

ANNO TERTIO

GEORGII IV. REGIS.

Cap. xxvii.

An Act for lighting, paving, cleansing, watching, and otherwise improving the Town of Alnwick, in the County of Northumberland.

[15th May 1822.]

THEREAS the Town of Alnwick, in the Parish of Alnwick in the County of Northumberland (through which the great North Road leads), is of considerable Extent, and a Place of great Resort: And whereas it would tend greatly to the Accommodation, Safety, and Convenience, not only of the Inhabitants of the said Town, but of all Persons resorting to or travelling through the same, if the public Streets, Lanes, and other public Passages and Places were properly paved, cleansed, lighted, watched, and otherwise improved; but the same cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all His Majesty's acting Commis-Justices of the Peace resident within the Limits of this Act, the sioners. perpetual Curate of Alnwick, the Bailiff of the Town and Borough of Alnwick, the Chamberlains of the Town and Borough of Alnwick for the Time being respectively, and the Churchwardens and Overseers of the Poor respectively for the Time being, resident within the Limits of this Act, and all and every Person and Persons who $\lceil Local. \rceil$ now

now is or are, or shall or may, at any Time hereafter, be or become a Householder resident within the Limits of this Act, and shall really and bona fide be possessed of Real or Personal Property, or both Species of Property taken together, amounting to the Value of Six hundred Pounds above Reprizes, shall be and they are hereby constituted, appointed, and declared to be Commissioners for putting the several Powers and Purposes of this Act into Execution.

Limits of the Act.

II. And be it further enacted, That the Limits of this Act shall for all the Purposes thereof be deemed and taken to comprise the whole of that Part of the Town of Alnwick situate within the Manor and Borough of Alnwick, in the Parish of Alnwick aforesaid; and also all that Part of the said Town of Alnwick situate within the Manor and Barony of Alnwick, and Parish of Alnwick aforesaid.

Power for Commissioners to rate some Parts of the Town, &c. and not others.

III. And whereas it may not be convenient or expedient, for some Time after the passing of this Act, to extend the Accommodation of paving, lighting, and the other Works hereby intended and authorized to be made and executed, to certain Parts of the said Town, and other Places within the Limits of this Act; and it is reasonable that such Parts of the said Town, and other Places, should in the meantime be exempt and discharged from the Rates and Assessments hereby authorized to be made; be it therefore enacted, That it shall and may be lawful to and for the said Commissioners from Time to Time and at any Time or Times, by any Order or Orders to be made for that Purpose, to declare any Part or Parts of the said Town and other Places to be exempt and discharged from all or any Part of the Rates or Assessments to be made by virtue of this Act, for and during such Time or Times as shall be expressed in such Order or Orders; and such Part or Parts of the said Town and other Places as shall be specified or described in any such Order or Orders shall, for and during such Time or Times as is therein mentioned, be accordingly exempt and discharged from all or any Part of the Rates and Assessments to be made under or by virtue of this Act; and that during the Period of any such Exemption the said Commissioners shall not be obliged or compellable to apply or expend any Part of the said Rates or Assessments, for any of the Purposes of this Act, within or upon the Part or Parts so declared exempt and discharged from all or Part only of such Rates and Assessments; provided that every such Order as aforesaid be made at a Meeting of the said Commissioners, of which Fourteen Days previous Notice shall have been given as herein-after directed, and at which Seven Commissioners at least shall be present; and that a Copy of each such Order, subscribed with the Name of the Clerk to the said Commissioners, be affixed on the outer Door of the principal Entrance to the Parish Church of Alnwick aforesaid, for the Space of Fourteen Days at least after the making of such Order respectively.

In certain
Cases Commissioners
to extend
Powers of
this Act to

IV. Provided always, and be it further enacted, That in case at any Time after such Order or Orders shall have been made as hereinbefore mentioned, it shall appear to any Three or more of the Inhabitants of that Part of the Limits of this Act to which the Benefits of this Act shall not be so extended as aforesaid, that it would be expedient

expedient to extend the Benefits of this Act to all or any of the said the Streets, Parts of the said Town so comprised in the said Order or Orders of &c. the said Commissioners as aforesaid, then and in such Case it shall be lawful for such Inhabitants, after having signified the same to the said Commissioners, at any of their Meetings to be held under or by virtue of this Act, and from and immediately after such Notification shall be made, the said Commissioners shall and they are hereby authorized and required to extend the Powers and Provisions of this Act to such Part or Parts of the said Town, and other Places so authorized to be exempt and discharged from the Rates or Assessments to be made under or by virtue of this Act, in such and the same Manner to all Intents and Purposes as if the same had not been originally exempted from the Operations of this Act.

V. And be it further enacted, That no Person shall be capable of Commissionacting as a Commissioner in the Execution of this Act (except in ers. Qualifiadministering the Oath or Affirmation herein-after mentioned), until cation. he shall have taken and subscribed, before any Two or more of the Persons qualified as aforesaid, present at any Meeting to be held by virtue of this Act, an Oath or Affirmation in the Form or to the Effect following, which Oath or Affirmation any One of the said Commissioners, or any Justice of the Peace for the Limits aforesaid, is hereby empowered to administer; (that is to say),

' I A. B. do swear, [or, being a Quaker, do solemnly affirm], That Oath. I am really and bona fide possessed of Real Property, [or Per-'sonal Property, or Real and Personal Property added together, as the Case may be amounting to the Value of Six hundred Pounds above Reprizes; and that I will faithfully, truly, and impartially, according to the best of my Skill and Judgment, execute and f perform all and every the Powers and Authorities reposed in me as ' a Commissioner by virtue of an Act passed in the Third Year of the 'Reign of King George the Fourth, intituled An Act, &c. [here set ' forth the Title of this Act. So help me GOD.'

> ers acting not being qualified.

VI. Provided always, and be it further enacted, That no Person Penalty on shall act as a Commissioner in the Execution of this Act (except in Commissionadministering the Oath or Affirmation herein-before mentioned), until he shall himself have taken and subscribed such Oath or Affirmation; and if any Person, not appointed a Commissioner by this Act, or not having taken and subscribed the Oath, or being a Quaker, the Affirmation herein-before mentioned, or not being otherwise duly qualified, shall nevertheless presume to act as a Commissioner for putting this Act in Execution, every such Person shall for every such Offence forfeit and pay the Sum of Fifty Pounds, together with full Costs of Suit, to any Person or Persons who shall sue for the same, to be recovered in any of His Majesty's Courts of Record at Westminster; and every Person so prosecuted, or against whom such Action shall be brought, shall prove that he was at the Time of acting qualified as aforesaid, or otherwise shall pay the said Penalty, without any other Proof given on the Part of the Plaintiff or Prosecutor in such Action than that such Person has acted as a Commissioner in the Execution of this Act; provided nevertheless, that all Acts and Proceedings

Proceedings of any Person acting as a Commissioner in the Execution of this Act, though not qualified as aforesaid previous to his or their being convicted of the said Offence, shall, notwithstanding such Conviction, be as good, valid, and effectual as if such Person had been qualified according to the Directions of this Act; provided also nevertheless, that it shall be lawful for such of the said Commissioners who are or shall be a Justice or Justices of the Peace for the said County of Northumberland, to act in the last-mentioned Capacity in or relating to the Execution of this Act, notwithstanding his or their being a Commissioner or Commissioners under this Act.

Commission- VII. And be it further enacted, That the said Commissioners, or ers Meetings, any Seven or more of them, shall and they are hereby required to meet together in the Vestry Room of the Parish Church of Alnwick aforesaid, or at such other Place within the Town of Alnwick aforesaid as they shall think fit, upon the Third Monday next after the passing of this Act, between the Hours of Ten of the Clock in the Forenoon and Twelve of the Clock at Noon, in order to put this Act into Execution, and shall afterwards meet in the same Place, or at such other Place within the said Town as the said Commissioners shall direct and appoint; and it shall be lawful for the said Commissigners from Time to Time to adjourn themselves to and meet at the said Vestry Room of the Parish Church of Alnwick aforesaid, or such other Place or Places within the said Town as they shall think most convenient (Three Commissioners being hereby declared competent to make such Adjournment); and if it shall happen that there shall not at any Meeting be a sufficient Number of Commissioners to act, or to adjourn to another Day, or in case the Commissioners at any Meeting assembled shall neglect or omit to adjourn, then and as often as the Case shall happen, the Clerk or Clerks to the said Commissioners, or any Two or more of the said Commissioners, shall and may; by Notice in Writing to be affixed on the outer Door of the principal Entrance of the Parish Church of Alnwick aforesaid, Fourteen Days at least before such intended Meeting, appoint the Commissioners to meet on the Day to be named in such Notice; and all Matters and Things which shall be done and transacted at any Meeting which shall be held in pursuance of such Notice, shall be as valid and effectual as if the same had been done at any other Meeting held by virtue of this Act.

No Act valid unless at a public Meeting.

VIII. Provided always, and be it further enacted, That no Act of the said Commissioners shall be valid unless done at a public Meeting or Meetings to be held by virtue of this Act (except in the Case before mentioned, for summoning a Meeting where Adjournments shall not have been made as aforesaid); and that at all Meetings to be held in pursuance of this Act the Commissioners present at such Meeting shall defray and bear their own Expences.

Regulations as to Commissioners Meetings.

IX. And be it further enacted, That all the Powers or Authorities' by this Act granted to or vested in the said Commissioners shall and may from Time to Time be exercised by the major Part of them present at any public Meeting to be holden in pursuance of this Act, such Meeting consisting of not less than Seven Commissioners; and that

that at every such Meeting a Chairman or President shall be appointed Chairman to by a Majority of the Commissioners at such Meeting, and the said be appointed. Commissioners shall vote by Ballot, in case the same shall be desired by any One or more of the Commissioners then and there present; and in case of an equal Number of Votes upon any Occasion (including the Chairman or President's Vote), the Chairman or President shall have another and the casting or deciding Vote.

X. And be it further enacted, That in case any Three or more of Commissionthe said Commissioners shall on any Occasion think it necessary or expedient to convene a Special General Meeting of the said Commissioners, it shall and may be lawful for any Three or more of the said Meetings. Commissioners to require the Clerk to the said Commissioners (by Notice in Writing signed by them, specifying the particular Occasion of such Special General Meeting), to summon a Special General Meeting of the said Commissioners within Three Days next after the Receipt of such Notice, and of such Special General Meeting a written or printed Notice shall be given, specifying the particular Occasion of such Meeting, to every Commissioner.

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XI. Provided always, and be it further enacted, That no Order Manner of made by the said Commissioners at any of their Meetings shall be revoking and revoked or altered, unless at some Meeting to be especially holden for altering that Purpose, of which Ten Days Notice in Writing shall have been Orders. given, by affixing the same on the outer Door of the principal Entrance of the Parish Church of Alnwick aforesaid, and also unless Ten Commissioners or more shall attend at such Meeting to revoke or alter the same; any thing herein-before contained to the contrary thereof notwithstanding.

XII. And be it further enacted, That the said Commissioners shall Proceedings cause a proper Book or Books to be provided and kept, in which they to be entered shall make or cause to be made, by their Clerk for the Time being, fair and regular Entries of the Names of the Commissioners present at the several Meetings held in pursuance of this Act, and of all Acts, Orders, Rules, Resolutions, Proceedings, Matters, and Things, made or done in or relative to the Execution of this Act, and of the Nomination or Appointment of all Officers, and other Persons to be appointed by virtue of this Act, to act in the Execution thereof, and of all Contracts to be made by or with any Person or Persons by virtue or in pursuance of this Act; and the Commissioners present at any Meeting to be held in pursuance of this Act, or a Majority of them, shall subscribe their Names at the End of their Proceedings at every such Meeting, and all Entries in the Books of such Proceedings being so signed, shall be deemed Originals, and shall be admitted in Evidence in all Courts, and by all Judges, Justices, and others; and such Books shall be kept by the Clerk for the Time being to the said Commissioners, or by such other Person or Persons, and at such Place, as the said Commissioners shall direct, and the same shall respectively, at all convenient and reasonable Times, without Fee or Reward, be open and liable to the Inspection of each and every or any of the said Commissioners, and of all and every Person and Persons rated and assessed for the Purposes of this Act, or otherwise affected thereby.

. [Local.]

Annual Meetings for auditing Accounts, &c.

XIII. And be it further enacted, That at a Meeting of the said Commissioners, which shall be held on the First Thursday in the Month of June yearly, at the Place herein-before mentioned, or at any other Place to be appointed as aforesaid, the Accounts of all Monies to be received and paid from Time to Time by virtue or in Execution of this Act, by any Person or Persons whomsoever, shall be produced, and stated to and signed, audited, and settled, by the said Commissioners.

Commissioners not to act when interested.

XIV. Provided always, and be it further enacted, That no Person or Persons shall be capable of acting as a Commissioner or Commissioners in the Execution of this Act, during such Time as he or they shall hold any Office or Place of Profit under the said Commissioners, or during such Time as he or they shall have any Share or Interest in any Contract or Work to be performed and done under any of the Powers of this Act, or in any Matter wherein he or they shall be in anywise personally or beneficially interested, except as a Creditor on the Rates, Assessments, or Monies herein directed to be made, levied, collected, and received, and also except in the Case of a Justice or Justices of the Peace, who is and are hereinbefore empowered to act as such Justice or Justices in the Execution of this Act, notwithstanding his or their being a Commissioner or Commissioners, but not in Cases where they are personally interested,

Commission- XV. And be it further enacted, That the said Commissioners shall ers may ap- and they are hereby authorized, by Writing under their Hands, to pointOfficers. elect and appoint a Treasurer and Clerk, and also an Assessor or Assessors, Collector or Collectors of the Monies to be raised and paid under or by virtue of this Act; and also all such other Officer or Officers for the Execution of the several Purposes of this Act, as they shall from Time to Time think proper; and that the said Commissioners shall from Time to Time remove, suspend, or displace all or any of such Officers, or other Persons, as they shall see occasion, and appoint others in the Room or Place of such of them as shall be so removed, suspended, or displaced, or shall die or resign their Offices, and also from Time to Time, by and out of the Monies to be raised or received by virtue of this Act, to pay such Wages or Salaries, and make such Allowances to such Officers, and to all other Persons by them the said Commissioners employed in the Execution of this Act, as they shall think reasonable and proper; and the said Commissioners shall and they are hereby required to take such sufficient Security from every such Treasurer, Clerk, Collector, or other Officer, so to be appointed as aforesaid, for the due Execution of their respective Offices or Duties, as the said Commissioners shall think proper; and every such Officer and Person so to be appointed as aforesaid shall, upon Demand, at such Time and Times and in such Manner as the said Commissioners shall direct, deliver to such Commissioners, or to such Person or Persons as they shall appoint, true and perfect Accounts in Writing, signed by him, of all Monies, Matters, and Things received and committed to his Charge by virtue and for the Purposes of this Act, and how much of such Monies has been paid and disbursed, and for what Purposes, together with the proper Vouchers for such Payments, and also the Books, Papers, and Writings in his Custody or Power, relating to the Proceedings to be held under this Act, and shall

shall pay all such Monies as shall appear upon balance of his Accounts to be due, to the Treasurer to be appointed as aforesaid, or to such, Person or Persons, at such Time and Place as the said Commissioners shall appoint, and in default of any of the several Matters aforesaid, for the Space of Eight Days after being thereunto required as aforesaid, it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, to bring or cause to be brought an Action or Actions in any of His Majesty's Courts of Record at Westminster, against the Officer or Officers, Person or Persons, making such Default as aforesaid, for the Recovery of the Monies which shall be in the Hands of such Officer or Officers, Person or Persons respectively, with full Costs of Suit; or if the Complaint shall be made by the said Commissioners, or by any Person or Persons to be by the said Commissioners appointed to make Complaint of any such Default as aforesaid, to any Two Justices of the Peace for the County or Place where the Party making Default shall be or reside, such Justices may, and they are hereby authorized and required, by Warrant under their Hands and Seals, to cause the said Officer or Officers, or Person or Persons, so making or having made Default, to be brought before them, and upon his or their appearing (or not appearing, except for some reasonable Excuse,) 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 One or more credible Witness or Witnesses, upon Oath or Affirmation, (which Oath or Affirmation any One of such Justices is hereby empowered to administer,) it shall appear to such Justices that any of the Monies that shall have been collected or raised by virtue of this Act shall be in the Hand of such Officer or Officers, Person or Persons, or unaccounted for, then such Justices may and they are hereby authorized and required, upon Nonpayment thereof, by Warrant under their Hands and Seals, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer or Officers, Person or Persons respectively, together with the Costs and Charges of making the said Complaint, and of such Distress and Sale; and if no Goods or Chattels of such Officer or Officers, Person or Persons, can be found sufficient to answer and satisfy the said Money, and the Charges as aforesaid, or in case of refusal to account as aforesaid, or that it shall appear to such Justice by the Confession of the Party so offending or making Default as aforesaid, or by the Testimony of any One or more credible Witness or Witnesses upon Oath or Affirmation as aforesaid, that any Books, Papers or Writings relating to the Execution of this Act, or the Proceedings to be had under the same, shall be in the Custody or Power of any such Officer or Person, and he shall refuse to deliver up the same as aforesaid, then and in any of the Cases aforesaid, it shall be lawful for such Justices to commit every such Offender to the House of Correction of the said Town of Almwick, or to any Common Gaol or House of Correction in or for the County where the Party shall reside, at the Discretion of such Justices, there to remain without Bail or Mainprize, until he shall give and make a true and perfect Account and Payment as aforesaid, or until he shall have compounded with the said Commissioners, and shall have paid such Composition, in such Manner as they shall appoint, (which Composition the said Commissioners are hereby empowered to make and receive), or until

such Person shall have delivered up such Books, Papers, and Writings as aforesaid, or given Satisfaction in respect thereof to the said Commissioners: Provided always, that no Person who shall have been committed as aforesaid, shall remain or be kept in Prison for any longer Space of Time than Six Calendar Months: Provided also, that if any Money shall remain due from such Officer or Officers, Person or Persons as aforesaid, the Commitment of him or them to Prison shall not be deemed a Discharge for the same, nor exonerate his or their Surety or Sureties, but such Officer or Officers, Person or Persons as aforesaid, and his and their Surety and Sureties, shall remain liable to the Payment thereof in the same Manner as if such Officer or Officers, Person or Persons, had not been committed to Prison as aforesaid.

Penalty on Officers taking any Fee or Reward besides the Salary. XVI. And be it further enacted, That if any Clerk, or Officer or Servant, who shall be employed by the said Commissioners in the Execution of this Act, shall exact, take, accept, or receive, by any Ways or Means, any Fee or Reward whatsoever, other than such Salaries, Rewards, and Allowances as shall be appointed by the said Commissioners for or on account of any thing done or to be done by virtue of this Act, or in any Manner whatsoever relative to the putting of this Act in Execution, or shall be by any Ways or Means concerned or interested in any Bargain made or to be made by the said Commissioners for any of the Purposes intended by this Act, every Person so offending shall thenceforth for ever be incapable of being employed under this Act, and shall likewise forfeit and pay any Sum not exceeding Fifty Pounds, to be levied, recovered, paid, and applied, in Manner herein-after mentioned.

Books to be kept of Receipts and Disbursements.

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

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

XVIII. Provided always, and be it further enacted, That it shall not be lawful for the said Commissioners to appoint the Person who may be appointed to act as their Clerk, or the Partner of any such Clerk, the Treasurer for the Purposes of this Act, or to appoint the Person who

who may be appointed Treasurer, or the Partner of any such Treasurer, the Clerk of the said Commissioners; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk shall act as Treasurer, or being the Partner of any such Treasurer shall act as Clerk in the Execution of this Act, every Person so offending shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same, to be recovered, together with full Costs of Suit, in any of His Majesty's Courts of Record at Westminster, or elsewhere, by Action of Debt or on the Case, or by Bill, Plaint, Suit, of Information, wherein no Essoigh. Protection, or Wager at Law, or more than one Imparlance shall be allowed.

XIX. And be it further enacted, That the said Commissioners may Commissionsue and be sued in the Name or Names of any one or more of them, ers may sue or in the Name of their Clerk for the Time being; and that all and be sued Actions or Suits that may be necessary or expedient to be brought by of their the said Commissioners for the Recovery of any Penalty or Sum of Clerk. Money due or payable by virtue of this Act to the said Commissioners, or for or in respect of any other Matter or Thing done by them relating to this Act, may be brought in the Name or Names of any one or more of them, or in the Name of such Clerk; and that 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 or Names of any one or more of them, or in the Name 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 any One or more of the said Commissioners, or the Clerk to the said Commissioners for the Time being, shall be always deemed Plaintiffs or Plaintiff, or Defendants 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 of the said Commissioners shall or may be Plaintiff or Defendant (as the Case may be): Provided always, that every such Clerk, or Commissioner or Commissioners (if such Action or Actions shall be brought in his or their Name or Names), in whose Name or Names 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 Clerk, or Commissioner or Commissioners, shalf! be put to or become chargeable with by reason of his or their being so made Plaintiff or Defendant, Plaintiffs or Defendants therein; and such Clerk, or Commissioner or Commissioners, shall not be period somally answerable or liable for the Payment of the same, or any Part thereof, unless such Action or Suit shall arise in consequence of his or their own wilful Neglect or Default, or have been brought or com? menced, or be defended without the Order or Direction of the said Commissioners at a Meeting held for that Purpose.

Commissioners may provide Lamps.

XX. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered, from Time to Time and at any Time after the passing of this Act, to purchase and provide such and so many Glass Lamps, of such Sorts and Sizes, and such and so many Lamp Irons and Lamp Posts, and all such other Materials and Things for the lighting such Lamps, either with Oil or Gas, as they shall judge necessary, and to direct the same to be affixed and set up on or against the Walls or Rails of any of the Houses, Tenements, or Buildings, or against any other Walls or Rails, or in any of the Streets, Lanes, public Passages, and Places within the Limits of this Act, or in such other Places and in such other Manner as they the said Commissioners shall think proper and convenient, and to cause the same, and every of them, from Time to Time to be taken down, altered, amended, removed, or renewed, when and as often as they the said Commissioners shall think fit, and to cause such Lamps, or any of them, to be lighted at such Seasons of the Year, on such Evenings, in such Manner, and at such Hours of the Evening, and to be kept burning for so many Hours during the Night, as to them the said Commissioners shall seem necessary or proper.

Commissioners to repair to Walls and Rails by fixing or altering Lamp Irons.

XXI. Provided always, and be it further enacted, That if any Injury or Damage shall be occasioned to any Rail, Building, or Wall, Damage done by the affixing, setting up, taking down, altering, or removing any such Lamp or Lamps, or any Lamp Iron or Lamp Irons, or other Fastenings thereof, the said Commissioners shall immediately 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.

Penalty for wilful Damage of Lamps.

XXII. And be it further enacted, That if any Person or Persons shall wilfully break, take away, throw down, or otherwise destroy or damage any Lamp or Lamps which shall be erected by the Order of the said Commissioners, or by any Person or Persons at his or their own Expence, for the Purpose of lighting any of the said Streets, Lanes, and other public Passages and Places within the Limits of this Act, or any Post, Iron Cover, or other Furniture thereof respectively, or shall wilfully extinguish the Light or Lights of or in any such Lamp or Lamps, it shall and may be lawful to and for any Justice of the Peace for the County of Northumberland, and he is hereby authorized, empowered, and required, upon Complaint to him made by any One or more credible Witness or Witnesses, of any such Offence having been committed, to issue a Warrant for apprehending the Party or Parties accused; or it shall and may be lawful to and for any Person or Persons who shall see such Offence committed, to apprehend, and for any Person or Persons to assist in apprehending, the Offender or Offenders, and by the Authority of this Act, without any other Warrant or Authority, to deliver him, her, or them into the Custody of a Peace Officer, in order to be secured and conveyed before some Justice of the Peace for the said County, and on the Party or Parties accused being brought before such Justice, such Justice shall and he is hereby required to examine upon Oath any Witness or Witnesses who shall appear or be produced.

duced to give Evidence touching such Offence, and if the Party of Parties accused shall be convicted of such Offence, either on his, her, or their own Confession, or upon such Evidence as aforesaid, then and in every such Case he, she, or they shall for each and every such Offence respectively, and if more than one, shall severally forfeit and pay any Sum not exceeding Five Pounds, and shall besides make full Satisfaction (such Satisfaction to be ascertained by such Justice,) to the said Commissioners, or other Party injured, for the Damage so done; and in case such Offender or Offenders shall not upon Conviction forthwith pay such Penalty by him, her, or them incurred, and also make such Satisfaction as aforesaid, such Justice is hereby authorized, empowered, and required, to commit such Offender or Offenders to the House of Correction of the said Town of Alnwick, there to be kept to hard Labour for any Time not exceeding Three Calendar Months, and such Offender or Offenders shall not be discharged before the Expiration of the Time for which he, she, or they shall be so committed, unless such Penalty and Satisfaction shall be sooner paid and made as aforesaid.

XXIII. And be it further enacted, That if any Person or Persons shall carelessly, negligently, or accidentally break, throw down, or for accidental otherwise destroy or damage any such Lamp or Lamps, or any Post, Lamps. Iron Cover, or Furniture thereof respectively, and shall not upon Demand made by the said Commissioners, or any One or more of them, or Person or Persons for the Time being appointed by the said Commissioners, make Satisfaction for the Damage so done, then and in every such Case it shall be lawful for any Justice of the Peace for the said County, and he is hereby authorized, empowered, and required, upon Complaint made thereof by any One or more credible Witness or Witnesses, by Warrant under his Hand, to summon before him the Party or Parties accused, and upon his, her, or their appearing, or making default to appear, (Oath being made that the Party complained against had been served with such Summons, or that the same had been left at his, her, or their usual Dwelling House or last Place of Abode, if known, or that he, she, or they could not be found) such Justice shall proceed to examine the Cause of such Complaint, and upon Proof thereof, either upon Confession of the Party, or the Oath of One or more credible Witness or Witnesses, shall award and order such Satisfaction to be made by the Party or Parties complained against, for the Damage so done to the said Commissioners, or other Owner or Owners of such Lamp or Lamps, as to such Justice shall appear just and reasonable; and in case the Sum so awarded shall not be paid forthwith, it shall and may be lawful to and for such Justice, and he is hereby required, to cause the same to be recovered and applied in the same Manner as Penalties' and Forfeitures are directed to be recovered and applied by virtue of this Act.

Damage to

XXIV. Provided always, and be it further enacted, That it shall Commissionand may be lawful to and for the said Commissioners to light or cause the several Streets, Lanes, and other public Passages and Places Streets, &c. within the Limits of this Act, or such of them as they shall think to be lighted proper, to be lighted, either with Oil Lamps, or by Means of Gas or with Oil or Inflammable Gas.

ers empowered to cause

Inflammable Air, as the said Commissioners shall think fit, and to direct what Part or Parts of the said Town shall be lighted with Oil, and what Part or Parts by means of Gas or Inflammable Air; and it shall and may be lawful for the said Commissioners from Time to Time to contract and agree with any Company or Companies of Proprietors or other Person or Persons, to light the same by means of Oil or Gas, or Inflammable Air, in such Manner and upon or under such Terms and Conditions, Stipulations, and Agreements, as the said Commissioners shall think proper; and in case it shall be determined to light all or any of the said Streets, Lanes, public Passages, and Places within the aforesaid Limits, with Gas or Inflammable Air, then it shall be lawful for the said Commissioners to break up, or authorize to be broken up, the Soil and Pavement of any of the Footways or Carriageways of any such public Streets, Lanes, and other Passages and Places, and permit to be dug, sunk, and constructed Trenches and Pipes, and Stopcocks, Plugs, or Branches, and all other Works and Machinery to be laid down and made by any Company or Companies of Proprietors, or other Person or Persons with whom the said Commissioners may contract for the Conveyance of the said Gas or Inflammable Air, for the Purpose of lighting the several Streets, Lanes, and other public Passages and Places within the Limits of this Act, or any Part or Parts thereof, and from Time to Time to permit and suffer such Pipes, Stopcocks, Plugs, or Branches, Works and Machinery, to be altered varied, and repaired; but nothing herein contained shall authorize or empower the said Commissioners to carry, lay, or fix or continue any Pipe or Pipes, or other Thing for the Conveyance of the said Gas or Inflammable Air through or against any Dwelling House or Houses, or public or private Buildings, Hereditaments, and Premises, without the Consent in Writing of the Owner and Occupier of every such Dwelling House or Building respectively for that Purpose.

Commissioners may erect Apparatus to make Gas themselves;

and for that
Purpose to
rent or purchase Lands.

XXV. Provided always, and be it further enacted, That it shall and may be lawful to and for the said Commissioners, in case they shall deem it expedient to light the said Streets, Lanes, public Passages, and Places within the Limits of this Act, with Gas or Inflammable Air, (without contracting for the same), and for that Purpose to erect or cause to be erected Gasometers, Cisterns, Pillars, and all the other necessary Apparatus to produce, conduct, supply, and receive such Gas or Inflammable Air, in such Manner as they shall think expedient and necessary; and for that Purpose too take or rent from any Person or Persons, any Building or Buildings, Erection or Erections, Lands, Tenements, or Hereditaments within the aforesaid Limits, (who shall be willing to let the same), or to purchase of any Person or Persons any Building or Buildings, Erection or Erections, Lands, Tenements, and Hereditaments within the Limits of this Act, not exceeding One Acre, (who shall be willing to sell or dispose of the same), to erect and make such suitable Buildings thereon for the manufacturing of Gas or Inflammable Air as aforesaid.

Commissioners to make and use Gas Works under

XXVI. Provided also, and be it further enacted, That for greater Security against Accidents by such Gas Works, the said Commissioners and all other Person or Persons with whom they may contract,

are hereby directed and required to erect or cause to be erected all Advice of such Gasometers, Cisterns, Pillars, and all other the necessary Apparatus, and to lay all such Pipes, Stopcocks, Plugs, Branches, and Machinery as aforesaid, by and with the Advice and under the Direction of One or more Person or Persons properly skilled and experienced in the Nature of such Works, whose Approbation thereof, and particularly as to their Safety, shall be had before the same shall be used for the Purposes of this Act.

skilled in such Works.

XXVII. And be it further enacted, That the said Commissioners, and the Person or Persons with whom they shall or may contract, shall and they are hereby required to have the said Works inspected at least Twice in every Year by One or more such experienced Person or Persons as aforesaid, to see that the same are in a fit State, and properly conducted and managed; and in case of any Error, want of Repair, Insufficiency, or other Mismanagement being pointed out, to cause the same to be forthwith corrected, amended, and repaired according to the Opinion of such Person or Persons as aforesaid.

Works to be inspected Twice in every Year.

XXVIII. And be it further enacted, That in case the said Commissioners shall deem it expedient to erect such Gas Apparatus, and to light the said Streets, Lanes, and other public Passages and Places within the Limits of this Act, with Gas or Inflammable Air, without Lights, in contracting for the same as aforesaid, it shall and may be lawful to and for the said Commissioners, after sufficiently lighting the said Streets, Lanes, public Passages, and Places as aforesaid, to let out or grant to any Person or Persons whomsoever, who shall be willing to take the same, any Light or Lights, or Argand, Cockspur, Batwing, or any other Kind of Burner or Burners, and to supply the same with Gas or Inflammable Air, upon such Terms and Conditions, and at such annual Rents for the same, and in such Manner as they the said Commissioners shall from Time to Time think proper: Provided nevertheless, that all Money to proceed therefrom, or arise thereby, be in the first Instance applied to defray the Expences of the Gas Apparatus, and other Things connected therewith; and if there shall be any Overplus, then the same shall be applied generally for the Purposes of this Act.

Commissioners empowered to let out Gas case they light the Streets them-. selves.

XXIX. And be it further enacted, That the Branch or Service Service Pipes Pipes which shall or may be put down by the said Commissioners for lighting the Streets, Lanes, public Passages, and Places within the with Gas. Limits of this Act, shall be kept fully charged with Gas, and the Stopcocks shall be so turned as not to impede or prevent the said Branch or Service Pipes being completely filled with Gas during the Time the same shall be lighted.

to be kept

XXX. And be it further enacted, That whenever any Gas shall be For preventfound to escape from any of the Pipes which shall be laid down or ing the Esset up by the said Commissioners in pursuance of this Act, the said cape of Gas. Commissioners shall, immediately after receiving Notice, by Parol or in Writing, of any such Escape of Gas, from any Inhabitant or Inhabitants of the said Town of Alnwick, cause the most speedy and effec-[Local.]tual

tual Measures to be taken to stop and prevent such Gas from escaping; and in case the said Commissioners shall not within Twenty-four Hours next after such Notice, by Parol or in Writing, being given of any such Escape of Gas, effectually stop and prevent the Gas from escaping, and wholly and satisfactorily remove the Cause of Complaint, that then and in every such Case the said Commissioners shall for every such Offence forfeit and pay the Sum of Five Pounds for each and every 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 shall from Time to Time be recoverable in a summary Way, on the Oath of One or more credible Witness or Witnesses, by Information, to be laid and exhibited before some One or more Justice of Justices of the Peace for the said County, and shall and may be recovered and levied, with all reasonable Charges, by Distress and Sale of the Goods and Chattels of the said Commissioners, by Warrant of any such Justice or Justices of the Peace as aforesaid, in Manner herein-after mentioned-

Ingredients used in manufacturing Gas not to be conveyed to the River Alne, &c.

XXXI. And be it further enacted, That it shall not be lawful for the said Commissioners, or for any other Person or Persons whomsoever, to carry or convey, or cause to be carried or conveyed any Washings or Liquids, or any Lime or other Ingredients, Matter, or Thing whatsoever, which shall arise or be produced in manufacturing or producing any Gas or Inflammable Air whatsoever, or in or by the Prosecution of any of the Gas Works, into the River Alne, or into any Pond, Ditch, Brook, or Canal, or into any Sewer, Conduit, or other Place whatsoever, by which it may ultimately be carried or conveyed into the said River, or into any Pond, Ditch, Brook, or Canal.

Penalty for conveying Washings into any River, Stream, &c.

XXXII. Provided always, and be it further enacted. That if the said Commissioners, or any Contractor or Contractors, or other Person or Persons whomsoever, 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 produced in the Prosecution of the said Gas Works into the River Alne, or into any River, Brook, or running Stream, Reservoir, Aqueduct, Feeder, Pond, or Springhead, or do or cause to be done any Annoyance, Act, or Thing to the Water contained in any such River, Brook, or running Stream, Reservoir, Aqueduct, Waterway, Feeder, Pond, or Springhead, whereby the said Water, or any Part thereof, shall or may be soiled, fouled, or corrupted, then and in every such Case, the said Commissioners, or such Contractor or Contractors, Person or Persons, shall forfeit and pay for every such Offence the Sum of Two hundred Pounds; and such Penalty or 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, Suit, or Information, wherein no Essoign, Protection, Privilege, Wager of Law, nor more than one Imparlance shall be allowed, and one Moiety thereof shall be paid to the Person or Persons who shall inform or sue for the same, and the other Moiety shall be paid to the Person or Persons against whom any such Annoyance, Act, or Thing

Thing shall have been done or committed, or who shall have sustained any Injury thereby: Provided always, that no such Penalty or Forfeiture shall be recoverable unless the same be sued for within Twelve Calendar Months from the Time of such Annoyance, Act, and Thing shall have ceased and determined: Provided also, that over and above, and in addition to the said Penalty of Two hundred Pounds (and whether such Penalty shall or shall not be recovered), in case any of the said Washings or other waste Liquids, or noisome or offensive Liquids, Substances, or Things shall be drained, conducted, or conveyed, or caused or suffered to run or flow in manner aforesaid into the said River Alne, or into any River, Brook, or running Stream, or any Reservoir, Aqueduct, Waterway, Feeder, Pond, or Springhead, or any such Annoyance, Act, or Thing shall be done or caused to be done as aforesaid, and Notice thereof in Writing shall have been given by any Person or Persons whatsoever to the said Commissioners, Contractor or Contractors, or other Person or Persons, and the said Commissioners, Contractor or Contractors, or other Person or Persons, shall not within Twenty-four Hours after such Notice shall have been given to them or him as aforesaid, stop; hinder, or prevent all and every such Washings, waste Liquids, or noisome or offensive Liquids, Substances, or Thing from being drained; conducted, or conveyed, or from running or flowing in manner aforesaid, and every such other Annoyance, Act, or Thing from being done as aforesaid, then and in every such Case the said Commissioners, or Contractor or Contractors, or Person or Persons as aforesaid, shall forfeit and pay the Sum of Twenty Pounds for each and every Day such Washings, waste Liquids, or noisome or offensive Liquids, Substances, or Things shall be so drained, conducted, or conveyed, or caused or suffered to run or flow in manner aforesaid, or such other Annoyance, Act, or Thing shall be so done or caused to be done as aforesaid; and such last-mentioned Penalty shall and may be recovered, levied, and applied in such and the like manner as any other Penalty or Forfeiture is in and by this Act directed to be recovered, levied, and applied.

XXXIII. Provided always, and be it further enacted, That nothing This Act not hèrein contained shall extend or be construed to extend to prevent to prevent any Person or Persons from proceeding by Indictment; or otherwise; against the said Commissioners, or against any of their Officers, Servants, or Workmen, in respect of any Works of the said Commist against for a sioners, or the Means which shall be by them used in obtaining, making, or preparing the said Gas or Inflammable Air, or in using the same, as a public or private Nuisance.

Commissioners being proceeded Nuisance,&c.

XXXIV. And be it further enacted, That it shall and may be Pavements to lawful to and for the said Commissioners, when it shall be thought be made and proper and necessary, and from Time to Time when and as often as they shall think fit, to cause, order, and direct all or any of the present or future Pavements of the Streets, Lanes, public Passages, and Places, within the Limits of this Act, as well in those Parts used by Carriages às those used by Foot Passengers, to be taken up, and the said Streets, Lanes, public Passages, and Places, to be raised, lowered, altered, repaired, flagged, or paved, as to them shall seem

fit; and also to make Common Sewers, Drains, or Watercourses, in any of the Streets or Places within the Limits of this Act, for the Purpose of carrying or conveying from off the said Streets any Water, and to cleanse, alter, and amend the same, in such Manner as they shall from Time to Time think proper.

Commissioners of any Road Act shall continue liable to repair Roads as before the passing of this Act.

XXXV. Provided always, and be it further enacted, That this Act, or any thing herein contained, shall not extend or be construed to extend to release or discharge the Trustees or Commissioners named or appointed under or by virtue of any Act or Acts of Parliament for repairing any Highway or Road within or passing through the Limits of this Act, or any Part thereof, from the Expences of paving, widening, amending, or repairing any of the said Streets, Lanes, public Passages and Places, of and within the said Limits, but that the said Trustees and Commissioners shall be and remain subject and liable to such Repairs as they were before the passing of this Act, and as they would have been if this Act had not been passed.

Power for Commission. ers to repair and cleanse Lanes, &c. not public Highways.

XXXVI. And whereas there are several Lanes, Courts, Passages, and Places, within the Limits of this Act, which are not public Highways, or repaired by virtue of the public Highway Acts, and the Occupiers of the adjoining Premises may neglect or refuse to comply with the Requisitions of this Act, and which, by reason of the Narrowness and bad State of Repairs of such Lanes, Courts, Passages, and Places, are Nuisances and Offences to the Inhabitants within the said Limits, and may contribute much to produce contagious Diseases; be it therefore enacted, That the said Commissioners shall and may and they are hereby empowered (in case of any Neglect or Refusal on the Part of the Occupiers) for the Space of Seven Days after Notice in Writing, or printed, signed by the Clerk to the said Commissioners by their Order, and served upon the Occupier or Occupiers of such Premises respectively, to repair, pave, cleanse, scour, and drain such Lanes, Courts, Passages, and Places, or to cause the same to be done in such Manner as the said Commissioners shall think right and proper, and to charge the several Occupiers of such Premises respectively with the Expenses thereof, in such Proportions as to the said Commissioners shall seem fair and reasonable, and on refusal to pay or reimburse the said Commissioners all such Charges and Expences which shall or may be occasioned thereby, the same shall or may be recovered in like Manner as any Penalty or Forfeiture is by this Act authorized to be recovered.

Tenant may XXXVII. Provided always, and be it further enacted, That in all deduct Rate Cases where the Landlord or Owner of such Hereditaments and Prefrom Rent in mises shall by Agreement or otherwise be liable to repair, pave, cleanse, scour, or drain such Lanes, Courts, Passages, and Places as aforesaid, it shall be lawful for the Tenant or Occupier of such Hereditaments and Premises to retain, and deduct out of his or her Rent, all such Money as shall have been so charged upon him or her by the said Commissioners as aforesaid; provided also, that where such Hereditaments and Premises are empty and unoccupied it shall and may be lawful for the said Commissioners to charge every such Landlord or Owner thereof with the Expences so incurred by them

in repairing, paving, cleansing, scouring, and draining such Lanes, Courts, Passages, and Places as aforesaid.

XXXVIII. And be it further enacted, That it shall and may be Commissionlawful to and for the said Commissioners, and they are hereby re- ers to direct quired to nominate and appoint any Person or Persons, and to purchease or hire any Cart or Carts, or other Carriage or Carriages, and cleaned. also any Horse or Horses, for the Purpose of cleansing and watering the several Streets, Lanes, public Passages, and Places within the Limits of this Act, and of carrying away the Dust, Dung, Manure, Dirt, and Soil thereof; or it shall and may be lawful to and for the said Commissioners to contract with any Person or Persons for cleansing and watering the same, and for carrying away the Dust, Dung, Manure, Dirt, and Soil thereof, upon such Terms and Conditions as they shall deem necessary, and to do and perform all such Acts, Matters, and Things, for carrying such Contracts into complete Execution, as they shall think proper.

XXXIX. And be it further enacted, That no Person or Persons Pavements shall at any Time hereafter make or cause to be made any Alteration in the Form of the Pavements, or pitching of any of the Carriage Ways the Consent or Foot Paths within the Limits of this Act, or break, damage, or of Commisinjure the same, in any Manner, without first obtaining the Consent sioners. and Approbation of the said Commissioners, to be signified by Writing under the Hand of their Clerk for the Time being, upon Pain of forfeiting any Sum not exceeding Five Pounds for every such Offence; and such Person so offending shall also pay to the Treasurer, or other Person appointed by the said Commissioners to receive the same, all Costs, Charges, and Expences of restoring the Ground or Pavement of such Carriage Way or Foot Way to its former State; and all; such Penalties, Costs, Charges, and Expences, shall be levied and recovered in like Manner as any Penalty is by this Act directed to be recovered.

not to be altered without

XL. And be it further enacted, That from and after the passing For preventof this Act, if any Person or Persons shall upon any of the Footways ing various or Foot Pavements within the Limits of this Act, run, draw, drive, Nuisances, Annoyances, or carry any Truck, Wheel, Sledge, Wheel-barrow, Hand-barrow, and Obstruc-Bier, or Carriage whatsoever, or roll any Cask or Tub (other than tions. for the necessary loading or unloading thereof,) unto, upon, from, or out of any Carriage or Cart; or wilfully ride, lead, or drive any Horse, or other Beast or Cattle whatever, on any of the said Foot Ways or Foot Pavements, or wilfully permit or suffer any Horse, or other Beast or Cattle, which such Person may be riding, driving, or leading, to go thereon, or shall tie or fasten any Horse or other Cattle to any House, Wall, Fence, Post, Tree, or other Thing whatsoever, across any of the said Foot Ways or Foot Pavements; or set any Cask, Tub, Pail, Bucket, Stool, Bench, or Stall on or in the said Foot Way or Foot Pavement, or erect, set up, put, or place any Blind, Shade, Coverlid, or Awning, or any other Matter or Thing, so as in any way to cause any Obstruction or Impediment in the Foot Way, or on the Foot Pavement; or shall in any Street, Lane, public Passage or Place within the said Limits, hoop, fire, cleanse,

wash, or scald any Cask or Tub, or hew, saw, or cut any Stone, Wood, or Timber, or bore any Timber, or make or repair, or wash or clean any Coach, Chaise, Waggon, Sledge, or other Carriage, or the Wheel, Body, Springs, or other Part of any Coach, Chaise, Waggon, Sledge, or other Carriage (except such as may want immediate Repair from any sudden Accident on the Spot, and which cannot conveniently be removed for that Purpose); or wet, slack, or mix any Lime, or wet, mix, or make any Mortar; or shoe, bleed, or farry any Horse or other Beast (unless in case of sudden Accident); or clean, dress, drive, or turn loose any Horse or other Beast or Cattle, or show or expose any Stallion or Stonehorse (except only in such Place as the said Commissioners shall direct), or show or expose or exercise, or expose to Sale any Horse or other Beast; or kill, or slaughter, or scald, singe, dress, or cut up any Animal, either wholly or in part, or cause or permit any Blood to run from any Slaughterhouse, Butcher's Shop, or Shamble, into the Streets, or any of them; or shall sell or assist in selling by Auction or public Sale, any Cattle, Goods, Wares, Merchandize, or Thing or Things whatsoever, without the Leave of the said Commissioners for that Purpose had and obtained, or hang up, place, or expose to Sale, or cause or permit to be hanged up, placed, or exposed to Sale, any Goods, Wares, or Merchandize whatsoever, or any Fruit, Vegetables, or Garden Stuff, Butchers Meat, or other Matter or Thing in or upon, or so as to project over or upon the Foot Way or Carriage Way of any such Streets, Lanes, public Passages, or Places, or beyond the Line or on the outside of the Window or Windows of the House, Shop, or Place at which the same shall be so hanged up, placed, or exposed to Sale, or so as to obstruct or incommode the Passage of any Person or Carriage; or leave open after Sunset the Door or Window of any Cellar, or under-ground Room or Apartment, without having placed or left a sufficient Light therein to warn and prevent Persons passing in the Streets, Lanes, and public Places of the said Limits from falling into such Cellars or other under-ground Rooms or Apartments; or bait or cause to be baited any Bull or other Animal, or throw at any Cock or Fowl, in the Manner called Cock-throwing, or set up any Cock or Fowl, to be thrown at in such Manner; or play at Football, or at any other Game, to the Annoyance of any Inhabitant or Inhabitants of the said Town or Limits, or any Passenger or Passengers; or shall wilfully break, aid, or abet, or assist in wilfully breaking any Glass or Window Panes, or Windows, in or belonging to any Dwelling House or Building; or cause, make, or assist in making any Bonfire, or wantonly discharge or fire any Gun, Pistol, or Blunderbuss, or other Fire-arms, or let off, set fire to, or throw any Cracker, Squib, Rocket, or other Fire-work, or shall occasion any other Kind of Obstruction or Annoyance in or upon any such Street, Lane, public Passage, or Place, or shall obstruct or incommode, hinder or prevent, the free Passage of any Footway or Causeway, or prejudice or annoy in any Manner whatsoever, any Person or Persons travelling, passing, or going thereon, within the said Limits, then and in every such Case every Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds; and it shall be lawful for any Constable or other Peace Officer of the said Commissioners, or other Person acting by or under their Authority, by virtue of this

Act, and without any Warrant whatsoever, to seize and apprehend any such Offender or Offenders as aforesaid, and forthwith to convey him, her, or them, before some Justice or Justices of the Peace for the said County of Northumberland, in order to his, her, or their Conviction of such Offence; provided nevertheless, that nothing herein contained shall extend or be construed to extend so as to prevent or hinder any Person or Persons from selling or exposing to Sale any Horse, Beast, Cattle, Sheep, or Swine, or 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 said Limits, or in the usual Place of holding the annual Fairs on the usual Days of such Market or Fairs.

XLI. And be it further enacted, That every Occupier of any Pavements to House or Tenement within the Limits of this Act shall scrape, sweep, be swept. and clean, or cause to be scraped, swept, and cleaned, the Foot Way and Foot Pavements the whole Length of the Front of their respective Houses or Tenements, dead Walls, vacant Pieces of Ground, and other Hereditaments, and the Channels or Watercourses opposite the same respectively, to the full Extent of the said Foot Ways and Foot Pavements, before, behind, and on the Side or Sides of the same respectively, previous to the Hour of Nine in the Morning on every Monday and Thursday in every Week, and oftener on such other Days, and at such other Times, if the said Commissioners shall from Time to Time order and require the same; and shall also cause the Dirt and Soil to arise from such sweeping and cleansing to be collected and put together, (so as not to obstruct either the Carriage or Foot Way, or the Channel or Watercourse aforesaid), in order that the same be removed by the Scavenger, or other Person to be employed for that Purpose, upon pain of forfeiting any Sum not exceeding Five Shillings for every Neglect therein.

XLII. And be it further enacted, That the said Commissioners may Power to and they are hereby empowered, if they shall think fit and necessary, appoint from Time to Time to appoint a sufficient Number of fit and able. Watchmen. bodied Men to patrol, watch, and guard the said Streets, Lanes, and other public Passages and Places within the Limits of this Act, or any Part or Parts thereof, for and during such Periods of the Year as the said Commissioners shall think fit, and to make such Allowances to such Watchmen for their Trouble and Attendance, and to give such Orders and Directions concerning the Manner in which the said Watchmen shall be armed and stationed for the due and regular Performance of their said Service, as the said Commissioners shall judge proper and expedient, and from Time to Time to remove any of the said Watchmen, and appoint others in their Stead; and it shall be lawful for the said Watchmen so to be appointed as aforesaid, or any of them, and they are hereby respectively authorized, directed, and required to apprehend and secure in some Place of Safety, all suspicious Persons, Prostitutes, Nightwalkers, and Persons misbehaving themselves during the Time of keeping Watch and Ward, and to carry all such Persons, as soon as conveniently may be, before some Justice of the Peace for the said County of Northumberland, to be examined and dealt with according to Law. XLIII. And

Watch Boxes may be provided.

XLIII. And be it further enacted, That the said Commissioners may from Time to Time place and fix Boxes against the Sides of Houses, Buildings, and proper Places in the Streets, Lanes, or other public Passages and Places within the Limits of this Act, proper for the Use and Accommodation of Watchmen, in case they shall think proper to appoint Watchmen for the Safety and Protection of the Inhabitants thereof; and in case any Person or Persons shall displace, overturn, damage, or injure such Boxes when so fixed, such Person or Persons shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Power to rewardWatchmen.

XLIV. And be it further enacted, That it shall and may be lawful for the said Commissioners to cause Rewards in Money to be paid out of the Monies arising by virtue of this Act, to the Watchmen appointed or to be appointed, who may be disabled or wounded in the Execution of their Office, as they the said Commissioners shall think reasonable.

Penalty on Watchmen misconducting themselves.

XLV. And be it further enacted, That if such Watchmen, or any of them, shall not observe, perform, and keep the Orders, Rules, and Regulations which shall be made for the Purposes aforesaid by the said Commissioners, or shall in any Manner neglect their Duty, every Person so offending shall forfeit and pay for every such Neglect or Offence, any Sum not exceeding Forty Shillings, and shall, if the Commissioners think proper, be immediately discharged from his Office or Employment.

Penalty on Publicans harbouring Watchmen.

XLVI. And be it further enacted, That if any Victualler or Keeper of a Public House shall knowingly and willingly harbour or entertain any Watchmen to be employed under or by virtue of this Act, or permit or suffer any such Watchmen to remain in such his or her Public House during any Part of the Time appointed for his being on Duty as aforesaid, every such Victualler or Keeper of a Public House shall for every such Offence forfeit and pay any Sum not. exceeding Twenty Shillings.

Property of Materials, &c. vested in Commissioners.

XLVII. And be it further enacted, That the Stones, Gravel, and all Materials of, in, and belonging to all the present and future Carriage Ways and Foot Paths in and upon the several Streets, Lanes, and other public Passages and Places within the Limits of this Act, and of all other Materials, Implements, Lamps, Lamp Irons, Lamp Posts, Watch Boxes, Watch Houses, and all other Matters and Things which shall be provided by the said Commissioners for the Purposes of this Act, and all the Dirt, Dust, Dung, Ashes, and Filth to be swept, gathered, and collected in or from the said Streets, Lanes, and other public Passages and Places aforesaid, shall belong to and be the exclusive Property of, and the same are hereby absolutely and exclusively vested in the Commissioners for the Time being, who shall be - known by the Name of "The Commissioners for the Improvement of the Town of Alnwick, in the County of Northumberland;" and they the said Commissioners shall and may and they are hereby authorized to bring or cause to be brought any Action or Actions, or to prefer any Bill or Bills of Indictment, as the Case shall require, against any Person or Persons whomsoever who shall steal, take, and

carry

carry away, detain, spoil, injure, damage, or destroy the several Articles or Things herein mentioned and vested in the said Commissioners as aforesaid, or any of them, or any Part or Parts thereof; and in all such Actions and Bills of Indictment respectively it shall be and be deemed and taken to be sufficient to state generally that the Article or Articles, Thing or Things for or on account of which such Action or Actions shall be brought or Bill or Bills of Indictment preferred, is or are the Property of "The Commissioners for the Improvement of the Town of Alnwick, in the County of Northumberland," without particularly stating or specifying the Name or Names of all or any of the said Commissioners; and the 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 of the same respectively, to such Person or Persons in such Manner and from Time to Time as they shall think fit think fit.

XLVIII. And be it further enacted, That it shall and may be lawful for the said Commissioners, and they are hereby authorized and em- ers may contract for powered from Time to Time to contract and agree with any Person or lighting, Persons they may think proper, for the paving, flagging, widening, paving, &c. altering, amending, and improving of the Carriage Ways and Foot Paths, and for lighting, watching, and cleansing the said Streets, Lanes, and other public Passages and Places within the Limits of this Act, and for the performing any of the Works hereby authorized, which Contract or Contracts so to be entered into shall be reduced into Writing and signed by the Clerk to the said Commissioners; and the Person or Persons contracting to perform such Works shall specify the several Works to be done and the Prices to be paid for the same, and the Time or Times when such Works shall be performed and completed, and the Penalties to be suffered in case of Nonperformance thereof; which Contract or Contracts shall be entered in a Book or Books to be kept for that Purpose by the Clerk to the said Commissioners: Provided always, that Fourteen Days Notice at least shall be given previous to the Meeting for entering into such Contract, by Writing, to be affixed on the outer Door of the principal Entrance of the Parish Church of Alnwick aforesaid, and in such other Manner as the said Commissioners shall direct, in which Notice shall be specified the Works and Business to be contracted for at such Meeting, to the end that Persons may tender Proposals for such Contracts at a certain Time and Place in such Notice to be mentioned; and the said Commissioners shall and they are hereby required to take Security from every such Contractor for the due Performance of his, her, or their Contract; and it shall be also lawful for the said Commissioners, and they are hereby also directed to cause the Works to be done in pursuance of such Contracts to be inspected by their Surveyor or Surveyors, or by such other Person or Persons as they shall from Time to Time appoint; and in case the same shall not be well and sufficiently performed, according to the true Intent and Meaning of such Contract or Contracts, or shall not be finished and completed at or within the Time or Times to be by such Contract or Contracts limited for completing the same, the said Commissioners shall and may bring or order to be brought any Action or Actions at Law, or Suit or Suits [Local.]

Commissioners may con-

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Commissioners may compound for Breach of Contracts.

in Equity, against any Person or Persons so contracting and neglecting to perform such Contract or Contracts, or for any Injury suffered or sustained on account of the Nonperformance thereof, and upon proving the signing of the said Contract or Contracts, and Nonperformance thereof, the said Commissioners shall be entitled to and shall recover such Penalty or Damage as may be awarded, with full Costs of Suit: Provided always, that it shall be lawful for the said Commissioners from Time to Time, and at all Times hereafter, to compound and agree with any Person or Persons against whom the said Commissioners shall bring or cause to be brought any Action or Actions, Suit on Suits, for any Penalty or Penalties contained in any Contract or Contracts hereafter to be made or entered into in pursuance of this Act, on account of any Breach or Nonperformance of any such Contract or Contracts for such Sum or Sums of Money as they shall think proper, so as the Sums compounded and agreed for be not less than the Injury sustained by the Breach or Nonperformance of such Contract or Contracts, and all such Costs, Charges, and Expences, as shall have been or be occasioned thereby.

Commissioners not to be personally answerable for Nonperformance of Contracts.

XLIX. Provided always, and be it further enacted, 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 Commissioners personally, or their respective Estates, be answerable for or subject to the Payment of any of the Mortgages to be granted in pursuance of this Act; and that 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, Suit, 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 by and out of the Money which shall come to the Hands of the Treasurer to the said Commissioners 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 to make a Rate.

L. And be it further enacted, That the said Commissioners shall and they are hereby authorized, empowered, and required, once in every Year to rate and assess, as herein-after mentioned, the Tenants or Occupiers of all Houses, Buildings, Yards, Gardens, Lands, Tenements, and Hereditaments within the Limits of this Act (save and except any Houses, Buildings, and other Hereditaments occupied for the Purposes of any public Charity; and also all Churches, Chapels, and other Buildings to be used for the Purpose of Divine Worship; and also all public School Rooms, and which are not intended to be made liable to the Rates hereby imposed, and also save and except all Tithes, Market Tolls, Fields, Closes, Collieries, and Farms of Land, and Gardens not attached or immediately contiguous to Dwelling Houses) in any Sum not exceeding the Sum of One Shilling in the Pound according to the yearly Value of such respective Premises, as the same are or shall be respectively rated to and for the Relief of the Poor of the said Parish of Alnwick for the Time being;

and the first Year for which such Rate or Assessment shall be made shall commence on the Twenty-first Day of June One thousand eight hundred and twenty-two, or within Two Calendar Months after the passing of this Act, and the Monies so to be rated and assessed shall from Time to Time be paid by equal Half yearly Payments to the Collector or Collectors to be appointed as herein mentioned, and shall be forthwith paid over by such Collector or Collectors into the Hands of the Treasurer to the said Commissioners, or such Person or Persons as the said Commissioners shall from Time to Time appoint to receive the same.

LI. And be it further enacted, That the said Commissioners shall Commissionand may and they are hereby authorized and empowered, yearly and every Year, and as often as Occasion shall require, to nominate and appoint Twelve Persons, and out of such Number to elect by Ballot lectors. or otherwise, as the said Commissioners shall think fit, Two or more able and sufficient Inhabitants residing within the Limits of this Act, to be Assessor or Assessors within the same Limits, and yearly in like Manner to nominate and appoint Twelve Persons as aforesaid, and out of such Number, by Ballot or otherwise, as the said Commissioners shall think fit, to elect Two or more able and sufficient Inhabitants within the Limits aforesaid, to be Collector or Collectors for the Purposes of this Act; and in case any Person or Persons so to be appointed Assessor or Assessors or Collector or Collectors as aforesaid, shall neglect or refuse to take upon himself or themselves such Office or Offices respectively, every Person so neglecting or refusing shall for every such Offence forfeit and pay the Sum of Five Pounds, to be recovered before any One of His Majesty's Justices of the Peace for the County of Northumberland; provided that no Person who shall have been appointed to and served the Office of Assessor or Collector under this Act, or who shall have paid the Penalty hereby imposed for neglecting or refusing to take upon himself either of such Offices, shall be liable to be again appointed to or pay the Penalty for neglecting or refusing to perform the same Office for the Space of Seven Years afterwards.

ers may appoint Assessors and Col-

LII. And be it further enacted, That the said Assessor or Asses- Assessors to sors shall and they are hereby empowered and required to make an make a equal Pound Rate upon all and every Occupier and Occupiers of Pound Rate any House, Building, Yard, Garden, Tenements, and Hereditaments the PoorRate within the Limits of this Act (except as aforesaid), according to the Schedule. annual Values of such Premises respectively, as the same are or shall be respectively rated to and for the Relief of the Poor of the said Parish of Almwick for the Time being.

LIII. And be it further enacted, That the said Assessor or Asses- Regulations sors shall sign their said Rate or Assessment, and deliver the same as to making to the said Commissioners at such Time as the said Commissioners the Rates. appointing such Assessor or Assessors shall direct in that Behalf; and the said Rate or Assessment so to be made as aforesaid shall be allowed and signed by the said Commissioners, or any Seven or more of them; and no Rate or Assessment shall be valid until the same shall be so signed as aforesaid. LIV. And

Poor Rates to be inspected.

LIV. And be it further enacted, That the said Commissioners and their Clerk, Assessor or Assessors, or other Person or Persons to be appointed by them, or any Seven or more of them, by Writing signed by them, shall and they are hereby required to inspect or take Copies of or Extracts from any of the said Rates made for the Relief of the Poor of the Parish of Alnwick aforesaid, as often as they may find it convenient and necessary so to do, which Inspection, Copies, or Extracts, the Person or Persons having the Custody of such Rates is and are hereby required to permit and suffer to be made without Fee or Reward; and in case such Person or Persons shall neglect or refuse so to do, he or they shall for the first Offence forfeit and pay the Sum of Twenty Shillings, for the Second Offence the Sum of Forty Shillings, and for the Third and every other Offence the Sum of Five Pounds.

full Value, if not a fair Criterion.

Powerforthe LV. And be it further enacted, That if at any Time hereafter Commission- from any Alteration in the Laws relating to the Poor, or from any ers to rate at other Cause whatsoever, the Rate for the Relief of the Poor of the Poor Rates Parish of Alnwick shall, in the Opinion of the said Commissioners, at any General Meeting to be convened for that Purpose, be deemed an unfair or unequal Criterion by which the Rates or Assessments under this Act shall or ought to be made, then and in such Case or Cases it shall and may be lawful for the said Commissioners, and they are hereby empowered and required, once in every Year to make such Rates and Assessments as aforesaid, in any Sum not exceeding One Shilling in the Pound, upon the full improved yearly Value of such respective Premises as herein-before mentioned, for and notwithstanding the Powers herein-before contained, to make the same according to the yearly Value thereof, as the same are or shall be rated to and for the Relief of the Poor of the said Parish of Alnwick for the Time being.

Landlords to allow a Proportion for Ten Years to their Tenants.

LVI. And be it further enacted, That for and during the Term of Ten Years from and after the making of the said Rate or Assessment after the passing of this Act, in Cases where there shall be no Agreement to the contrary, one Moiety of all and every the Rates or Assessments hereby ordered to be made shall be allowed by the respective Owners of the several Tenements and Hereditaments hereby made rateable to the Tenants or Occupiers thereof respectively who shall pay the same; and such Tenants or Occupiers are hereby authorized and empowered to deduct and retain out of their respective Rents such Sums of Money as they shall respectively pay for and on Behalf of their respective Landlords or Owners, and the Payment of such Money by the said Tenants or Occupiers shall be considered as Money actually paid for Rent due or to become due to such Landlords and Owners, who shall allow the same to their respective Tenants out of their Rents accordingly, and the other Moiety thereof shall be borne and sustained by such Occupiers.

Directions for rating Houses let out in different Tenements.

LVII. Provided always, and be it further enacted, That the said Commissioners shall and may rate or assess the Landlord or Owner of any Houses or Buildings which shall be let to or occupied by Two, or more Tenants, and the same shall be deemed as One House or Tenement;

Tenement; and such Rates or Assessments shall be paid by One or more of the Occupiers of any Part or Parts of such Houses or Buildings, who is and are hereby required to pay such Sum and Sums of Money as shall be so rated or assessed upon any such Landlord or Owner in pursuance of this Act, and to deduct the same out of his, her, or their Rent; and the Occupier or Occupiers paying such Rates or Assessments, or any Part thereof, shall be acquitted and discharged of and for so much Money as he, she, or they shall have so paid, in such and the same Manner as if the same had been actually paid to the Landlord or Owner to whom his, her, or their Rent shall be due and payable; and every such Landlord or Owner is hereby required to allow such Deduction upon the Receipt of the Residue of his, her, or their Rent, but no Occupier or Occupiers shall at any Time pay or be liable to pay any greater Sum for or towards the Discharge of the said Rates or Assessments, and the Arrears thereof, than the Amount of Rent due and payable by such Occupier or Occupiers to the Landlord or Landlords, Owner or Owners of the Premises occupied by him, her, or them.

LVIII. Provided also, and be it further enacted, That it shall and Commissionmay be lawful for the said Commissioners, and they are hereby empowered, upon the Complaint of any Occupier of a Dwelling House remit Rates or other Hereditaments subject to the Payment of the said Rates or on account Assessments, to mitigate, reduce, lessen, remit, or excuse, for or on of Poverty. account of his, her, or their Poverty or Inability only, Payment of that Part of the said Rate or Assessment which by this Act is made payable by such Occupier for such Dwelling House or other Hereditaments, in such Manner as the said Commissioners shall in their Discretion think just and reasonable; but the respective Landlords or Occupiers of such Dwelling Houses and Hereditaments, whose Part of the said Rate or Assessment shall not be mitigated, reduced, lessened, remitted, or excused, shall nevertheless bear and pay their Proportion of such Rates or Assessments in respect of such Premises.

ers may reduce or

LIX. Provided always, and be it further enacted, That in all Cases where any Person or Persons shall remove from or quit any House, apportioned Tenement, or Hereditaments rated or assessed, or liable to be rated Occupiers. or assessed by virtue of this Act, such Person or Persons shall be. liable to pay such Rate or Assessment in proportion to the Time that he, she, or they occupied the same respectively, in like Manner as if such Person or Persons had not removed from or quitted the same; and in all Cases where any Person or Persons shall come into or occupy any House, Tenement, or Hereditaments rated or assessed, or liable to be rated or assessed as aforesaid, out of or from which any other Person or Persons, who shall have been rated or assessed for the same, shall be removed, or which at the Time of making any such Rate or Assessment was empty or unoccupied, the Person or Persons coming into or occupying the same shall be liable to pay such Rate or Assessment, although his, her, or their Name or Names may not be inserted in such Rates or Assessments, in Proportion to the Time that such Person or Persons shall occupy the same, and in like Manner as if he, she, or they had been originally rated or assessed by Name for such House, Tenements, or Hereditaments, which Local 10.A

on change of

which said respective Proportions, in case of Dispute, shall be ascertained and settled by the said Commissioners.

How the Rate may be recovered.

LX. And be it further enacted, That in case any Person or Persons, who shall be rated or assessed, or subject or liable to the Payment of any Rate or Assessment to be made or laid on as aforesaid, shall refuse or neglect to pay his or her Proportion or Proportions of any of the said Rates or Assessments to any Collector or Collectors, to be appointed as aforesaid, for the Space of Ten Days next after personal Demand thereof made, or Demand thereof in Writing, left at the usual or last Place of Abode of such Person or Persons, it shall be lawful for any Two Justices of the Peace of the Town, County, or Place, wherein such Person or Persons so neglecting or refusing shall be or reside, upon Proof made upon Oath of such Demand and Nonpayment (which Oath either of such Justices is hereby empowered and required to administer), by Warrant under the Hand and Seal of such Justices (which they are hereby empowered to grant), to authorize and direct the said Collector or Collectors to levy such Rate or Monies so in Arrear, together with the Costs and Charges attending the same, to be ascertained by such Justices, by Distress and Sale of the Goods and Chattels of the Person or Persons so refusing or neglecting to pay as aforesaid, rendering the Overplus (if any) upon Demand, to the Owner or Owners of such Goods and Chattels; and in Default of such Distress it shall and may be lawful to and for such Justices to commit such Person or Persons to the Common Gaol or House of Correction in the Town of Alnwick, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, or until Payment of such Sum or Sums of Money as shall have been found to be due and in Arrear, upon all or any such Assessment or Assessments as aforesaid, together with all Costs, Charges, and Expences, to be ascertained by the said Justices.

Where Distress cannot be found in the Jurisdiction of the Justices granting the Warrant, Rates, &c. may be levied in any or Place.

LXI. Provided always, and be it further enacted, That if sufficient Distress cannot be found within the Limits of the Jurisdiction of the Justices granting such Warrant of Distress as aforesaid, then and in such Case, on Oath thereof made by any one Witness before any Justice of the Peace of the County or Place where such Goods and Chattels shall be found (which Oath shall be by such Justice certified by Indorsement on such Warrant), such Rates or Monies so in Arrear, or so much thereof as may not have been before levied or paid, shall and may by virtue of such Warrant and Indorsement be raised and other County levied by the Person or Persons to whom such Warrant of Distress shall have been originally directed, by Distress and Sale of the Goods and Chattels of such Person or Persons in such other County or Place, and the Money arising by such Distress and Sale shall be applied and disposed for such Purposes and in like manner as if sufficient Goods' and Chattels of such Person or Persons had been found within the Jurisdiction of the Justices granting such Warrant; and if no such Distress can be found, such Offender or Offenders shall and may be committed to the Common Gaol or House of Correction of the County or Place where such Person shall live or reside, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, or until Payment of such Rates or Monies, or such

such Part or Parts thereof as shall have been found to be due and in Arrear, together with all the Costs, Charges, and Expences to be ascertained by the said Justice: Provided always, that no such Justice who shall indorse any Certificate upon or authorize the Execution of any such Warrant of Distress which may not have been granted within his Jurisdiction, shall be answerable or accountable for any Irregularity which may have been committed or done in or about the obtaining or granting of such Warrant of Distress.

LXII. Provided always, and be it further enacted, That if any Persons ag-Person shall think himself or herself aggrieved by any Rate or Assess. grieved by ment which shall be made in pursuance of this Act, he or she may appeal to the apply to the said Commissioners at their First or Second Meeting to Commissionbe holden after the demanding of such Rate or Assessment; and the ers. said Commissioners are hereby authorized and empowered, if they shall think such Person aggrieved, to give such Relief in the Premises as to them shall seem reasonable; and if any Person shall be dissatisfied with the Determination of the said Commissioners therein; such Person or Persons may appeal, in the Manner herein-after mentioned, to a Special or Petty Sessions of Justices of the Peace, to be holden in Coquetdale Ward, in the said County of Northumberland, whose Determination therein shall be final and conclusive.

the Rate may

LXIII. Provided also, and be it further enacted, That upon all Justices may Appeals from any of the Rates or Assessments to be made or imposed by the Authority of this Act, the Justices of the Peace at any Special Sessions or Petty Sessions to be holden in Coquetdale Ward, in the Commissionsaid County of Northumberland (where they shall see just Cause of ers without Relief), shall and they are hereby empowered to amend the said Rates quashing the or Assessments in such Manner only as shall be necessary for giving Relief to the Person or Persons so appealing, without quashing or in any manner altering such Rates or Assessments, with respect to any other Person or Persons mentioned in the same; but in case it shall appear right and proper to the said Justices, in order to assist them, that the whole of such Rate or Assessment should be quashed or set aside, then and in such Case it shall be lawful for such Justices totally to quash and set aside such Rate or Assessment, and to make another Rate or Assessment, or other Rates or Assessments, in lieu thereof.

relieve on Appeal from Rates of Whole.

LXIV. And be it further enacted. That it shall and may be lawful Power for to and for the said Commissioners from Time to Time to borrow and take up at Interest any Sum or Sums of Money not exceeding the Sum of One thousand Pounds, for the Purposes of this Act, upon the Security the Credit and Security of the Rates and Assessments hereby granted of the Rates. and made payable; and by Writing under the Hands and Seals of any Seven or more of them, to grant, demise, or assign all or any Parts of such Rates and Assessments to the Person or Persons who shall advance or lend any Money thereon, or his, her, or their Trustees or Trustee, as a Security for the Payment of the Principal Money so to be advanced, with Interest for the same; and every such Security shall or may be in the Words or to the Effect following; (that is to say), \mathbf{BY}

Commission≈ ers to borrow Money on

Form of Assignment. BY virtue of an Act passed in the Third Year of the Reign of His Majesty King George the Fourth, intituled An Act [here] 'insert the Title of this Act], we being ' Commissioners appointed by and in pursuance of the said Act, in 'Consideration of the Sum of Pounds, this Day advanced and lent by upon the Credit and for the Purposes of this Act, do hereby grant, bargain, sell, and demise unto the ' said his Executors, Administrators, and Assigns, ' such Proportion of the Rates or Assessments arising by virtue of the said Act, as the said Sum of Pounds doth or shall ' bear to the whole Sum which may at any Time be borrowed, or become due and owing, or charged upon the Credit of the Assess-"ments granted by the said Act: To be had and holden from this Day of until the said Sum of Pounds, with Interest at per Centum per Annum for the same, shall be repaid and satisfied. In Witness whereof we have hereunto set our Hands and Seals, the Day of in the Year of our Lord

> And all Persons to whom such Mortgages or Securities shall be made, or who shall be entitled to the Money thereby secured, shall, in proportion to the Sums therein respectively mentioned, be Creditors on the said Rates and Assessments equally one with another, without any Preference in respect of the Priority of advancing any such Money, or the Dates of any such Mortgages or Securities.

Money may be raised by Annuities.

LXV. And be it further enacted, That in case the said Commissioners, or any Seven or more of them, shall think it advisable, or more advantageous to raise any Part of the Money necessary for the Purposes of this Act, by the granting of Annuities on Lives, then it shall be lawful for the said Commissioners, or any Seven or more of them, and they are hereby authorized and empowered, by Writing under their Hands and Seals, to grant Annuities out of the Rates or Assessments to be raised as aforesaid, to any Person or Persons who shall contribute, advance, and pay into the Hands of the Treasurer to the said Commissioners, any Sum or Sums of Money for the absorlute Purchase of any Annuity or Annuities to be paid and payable during the natural Life of every such Contributor, or of such Person as shall be nominated by or on behalf of such Contributor, at the Time of the Payment of his or her Contribution or Purchase Money, so as that no such Annuity do exceed the Rates herein-after mentioned, and so that the whole Money to be raised upon Mortgage, and by the granting of Annuities as aforesaid, do not exceed the Sunr of One thousand Pounds, and the Grant of every such Annuity may be in the Words or to the Effect following; (that is to say),

Grant.

of the Commissioners appointed by or in pursuance of an Act, passed in the Third, 'Year of the Reign of King George, the Fourth, intituled An Act, [here insert the Title of this Act,] in Consideration of the Sum of paid by the Treasurer appointed in pursuance of the said Act, do hereby grant unto the said his Executors, Administrators, and Assigns, an Annuity, or yearly Sum of out of 'the

the Rates or Assessments arising by virtue of the said Act, which shall be paid to the said 'Annuity, or yearly Sum of his Executors, Administrators, and Assigns, in every Year during Day of "upon the ; and the first Payment thereof ' the natural Life of Day of 'shall be made upon the ensuing the Date of these Presents. In Witness whereof we have

'hereunto set our Hands and Seals, the Day of

' in the Year of our Lord

And every such Grant shall be good, valid, and effectual in the Law; Twenty-one and every Annuity so to be granted as aforesaid shall be and is hereby Days Notice charged upon, and shall be made payable and paid, free from all Money. Taxes and Deductions, out of the said Rates or Assessments, and shall be payable and paid at such Places within the said Town, and on such Days in every Year, as shall be mentioned in such Grant; provided nevertheless, that before any Money shall be borrowed or Annuity granted, Twenty-one Days Notice at the least shall be given by affixing a Notice upon the Door of the principal Entrance of the Parish Church of Almwick, signifying the Intention of borrowing such Money, or granting such Annuities.

LXVI. And be it further enacted, That it shall be lawful for Mortgages the Persons entitled to any of the Securities for Money borrowed or raised by Mortgage, and of the Annuities granted as aforesaid, and transferred. their respective Executors, Administrators, or Assigns, at any Time by Writing under their respective 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),

and Securi-

being entitled to the Sum of [or, an Annuity of] secured to

Executors, Administrators, and Assigns, by virtue of a Mortgage or Security [or, Grant of Annuity,] bearing Date the

Day of under the Hands and Seals of

of the Commissioners acting in the Execution. " being

of an Act made in the Third Year of the Reign of His Majesty King George the Fourth, intituled An Act, [here set forth the Title

' of this Act], do hereby transfer all my Right and Title in and to the same; and all Interest or other Money now due and owing

thereupon, unto his Executors, Admini-

'strators, or Assigns. Witness my Hand and Seal the

in the Year ' Day of

LXVII. And be it further enacted, That all Mortgages, Grants Mortgages of Annuities, or Securities, which shall be made in pursuance of this and Securi-Act, and all Transfers thereof respectively, shall be entered by the ties to be entered in Clerk to the said Commissioners in a Book to be kept for that Purpose, a Book. which Entry shall specify and contain the Dates of such Securities, Names of the Parties, and the Sums of Money thereby secured, to which Book any Person or Persons interested shall at all reasonable Times have Access, and he, she, and they, or the Person or Persons whom they shall appoint, shall have free Liberty to inspect the [Local.]

the said Clerk shall be paid by the Person to whom such Transfer shall be made the Sum of Five Shillings, and no more; and after such Entry made, and not till then, every such Transfer shall entitle the Person or Persons to whom the same shall be made, and his, her, or their respective Executors, Administrators, and Assigns, to the Benefit of the Security thereby transferred, without any other Registry or Enrolment whatsoever, and it shall not be in the Power of such Person or Persons who shall have made such Transfer to make void, release, or discharge the same, or any Money due thereon.

For granting Annuities under certain Restrictions.

LXVIII. And for preventing any improvident Grants of Annuities under this Act, be it further enacted, That no Annuities shall be granted by virtue of this Act for any Single Life at any higher Rate than the following; (that is to say), where the Age of the Annuitant or Person for whose Life the Annuity shall be granted, shall not exceed Thirty-five Years, the Annuity to be granted shall not exceed the Rate of Eight Pounds Three Shillings for each One hundred Pounds of the Consideration Money paid for the Purchase thereof; where the Age of such Person shall not exceed Forty Years, the Annuity to be granted shall not exceed the Rate of Eight Pounds Ten Shillings for each One hundred Pounds of such Consideration Money; where the Age of such Person shall not exceed Forty-five Years, the Annuity shall not exceed the Rate of Nine Pounds for each One hundred Pounds of the Consideration Money; where the Age of such Person shall not exceed Fifty Years, the Annuity shall not exceed the Rate of Nine Pounds Twelve Shillings for each One hundred Pounds of the Consideration Money; where the Age of such Person shall not exceed Fifty-five Years, the Annuity shall not exceed the Rate of Ten Pounds Eight Shillings for each One hundred Pounds of the Consideration Money; where the Age of such Person shall not exceed Sixty Years, the Annuity shall not exceed the Rate of Eleven Pounds Eight Shillings for each One hundred Pounds of the Consideration Money; where the Age of such Person shall not exceed Sixty-five Years, the Annuity shall not exceed the Rate of Twelve Pounds Seventeen Shillings for each One hundred Pounds of the Consideration Money; where the Age of such Person shall not exceed Seventy Years, the Annuity shall not exceed the Rate of Fifteen Pounds One Shilling for each One hundred Pounds of the Consideration Money; and where the Age of such Person shall not exceed Seventy-five Years, the Annuity shall not exceed the Rate of Eighteen Pounds Ten Shillings for each One hundred Pounds of the Consideration Money.

Application

LXIX. And be it further enacted, That all Monies to be raised, of the Money collected, or received by virtue or under the Authority of this Act, shall be and the same are hereby vested in the said Commissioners; and out of the first Money arising from the Rates and Assessments. which shall be collected by virtue of this Act, or out of any Money which shall be received by way of Gift or Donation, which the said Commissioners are hereby authorized and empowered to receive, or which shall be borrowed on the Credit of the said Rates or Assessments as aforesaid, the said Commissioners shall in the first Place pay and discharge the Interest of the Principal Money which shall be borrowed

borrowed in pursuance of this Act, and shall apply the Remainder of the Money so raised in paying and defraying the necessary Costs, Charges, and Expences attending the Execution of the Powers and Authorities in this Act contained, and to such other Purposes as are hereby directed, and to no other Use, Intent, or Purpose whatsoever.

LXX. And be it further enacted, That when any Sum of Money Sinking shall be borrowed or taken up at Interest upon the Credit or Security Fund. of the said Rates, Duties, or Assessments, the Sum of Four Pounds per Centum per Annum on every such Sum shall, if the said Commissioners shall think it expedient, after the passing of this Act, or at any Time hereafter, to adopt a Sinking Fund from thenceforth be charged on this Act, and be appropriated and paid out of the Rates, Duties, and Assessments, over and besides the Interest payable on the Money borrowed in order to form a Sinking Fund for the gradual Payment of all Principal Sum and Sums so to be borrowed; and that as often as the said Sinking Fund shall amount to the Sum of Fifty Pounds, then and in such Case that Sum shall be applied in the Payment of an equal Amount of the said Principal Money then due and owing on the Credit or Security of the said Rates, Duties, or Assessments, rateable or by Lot, among the Creditors, as the said Commissioners shall think proper.

LXXI. And be it further enacted, That if any Person shall at any Penalty on Time obstruct, hinder or molest any Collector or Collectors, or other Person or Persons whomsoever, who are or shall be employed to put tion of this this Act in Execution, in the Performance or Execution of his or Act. their Duty, every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings.

obstructing:

LXXII. And be it further enacted, That it shall be lawful for the Commissionsaid Commissioners from Time to Time, at any of their said Meet- ers may ings, to make such Rules, Orders, Regulations, and Bye Laws (not have been inconsistent with or represent to any of the Directions of Directions and Bye Laws. inconsistent with or repugnant to any of the Directions or Provisions contained in this Act, or any Law or Statute of that Part of the United Kingdom of Great Britain and Ireland called England), for the Regulation of their own Proceedings, or for the good Conduct and Government of the Officers, Servants, and other Persons employed by the said Commissioners in the Execution of this Act, and from Time to Time to alter, vary, revoke, or make void any of their Rules, Orders, Regulations, and Bye Laws, at their Discretion, and to fix and appoint such reasonable Fines and Penalties for the Breach or Non-performance of any such Rule, Order, Regulation, and Bye Law, or any Part thereof, as to them shall seem expedient, so that no such Fine or Penalty shall exceed the Sum of Forty Shillings for any one Offence, all which Rules, Orders, Regulations, and Bye Laws so as aforesaid from Time to Time made, shall be valid and effectual to all Intents and Purposes whatsoever, and shall be observed and obeyed in all Things by the said Commissioners, and all Persons acting under their Orders and Authority, provided that Copies of the several Rules, Orders, Regulations, and Bye Laws by this Act authorized to be made, shall be fairly written out or printed, and signed by the Clerk to the said Commissioners, and shall be placed or affixed

in some conspicuous Place within the Limits aforesaid, as the said Commissioners shall direct: Provided also, that all such Rules, Orders, Regulations, and Bye Laws, shall be subject to appeal in Manner herein-after mentioned.

How Penalties shall be recovered and applied.

LXXIII. And be it further enacted, That all Fines, Penalties, and Forfeitures imposed by this Act, or by any Bye Law, Rule, Order, or Regulation made in pursuance thereof, (the Manner of levying and recovering whereof is not otherwise particularly directed,) and the Costs and Charges of levying the same, shall be levied and recovered by Distress and Sale of the Goods and Chattels of the Offender or Offenders, by Warrant of any Justice of the Peace for the said County of Northumberland, or other Place or County where the Offender shall reside (which Warrant such Justice is hereby required to grant) upon the Confession of the Party or Parties, or upon the Information of any credible Witness upon Oath; and all such Penalties and Forfeitures, when recovered, shall, if not directed by this Act to be otherwise applied, be paid, One Moiety to the Informer or Informers, and the other Moiety to the said Commissioners, and in case of there being no Informer, or such Informer being a Commissioner or other Officer appointed under this Act, then the whole shall be paid to the said Commissioners, to be by them applied for the Purposes of this Act; and in case no sufficient Distress can be found, or such Penalties and Forfeitures shall not be forthwith paid upon Conviction, then it shall be lawful for such Justice or Justices to order the Offender or Offenders so convicted to be detained and kept in safe Custody until Return can conveniently be made to such Warrant of Distress, unless the Offender or Offenders shall give sufficient Security, to the Satisfaction of such Justice or Justices, for his, her, or their Appearance before such Justice or Justices, on such Day or Days as shall be appointed for the Return of such Warrant of Distress, such Day or Days not being more than Five Days from the Time of taking any such Security, and which Security the said Justice or Justices is and are hereby empowered to take, by way of Recognizance or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had thereupon, then and in such Case it shall be lawful for such Justice, and he is hereby authorized and required, by Warrant under his Hand and Seal, to cause the Offender or Offenders to be committed to the Common Gaol or House of Correction for the County, Town, or Place where he, she, or they shall reside or be, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, unless such Penalties and Forfeitures, and all reasonable Charges attending the Recovery thereof, shall be sooner paid and satisfied.

Casual Oftaken up.

LXXIV. And whereas Offences may be committed against this enders to be Act by Persons unknown to the said Commissioners, Collectors, Surveyors, or other Officers appointed to put this Act into Execution; be it therefore enacted, That it shall be lawful for any of the said Commissioners, Collectors, Surveyors, or other Officers respectively, and such other Person or Persons as he or they shall call to his or their Assistance, without any other Warrant or Authority than this Act, to seize and detain any such unknown Person or Persons who shall commit

commit any such Offence or Offences, and take him, her, or them before any Justice of the Peace for the County or Place where the Offence or Offences shall be committed, and such Justice is hereby empowered and directed to proceed immediately to the hearing and determining of the Complaint.

LXXV. And for the more easy and speedy Conviction of Offenders For the more against this Act, be it further enacted, That all Justices of the Peace, easy Conbefore whom any Persons shall be convicted of any Offence against viction of this Act, shall and may cause the Conviction to be drawn up according to the following Form, or in any other Form to the same Effect, as the Case shall happen; (that is to say),

Northumberland, BE it remembered, That on [Time of Conviction] Form of at [Place of Conviction] A. B. [Name and Addi- Conviction,

- f tion of Offender was convicted before me [or us] [Name and Style ' of convicting Justice or Justices for that the said A. B. [Name of
- Offender] on [Time of committing Offence] at [Place of committing "Offence] did [here state the Offence against this Act, according to the
- Fact], contrary to the Form of the Statute made in the Third Year of the Reign of His Majesty King George the Fourth, intituled
 - [here set forth the Title of this Act]; and I [or, we] do therefore declare and adjudge that the said A. B. has forfeited for the said
 - 'Offence the Sum of [Fine], or shall be committed to $[Place\ of]$
 - Imprisonment for the Space of Time of Imprisonment. Given under my Hand and Seal [or, our Hands and Seals] the Day and
 - 'Year first above written.'

LXXVI. And be it further enacted, That no Order, Judgment, Conviction or other Proceeding made touching or concerning any of the Matters aforesaid, or touching or concerning the Conviction or Convictions Want of of any Offender or Offenders against this Act, shall be quashed or Form. 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, any Law or Statute to the contrary thereof in anywise notwithstanding.

not to be quashed for

LXXVII. And be it further enacted, That when any Distress Distress not shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Form. Party or Parties making the same be deemed a Trespasser or Trespassers on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or other Proceedings relating thereunto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers ab initio, on account of any Irregularity which shall afterwards be done by the Party or Parties distraining, but the Person or Persons aggrieved by such Irregularity shall and may recover full Satisfaction for the special Damage in an Action upon the Case.

unlawful for Want of

LXXVIII. And be it further enacted, That in all Actions, Prose-Inhabitants, cutions, Informations, Causes, and Proceedings whatsoever, relating &c. may be to or concerning the Execution of this Act, none of the said Com- Witnesses, missioners nor their Clerk, Collector, or other Officer or Servant, nor [Local,]

notwithstanding being rated.

any Inhabitant within the Limits of this Act, shall be deemed incompetent to give Evidence by reason of his being rated or assessed to or paying any Rate or Assessment, or filling or holding any Office by wirtue of or under this Act; and every Justice as aforesaid, on any Complaint as aforesaid, may summon before him any competent Watness, under a Penalty not exceeding One hundred Pounds, to be paid by any such Witness so summoned, and making Default, after having been paid or tendered a reasonable Sum for his or her Attendance, without sufficient Excuse to be allowed by such Justice, and shall give reasonable Costs to the Plaintiff or Defendant on the Determination of every such Complaint, which Costs shall be levied and paid as in Cases of Distress for Nonpayment of any Penalty imposed by this Act.

Appeal to a Petty or Special Sessions.

LXXIX. Provided always, and be it further enacted, That if any Person shall think himself or herself aggrieved by any Rate or Assessment to be made, or other Matter or Thing to be done in pursuance of this Act, such Person may appeal to a Special or Petty Sessions of the Peace to be holden in Coquetdale Ward, in the said County of Northumberland, within Four Calendar Months next after the Cause of Complaint shall have arisen, such Appellant first giving Fourteen Days Notice at the least, in Writing, of his or her Intention to bring such Appeal, and of the Matter thereof, to the Clerk to the said Commissioners, or other the Respondent or Respondents, and within Four Days next after Notice entering into a Recognizance, before some Justice of the Peace for the said County, with Two sufficient Sureties conditioned to try such Appeal, and abide the Order of and to pay such Costs as shall be awarded by the Justices at such Sessions; and the said Justices at such Sessions shall hear and finally determine the Cause and Matter of such Appeal in a summary Way, and award such Costs to the Party appealing or appealed against, as they shall think proper, and their Determination therein shall be final, binding, and conclusive to and upon all Parties to all Intents and Purposes.

Regulations

LXXX. Provided always, and be it further enacted, That no as to Actions. Plaintiff or Plaintiffs shall recover in any Action or Actions for any Irregularity, unless Notice in Writing shall be given Seven Days before such Action shall be commenced, of such intended Action, signed by the Attorney for the Plaintiff, specifying the Cause of such Action to the Defendant or Defendants, or his, her, or their Attorney; nor shall the Plaintiff recover in such Action or Actions if Tender of sufficient Amends hath 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 and may be lawful to and for the said 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 or Sums 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.

LXXXI. And be it further enacted, That no Action or Suit shall Limitation be commenced against any Person or Persons for any thing done in of Actions. pursuance of or under this Act, after a sufficient Satisfaction, or Tender thereof, hath been made to the Party or Parties aggrieved, nor after the Expiration of Three Calendar Months from the Time of the Fact being committed, and every such Action or Actions shall be laid or brought in the County where the Cause of Action shall have arisen, and not elsewhere; and the Defendant or Defendants in every such Action shall or may, at his, her, or their Election, plead Specially, or the General Issue, and give this Act, and the Special Matter, in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if the same shall appear to have been so done, or that such Action or Suit shall have been brought before Seven Days Notice given thereof as aforesaid, or after a sufficient Satisfaction made or tendered as aforesaid, or after the Expiration of the Time limited for bringing the same as aforesaid, or shall be brought in any other County than as aforesaid, then the Jury shall find a Verdict for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Suit after the Defendant or Defendants shall have appeared, or if upon the Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, then the Defendant or Defendants shall recover Treble Costs, and have such Remedy for the same as any other Defendant hath in other Cases by Law.

LXXXII. And be it further enacted, That in all Cases wherein it Directing may be requisite or necessary for any Person or Persons, Party or Parties, to serve any Notice or Notices upon the said Commissioners, Service of or any Writ or Writs, or other legal Proceedings, the Service thereof Notice on the upon any One of the said Commissioners, or left at his usual Place Commissionof Abode, or upon the Clerk or any other Officer of the said Commis- ers. sioners, or left at the Office of such Clerk or other Officer, or at his last or usual Place of Abode, shall be deemed a sufficient Service of the same respectively on the said Commissioners.

what shall be

LXXXIII. Provided always, and be it further enacted, That Saving the nothing in this Act contained shall extend or be construed to extend Privileges of to defeat, lessen, or prejudice the Right, Title, and Interest of the Most Noble Hugh Duke and Earl of Northumberland, as Lord of the Northumber-Manor and Barony of Alnwick, or as Lord of the Manor and Borough land, as Lord of Alnwick, or either or any of them; and the Lord or Lady, or Lords or Ladies of the said Manor and Barony, or Manor and Borough respectively for the Time being, of, in, and to the Seigniories of the Manor and Royalties incident or belonging to the said Manor and Barony, and Borough or Manor and Borough respectively, or either or any of them, but of Alnwick. that the said Hugh Duke and Earl of Northumberland, and all succeeding Lords and Ladies of the said Manor and Barony, or Manor and Borough respectively for the Time being, shall and may from Time to Time and at all Times for ever hereafter have, hold, and enjoy all Quit Rents, Free Rents, and other Rents, Reliefs, Dues, Customs, Suits, and Services, and all Fines, Amerciaments, Courts, Courts Leet, and Views of Frank Pledge, Courts Baron and all Profits and

His Grace the Duke of of the Manor and Barony, and as Lord

and Perquisites of Courts Leet, and all Things which to Courts Leet and Views of Frank Pledge and Courts Baron do belong or appertain, within and throughout the said Manor and Barony, or Manor and Borough respectively, and every Part thereof respectively, and all Goods and Chattels of Felons, Fugitives, and Felons of themselves, and put in Exigent, Deodands, Treasure Trove, Waifs, Estrays, Forfeitures, Escheats, Fairs, Markets, Tolls, Customs, Stallages, Dues, Rights, Royalties, Immunities, Jurisdictions, Franchises, Privileges, Profits, Commodities, Advantages, Emoluments, Hereditaments, Matters, and Things whatsoever to the said Manor and Barony and Manor and Borough respectively, or to the Lords or Ladies thereof for the Time being incident, belonging, or appertaining, in as full, ample, and beneficial a Manner to all Intents and Purposes as they could or might have held and enjoyed the same if this Act had not been made; and that the Most Noble Hugh Duke and Earl of Northumberland, and all succeeding Lords or Ladies of the said Manor and Barony and Manor and Borough respectively, shall and may from Time to Time as heretofore, grant Licence to any Person or Persons to put up or place Rails in front of their respective Houses, or otherwise, within the Limits of this Act, and to make and open Cellar Windows, and to lay and place Pipes or Conduits within or under the Streets, Lanes, and other public Passages and Places within the Limits of this Act, for conveying Water, Gas, or Inflammable Air, or other Matter, and to do all other Acts in, about, and relating to, or in anywise concerning the said Streets, Lanes, public Passages, and Places, and to exercise all other Rights, Privileges, and Immunities, in as full, ample, and beneficial a Manner to all Intents and Purposes as he, she, or they might or could have done in case this Act had not been made.

Public Act.

LXXXIV. 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.

LONDON: Printed by George Eyre and Andrew Strahan, Printers to the King's most Excellent Majesty. 1822.