her, or their Dog or Dogs, in order to prevent any Danger or Mischief happening by reason of Hydrophobia or otherwise; or if any Driver of any Waggon, Cart, or other Carriage shall, in any of the said Streets, Ways, Lanes, or other public Passages and Places, ride on the Shafts, or in or upon any Part of such Waggon, Cart, or other Carriage, without Reins, or any of the Horses or Cattle drawing the same; or if any Person riding any Horse or Beast, or driving any Sort of Carriage, shall ride or drive the same furiously, so as to endanger the Life or Limb of any Passenger or other Person; or if any Person or Persons shall wilfully hinder, obstruct, or prevent the free Passage of any of the said Streets, Lanes, public Passages and Places; or if the Driver of any Sort of Carriage whatever shall in any Manner wilfully prevent any other Person or Persons from passing him or her, or any Carriage under his or her Care; or by Negligence or Misbehaviour prevent, hinder, or interrupt the free Passage of any Carriage, or any of His Majesty's Subjects, within the Limits of this Act; or shall suffer any Stage Coach, Diligence, Post Chaise, Waggon, Cart, Dray, or other Carriage to remain longer than may be necessary either for taking up or setting down of any Passenger, or for the loading or unloading of Goods or Baggage; or shall paint, write, draw, or mark with Chalk, Ink, or otherwise, any obscene or indecent Word or Figure, or paste or affix any written or printed Handbill of an obscene or indecent Nature, upon any of the Walls, Palings, Gates, Fences, or other Places within the said Town or Parish; or shall commit or permit any other Kind of Obstruction or Annoyance in or upon any Street, Way, Lane, or other public Passage or Place within the Limits of this Act; then and in every such Case every Person so offending, or the Owner or Proprietor of any such Horse, Beast, Cattle, Carriage, Goods, Matter,

or Thing as aforesaid, as the Case may be, (in case the Person actually offending cannot afterwards be found,) shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds; and it shall be lawful for any Person acting under the Authority of the said Commissioners appointed by virtue of this Act, or for any Constable or other Peace Officer, to take away and remove any of the before-mentioned Obstructions, in case the Party occasioning the same shall not remove the same within a reasonable Time after being required so to do by any Person whomsoever; and it shall be lawful for any Constable or other Peace Officer, or any One of the said Commissioners, or any Officer or other Person acting by or under their Authority, by virtue of this Act, and without any Warrant whatsoever, in case such Offender or Offenders shall be unknown and shall refuse to declare and make known his, her, or their real Name or Names and Place or Places of Abode, to seize and apprehend any such Offender or Offenders as aforesaid, and forthwith to convey him, her, or them before some Justice or Justices of the Peace for the said County, in order to his, her, or their being convicted of such Offence: Provided always, that nothing herein contained shall extend or be construed to extend to prevent any Person from placing any Stall, Booth, Stool, Bench, or Form for the Sale of Goods or Wares, or from exposing to Sale any Meat, Poultry, Vegetables, Fruit, or any other Matter or Thing, in any Market Place within the Limits of this Act, on the usual Days of the Markets and Fairs within the said Town.

XLI. Provided always, and be it further enacted and declared, That no Contract which shall be made by the said Commissioners for any of the Purposes of this Act shall be binding upon the said Commissioners as Individuals or in their private Capacity; nor shall any of the said Commissioners personally, or their respective Estates, be answerable for or subject to the Payment of any of the Mortgages or Annuities to be granted in pursuance of this Act; and all Money which shall be expended by or recovered against any of the said Commissioners, or any Person or Persons employed by them, by means of any Action, Prosecution, or Appeal to be brought by or against them, or any of them, touching the Execution of this Act, shall be borne and defrayed out of the Money which shall come to the Hands of the Treasurer to the said Commissioners, or any other Person appointed by them by virtue of this Act: Provided nevertheless, that nothing herein contained shall extend to exonerate or discharge any of the said Commissioners, their Houses, Lands, Tenements, Hereditaments, Goods, Chattels, or Effects, from the Payment of the Rates or Assessments to be raised by virtue of this Act.

Commissioners not answerable in their private Capacity.

XLII. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, from Time to Time to treat, contract, and agree with the Owners, Occupiers, or Persons interested in any Dwelling House, Buildings, Lands, and Hereditaments within the said Town of *Croydon*, proper and suitable for the Residence and Accommodation of His Majesty's Judges at the Assizes, or for holding any Special Commission of Oyer and Terminer or Gaol Delivery for the said County, with their Officers

Commissioners to provide Lodgings for the Judges of Assize.

Officers and Attendants, and for transacting the Business usually done and transacted at the Lodgings of His Majesty's Judges during the Assizes, for the Purchase, or hiring for any Term of Years, or by the Year, or any shorter Period, of any such House, Buildings, Lands, and Hereditaments, for the Purpose aforesaid, and by and out of the Monies to be raised by virtue of this Act as herein-after mentioned to pay for the absolute Purchase of such House, Buildings, Lands, and Hereditaments, if such Purchase shall be thought expedient and sanctioned by the Inhabitants of the said Parish at a General Vestry to be called and held for that Purpose, or else from Time to Time to pay any yearly or other periodical Rent or Consideration for the same, as shall be agreed upon between such Owners and Persons interested as aforesaid and the said Commissioners, and also the Costs and Charges attending such Agreement, Purchase, or Hiring, or for the granting or renewing of any Lease or Leases, and for the repairing, altering, fitting up, and furnishing of such House and Premises for the Purposes aforesaid; and it shall be lawful to and for all and every Person or Persons whomsoever who are or shall be seised, possessed of, or interested in any such Houses, Buildings, Lands, or Hereditaments, to treat, contract, and agree with the said Commissioners for the Sale or letting of such Houses, Buildings, Lands, and Hereditaments, and of all or any Part of their Interest therein or in any Part thereof, and to convey or lease the same to the said Commissioners, or to such Person or Persons for the Purposes of this Act and in such Manner as the said Commissioners shall direct, and as Occasion shall require; and all Contracts, Sales, Leases, and Conveyances which shall be so made shall be valid to all Intents and Purposes, any Law, Statute, Usage, or other Matter to the contrary notwithstanding.

Commissioners may let the House provided for the Judges Lodging, when not wanted.

XLIII. And be it further enacted, That it shall be lawful for the said Commissioners from Time to Time, as they shall think proper, to let any House, Building, Land, Furniture, and Premises to be purchased, leased, or provided under the Provisions of this Act, to any Person or Persons from Year to Year, or any shorter Period, for the best Rent that can be obtained for the same; nevertheless reserving the Premises for the Use of His Majesty's Judges during the Assizes, or for holding any Special Commission of Oyer and Terminer or Gaol Delivery, when the same shall be holden in the said Town of *Croydon*, and also reserving full Powers for the Payment of the Rent and the Recovery thereof; and the Rent to be received for the same, or so much thereof as may be requisite, shall be expended and applied by Order of the said Commissioners in defraying any Expences which may be incurred in cleaning, airing, or repairing the said House and Premises, and any Surplus which shall remain shall be paid to the Treasurer of the said Commissioners, to be applied towards the general Purposes of this Act.

For paying the Rent and Expence of the temporary Place of Confinement

XLIV. And whereas the Building in the said Town used as a temporary Place of Confinement for Persons charged with Felonies, Misdemeanors, and other Offences, and for the Reception and safe Custody of Prisoners during the Assizes holden in the said Town, and the House adjoining, used as the Residence of the Parish Beadle, who

who has the Care and Management of such Place of Confinement, is at present provided by the Churchwardens of the said Parish, and the Rent and Expences attending the same paid by and out of the Church Rates : And whereas it is expedient to make other Provision for the Payment of such Rent and Expences ; be it therefore further enacted, That it shall be lawful for the said Commissioners and they are hereby authorized and empowered from Time to Time to treat, contract, and agree with the Owners, Lessees, or Persons interested in the said House and Building, or with the Owners, Lessees, or Persons interested in any other fit and suitable House and Buildings within the said Town, for the hiring of the same for any Term or Number of Years, for the Purposes aforesaid; and by and out of the Monies to be raised by virtue of this Act as herein-after mentioned from Time to Time to pay any such yearly or periodical Rent for the same as shall be agreed upon between such Owners, Lessees, or Persons interested as aforesaid and the said Commissioners, and the Costs and Charges attending such Agreement or Hiring, or for the granting or renewing of any Lease or Leases, and for altering, fitting up, and repairing of the said Premises from Time to Time for the Purposes aforesaid, and also from Time to Time to pay and defray all necessary Charges and Expences attending the holding of the Assizes, or for holding any Special Commission of Oyer and Terminer or Gaol Delivery in the said Town : Provided always, that it shall not be lawful for the said Commissioners to take any Lease or Leases for such last-mentioned Purposes for any longer Term than Thirty-five Years, without the Consent of the Inhabitants of the said Parish obtained at a General Vestry to be held for that Purpose.

for Prisoners.
at the As-
sises.

XLV. And for raising Money to defray the Expences of providing Lodgings for the Judges of Assize, the Expence of the Place of Confinement called the Gaol, the Costs and Expences of the Parish Engines and Pumps, and lighting the High Street of the said Town, subject to the Restrictions herein-after mentioned, and for the Purpose of watching, and supporting the Police of the said Town and Parish, and for otherwise carrying into effect the general Purposes of this Act ; be it further enacted, That it shall and may be lawful for the said Commissioners and they are hereby authorized and empowered, from Time to Time, when and so often as they shall think it necessary, to raise and levy such Sum or Sums of Money, not exceeding in any one Year the Sum of Sixpence in the Pound, except as herein-after mentioned, by a Rate or Assessment upon the several and respective Tenants or Occupiers of all Houses, Shops, Warehouses, Buildings, Gardens, Lands, Tenements, and other Hereditaments within the said Parish of *Croydon*, and the same shall be charged and levied under the Name and by the Description of " The *Croydon* Rate for General Purposes ;" and such Rate and Assessment shall from Time to Time be made upon and according to the Parochial Valuation of the said Houses, Lands, Tenements, and Hereditaments respectively, which shall from Time to Time be made in the said Parish of *Croydon* for the Regulation of the Assessment for the Relief of the Poor ; the first Year for which any Rate or Assessment shall be made by virtue of this Act shall commence at and be computed from the Twenty-fifth Day of *March* One thousand eight hundred

Power to
raise a Rate
for General
Purposes.

[*Local.*]

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and

Rates to be
collected
and paid over
to the Trea-
surer.

Power to
amend Rates.

Commission-
ers and
Officers may
inspect Poor
Rates and
take Copies.

Owners of
certain
Houses may
be assessed.

and twenty-nine ; and the Money so to be rated or assessed shall from Time to Time be paid to the Collector or Collectors to be appointed as aforesaid, at such Time or Times in every Year, and in such Manner, [as the said Commissioners shall direct, and shall be paid over by him or them into the Hands of the Treasurer to the said Commissioners ; provided that no Rate or Assessment to be made in pursuance of this Act shall be valid until the same shall be signed by Five at least of the said Commissioners ; and the said Commissioners are hereby empowered to amend any such Rate or Assessment, after the same shall have been signed, by inserting the Name or Names of any Person or Persons who ought to have been rated or assessed, or striking out the Name or Names of any Person or Persons who ought not to have been so rated or assessed, or to raise or lower the Assessment or Assessments on any Person or Persons who shall be under-rated or over-rated in the said original Rate or Assessment, or by making such other Amendments therein as will in the Judgment of the said Commissioners make such Rate or Assessment fair and equal, and conformable to the true Intent and Meaning of this Act.

XLVI. And be it further enacted, That, in order to make such Rate or Assessment, the Overseers of the Poor of the said Parish of *Croydon*, and the Collector and Collectors of the Poor and other Parochial Rates of the said Parish, shall and are hereby required, at all seasonable Times, to permit the said Commissioners, or the Clerk, Treasurer, or Collector to the said Commissioners, or any other Person to be appointed by the said Commissioners, to peruse and inspect the Rates made for the Relief of the Poor at any Time within a Year then next preceding, and to take Copies thereof ; and if any such Overseer or Parochial Collector shall refuse or neglect to permit such Perusal or Inspection, or the taking of any such Copy or Copies, he shall forfeit and pay for every such Refusal or Neglect any Sum not exceeding Five Pounds.

XLVII. And be it further enacted, That it shall be lawful for the said Commissioners (in case they shall think fit) to rate and assess the Lessors, Landlords, or Owners of all Houses, Buildings, Tenements, and other Hereditaments which shall be let to weekly or monthly Tenants, or which shall be let furnished, or in Lodgings, or in separate Apartments, or at Rents which shall become payable and be collected at any shorter Period than quarterly, or which shall be assessed on a Rent or annual Value not exceeding Twelve Pounds, instead of assessing the Tenant or Occupier thereof ; and the said Lessors, Landlords, or Owners respectively shall pay such Rate or Assessment accordingly ; or in case the same shall be paid by or recovered from the Tenant or Occupier of any such House, Building, Tenement, or Hereditament, by virtue of this Act, such Tenant or Occupier shall and may deduct the Sum so paid from and out of the Rent due and payable from him, her, or them to the respective Landlord, Owner, or Proprietor of such House, Building, Tenement, or Hereditament ; and the Receipt for such Payment given to such Tenant or Occupier by the Collector to the said Commissioners shall be a sufficient Discharge to such Tenant or Occupier, or to his, her, or their Landlord or Landlords, for so much Money as he, she, or they

they shall pay, or as shall be recovered from him, her, or them by virtue of this Act: Provided always, that if the Lessor, Landlord, or Owner of any House, Building, Tenement, or Hereditament, the yearly Rent or Value whereof shall not exceed Twelve Pounds, and which shall be let to One Tenant only at a Rent which shall become or be made payable quarterly only, shall be rated or assessed as the Occupier or Occupiers thereof, then it shall be lawful for the said Commissioners and they are hereby required, on the Application and Request of every or any such Lessor, Landlord, or Owner, to compound with him, her, or them for the Payment of all and every the Rates and Assessments hereby authorized to be made as aforesaid, at such reduced yearly Rentals as the said Commissioners shall think reasonable, not being more than Three Fourths nor less than Two Thirds of the Rack Rent or annual Value of such Houses, Buildings, Tenements, or Hereditaments respectively; and it shall and may be lawful to and for the said Commissioners and they are hereby required, on such Application and Request as aforesaid, to compound with any Lessor or Lessors, Landlord or Landlords, Owner or Owners of any Houses, Buildings, Tenements, or other Hereditaments which shall be let or offered to be let furnished, or in Lodgings, or in separate Apartments, or at Rents which shall become payable or to be collected at any shorter Period than quarterly, for the Payment of all and every the said Rates and Assessments for or in respect of such Houses, Buildings, Tenements, or Hereditaments, at such reduced yearly Rentals as the said Commissioners shall think reasonable, not being less than Two Thirds of the Rack Rent or annual Value of such Houses, Buildings, Tenements, or Hereditaments respectively; and the said Commissioners may vary, discontinue, alter, or renew any or either of such Compositions as they shall from Time to Time deem expedient: Provided always, that no such Landlord or Owner shall be charged with or liable to pay for any increased Rent reserved and made payable to him, for or on account of such Landlord or Owner having agreed to pay the Rates heretofore chargeable upon the Occupiers of such Premises respectively.

XLVIII. Provided always, and be it further enacted, That nothing in this Act contained shall be construed, deemed, or taken to impeach, alter, or make void any Covenant or other Agreement made between any Landlord and Tenant in any Lease now granted or hereafter to be granted pursuant to any Contract or Agreement now existing; any thing in this Act contained to the contrary thereof notwithstanding.

XLIX. And to prevent Disputes touching the Designation of Owner or Landlord of any Houses, Buildings, Tenements, or Hereditaments intended to be made liable to be rated and assessed by any Rate or Assessment to be made by virtue of this Act, be it further enacted, That the Person or Persons 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 or Hereditaments from the Tenants or Occupiers thereof or any of them, shall be liable to be rated and shall be compellable to pay the Rates in respect of such Messuages or Hereditaments in all Cases in which either

Commissioners to compound with Landlords.

Agreement between Landlord and Tenant not to be impeached.

Persons receiving Rents to be deemed Owners.

either Owners or Landlords are made liable to be rated and to the Payment of the Rates made by virtue of this Act, and shall also be liable as such Owners and Landlords in all other Matters and for all other Purposes affecting the Owners, Landlords, or Proprietors of any Messuages or Hereditaments in this Act contained, unless the real Owner or Owners, Landlord or Landlords, Proprietor or Proprietors thereof shall be declared by himself or themselves to be the real Owner or Owners, Landlord or Landlords, Proprietor or Proprietors thereof, or shall be distinctly and certainly known to be such by the said Commissioners.

Persons removing to pay in proportion.

L. And be it further enacted, That in all Cases where any Person or Persons shall remove from or quit any House, Building, or other Property for or in respect of which he, she, or they shall have been rated or assessed, or was or were liable to be rated or assessed, by virtue of this Act, such Person or Persons shall be liable to pay a Portion of the Rates or Assessments to which such Person or Persons would have been subject or chargeable in case he, she, or they had not removed from or quitted the same; and in all Cases where any Person or Persons shall enter into the same Occupation of any House, Building, or other Property liable to be rated by virtue of this Act, out of or from which any other Person or Persons who shall have been rated and assessed for the same shall have removed, or which at the Time of making such Rates or Assessments was or were empty or unoccupied, the Person or Persons so entering into the Occupation of the same shall be liable to pay a Portion of such Rates or Assessments, in proportion to the Time during which he, she, or they shall occupy the same, in like Manner as if he, she, or they had been originally rated or assessed for such House, Building, or other Property; all which respective Portions, in case of Dispute, shall be settled and ascertained by the said Commissioners, or by any One or more of His Majesty's Justices of the Peace for the said County of *Surrey*, on the Application of the Parties interested therein.

Collection and Recovery of Rates.

LI. And be it further enacted, That if any Person or Persons shall neglect or refuse to pay any Sum or Sums of Money on him, her, or them rated or assessed by virtue of this Act, to the Collector or Collectors of such Rates and Assessments, for the Space of Seven Days after a personal Demand thereof by such Collector or Collectors, or a Demand in Writing made under the Hand of any such Collector left at the last or usual Place of Abode of such Person or Persons, or on the Premises for which such Person or Persons shall be rated or assessed, or any Part thereof; or if any Person or Persons liable to pay any of the said Rates or Assessments shall at any Time begin to remove his, her, or their Goods, Chattels, Furniture, Cattle, or other Effects from the Dwelling House, Land, or Premises in his, her, or their Occupation within the said Parish of *Croydon*, or to sell and dispose of, or cause to be sold or disposed of, such Goods, Chattels, Furniture, Cattle, or other Effects therein by public Auction or otherwise, without first paying all Arrears due or rated in respect of such Messuage, House, Land, and Premises (including the current Quarter which shall be considered as due), then and in any of the said Cases it shall be lawful for the said Collector or Collectors for the

the Time being, or any of them, by Warrant under the Hand and Seal or Hands and Seals of any Justice or Justices of the Peace for the said County of *Surrey*, (which Warrant or Warrants the said Justice or Justices is and are hereby fully authorized and required to grant, upon the Proof, upon Oath or by Confession made before him or them, of the Demand and Nonpayment of such Rate or Assessment, or of the Removal of such Goods and Chattels as aforesaid,) with the Assistance of any Constable or other Peace Officer, to enter into any Dwelling House, Buildings, or Premises in the Occupation of the Person or Persons so neglecting or refusing to pay such Rates or Assessments, or any of them, and to distrain his, her, and their Goods, Chattels, Furniture, and Effects, and the Distress so taken to impound, keep, and detain; and if within Five Days next after such Distress shall be made the said Rates or Assessments, and all Arrears due thereon, together with the Costs and Charges of the said Warrant, and of making and keeping the said Distress, shall not be paid, then such Collector or Collectors shall cause the said Goods, Chattels, Furniture, and Effects to be appraised and sold, or such Part thereof as shall be sufficient to pay such Rates or Assessments, together with all Arrears due thereon, and such Costs and Charges as aforesaid, and the Costs and Charges of appraising, removing, keeping, and selling the said Distress, (the Amount of all such Costs, Charges, and Expenses relating to the Recovery of the said Rates or Assessments, being, in case of Dispute, settled by any One Justice of the Peace for the said County,) and shall return the Overplus (if any), on Demand, to the Owner or Owners of such Goods and Chattels respectively; or otherwise it shall be lawful for the said Commissioners to recover any such Rate or Assessment so due and payable by virtue of this Act by Action of Debt or on the Case in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Protection, or Wager of Law, or more than One Imparlance, shall be allowed.

LII. And be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Rate or Assessment which shall be made in pursuance of this Act, such Person or Persons, having first paid such Rate or Assessment, shall or may apply for Relief in the Premises to the said Commissioners at their First or Second Meeting to be holden next after he, she, or they shall have paid the same; and the said Commissioners are hereby authorized and empowered, if they shall think such Person or Persons aggrieved, to give such Relief in the Premises as to them shall seem reasonable; and if any Person or Persons shall be dissatisfied with the Order and Determination of the said Commissioners thereupon, then such Person or Persons may appeal against such Order or Determination to His Majesty's Justices of the Peace at their Petty Sessions to be holden in and for the Hundred of *Wallington* in the said County of *Surrey*, within One Month next after such Order and Determination of the said Commissioners, the Party so appealing first giving Notice in Writing to the Clerk of the said Commissioners, at least Five Days before such Petty Session, of his Intention of appealing, and the Grounds and Reason thereof; and it shall be lawful for any Two or more Justices of the Peace acting in and for the said Hundred, who shall be present at any such Petty Session, to

Persons
aggrieved
may appeal
to Commis-
sioners.

[*Local.*]

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hear and determine the said Complaint, and to make any Alteration in any such Rate or Assessment as to them shall seem right and just; and such Alteration shall be valid and effectual; and if either Party shall be dissatisfied with the Decision of the said Justices at such Petty Session, then the Party so dissatisfied may appeal against such Decision to the next General or Quarter Session of the Peace to be holden for the said County, in the Manner herein-after directed.

Rate Book to
be received
as Evidence.

LIII. And be it further enacted, That the Book of Rates to be delivered to the Collector or Collectors or other Officers to the said Commissioners, and all Entries afterwards made thereon, or examined Copies thereof, being signed by Five or more of the said Commissioners, shall be received as Evidence of the Rates imposed by virtue of this Act, and of the Payment of such of them, or any Part thereof, as shall by such Entries appear to have been paid to such Collectors.

Application
of the Rate
for General
Purposes.

LIV. And be it further enacted, That all the Monies which shall be raised by virtue of this Act from and by the Rate and Assessment herein-before authorized to be assessed and levied under the Name and by the Description of "The *Croydon* Rate for General Purposes," and all Monies which shall be borrowed on Mortgage or otherwise on the Credit thereof, shall be and the same are hereby vested in the said Commissioners, and the same shall from Time to Time and at all Times be applied and disposed of by or under the Orders of the said Commissioners in manner following; that is to say, in the first place, in paying and discharging the Costs, Charges, and Expences of obtaining and passing this Act, and all other Expences incident thereto; and in the next place, in paying and discharging the Interest of the Principal Monies to be borrowed on the Credit of the said Rates and Assessments, in case the said Commissioners shall find it necessary or expedient to borrow any Money on the Authority of this Act; then in Payment of the Expences of providing suitable Lodgings for the Judges of the Assizes, the Expences of the Place of Confinement called the Gaol, the Expences incident to and attending the watching the said Town and Parish, the Costs and Expences of the Parish Engines and Pumps, and in lighting such Part or Parts of the Main or High Street of the said Town of *Croydon* as shall be thought necessary and determined upon at a Vestry Meeting of the said Parish to be convened and held for that Purpose in the Way and Manner as by Law is now directed in regard to the Regulation of Parish Vestries, so as the Expence of lighting the said Street, to be defrayed out of the said Rate or Assessment for General Purposes, does not exceed the Sum of Sixty Pounds *per Annum*, and in paying and defraying the Expences which the said Commissioners and other Officers shall necessarily sustain and be put unto in carrying this Act and the Powers hereby vested in them into execution, or in prosecuting or defending any Actions, Suits, or Prosecutions in any Manner relative to the Execution of this Act for the Purposes aforesaid, and for such other Parochial Purposes and Improvements of the said Town and Parish of *Croydon* as shall be from Time to Time determined and agreed upon at a Vestry

a Vestry Meeting of the said Parish to be convened and held in manner aforesaid; and lastly, in reducing, paying off, and discharging all such Principal Monies as shall be borrowed as aforesaid.

LV. And be it further enacted, That all Monies whatsoever which shall be raised and collected by Order of the said Commissioners by or from any of the Rates or Assessments authorized to be made and levied by virtue of this Act, or which shall be by them borrowed for the Purposes of this Act, or which shall be otherwise payable to them under any of the Provisions of this Act, shall be paid from Time to Time into the Hands of the Treasurer or Treasurers of the said Commissioners for the Time being; and no Sum or Sums of Money shall be disbursed or issued by such Treasurer or Treasurers on the behalf or on account of the said Commissioners, without an Order in Writing, signed at a Meeting of the said Commissioners to be held in pursuance of this Act by the Chairman of such Meeting for the Time being.

Money raised under this Act to be paid to Treasurer.

LVI. And be it further enacted, That separate and distinct Books and Accounts shall be kept of the Monies raised by and under the said Assessment, and the Investment and Application thereof, in such Manner as the said Commissioners shall from Time to Time order and direct, so that the same may not be confused or blended together, or applied to other or different Purposes than those for which the same is intended to be levied and raised as aforesaid.

Separate and distinct Accounts to be kept.

LVII. Provided always, and be it further enacted, That it shall not be lawful for the Trustees of any Turnpike Road to continue, erect, or set up any Turnpike or Toll Gate within the said Town of *Croydon*, or to take any Toll therein.

No Toll Gate within the Town.

LVIII. And be it further enacted, That the Limits of the said Town of *Croydon* for the Purposes of this Act, as to lighting and improving, shall be deemed and taken to comprise such Parts and Places of the said Parish of *Croydon* as are contained and mentioned within the following Stations or Boundaries; that is to say, the High Street, beginning North at the Northern Extremity of the Canal Wharf, and ending South at the *Swan and Sugar Loaf* Public House, near the Turnpike Gate; *George Street*, from the Cross Way at the Top or East End thereof to the West Corner of *Whitgift's* Hospital; from the Top of *Crown Hill* into and along *Church Street*, as far as the *Little Almshouses*; from thence along *Lower Church Street*, by the Church, to the further End of the old Town, including *Duppas Hill*, and the Lane leading thereto; *Coombe Lane* or *Coombe Street*, from the High Street to the East Corner of the House and Premises in the Occupation of *John Keen* Esquire; and from thence along the Back Lane to the Cross Way at the Top of *George Street*, and the several Streets called the Middle Streets, and the *Butcher Row*, and the several Lanes and Passages communicating therewith.

Limits of this Act for lighting and improving.

LIX. Provided always, and be it further enacted, That nothing in this Act contained shall authorize the said Commissioners to light any other Part or Parts within the Limits of the said Town of *Croydon* herein-

No other Part of the Town to be lighted ex-

cept the Main Street, unless required by Three Fourths in Value of the Inhabitants.

herein-before declared and defined, (except the Main or High Street thereof as herein-before mentioned,) until Three Fourth Parts in Value (according to the Assessment for the Relief of the Poor of the Parish of *Croydon* aforesaid) of the Owners or Occupiers of Houses, Shops, Buildings, Tenements, and Hereditaments within the said Limits, liable to contribute to and pay the Rates and Assessments authorized to be raised and levied by virtue of the Provisions and Authorities of this Act, shall, in Writing under their Hands, require that such Part or Parts of the said Limits as shall from Time to Time be specified in such Requisition may participate in the Benefits of this Act so far as respects the lighting of the said Town, and become subject to the Payment of the Rate herein-after authorized to be made for that Purpose.

If Three Fourths in Value of the Owners or Occupiers agree, Commissioners to light, and make a Rate on the Inhabitants within the Limits.

LX. And be it further enacted, That when and as soon as Three Fourths in Value of such Owners or Occupiers of Houses, Shops, Buildings, Tenements, and Hereditaments within the Limits of the said Town, shall have consented and agreed to the lighting of the Whole or any Part or Parts of the said Town within the Limits aforesaid, or if Three Fourths in Value of the Owners or Occupiers of Houses, Tenements, or Hereditaments within any other Part or Parts of the said Parish of *Croydon*, shall have consented and agreed to the lighting of such other Part or Parts of the said Parish, and shall have delivered such Requisition to the said Commissioners for that Purpose as herein-before described, it shall and may be lawful for the said Commissioners, and they are hereby authorized and empowered, from Time to Time, when and so often as they shall think it necessary, to raise and levy, and continue to raise and levy, such Sum or Sums of Money not exceeding in any one Year the Sum of Four-pence in the Pound, by a Rate or Assessment upon the several and respective Tenants or Occupiers of all Houses, Shops, Warehouses, Buildings, Gardens, Tenements, and Hereditaments situate and being within the said Limits and Parts so agreed and required to be lighted as aforesaid; and the same shall be charged and levied under the Name of "The *Croydon* Lighting Rate;" and such last-mentioned Rate shall be made, charged, assessed, levied, continued, and collected upon the several Persons, Owners and Occupiers of Property within the Limits and Parts aforesaid, in the same Manner, by the same Means, and in every respect subject to the same Powers, Directions, Rules, and Authorities as are herein-before given, declared, and enacted in regard to the Rate and Assessment herein-before authorized to be made and levied for the general Purposes of this Act.

Application of lighting Rate.

LXI. And be it further enacted, That all the Monies which shall be raised by virtue of this Act from and by the said last-mentioned Rate or Assessment shall be and the same are hereby vested in the said Commissioners, and the same shall from Time to Time be applied and disposed of, by or under the Order of the said Commissioners, in defraying the Costs, Charges, and Expences to be incurred from Time to Time by or by the Direction of the said Commissioners in, for, and about the public lighting of the several Streets, Lanes, Passages, and other public Places within the Limits of the said Town of *Croydon* as herein-

herein-before defined, or of such Part or Parts thereof, or such other Part and Parts of the said Parish as shall be so required to be lighted by the said Commissioners as herein-before mentioned and directed; and after such Requisition shall have been signed and delivered to the said Commissioners as aforesaid, it shall not be lawful for the Persons signing the same, or for any succeeding Inhabitants, Owners, or Occupiers within the said Limits or Parts, at any shorter Period than Two Years from the first Delivery thereof, to countermand or revoke such Requisition or Consent; but the said Commissioners shall continue to light the Streets, Lanes, Passages, and other public Places within the Limits and Parts which shall have been so required to be lighted, and shall from Time to Time and at all Times make and levy the Rates and Assessments hereby authorized to be made and levied, notwithstanding any such Revocation.

Requisition
not to be re-
voked in a
shorter
Period than
Two Years.

LXII. And whereas it would tend to lessen the Parochial Expenditure of the said Parish, as well as aid the Purposes of this Act, in regard to the Police and Improvement of the said Parish, if a Superintendent of Police was appointed with the Powers and Authorities herein-after mentioned; be it therefore further enacted, That it shall be lawful for the Inhabitants of the said Parish in Vestry assembled, and they are hereby authorized and required, to nominate and appoint any discreet Person or Persons to be Superintendent of Police of the said Parish, and to determine and specify the Duties to be by him or them executed and performed, and to fix such yearly Salary for the Execution of the said Office as shall by such Inhabitants in Vestry be thought fit and expedient; and such Person or Persons so to be appointed shall continue to be Superintendent of Police until he or they shall resign such Office, or until his or their Appointment shall be revoked by the Inhabitants of the said Parish in Vestry assembled, and no longer: Provided always, that it shall be lawful for the said Commissioners at any Time to suspend such Superintendent of Police from the Exercise of all Powers hereby vested in him, in case of any Misbehaviour or Neglect, and until the Inhabitants of the said Parish shall have assembled in Vestry to take the Subject into Consideration; and it shall be lawful for the Inhabitants of the said Parish, upon the Nomination and Election by them of such Superintendent, to require and take Security from him or them for the faithful Execution of his or their Office, and for duly accounting for all Monies which he or they shall or may receive or be entrusted with as such Superintendent, and which Security shall be by Bond, with or without a Surety or Sureties, and in such Penalty as the said Inhabitants in Vestry assembled shall direct; and every such Bond shall be made to the Churchwardens and Overseers of the Poor of the said Parish, and may on any Breach of the Condition thereof be put in Suit by and in the Names of the Churchwardens and Overseers of the Poor for the Time being, by the Direction of the Vestry or Select Vestry of the said Parish, for the Benefit of the said Parish; and no such Action or other Proceeding on the said Bond shall cease, abate, or be discontinued, defeated, or impeded by the Death of the Churchwardens and Overseers named in such Action or Proceedings, or by the Deaths or Death of any or either of them, or by their Removal or the Removal of any or either of them on the Expiration of their

Superintendent
of Police
to be ap-
pointed.

[*Local.*]

21 L

respective

respective Offices : Provided always, that in case the Inhabitants of the said Parish shall think fit to appoint any Person to be Assistant Overseer of the said Parish, it shall be lawful for them to appoint the same Person to be Superintendent of Police of the said Parish, if they think fit.

Commissioners empowered to require Lists of Labourers.

LXIII. And be it further enacted, That it shall be lawful for the said Commissioners for the Time being, and such Superintendent, and he and they are hereby authorized and empowered, when and as often as they shall think it fit and necessary, to ask and require of and from all and every the Inhabitants of the said Parish, who hire and employ weekly or daily Labourers or Servants, a true and perfect List in Writing of the Names of each and every Servant and Labourer so hired and employed by them, and the Amount of their respective weekly or daily Wages, with a Statement of the Time when such Labourers and Servants were respectively hired or employed, and when they were severally discharged or left their Employment or Service, with such Inhabitants respectively.

Streets to be named and Houses numbered.

LXIV. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, to order and cause to be placed on some conspicuous Part of some House or Building at or near each End, Corner, or Entrance of the several Streets, Lanes, Ways, or Passages already erected or made or hereafter to be erected or made within the said Town or Parish of *Croydon*, the Name by which every Street, Lane, Passage, or Place is usually or shall be called or known ; and the said Commissioners also shall and may and they are hereby authorized and empowered to require each and every Occupier of every Dwelling House within the said Parish to paint in a fair and legible Manner on the Outside of the front outer Door of his and her Dwelling House such a Number as shall be directed by the said Commissioners, in Figures of Two Inches in Length, and each and every such Occupier shall keep and continue such Number at all Times painted on the outer front Door of his or her Dwelling House ; and if any Person or Persons shall wilfully or maliciously destroy, pull down, injure, obliterate, or deface any such Inscription or Number, or any Part thereof, or cause or procure the same to be done, every such Person or Persons so offending shall for every such Offence forfeit and pay the Sum of Ten Shillings.

Occupiers to restore the Numbers of Houses when defaced.

LXV. And be it further enacted, That in case the Number of any House within the said Parish shall happen to be defaced or obliterated, the Occupier or Occupiers of every such House shall, within Three Days after Notice for that Purpose given to him, her, or them by any Officer of the said Commissioners, cause such Number to be restored in Painting, of Figures not less than Two Inches in Length ; and every Occupier of any such House shall forfeit and pay the Sum of Five Shillings for every Week during which such Number shall not be restored after such Notice as aforesaid.

LXVI. And

LXVI. And be it further enacted, That it shall be lawful for the said Commissioners, or any Three of them, to meet daily, or at such Time or Times as they may think necessary, at the Town Hall at *Croydon* aforesaid, or at such other Place or Places as they may think fit, to take Measures with any Person or Persons they may think fit to call in to their Assistance, and with the Patrols to be appointed by virtue and under the Authority of this Act, for inquiring into and ascertaining the State, Condition, Situation, and Wants, as well of the poor Persons in the said Parish requiring Parochial Relief, as of all Persons having no visible Means of gaining a Livelihood, so that the true State and Condition of all such Persons and their Families may be as much as possible accurately known, and the idle and dissolute punished according to Law.

Commissioners may meet daily to take Measures with the Superintendent of Police to ascertain the State of the Poor.

LXVII. And be it further enacted, That such Superintendent of Police and the Watchmen and Patrols, to be appointed by and under the Authority of this Act, shall and they are hereby required to meet and attend the said Commissioners, or any Three of them, at their said last-mentioned Meetings, to receive the Orders and Directions of the said Commissioners; and the said Superintendent and the said Watchmen and Patrols shall conform to such Orders and Directions, touching the several Matters and Things aforesaid, as they shall from Time to Time receive from the said Commissioners.

Superintendent of Police and Patrols to attend the Committee.

LXVIII. And be it further enacted, That for the more speedily enabling the said Commissioners to execute the Purposes of this Act, it shall be lawful for the said Commissioners from Time to Time to borrow and take up at Interest such Sum or Sums of Money as they shall judge necessary for the Purposes of this Act, upon the Credit of the Rates or Assessments to be made, levied, and collected by virtue of this Act, and by Writing under their Hands and Seals, or the Hands and Seals of any Five or more of them, to assign all or any Part of the said Rates or Assessments to such Person or Persons as shall lend or advance any Money specifically thereon, or to his, her, or their Trustee or Trustees, as a Security for the Principal Money to be advanced, with Interest for the same, at such Rate as shall be agreed upon; and the Costs and Expences of such Mortgages or Assignments, to be made as herein-after mentioned, shall be from Time to Time defrayed by the said Commissioners out of the Monies to be so borrowed; and every such Mortgage or Assignment shall be in the Words or to the Effect following; (that is to say,)

Power to borrow Money on Mortgage of Rates.

‘ WE, of the Commissioners appointed by or in pursuance of an Act passed in the Tenth Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act* [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, Administrators, and Assigns, such Proportion of the Rates or Assessments arising by virtue of the said Act, and therein described by the Name of [here describe the Name of the Rate], as the said Sum of doth or shall bear to the whole Sum which may

Form of Mortgage.

‘ may at any Time be borrowed or be or become due and owing or
 ‘ be charged upon the Credit of the said Act; to be had and holden
 ‘ from this Day of until the said Sum
 ‘ of with lawful Interest for the same, shall be
 ‘ repaid and satisfied. In witness whereof we the said
 ‘ Commissioners have hereunto set our Hands and Seals, the
 ‘ Day of in the Year .’

And every such Security shall be good, valid, and effectual in the Law.

Power for
Commission-
ers to raise
Money by
Annuities.

LXIX. And be it further enacted, That in case the said Commis-
 sioners shall think it advisable to raise all or any Part of the Money
 to be borrowed under this Act by granting Annuities for Life or
 Lives, it shall be lawful for the said Commissioners, and they are
 hereby authorized and empowered, by Writing under their Hands
 and Seals, or under the Hands and Seals of any Five or more of them,
 to grant Annuities to any Person or Persons who shall advance and
 pay into the Hands of the Treasurer to the said Commissioners such
 Sums of Money as to the said Commissioners shall seem right and
 proper, for the absolute Purchase of any Annuity or Annuities, to be
 paid and payable during the natural Life or Lives of any such Person
 or Persons, or the Life or Lives of any Nominee or Nominees of such
 Person or Persons, so that no such Annuity do exceed the Rates
 herein-after mentioned; and the Expence of every such Grant shall
 be defrayed by the said Commissioners; and the Grant of every such
 Annuity shall be in the Words or to the Effect following; (that is
 to say,)

Form of
Grant of
Annuity.

‘ WE, of the Commissioners appointed by or in pursuance
 ‘ of an Act passed in the Tenth Year of the Reign of His
 ‘ Majesty King *George* the Fourth, intituled *An Act* [*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 to be payable and paid out of the
 ‘ Rates or Assessments to be raised or made 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 E. F., as the Case may be,*] by
 ‘ equal Payments, on the Day of
 ‘ and Day of in every Year, with a
 ‘ proportionable Part up to the Day of his Death; the first Payment
 ‘ thereof to be made upon the Day of next
 ‘ ensuing the Date hereof. In witness whereof we the said Commis-
 ‘ sioners have hereunto set our Hands and Seals, the
 ‘ Day of in the Year .’

And every such Grant shall be good, valid, and effectual in the Law without any Inrolment or Registry of the Memorial thereof; and every such Annuity so granted as aforesaid shall be and is hereby charged upon and shall be payable and paid by the Treasurer to the said Commissioners out of the Rates or Assessments and other Monies

to be received by virtue of this Act, according to the Grant of such Annuity.

LXX. 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, in the Manner and according to the Rate which may be prescribed by any Act or Acts for enabling the Commissioners for the Reduction of the National Debt to grant Life Annuities.

LXXI. And be it further enacted, That it shall be lawful for the Persons entitled to any of the Securities for the Money to be borrowed upon Interest as aforesaid, or to be raised by the granting of Annuities as aforesaid, and their respective Executors, Administrators, or Assigns, at any Time by Writing under their Hands and Seals to transfer such Securities to any Person or Persons whomsoever ; which Transfer may be in the Words or to the Effect following ; (that is to say,)

Power of transferring Mortgages and Annuities in a prescribed Form.

I *A. B.*, being entitled to the Sum of _____ or an Form of
 Annuity of _____ [as the Case may be], by Transfer.
 virtue of an Assignment [or Grant of Annuity] bearing Date the
 Day of _____ under the Hands and Seals of _____
 of the Commissioners acting in the Execution of an Act passed in
 the Tenth Year of the Reign of His Majesty King *George* the
 Fourth, intituled *An Act* [here set forth the Title of this Act], upon
 the Credit of the Rates and Assessments raised or made by virtue
 of the said Act, do hereby transfer all my Right, Title, and Interest
 in and to the same Sum [or Annuity], and all Interest and other
 Money now due and owing thereon, and all Benefit and Advantage
 to be had or made thereby, to *E. F.*, his Executors, Administrators,
 and Assigns. Dated this _____ Day of _____ in the
 Year of our Lord _____

And the Person or Persons to whom such Transfer may be made, his, her, or their Executors or Administrators, may from Time to Time transfer such Security for Money or Annuity to any other Person or Persons whomsoever in a similar Way; and a Copy of every Security, Grant, or Assignment which shall be made in pursuance of this Act, and an Extract of every Transfer thereof respectively, shall be entered in a Book to be kept for that Purpose by the Clerk to the said Commissioners, which Extract 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 or her Executors, Administrators, and Assigns, to the Benefit of the

Transfers to
be registered.

[Local.] 21 M Security

Security thereby transferred, without any other Registry or Inrolment whatsoever.

Power of
Redemption
of Mortgages.

LXXII. Provided always, and be it further enacted, That every Assignment or Mortgage which shall be made by virtue of this Act for any Sum of Money which shall be borrowed by the said Commissioners on the Credit of the said Rates or Assessments as herein-before is mentioned, shall and may be redeemed by the said Commissioners at such Times and in such Manner as the said Commissioners shall think fit, Six Calendar Months previous Notice having been given to the Person or Persons entitled to such Sum lent on the Credit of the said Rates or Assessments by the said Commissioners, of their Intention of redeeming the same, and full Payment of the Principal Money so borrowed, and Interest after the Rate at which the same shall be so borrowed, being made to such Person or Persons ; and he, she, or they may and are authorized to call for the Payment thereof, as he, she, or they shall think fit, giving the like Notice to the said Commissioners or their Clerk.

Money may
be borrowed
at a lower
Interest to
pay off exist-
ing Mort-
gages.

LXXIII. And be it further enacted, That in case the said Commissioners shall at any Time be able to borrow or take up any Sum or Sums of Money at a lower Rate of Interest than shall happen to be payable upon any of the original or other Mortgages which may have been granted by the said Commissioners, and which may happen to be then existing, it shall be lawful for the said Commissioners from Time to Time to charge the said Rates or Assessments in manner aforesaid with any Sum or Sums of Money to be borrowed at such lower Rate of Interest, and the Interest thereof at such lower Rate as aforesaid, and therewith to pay off and discharge any of the said original or other Mortgages bearing a higher Rate of Interest, according to the Directions and Regulations herein-after prescribed for paying off Mortgages.

Money bor-
rowed to be
applied to the
same Pur-
poses as the
Rates
charged.

LXXIV. Provided always, and be it further enacted, That the Money borrowed under the Authority of this Act upon the Credit of the said Rates hereby authorized to be made and levied for the several Purposes of this Act, or any of them, shall be separately and distinctly applied and disposed of for and towards the same Purposes for which the Rates or Assessments charged and made liable to the Payment thereof are hereby declared to be subject and liable to, and for no other ; and separate and distinct Accounts of such Monies, and of the Application thereof, shall be made and kept as herein-before mentioned ; and it shall not be lawful for the said Commissioners to join or blend the whole of the Rates or Assessments hereby authorized to be made for different Purposes in One Security, but such Security shall distinctly name and state the Rates or Assessments thereby intended to be charged ; and such Rates or Assessments only shall be charged or mortgaged in or by One Security as are authorized to be made and levied for the Purposes for which the Money was borrowed.

Justices may
proceed by
Summons in

LXXV. And be it further enacted, That in all Cases in which by this Act any Penalty or Forfeiture is imposed and made recoverable by

by Information, it shall be lawful for the Justice or Justices to whom the Recovery of Penalties.
Complaint shall be made of any Offence against this Act to summon the Party complained against before him, and on such Summons to hear and determine the Matter of such Complaint, and on Proof of the Offence to convict the Offender, and to adjudge him to pay the Penalty or Forfeiture incurred, and to proceed to recover the same although no Information in Writing shall have been exhibited or taken by or before such Justice; and all such Proceedings by Summons without Information shall be as good, valid, and effectual, to all Intents and Purposes, as if an Information in Writing was or had been exhibited.

LXXVI. And be it further enacted, That where by this Act any Costs, Damages, or Expences are directed or authorized to be paid to or paid by or recovered by or from the said Commissioners or any other Person, the Amount of such Costs, Damages, or Expences, in case of Dispute respecting the same, shall be ascertained and settled by any Two Justices of the Peace for the said County, who are hereby authorized and required, upon the Application of either of the Parties interested, to ascertain and settle the same accordingly, after summoning the Parties to appear before them at a Time and Place to be appointed for that Purpose; and if the Amount of any such Costs, Damages, or Expences when so settled shall not be forthwith paid, such Amount shall be deemed to be in the Nature of a Penalty, and shall and may be levied, with Costs, by Distress and Sale of the Goods and Chattels of the Person liable to pay the same, by Warrant under the Hands and Seals or Hand and Seal of the same or any other Justice or Justices of the Peace. Compensation for Damages, how to be ascertained.

LXXVII. And be it further enacted, That all Offences whatsoever which by virtue or under the Authority of this Act are or shall be subject to or punishable with any pecuniary Penalties, Fines, or Forfeitures, for the Recovery of which no express Provision is hereinbefore made, shall and may in every Case be heard, adjudged, and determined by and before any One or more Justice or Justices of the Peace for the said County of *Surrey*, in a summary Way, upon Information or Complaint (and which shall in every Case be made within Six Calendar Months at the farthest next after the committing of such Offences respectively, and not afterwards); and upon any such Information or Complaint as aforesaid, the said Justice or Justices shall examine into the Matter thereof; and if upon the Confession of the Party or Parties accused, or on the Oath of any One or more credible Witness or Witnesses, the said Party or Parties accused shall be convicted of having committed such Offence or Offences, then and in every such Case the Penalty or Penalties hereby made payable in respect of such Offence or Offences, together with the Costs of Conviction, to be ascertained by such Justice or Justices, shall be forthwith paid by the Party or Parties so convicted as aforesaid; and in case such Party or Parties so convicted shall refuse or neglect to pay the same forthwith, then the said Penalty or Penalties shall and may, by Warrant or Warrants under the Hand and Seal or Hands and Seals of any such Justice or Justices, (which he or they is and are hereby empowered and required to grant,) be levied and recovered, Recovery and Application of Penalties.

Form of Conviction.

‘ **B**E it remembered, That on the Day of in
‘ the Year of our Lord One thousand eight hundred and
‘ A. B. is convicted before me or us [*as the Case may be*], One or
‘ [*as the Case may be,*] of His Majesty’s Justices of the Peace
‘ for the County of *Surrey*, of having [*here state the Offence and the*
‘ *Time and Place when and where the same was committed*], 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*],
‘ for

‘ for which Offence I or we [*as the Case may be*] do adjudge the
 ‘ said to have forfeited the Sum of [*here state the*
 ‘ *Amount of the Penalty, Fine, or Forfeiture for the Offence*], according
 ‘ to the said Act. Given under my Hand and Seal or our Hands
 ‘ and Seals, [*as the Case may be,*] the Day and Year first above
 ‘ written.’

LXXIX. And be it further enacted, That if any Person shall be summoned as a Witness to give Evidence before any Justice or Justices of the Peace touching any Matter contained in any Information or Complaint for any Offence against this Act, either on behalf of the Prosecution or on behalf of the Person or Persons accused, and shall refuse or neglect to appear at the Time and Place to be for that Purpose appointed, after having been paid or tendered a reasonable Sum of Money for his or her Costs and Expences, without a satisfactory Excuse being given for such Nonappearance, or appearing shall refuse to be examined upon Oath, and which Oath any Justice or Justices of the Peace is and are hereby expressly authorized and required to administer in all Cases whatsoever where the Provisions of this Act require the Oath of any Witness or Witnesses to be had in any Proceeding before such Justice or Justices, and to give Evidence touching the Matter in question before such Justice or Justices, then and in every such Case every such Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds.

Witnesses
may be sum-
moned.

LXXX. And be it further enacted, That no Person whosoever shall be disqualified from being a competent Witness and being admitted to give Evidence in any Actions, Informations, Prosecutions, Appeals, Causes, or Proceedings whatsoever relating to the Execution of this Act, by reason of his paying or being charged with or liable to pay any of the Rates or Assessments hereby authorized to be made, or any other Rate or Assessment within the said Parish of *Croydon*, or by reason of his being an Inhabitant of the said Parish, or being one of the Commissioners for putting this Act into execution, or holding any Office under the said Commissioners.

Persons pay-
ing Rates not
disqualified
from being
Witnesses.

LXXXI. And be it further enacted, That where any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor shall the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect of Form in any Proceeding relating thereto, nor a Trespasser or Trespassers, *ab initio*, on account of any subsequent Irregularity in the prosecuting of such Distress, but the Person or Persons aggrieved by such Irregularity may recover Satisfaction for special Damages in an Action upon the Case.

Distress not
unlawful for
Want of
Form.

LXXXII. And whereas Persons guilty of Offences against this Act may be transient Persons, unknown to the said Commissioners, Collectors, Surveyors, or other Officers employed under the Authority of this Act; be it therefore further enacted, That it shall be lawful to and for any Commissioner, or the said Collectors, Surveyors, or other Officers respectively, to seize and detain any such unknown Person or Persons guilty of any Offence or Offences against this Act,

For securing
transient
Offenders.

[Local.]

21 N—O

and

and to take him, her, or them before any Justice or Justices of the Peace for the said County of *Surrey*, without any other Warrant or Authority than this Act for so doing; and such Justice or Justices shall and is and are hereby required to proceed and act with respect to such Offender or Offenders according to the Provisions of this Act.

Appeal.

LXXXIII. Provided always, and be it further enacted, That if any Body or Bodies Politic or Corporate, or any Person or Persons whosoever, thinking himself, herself, or themselves aggrieved by any Rate or Assessment laid and assessed under or by virtue of this Act, or by any Determination or Judgment made or given by any Justice or Justices of the Peace in pursuance of this Act, or by any Payment made by the said Commissioners or by their Authority, or by any other Matter or Thing done by the said Commissioners, or otherwise, in the Execution of this Act, may, within Three Calendar Months after the Cause of Complaint shall have arisen, appeal to the Justices of the Peace at some General or Quarter Sessions of the Peace to be holden for the said County of *Surrey*, or other the County or Place where the Cause or Matter of Appeal shall arise, the said Party or Parties Appellant having given at least Ten Days Notice in Writing of his, her, or their Intention of making such Appeal, and of the Matter and Cause thereof, to the Party or Parties against whom such Appeal shall happen to be made, or whose Interest may be affected by such Appeal, except where the Appeal shall be made against any such Rate or Assessment as aforesaid, or against any other Act, Matter, or Thing made or done by the said Commissioners, or by any Justice or Justices of the Peace, and then to the Clerk or Clerks of the said Commissioners, and within Three Days after such Notice causing a Recognizance to be entered into before some Justice of the Peace for the said County, by Two sufficient Persons, in the Sum of Twenty Pounds each, conditioned for the Party or Parties Appellant trying such Appeal and abiding the Order and Award of the Justices at such General or Quarter Sessions thereon, and paying such Costs as shall be awarded at such Sessions; and thereupon the Justices present at any such General or Quarter Sessions, upon due Proof upon Oath of such Notice and Recognizance having been given and entered into as aforesaid, shall hear and finally determine the Cause and Matter of such Appeal in a summary Way; and the said Justices shall have Power to award such Restitution, Damages, and Costs to the Party or Parties appealing or prosecuting such Appeal, or such Costs to the Respondent or Party or Parties defending such Appeal, as the said Justices shall think proper; and all such Determinations of the said Justices at such Sessions shall be final, binding, and conclusive upon all Parties, and to all Intents and Purposes whatsoever.

Justices on Appeal may alter or quash Rates.

LXXXIV. Provided always, and be it further enacted, That on any Appeal from or against any Rate or Assessment to be made in pursuance of or for any of the Purposes mentioned in this Act, the Justices of the Peace at the General or Quarter Sessions of the Peace to which such Appeal shall happen to be made may alter and amend any such Rate or Assessment in such Manner as they shall think necessary for giving Relief to any Party or Parties injured or ag-

grieved thereby, without quashing or altering any such Rate or Assessment with respect to any other Persons mentioned in the same ; but if upon any such Appeal it shall by such Justices be thought necessary to set aside the whole Rate or Assessment, then and in such Case it shall be lawful for such Justices so to do, and to order a new Rate or Assessment to be made in the Manner herein-before directed.

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

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

LXXXVI. And be it further enacted, That no Plaintiff or Plaintiffs shall recover in any Action to be commenced against any Person or Party for any thing done in pursuance of this Act, unless Notice in Writing shall have been given to the Defendant or Defendants, Twenty-one Days before such Action shall be commenced; of such intended Action, signed by the Attorney for the Plaintiff or Plaintiffs, specifying the Cause of such Action; nor shall the Plaintiff or Plaintiffs recover in any such Action if Tender of sufficient Amends shall have been made to him, her, or them, or his, her, or their Attorney, by or on the Behalf of the Defendant or Defendants, before such Action brought; and in case no such Tender shall have been made, it shall be lawful for the Defendant or Defendants in any such Action, by Leave of the Court, after such Action shall have been brought, at any Time before Issue joined, to pay into Court such Sum of Money as he, she, or they shall think fit, whereupon such Proceedings, Order, and Judgment shall be made and given in and by such Court as in other Actions where the Defendant is allowed to pay Money into Court.

Plaintiffs not to recover without Notice, or after Tender of Amends.

LXXXVII. And be it further enacted, That no Action or Suit shall be commenced or prosecuted against any Person or Persons for any thing done or to be done in pursuance or under the Authority of this Act, after the Expiration of Three Calendar Months next after the Fact committed, or the Cause of Action has ceased and determined, except as may be herein otherwise directed; and all such Actions and Suits shall be laid and tried in the County where the Cause of Action shall have arisen, and not elsewhere; and it shall be sufficient for the Defendant or Defendants in any such Action or Suit to plead the General Issue, and give this Act and the special Matter in Evidence at any Trial which shall be had thereupon, and that the Matter or Thing for which such Action or Suit shall be so brought was done in pursuance and by the Authority of this Act; and if upon such Trial such Matter or Thing shall appear to have been so done, and if such Action or Suit shall have been brought before Twenty-one Days Notice shall have been given, or after sufficient Satisfaction shall have been made or tendered as aforesaid, or after the Time herein-

Limitation of Actions.

herein-before limited for bringing the same, or if the same shall be brought in any other County or Place than as aforesaid, or if such Action shall be proceeded in after sufficient Money shall have been paid into Court as herein-before authorized, then and in any of the said Cases the Jury shall find a Verdict for the Defendant or Defendants; and upon such Verdict being given, or if the Plaintiff or Plaintiffs shall become nonsuited, or suffer a Discontinuance of such Action or Suit after the Defendant or Defendants shall have appeared thereto, or if upon Demurrer or otherwise Judgment shall be given for the Plaintiff or Plaintiffs, Defendant or Defendants, then the Plaintiff or Plaintiffs, Defendant or Defendants, as the Case may be, shall have Double Costs, and shall have such and the like Remedy for recovering the same as any Plaintiff or Plaintiffs, Defendant or Defendants, hath or have for recovering Costs of Suit in any other Cases by Law.

Costs of the
Act, how to
be defrayed.

LXXXVIII. And be it further enacted, That the Costs, Charges, and Expences relative or incident to, or attending the preparing, applying for, obtaining, and passing this Act, and the Money that shall have been advanced for those Purposes, with lawful Interest for the same, shall be paid and discharged by the said Commissioners by and out of the first Monies to be raised and received under or by virtue of the Rate and Assessment hereby authorized to be made, levied, and collected for the general Purposes of this Act; and to enable them so to do it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, as soon after the passing of this Act, as conveniently may be, to make the first Rate or Assessment for General Purposes upon the several and respective Tenants or Occupiers of all Houses, Shops, Warehouses, Buildings, Gardens, Lands, Tenements, and other Hereditaments within the said Parish of *Croydon*, at and after such Rate in the Pound as will raise sufficient Money for those Purposes; and such Rate or Assessment shall be made, levied, and collected by the same Ways and Means, and with the same Powers and Authorities, as any Rate or Assessment for the general Purposes of this Act is hereby authorized and directed to be made and levied as herein-before mentioned.

Public Act.

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