



ANNO TERTIO

GEORGIIV. REGIS.

Cap. lxxxi.

An Act to alter and enlarge the Powers of an Act of His late Majesty King *George* the Third, for paving, lighting, cleansing, watering, and watching that Part of the Parish of *Saint Pancras* in the County of *Middlesex* called *Sommers Town*.

[24th June 1822.]

WHEREAS an Act was passed in the Twenty-ninth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for paving, lighting, cleansing, watering, and watching such Streets and other public Places within that Part of the Parish of Saint Pancras in the County of Middlesex, which lies on the North and South Sides of the New Road leading from Paddington to Islington, called Sommers Town, and is now actually leased to Jacob Leroux Esquire, for building upon, or that may be hereafter leased for the like Purpose, and for preventing Nuisances and Obstructions therein*: And whereas very great Progress has been made in carrying the said recited Act into execution, and the Commissioners have borrowed various Sums of Money towards paving the several Streets and other public Places within the Limits of the said recited Act, which is nearly completed: And whereas the said Commissioners are by virtue of the said recited Act authorized to make One or more Rates upon the Inhabitants within the Limits of the said Act, for the Purpose of repairing, cleansing, lighting, watering, and watching the same Once a Year or oftener, so that such Rates shall not exceed Two

[Local.] 29 F Shillings

29 G. 3. c. 71.

Shillings in the Pound, and also an additional Rate of Sixpence in the Pound when and so soon as the Squares, Streets, and other public Passages and Places shall be new paved: And whereas the said Commissioners are authorized to borrow Monies on the Credit of the said additional Rate, and out of the surplus Money to accumulate therefrom, to pay off the same as therein directed: And whereas other Monies must be borrowed before the paving of the whole of the said Streets and other public Places within the Limits of the said Act can be completed, and the Monies to arise from the said additional Sixpenny Rate will be insufficient to raise a surplus Fund to accumulate to pay off the said Monies; it is therefore necessary to raise the said Rate, or by some other Means to form a Fund for such Purpose; but in case the Two Rates authorized by the said recited Act to be levied and raised were consolidated and made applicable for all Purposes, the same would be sufficient without raising the said additional Rate: And whereas the Commissioners have not Power under the said recited Act to alter the said Rates, and appropriate the Monies raised by the Rate for repairing, cleansing, lighting, watering, and watching the said Streets and other public Places within the Limits of the said Act, towards paying off the said Monies borrowed: And whereas it would be a great Benefit to the Inhabitants residing within the said Limits if the Provisions of the said recited Act were to be altered and enlarged; but as such beneficial Purposes cannot be effected without the Authority of Parliament, May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled; and by the Authority of the same, That the Commissioners named and appointed or who shall or may be hereafter named and appointed under and by virtue of the said recited Act of the Twenty-ninth Year of the Reign of His late Majesty shall be the Commissioners for carrying this Act into execution, and shall have the same Powers, Privileges, and Authorities in respect of the several Matters and Things herein-after enacted which they could or might have had in case this Act had been incorporated into and formed a Part of the said recited Act.

Commissioners in former Act to execute this Act.

Appointing Commissioners.

II. Provided always, and be it further enacted, That no Person hereafter to be appointed or re-elected a Commissioner shall be capable of acting as a Commissioner in the Execution of this Act and the said recited Act until he shall have taken and subscribed the following Oaths; or being a Quaker the solemn Affirmation, *videlicet*:

Commissioners Oath.

‘ I do swear [or being One of the People called Quakers, do solemnly declare and affirm], That I will faithfully, impartially, and honestly, according to the best of my Skill and Judgment, execute the Trusts reposed in me, and hear and determine all such Matters and Things as shall be brought before me as a Commissioner by virtue of an Act of Parliament made and passed in the Twenty-ninth Year of the Reign of His late Majesty King George the Third, intituled [here set forth the Title of the Act], and also by virtue of another Act made and passed in the Third Year of the Reign of King George the Fourth, intituled [here set forth the Title of this Act]. So help me GOD.’
 ‘ [Or being a Quaker, omit the Words So help me God.]’

‘ I do swear [or being One of the People called *Qualification*
Quakers, do solemnly declare and affirm], That I am possessed in *Oath*.
 ‘ my own Right, or in the Right of my Wife, of an actual Interest in
 ‘ certain [here state the Nature of the Property], situate, lying, or being
 ‘ within the Parish of *Saint Pancras* in the County of *Middlesex*, of the
 ‘ clear yearly Value of One hundred Pounds; or that I am resident within
 ‘ the said Parish, and possessed of a Personal Estate of the Value of Two
 ‘ thousand Pounds. So help me GOD.’
 ‘ [Or being a Quaker, omit the Words So help me God].’

Which Oath or solemn Affirmation any One of the said Commissioners are hereby empowered to administer.

III. And be it further enacted, That if any Person not being so qualified, or not having taken and subscribed such Oaths, or being a Quaker, not having made and subscribed such Affirmation as aforesaid, shall act as a Commissioner in the Execution of this Act, every such Person 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 in any One of His Majesty's Courts of Record at *Westminster* by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, or more than One Imparlance, shall be allowed; and every such Person so sued shall prove that he is qualified as aforesaid, or otherwise shall pay the said Penalty, without any other Proof on the Part of the Plaintiff than that such Person had acted as a Commissioner in the Execution of this Act; provided nevertheless, that all Proceedings of any Person acting as a Commissioner in the Execution of this Act (although not duly qualified as aforesaid) previously to his 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. *Penalty on Commissioners acting not qualified.*

IV. And be it further enacted, That so much of the said recited Act as enacts or declares, “that One or more Rate or Rates, Assessment or Assessments, shall, for the Purpose of repairing, cleansing, lighting, watering, and watching the several Squares, Roads, Streets, Lanes, Courts, Yards, Mewses, Alleys, Passages, and Places within the Limits of the said Act, be made, laid, and assessed by the said Commissioners for putting the said Act in execution, or any Nine or more of them, Once in every Year, or oftener if they shall judge it needful, upon all and every Person and Persons who do and shall inhabit, hold, use, occupy, possess, or enjoy any Land, Ground, House, Shop, Warehouse, Coach-house, Stable, Cellar, Vault, Building, Tenement, or Hereditament in any of the said Squares, Roads, Streets, Lanes, Courts, Yards, Mewses, Alleys, Passages, and Places, in such competent Sum and Sums of Money as the said Commissioners for putting this Act in execution, or any Nine or more of them, shall order and direct, so as such Rate or Rates, Assessment or Assessments, do not exceed in the whole the Sum of Two Shillings in the Pound in any One Year, according to the yearly Rent or Value of such Lands, Grounds, Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Buildings, Tenements, or Hereditaments situate as aforesaid; and also that when and so often as the said Commissioners for putting the said Act in execution, or any Seven or more of *Repealing old Rates.*

of them, shall have caused any Square, Street, Lane, Court, Yard, Mews, Alley, Passage, or Place within the Limits of the said Act, or any Part or Parts thereof, to be new paved, it shall and may be lawful to and for the said Commissioners for putting the said Act in execution, or any Nine or more of them, as soon as conveniently may be, and so in like Manner yearly, or oftener if Occasion shall require, to make, lay, and assess upon all and every Person or Persons who do or shall inhabit, hold, use, occupy, possess, or enjoy any such Land, Ground, House, Shop, Warehouse, Coach-house, Stable, Cellar, Vault, Building, Tenement, or Hereditament respectively, as far as such new Pavement shall extend, a further Sum not exceeding Sixpence in the Pound of the yearly Rent or Value of such Lands, Grounds, Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Buildings, Tenements, or Hereditaments respectively, to commence from the Time such new Pavement shall be respectively completed," shall be and the same is hereby repealed and declared to be null and void to all Intents and Purposes whatsoever.

For repealing old Rates and making new ones.

V. And be it further enacted, That in lieu and instead of the said Two Rates of Two Shillings in the Pound, and Sixpence in the Pound, it shall and may be lawful to and for the said Commissioners, or any Seven or more of them, Once in every Year, or oftener if they shall judge it needful, to make One or more Rate or Rates, Assessment or Assessments, upon all and every Person and Persons who shall inhabit, hold, use, occupy, possess, or enjoy any Land, Ground, House, Shop, Warehouse, Coach-house, Stable, Cellar, Vault, Building, Tenement, or Hereditament in any of the said Squares, Roads, Streets, Lanes, Courts, Yards, Mewses, Alleys, Passages, and Places within the Limits of the said recited Act, for the Purpose of paving, repairing, cleansing, lighting, watering, and watching the several Squares, Roads, Streets, Lanes, Courts, Yards, Mewses, Alleys, Passages, and Places aforesaid, and for paying the Interest of the Monies already borrowed and Annuities granted, or to be borrowed and granted, in such Sum or Sums of Money as the said Commissioners shall order and direct, but so nevertheless that such Rate or Rates, Assessment or Assessments, do not exceed in any one Year Two Shillings and Sixpence in the Pound (being the Amount of the Two Rates authorized to be raised by the said recited Act), according to the yearly Value of such Lands, Grounds, Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Buildings, Tenements, or Hereditaments which are or may be situated within the Limits of the said recited Act and this Act, to commence from the Twenty-ninth Day of *September* next; and which Rate or Rates shall be collected and paid quarterly in every Year,

Monies already advanced to be chargeable upon the Rates granted by this Act.

VI. Provided always, That the said Rates now made and ending on the Twenty-ninth Day of *September* next, and all Arrears to be due thereon, shall be collected and recovered in like Manner as the Rates are by this Act directed to be recovered; and that all Monies already advanced upon the Credit and Security of the said additional Sixpenny Rate, or on any other Monies borrowed for the Purposes of the said recited Act and this Act, shall be charged and chargeable upon the said Rates authorized by this Act to be made and assessed.

VII. And

VII. And be it further enacted, That when the yearly Rent or Value of any House, Tenement, or Hereditament within the said Limits shall not exceed Twenty Pounds, or where any House, Tenement, or Hereditament shall be let to any weekly or monthly Tenants, or in separate Apartments, furnished or unfurnished, and the Rents thereof shall become payable and be collected at any shorter Period than quarterly, then and in every such Case (but subject to the Proviso herein-after contained) it shall and may be lawful to and for the said Commissioners to compound, if they shall think proper, with the Landlord or Landlords, Owner or Owners, Lessee or Lessees, Proprietor or Proprietors, of all and every or any such House or Houses, Tenement or Tenements, Hereditament or Hereditaments within the said Limits, for the Payment of the Rate or Rates, Assessment or Assessments to be made by virtue of this Act, at such a reduced yearly Rental as the said Commissioners shall think reasonable, so that no such House or Houses, Tenement or Tenements, Hereditament or Hereditaments, be rated at less than Two Thirds or more than Four Fifths of the Rack Rent at which the same respectively shall then be let, or of the annual Value of the said Premises respectively; and the Landlord or Landlords, Owner or Owners, Lessee or Lessees, Proprietor or Proprietors of all such Houses, Tenements, or Hereditaments as shall not exceed the yearly Rent of Twenty Pounds, or shall be let to any weekly or monthly Tenants, or in separate Apartments, furnished or unfurnished, as aforesaid, and from whence the several Rents thereof shall become due and be collected at any shorter Period than quarterly, is and are hereby required to enter into such Composition with the said Commissioners, and in case such Landlord or Landlords, Owner or Owners, Lessee or Lessees, Proprietor or Proprietors shall refuse to enter into such Composition, he, she, or they shall from thenceforth be rated to and from Time to Time shall pay or cause to be paid the Rates or Assessments charged upon their respective Premises by virtue of this Act, unto the Collector or Collectors for the Time being, who is and are hereby authorized and empowered to receive and collect the same, and upon Nonpayment thereof, or of the Amount of such Composition, to levy the same by Distress and Sale of the Goods and Chattels of the Landlord or Landlords, Owner or Owners, Lessee or Lessees, Proprietor or Proprietors of the respective Premises aforesaid, where-soever they may be found, or of the Person or Persons inhabiting the same, respectively, in such Manner as by this Act is provided for the Recovery of the Rates in other Cases: Provided always, that no such Landlord, Owner, Lessee, or Proprietor shall be charged with or liable to pay for any increased Rent reserved or made payable to him for or on account of such Landlord, Owner, Lessee, or Proprietor having agreed to pay the Rates heretofore chargeable upon the several Occupiers of such Premises; and provided also, that the Goods and Chattels of all and every Person or Persons renting or occupying any such House, Tenement, or Hereditament, or any Part or Parts thereof, the Rate or Rates, Assessment or Assessments whereof the Landlord or Landlords, Owner or Owners, Lessee or Lessees, Proprietor or Proprietors is and are hereby made liable and subject to as aforesaid, shall be liable at all Times to be distrained and sold for Payment of such of the said Rates or Assessments, and of all Arrears thereof, as became due upon the said Premises during the Time of his, her, or their Occupancy only; but no such Occupier or Occupiers shall at any Time be required to pay, or be subject or liable to pay, any greater Sum for or towards the Discharge of the said Rates or Assessments

How Houses are to be rated which are let at small Rents, and for the better Recovery of the Rates.

or any of them, and Arrears thereof, than the Amount of the Rent actually due or payable by such Occupier or Occupiers to the Landlord or Landlords, Owner or Owners, Lessee or Lessees, Proprietor or Proprietors of the Premises so occupied by him, her, or them: Provided also, that each and every Occupier who shall pay any such Rate or Rates, Assessment or Assessments, or any Arrears thereof, or upon whom the same shall be levied, shall and may from Time to Time deduct the same from the Rent due and payable from him, her, or them, to the respective Landlords, Owners, Lessees, or Proprietors of the Premises, unless there shall be some Agreement to the contrary between the Landlord and Tenant, and the Receipt for such Payment shall be a sufficient Discharge to such Occupier or Occupiers, and to his, her, or their Landlord or Landlords, for so much Money as he, she, or they shall pay in the Manner directed by this Act: Provided also, that when the yearly Rent or Value of any House which shall be let out furnished, either altogether or in separate Apartments, shall exceed Twenty Pounds *per Annum*, it shall not be lawful for the said Commissioners, upon such Composition being made as aforesaid, to take less than the full Amount of the Rate or Rates which shall be assessed in respect of such House; but nevertheless such Composition shall be made in manner aforesaid, for Payment of the whole of such Rate, with and by the Landlord, Owner, Lessee, or Proprietor of the said Premises.

Persons receiving Rents deemed as Owners.

VIII. And in order to prevent Disputes touching the Designation of Owner or Landlord, Lessee or Proprietor of Messuages, Tenements, or Hereditaments within the Limits of this Act, be it further enacted, That the Person or Persons legally authorized and empowered to receive and collect, or receiving and collecting, or claiming to be entitled to receive and collect, the Rents of any Messuages, Tenements, or Hereditaments from the Tenants or actual Occupiers thereof, or any of them, shall be deemed and taken, for the several Purposes of this Act and every of them, to be the Owner or Owners, Landlord or Landlords, Proprietor or Proprietors of such Messuages, Tenements, or Hereditaments; and in all Cases in which either Owners or Landlords, Lessees or Proprietors are made liable by this Act, such Person or Persons respectively so authorized and empowered to receive and collect, or receiving and collecting, or claiming to be entitled to receive and collect, the Rents of any such Messuages, Tenements, or Hereditaments from the Tenants or actual Occupiers thereof, or any of them, shall be liable as Owner or Owners, Landlord or Landlords, Lessee or Lessees, Proprietor or Proprietors thereof, unless the real Owner or Owners, Landlord or Landlords, Lessee or Lessees, Proprietor or Proprietors shall be declared by himself, herself, or themselves, or unless the real Owner or Owners, Landlord or Landlords, Proprietor or Proprietors shall be distinctly and certainly known to be such, to the Satisfaction of the said Commissioners.

Compositions to remain until altered by Commissioners.

IX. And be it enacted, That from and after any Composition at a reduced Rate shall be made with the said Commissioners as herein-before mentioned, the House or Houses, Tenement or Tenements, and Hereditaments therein comprised shall be rated and assessed according to the same reduced Rental in every future Rate or Assessment to be made by the said Commissioners, until the said Commissioners shall think proper otherwise to rate and assess the said Premises, and without any Notice

to be given to the Landlord or Owner, Lessee or Lessees, Proprietor or Proprietors of the same.

X. And be it enacted, That in all Cases where any Person or Persons shall remove from or quit any House, Building, or Tenement which shall be rated or assessed by virtue of this Act, such Person or Persons shall be liable to such Rate or Assessment in proportion to the Time that he or she occupied the same; and in all Cases where any Person or Persons shall come into or occupy any House, Building, or Tenement 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 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 in respect thereof in proportion to the Time that he or she occupied the same, which said respective Proportions in case of Dispute shall be settled and ascertained by the said Commissioners.

Proportion
of Rates to
be paid by
Persons re-
moving.

XI. And be it further enacted, That in case at any Time or Times hereafter any Landlord or Landlords, Owner or Owners, Proprietor or Proprietors, or Occupier or Occupiers of any House, Building, or Hereditament situate in any Street or Place within the said Limits, for and in respect whereof he, she, or they shall be rated or assessed, or liable to pay any Rate or Assessment made or to be made by the said Commissioners to and for the Purposes of this Act, shall refuse or neglect to pay the Money rated and assessed upon him, her, or them respectively, or which he, she, or they may be liable to pay by virtue of this Act, and all Arrears, it shall be lawful for any One of His Majesty's Justices of the Peace for the County of *Middlesex*, and he is hereby authorized and directed, by Writing under his Hand, on Complaint being made by the Commissioners or any Officer or other Person appointed by them, the Collector of the said Rates or Assessments having first made Oath before such Justice that he hath duly demanded of the Person or Persons liable to pay the said Rates or Assessments the Monies rated and assessed upon him, her, or them, and that they have refused or neglected to pay the same, to summon all and every such Person or Persons so refusing or neglecting as aforesaid to appear at a Time and Place to be mentioned in such Summons before such Justice, or before any Justice or Justices of the Peace for the said County who shall be then and there present; and it shall be lawful for any Person appointed to collect and receive such Rates or Assessments, or for any of the Constables or Headboroughs within the Limits of this Act, or for any other Person, to serve all and every such Summons and Summonses upon all and every Person and Persons so refusing or neglecting to pay as aforesaid, either by delivering the same to the Person or Persons thereby intended to be summoned, or by leaving the same at his, her, or their last or usual Place or Places of Abode, or at or on the Premises for or in respect whereof the Rate or Rates, Assessment or Assessments mentioned in such Summons shall remain due and owing; and if any Person or Persons so summoned shall refuse or neglect to attend at the Time and Place mentioned in such Summons, or if he, she, or they shall attend, and shall not show good and sufficient Cause to such Justice or Justices as may be then and there present, that he, she, or they is or are not chargeable with such Rate or Rates, Assessment or Assessments, then

Recovery of
Rates.

then and in every such Case such Person or Persons shall pay the Rate or Rates in respect of which such Summons was issued, and also the Costs and Charges of such Summons; and in all Cases where such Rate or Rates, Assessment or Assessments, or any of them, shall not be paid upon the Return of such Summons, it shall be lawful for the Justice who shall have signed and issued such Summons or Summonses, or who shall have directed such Summons or Summonses to be signed and issued as aforesaid, or for any other Justice of the Peace for the said County, and he is hereby authorized and required, upon Oath made before him of the due Service of such Summons or Summonses by the Person who shall have served the same, and Proof on Oath that such Rate or Rates, Assessment or Assessments, is or are actually due and owing and unpaid, to grant a Warrant under his Hand and Seal authorizing or directing any such Person appointed to collect such Rate or Rates, Assessment or Assessments as aforesaid, or any Constable or Headborough within the Limits of this Act, or other Person, to levy such Rate or Rates, Assessment or Assessments, and all Arrears thereof; and the said Costs and Charges of the Summons (if the same shall not have been paid before), and the Costs and Charges of every such Warrant, and also the Costs, Charges, and Expences of executing the same, by Distress of the Goods and Chattels of the Person or Persons so neglecting or refusing, and of which said Goods and Chattels he or they may either continue in Possession on the said Premises, where the same shall be distrained, or they may be removed therefrom, as the Person or Persons making the Distress shall think proper; and if within Five Days next after any Distress shall be made pursuant to the Directions of this Act, the said Rate or Rates, Assessment or Assessments, with all Arrears due thereon, together with all the said Charges for the said Summons and Warrant, and the Charges and Expences of executing the same Warrant, and of making such Distress, and of keeping such Goods and Chattels, shall not be paid, then the said Person appointed to collect as aforesaid, or the Constable, Headborough, or other Person authorized by the said Warrant, shall cause the said Goods and Chattels to be appraised by One or more Appraiser or Appraisers, and to be sold either on the Premises where the same shall be distrained or elsewhere, or such Part or Parts thereof as in his or their Judgment shall be sufficient to pay the said Rate or Rates, Assessment or Assessments, together with all Arrears due thereon, and the said Costs, Charges, and Expences of the said Summons, Warrant, Distress, Removal, or keeping Possession of such Goods and Chattels so distrained, and the reasonable Costs, Charges, and Expences of appraising and selling the same, and shall return the Overplus (if any) to the Owner or Owners of such Goods and Chattels respectively, upon Demand thereof made by him, her, or them; and in case no such Goods and Chattels can be found to be distrained by virtue of any such Warrant, or in case any such Goods and Chattels shall be locked up or secured, or shall be removed, so that such Person appointed to collect the said Rates or Assessments as aforesaid, or such Constable, Headborough, or other Person, cannot distrain the same, or in case after such Distress and Appraisement, or Sale, as herein-before directed, the Proceeds thereof shall not be sufficient to pay such Rates or Assessments, with the Arrears due thereon, and all the said Costs, Charges, and Expences as aforesaid, then and in any of such Cases upon Information thereof given to any Justice of the Peace for the said County, it shall be lawful to and for any such Justice of the Peace,
and

and he is hereby authorized and required to issue a Warrant under his Hand and Seal for the Apprehension of any such Person or Persons making Default in the Payment of such Rates or Assessments, and the Arrears thereof, or of any Part thereof, and of such Costs, Charges, and Expences, or any of them, and to commit such Person or Persons to the Common Gaol or House of Correction for the said County, there to remain without Bail or Mainprize for any Time not exceeding the Space of Two Calendar Months, unless such Rates or Assessments, and all Arrears thereof, and all Costs, Charges, and Expences, or so much thereof as shall remain unsatisfied by any such Distress or Distresses, or otherwise, shall be sooner paid.

XII. And be it further enacted, That in all Cases where a Distress is hereby authorized to be made, if any Constable or Headborough of and within the Parish where such Distress is to be made, upon being required by any Person appointed to collect any Rates or Assessments, or by any other Person (who shall have obtained a Warrant for such Distress from any Justice of the Peace), shall refuse or neglect to aid or assist in making a Distress and Sale pursuant to such Warrant, every such Constable or Headborough shall for every such Offence forfeit and pay the Sum of Forty Shillings, to be recovered in the same Manner in which other Penalties and Forfeitures are by the said recited Act directed to be recovered.

Constable
or Headbo-
rough to
assist in
making Dis-
tresses.

XIII. And be it further enacted, That every Warrant of Distress for the Nonpayment of any such Rates or Assessments, or Compositions, to be made under this Act, shall be in the Words or to the Effect following :

Middlesex, } ' To the Collector of the Rates for paving, repairing, Warrant of
to wit. } ' cleansing, lighting, watering, and watching that Part of Distress.
' the Parish of *Saint Pancras* in the County of *Middlesex*, within
' the Limits of Two certain Acts of Parliament made in the Twenty-
' ninth Year of the Reign of His late Majesty King *George* the
' Third, and the Third Year of King *George* the Fourth, and to all
' Constables and other Peace Officers of the said Parish :

' **W**HEREAS the under [*or hereafter*] mentioned Persons, now or late
' Inhabitants, Holders, Landlords, Proprietors, Tenants, Occupiers,
' or Enjoyers of Lands, Houses, Shops, Warehouses, Coach-houses,
' Stables, Cellars, Vaults, or other Buildings, Tenements, or Heredita-
' ments, or Parts of Buildings or Tenements within the said Limits, were
' and are truly rated and assessed, or liable to the Rate and Rates duly
' made for the Purposes of the said Acts : And whereas the said Persons
' have refused or neglected to pay the several Sums of Money at and
' against their Names hereunder [*or hereafter*] respectively set down for
' Money due from them for or towards the Purposes in the said Acts
' mentioned, and the said several Sum and Sums are still remaining due,
' in Arrear, and unpaid, as appeareth upon Oath to
' One of His Majesty's Justices of the Peace for the said County ; and
' the said several Persons having been summoned to appear before
' to answer the Premises, as also appeareth to
' the said Justice upon Oath, and the said several
' Persons so summoned, or any of them, not having shown any sufficient
[*Local.*] 29 H ' Cause

of the Rate or Assessment for such Quarter), by Distress and Sale of the Goods and Chattels of the Party so beginning to remove or take away, or selling such Goods or Furniture as aforesaid, in Manner and Form as is herein directed for the Recovery of Rates in Arrear.

XV. And whereas there are several Streets and other Places which are not paved, in some Parts of which Buildings are erected, and in other Parts Buildings are now erecting, and on some small Pieces or Parcels of Ground within the Limits of the said recited Act no Buildings are erected; be it therefore enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Commissioners for putting the said recited Act and this Act in execution, or any Five or more of them, to view and inspect all Squares, Streets, Lanes, Courts, Yards, Mewses, Alleys, Passages, or Places now unpaved within the Limits aforesaid, and if upon such View they shall be of Opinion that the same or any Part or Parts thereof is or are fit and proper to be paved, and the Foot and Carriageways thereof levelled and filled in, the said Commissioners or any Five or more of them, at any Meeting to held in pursuance of the said recited Act and this Act, after such View, shall and may order their Surveyor or Surveyors, or other Person or Persons by them appointed for that Purpose, to give Notice to the Lessee or Lessees, Assignee or Assignees, Owner or Owners, Proprietor or Proprietors of all and every such Lands, Grounds, Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Tenements, or Hereditaments situated within the said Limits, or leave the same at his, her, or their last or usual Place of Abode, or with his, her, or their known Servant or Servants; or if no such Lessee or Lessees, Assignee or Assignees, Owner or Owners, Proprietor or Proprietors, can be found, then such Notice shall be stuck or affixed against the said Premises or any Part thereof, which Notice shall require such Lessee or Lessees, Assignee or Assignees, Owner or Owners, Proprietor or Proprietors, to meet the said Commissioners for putting this Act in execution, or any Five or more of them, at the Time and Place to be therein mentioned (not being less than Seven Days from the Date of such Notice), to compound for levelling and filling in such Foot and Carriageways, and paving thereof, at any Sum not exceeding Four-pence for every cubical Yard of such Ground so to be levelled and filled in, nor Three Shillings for every Square Yard of such Pavement, whether Carriageway or Footway, nor Eight-pence *per* Foot running Measure for the Kirb or Boundary Stone, which Composition the said Commissioners, or any Five or more of them, are hereby authorized to make; and if such Lessee or Lessees, Assignee or Assignees, Owner or Owners, Proprietor or Proprietors shall not attend, or shall not compound and agree with the said Commissioners, or any Five or more of them, as aforesaid, then it shall and may be lawful for the Inhabitant or Inhabitants, Occupier or Occupiers of the said Premises, to compound and agree with the said Commissioners for such levelling, filling in, and paving, and to pay to the said Commissioners the Composition Monies that shall be so agreed on, which Composition Monies every such Inhabitant or Occupier shall and may and is hereby authorized to deduct and retain out of his or her Rent, and the said Lessee or Lessees, Assignee or Assignees, Owner or Owners, Proprietor or Proprietors of such Premises, is and are hereby required to allow such Deduction; provided always, that nothing in this Act contained shall be construed, deemed, or taken to impeach, alter, or make void any Agreement made or to be made

Commis-
sioners may
compound
for paving;

made between Landlord and Tenant on any Demise or Lease, or Agreement for the same; and in case the said Lessee or Lessees, Assignee or Assignees, Owner or Owners, Proprietor or Proprietors, or the said Inhabitant or Inhabitants, Occupier or Occupiers, shall not compound or agree with the said Commissioners as aforesaid, then it shall and may be lawful to and for the said Commissioners to order the said Foot and Carriage-ways to be levelled and filled in, and to be paved as soon as conveniently may be; and all the Charges and Expences attending such levelling, filling in, and paving shall be paid by the respective Lessee or Lessees, Assignee or Assignees, Owner or Owners, Proprietor or Proprietors, and shall be recovered and levied by Distress and Sale of his, her, or their Goods and Chattels in the same Manner as the Rates or Assessments to be made by virtue of this Act are made recoverable.

and may
widen
Streets.

XVI. And whereas it may happen that great Improvements may be made by widening or making Openings into the said Streets, Squares, and other Places within the said Limits; be it therefore enacted, That it shall and may be lawful to and for the said Commissioners, or any Five or more of them, to view any intended Improvements for widening or making Openings into the said Streets, Squares, and other public Places, or otherwise; and if the said Commissioners, at any General or Special Meeting to be convened for such Purpose, shall be of Opinion, after such View, that it will be an Advantage or Benefit to make such Improvements, or any Part or Parts thereof, then and in that Case the said Commissioners shall and they are hereby authorized to make such Improvements, or such Part or Parts thereof as they shall think proper, by and with the Consent and Approbation of the Owner or Owners of the Freehold and Inheritance of the said Estate, and of the Owner or Owners of any Premises that may be required for that Purpose, and making Satisfaction or Restitution to him, her, or them for the same, and shall and may pay the Expences thereof out of the Monies to be raised by virtue of this Act.

Open Pieces
of Ground
between
Areas and
Footways to
be paved.

XVII. And whereas there are many Areas or open Pieces of Ground of and belonging to several Houses and Premises between the paved Footways of the several Streets and the said Houses within the Limits aforesaid, which ought to be paved; be it therefore enacted, That it shall and may be lawful to and for the said Commissioners, or any Five or more of them, to order and direct the said Areas and open Pieces of Ground between the Foot Pavement and the said Houses and Premises, to be paved with such Stones as the said Commissioners shall think fit and proper, and after the same shall be so paved the said Commissioners shall cause an Account of the Costs and Charges thereof to be delivered to or left for the Landlord or Landlords, Owner or Owners, Proprietor or Proprietors, Lessee or Lessees of and at the said Houses and Premises, and shall at the same Time require and demand of him, her, or them the Payment of the said Costs and Charges within the Space of Fourteen Days next after Delivery of such Account and Demand; and in case the Landlord or Landlords, Owner or Owners, Proprietor or Proprietors, Lessee or Lessees shall neglect or refuse to pay the said Costs and Charges of such Paving within the said Space of Fourteen Days, then it shall and may be lawful for the Tenant or Occupier of such Houses and Premises and they are hereby required to pay the said Commissioners the said Costs and Charges of such Paving, and shall and may deduct the same out of the Rent then
1
due

due and payable, or to become due or payable, to his or her Landlord or Landlady, for or in respect of the said House and Premises; and in case of Nonpayment of the said Costs and Charges by the said Tenant or Occupier, and the same shall remain unpaid, such Costs and Charges shall be recovered of and from the said Landlord or Landlords, Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, by Distress and Sale of his, her, or their Goods and Chattels, in like Manner as the Rates are by this Act authorized to be recovered.

XVIII. And be it enacted, That the said Commissioners for putting the said recited Act and this Act into execution shall and may rent or take on Lease for Years the present Watch-house, Meeting Room, and Premises now in their Possession in *Phoenix Street* in the said Limits, and also shall and may take on Lease, rent, or hire any Ground within the said Limits for depositing Materials to and for the Purposes of the said recited Act and this Act, and also shall, for the better Protection of the Inhabitants, appoint and employ such Number of Watch-house Keepers, Serjeants of the Night, and other Persons, to guard and protect the Inhabitants within the Limits aforesaid, and shall provide them with such Arms, Ammunition, and Weapons as the said Commissioners shall think proper, and allow such Salaries, and also give such other Rewards and Gratuities to the said several Persons so employed as they shall think proper, and also shall and may offer and give, as well to the said Persons as to any others not specially employed by them, such Gratuities and Rewards for apprehending Felons and other Offenders within the Limits aforesaid, as to them shall seem proper; and shall and may defray the Expences of prosecuting any such Felons and Offenders, for the Protection of the Inhabitants within the said Limits, or in defending of any of the said Persons or other Officer of the said Commissioners in the Execution of their Duty, as they shall think proper; and the said Salaries, Rewards, Gratuities, and the Costs of such Prosecutions or Defences, and all other Expences that may be incurred by the said Commissioners, for the Protection and Guard of the Inhabitants, shall and may be paid by the said Commissioners or their Treasurer out of the Monies arising from the Rates directed to be raised by this Act.

Commissioners may rent Watch-house and hire Ground for depositing Materials.

XIX. And be it further enacted, That the Watchmen, Serjeants of the Night, or Patroles, or other Person or Persons to be appointed by virtue of the said recited Act and this Act, shall during the Time of their being on Duty use their utmost Endeavours to prevent any Mischief by Fire, and also all Robberies, Burglaries, Affrays, and other Outrages and Disorders within the Limits aforesaid; and that it shall be lawful for the said Watchmen, Serjeants of the Night, Patroles, or other Person or Persons so appointed by the said Commissioners, or any of them, while on Duty, to stop and prevent all Person or Persons from removing Goods from any of the Houses and Premises within the said Limits, and to apprehend and secure all Felons, Rogues, Vagabonds, and disorderly Persons who shall disturb the Public Peace, or any Person or Persons wandering, secreting, or misbehaving himself or themselves, or whom they shall have Cause to suspect of any evil Design, and to secure and keep in safe Custody every such Person or Persons, in order that he, she, or they may be conveyed, as soon as conveniently may be, before One of His Majesty's Justices of the Peace for the County of *Middlesex*, to be

Duty of Watchmen, Patroles, and Serjeants of the Night.

examined and dealt with according to Law; and it shall and may be lawful to and for the said Watchmen and Serjeants of the Night, Patroles, and other Person or Persons so appointed as aforesaid, to call on and require any Person or Persons to aid and assist them in taking such Felons, Rogues, Vagabonds, and all disorderly or suspected Persons as aforesaid; and in case any Person or Persons shall assault or resist, or shall promote or encourage the assaulting or resisting any of the Watchmen, Serjeants of the Night, Patroles, or other Person or Persons so appointed as aforesaid in the Execution of their Duty, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Two Pounds.

Watchmen,
&c. vested
with the
Powers of
Constable.

XX. And be it further enacted, That the said Watchmen, Serjeants of the Night, and Patroles, while in the Execution of the Powers and Authorities of this Act, shall and they are hereby invested with and shall have and enjoy the like Powers and Authorities, Privileges and Immunities, as any Constable or Constables is or are invested with or have and enjoy by Law.

Inflicting a
Penalty on
Victuallers
harbouring
Watchmen,
&c.

XXI. And be it further enacted, That if any Victualler or Keeper of any Public House shall knowingly harbour or entertain any Watchman, Serjeant of the Night, Patrole, or any other Person or Persons to be employed by virtue of the said recited Act or this Act, or permit or suffer any Watchman, Patrole, or Serjeant of the Night, or other Person or Persons so appointed by the said Commissioners, to be and remain in his House during any Part of the Time for his or their being on Duty, every such Victualler or Keeper of such Public House shall forfeit and pay any Sum not exceeding Two Pounds.

No Person to
take Ashes or
Dust but
Scavenger.

XXII. And be it further enacted, That if any Person or Persons other than the Scavenger employed by or contracting with the said Commissioners to collect and retain the Dust, Cinders, or Ashes within the Limits of the said recited Act, or those employed under such Person or Persons, shall, on any Pretence whatsoever, go about to collect or gather, or shall ask for, receive, or carry away, any Dust, Cinders, or Ashes, it shall and may be lawful for any Justice of the Peace for the County of *Middlesex*, upon Complaint to him made, to grant a Warrant to bring before him such Offender or Offenders, and also for any Person or Persons who shall see any such Offence committed to seize, and also for any other Person or Persons to assist in seizing, the Offender or Offenders, together with the Horses, Asses, Cattle, Carts, Trucks, Wheelbarrows, or other Carriages, Implements, Sacks, or Bags made use of for carrying the same away, and by the Authority of this Act, and without any other Warrant, to convey him, her, or them before such Justice of the Peace for the said County, and such Justice shall and he is hereby authorized and required to examine upon Oath the Person or Persons apprehending such Offender, or any Witness or Witnesses who shall appear to give Information or Evidence touching such Offence; and if the Party or Parties shall be convicted of going about to collect or gather, or of asking for, receiving, or carrying away, any Dust, Dirt, Cinders, or Ashes from any House or other Premises within the said Limits, not being the Person or Persons employed or appointed by or contracting with the said Commissioners to collect and possess the Dust, Dirt, Cinders, and Ashes

from the Houses and Premises therein, or not acting with or under his, her, or their Authority, he, she, or they shall forfeit and pay for every Offence the Sum of Ten Pounds, and one Moiety whereof shall be paid to the Informer or Informers, or to the Person or Persons who shall apprehend the Offender or Offenders, and the other Moiety shall be paid and shall belong to the Person or Persons so employed by or contracting with the said Commissioners as aforesaid; and if such Offender or Offenders shall not on Conviction pay the said Penalty such Justice is hereby required to direct such Horses, Asses, Cattle, Carts, Trucks, Wheelbarrows, or other Carriages, Implements, Sacks, or Bags which shall have been so seized to be appraised and sold, and after deducting out of the Monies to arise by such Sale the Penalty incurred, together with the reasonable Charges and Expences of such Warrant, and of such Distress, Appraisalment, and Sale, the Overplus thereof shall be returned, upon Demand, to the Party or Parties whose Horses and other Things shall be appraised and sold; and in case there shall have been no such Seizure as aforesaid, or if the Horses, Asses, Cattle, Carts, or other Things which shall be appraised and sold shall not produce a sufficient Sum of Money to pay the said Penalty, Charges, and Expences, then if such Offender or Offenders shall not, upon the Conviction, pay the said Penalty, Charges, and Expences which shall remain over and above the Produce of the Horses, Asses, Cattle, Carts, and other Things so seized and sold, then such Justice is hereby required to commit such Offender or Offenders to the Common Gaol or House of Correction for the said County, there to be kept to hard Labour for any Time not exceeding Three Calendar Months nor less than Twenty Days, unless such Penalty, Charges, and Expences, and every Part thereof, shall be sooner paid and satisfied.

XXIII. And be it further enacted, That if any Person or Persons at any Time or Times hereafter shall empty or begin to empty any Bog House or Bog Houses, or to take away any Night Soil from any House or Houses or Premises within the Streets or other public Places within the Limits aforesaid, or shall come with any Cart or Carriage for that Purpose (save and except between the Hours of Twelve of the Clock in the Night and Five of the Clock in the Morning from *Lady Day* to *Michaelmas* in every Year, and between Twelve of the Clock at Night and Six of the Clock in the Morning from *Michaelmas* to *Lady Day* in every Year); or if any Person or Persons shall put or cast, or cause to be put or cast, out of any Cart or Tub or otherwise, any Night Soil in or near any of the Streets or other public Places within the Limits aforesaid, it shall be lawful for any Constable, Headborough, Patrole, Beadle, or Watchman (and they are hereby strictly charged, required, and directed so to do), or for any other Person or Persons whomsoever, without any Warrant or other Authority than this Act, to apprehend and carry any Person or Persons guilty of the said Offences or any of them to any Watch-house within the Limits of this Act, or to any other Place of Confinement or Security, and from thence to convey him, her, or them, as soon as conveniently may be, before some One of His Majesty's Justices of the Peace for the County of *Middlesex*; or in case such Person or Persons shall not be so apprehended, then and in such Case it shall and may be lawful for any One of His Majesty's Justices of the Peace to issue his Warrant to apprehend such Person or Persons, and the said Justice (upon Oath or Affirmation

Night Soil
when to be
removed.

made

made of such Offence or Offences as aforesaid) shall commit every such Offender or Offenders to the Common Gaol or House of Correction for the said County for any Time not exceeding Thirty Days, to be computed from the Day of Commitment; and the Owner of any Cart, Carriage, Horse, or Beast, so employed with his or her Cart, Carriage, Horse, or Beast, in and about the emptying or removing such Night Soil, or coming for that Purpose (save and except within the Hours hereby allowed), or the Employer or Employers of any Person or Persons who shall so put or cast out any such Night Soil, shall forfeit the Sum of Five Pounds for every such Offence, and any Person or Persons may seize such Carts or Carriages, or the Horses or Beasts drawing the same, with the Gears, Harness, and Accoutrements, and remove or take such Carts or Carriages, Horses or Beasts, to such Places within the Limits aforesaid, or as near thereto as may be appointed by the said Commissioners, there to be detained until the Owner or Owners, Employer or Employers, shall pay the said Penalty, together with all Costs, Charges, and Expences incurred in and about or relating to the Seizure, removing, and keeping the said Carts or Carriages, or Horses, or in any Manner incidental thereto; and in case the said Penalty, and all such Costs, Charges, and Expences, shall not be paid within Five Days next after such Seizure, then and in every such Case all such Carts, Carriages, Horses, Beasts, Gears, Harness, and Accoutrements shall be appraised and sold, and the Money arising therefrom shall be applied in Payment of such Penalty, Costs, Charges, and Expences, and after deducting the same the Overplus shall be paid to the Owner or Owners thereof, when he, she, or they shall apply for the same; and the whole of such Penalty shall belong to and be paid to or among the Person or Persons giving Information of such Offences, or any of them, and apprehending the Offender or Offenders, and seizing, removing, and detaining such Carts or Carriages, and Horses or Beasts, Gears, Harness, and Accoutrements.

Hogstyes,
&c. to be
removed.

XXIV. And be it further enacted, That in case any Slaughter-house, Hogstye, Necessary House, or other noisome or offensive Building or Place whatsoever within the Limits aforesaid, shall by the said Commissioners, or any Seven or more of them, be deemed a Nuisance to any of the Inhabitants or Persons residing within the said Limits, it shall and may be lawful to and for the said Commissioners, upon Complaint thereof made by any such Inhabitant or other Person or Persons, by Notice under the Hands of the said Commissioners or their Clerk, to order such Nuisance or Offences to be removed; and in case the same shall not be removed within Three Days after such Notice given to the Person or Persons who ought to remove the same, or left at his, her, or their last usual Place of Abode, such Person or Persons shall forfeit and pay any Sum not exceeding Five Pounds for every Day the same shall continue unremoved after the Expiration of the Time mentioned in such Notice.

No Swine to
be bred or
kept near the
House, or
suffered to
go about the
Streets.

XXV. And be it further enacted, That no Person or Persons whomsoever shall breed, feed, or keep any Sort or Manner of Swine in any Yard or Garden belonging or adjoining to any House, Building, or other Tenement situated, lying, and being in any Square, Street, Lane, Court, Alley, Yard, Mews, Passage, or Place within the Limits of this Act, or shall suffer any to stray or go about the same, upon Pain of forfeiting the same to the Churchwardens of the Parish of *Saint Pancras* for

for the Time being, for the Use of the Poor thereof, and the said Inspector to the said Commissioners, or any other Person authorized by them, may seize such Swine straying in the said Streets for that Purpose; and it shall be lawful for the said Inspector to the said Commissioners, or any Constables, at all Times hereafter in the Day-time, by Warrant under the Hand and Seal of any One of His Majesty's Justices of the Peace for the County of *Middlesex*, to search in all such Places as aforesaid for the finding all such Swine, and all such Swine that shall be so found to seize, take, drive, and carry away the same, and sell for the best Price that can be procured, and the Money thereby produced forthwith to deliver to the said Churchwardens, and to be applied for the Use of the Poor of the said Parish of *Saint Pancras*.

XXVI. Provided always, and be it further enacted, That if any Person or Persons shall at any Time or Times, in any public Street or Place within the Limits aforesaid, blow any Horn or use any other noisy Instrument for the Purpose of hawking or selling any Newspaper, Gazette, Pamphlet, or other Paper, or for vending any Wares or Goods whatsoever, every Person so offending shall forfeit and pay any Sum not exceeding Forty Shillings. Horns not to be blown.

XXVII. Provided always, and be it further enacted, That the said Commissioners, or any Five or more of them, shall take such Security from their Treasurers, Clerks, Collectors, and other Officers for the due Execution of their respective Offices, and accounting for the Money received by them respectively, as the said Commissioners or any Five of them shall seem meet. Treasurer to give Security.

XXVIII. And be it further enacted, That from and after the passing of this Act, if any Person or Persons shall, upon any of the Footways or Foot Pavements within the Limits aforesaid, run, draw, drive, or carry thereon any Truck, Wheel, Sledge, Wheelbarrow, Handbarrow, Bier, or Carriage whatsoever, or roll any Cask or Tub, other than 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 whatsoever on any of the said Footways or Foot Pavements, or wilfully permit or suffer any Horse or other Beast or Cattle which such Person may be riding, driving, or leading to go 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 Footways or Foot Pavements; or set any Cask, Tub, Pail, Bucket, Stool, Bench, Show Board, Chopping Block, Basket, or Stall on or in the said Footway 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 Footway or on the Foot Pavement; or shall in any Square, Road, Street, Lane, Court, Yard, Mews, Alley, 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 For preventing various Nuisances and Obstructions.

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the Spot, and which cannot conveniently be removed for that Purpose, and also except for the necessary Time of any Stage Coach, Hackney Coach, or other Carriage let for Hire taking up and setting down any Fare, or waiting for Passengers when actually hired; 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 shew or expose any Stallion or Stone Horse (except only in such Place as the said Commissioners shall direct), or shew or expose, or exercise or expose to Sale any Horse or other Beast, or kill, 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 House, Butcher's Shop, or Shambles, 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, in any of the said Squares, Roads, Streets, Lanes, Courts, Yards, Mewses, Alleys, public Passages or Places, without the Leave of the 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 Merchandizes whatsoever, or any Fruit, Vegetables, or Gardenstuff, Butcher's Meat, Offal, or other Matter or Thing, in or upon or so as to project over or upon the Footway or Carriageway of any such Squares, Roads, Streets, Lanes, Courts, Yards, Mewses, Alleys, public Passages or Places, or beyond the Line or on the Outside of the Window or Windows or in the Area or Areas of the House, Shop, or Place at which the same shall be so hanged up, placed, or exposed to Sale, and so as to obstruct or incommode the Passage of any Person or Carriage; or leave open after Sunset and before Sunrise the Door or Window of any Area, Cellar, or other underground Room or Apartment, or Openings leading to any Building or Premises, without having placed or left a sufficient Light therein to warn and prevent Persons passing in the Squares, Roads, Streets, Lanes, Courts, Yards, Mewses, Alleys, and public Places within the said Limits, from falling into such Cellars or other underground Rooms, Apartments, or Openings; 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 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 make or assist in making any Bonfire, or wantonly discharge or wantonly fire any Gun, Pistol, or Blunderbuss, or other Fire Arms, or let off, set fire to, or throw any Cracker, Squib, Rocket, or other Firework; or shall occasion any Kind of Obstruction or Annoyance in or upon any such Square, 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 for every Offence forfeit and pay any Sum not exceeding Five Pounds; and it shall and may be lawful to and for any Constable or other Peace Officer, or any One of the said Commissioners, or any Officer or other Person acting by or under their Authority, by virtue of this Act, and without any Warrant whatsoever, to seize and apprehend any such Offender or Offenders as aforesaid,

said, and forthwith to convey him, her, or them before some Justice or Justices of the Peace for the said County of *Middlesex*, in order to his, her, or their Conviction of such Offence.

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

For preventing Nuisances.

XXX. And be it further enacted, That if any Person or Persons shall, in any Square, Road, Street, Lane, Court, Yard, Mews, Alley, Passage, or Place within the Limits aforesaid, at any Time or Times hereafter, beat

Nuisances, beating Carpets, breaking Horses, or

and throwing
Filth on
Pavement.

or dust any Carpet or Carpets, Hearth Rug or Hearth Rugs, Mat or Mats, or shall drive any Carriage or Carriages for the Purpose of breaking, exercising, or trying Horses, otherwise than by passing through such Square, Road, Street, or other public Places; or shall throw, cast, or lay, or shall cause, permit, or suffer to be thrown, cast, or laid, or to remain, any Ashes, Dust, Dirt, Rubbish, Offal of Vegetables, or any other Offal, Dung, Soil, Blood, or other Filth or Annoyance, or any Matter or Thing in or upon the Carriageway or Footway Pavement of any such Square, Road, Street, or other public Place within the said Limits; or shall place or put out, or cause or permit to be placed or put out, any Garden or other Pots (except the same shall be perfectly secured from falling, to the Satisfaction of the said Commissioners), or any other Matter or Thing, from and on the Outside of the Front or any other Part of any House or Houses, or Buildings or Premises, over or next unto any such Square, Road, Street, or other public Place, and shall not immediately remove all or any such Matters or Things, being thereunto required by the said Commissioners, or their Surveyor or Inspector, or other Person or Persons employed by them, then and in every such Case every Person so offending shall for every Offence forfeit and pay any Sum not exceeding Five Pounds; and it shall and may be lawful to and for any Constable or other Peace Officer, or any One of the said Commissioners, or any Officer or other Person acting by or under their Authority, by virtue of this Act, and without any Warrant whatsoever, 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 *Middlesex*, in order to his, her, or their Conviction of such Offence.

Contract for
Works not
the lowest
Tender.

XXXI. Provided always, and be it further enacted, That it shall and may be lawful to and for the said Commissioners to contract in manner as in the said recited Act is directed, with any Person or Persons for the several Works to be done and performed for the Improvement of the several Streets, Squares, and other public Passages and Places within the Limits aforesaid, although the Price or Prices to be paid for the same shall not be the lowest Tender, if the said Commissioners shall be of opinion the same will be an Advantage to the Inhabitants within the Limits aforesaid.

Inhabitants
may be Wit-
nesses.

XXXII. And be it further enacted, That in all Actions, Prosecutions, Informations, Appeals, Causes, Suits, Hearings, Examinations, or Proceedings whatsoever, relating to or concerning the Execution of the said recited Act or this Act, no Person or Persons residing within the Limits aforesaid shall be or be deemed to be incompetent to give Evidence by reason or account of such Person or Persons being charged with or liable to pay any Rate or Assessment to be raised, levied, and collected within the said Limits by virtue of this Act.

Power of
recited Act
of 29 G. 3.
as to granting
Annuities
repealed.

XXXIII. And be it further enacted, That so much of the said recited Act of the Twenty-ninth Year of the Reign of His late Majesty King *George* the Third as enacts or declares that it shall and may be lawful to and for the said Commissioners for putting this Act into execution, or any Nine or more of them, to borrow and take up any such Sum or Sums of Money as any Person or Persons shall be willing to advance and
lend

lend upon Annuities, to be secured upon the said additional Rate or Assessment of Sixpence in the Pound, and by any Writing or Writings upon Vellum or Parchment, signed by the said Commissioners for putting this Act into execution, or any Nine or more of them, to assign the said additional Rate or Assessment to any such Person or Persons as shall advance and lend such Sum or Sums of Money, as a Security for One or more such Annuity or Annuities as shall be agreed upon between the said Commissioners for putting this Act in execution, or any Nine or more of them; and such Person or Persons respectively to be paid or payable out of the said additional Rate or Assessment, during the Term of the natural Life of every such Person or Persons who shall advance and lend such Sum and Sums of Money respectively, or the natural Life of such other Person or Persons as shall be nominated by or on the Behalf of such Purchaser or Purchasers at the Time of Payment of his, her, or their respective Purchase Monies; which said Annuities shall be also payable and paid half-yearly, by the Banker or Bankers, Treasurer or Treasurers for the Time being, to the said Commissioners for putting this Act in execution, out of the Monies to arise by or from the said additional Rate or Assessment: Provided always, that such Annuity or Annuities so to be secured shall not exceed the Rate of Eight Pounds Ten Shillings for every Hundred Pounds for a Year, and so in proportion for any greater or less Sum that shall be so lent and advanced as aforesaid, shall be and the same is hereby repealed and declared to be null and void to all Intents and Purposes whatsoever.

XXXIV. And be it further enacted, in lieu and stead thereof, That in case the said Commissioners shall at any Time or Times hereafter think it advisable to raise any Part of the Money necessary for the Purposes of the said recited Act and of this Act by the granting of any Annuities for the Life or Lives of any Person or Persons, then it shall be lawful for the said Commissioners, or any Seven or more of them, and they are hereby authorized and empowered, by any Writing or Writings under their Hands and Seals, to grant any Annuity or Annuities 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 absolute Purchase of any Annuity or Annuities, to be paid and payable for such One or more Life or Lives as shall be nominated by or on the Behalf of each such Contributor at the Time of the Payment of his or her Purchase Money (in which Nomination each such Contributor may nominate himself or herself).

Commis-
sioners em-
powered to
grant Annui-
ties for One
or more Life
or Lives.

XXXV. 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 for 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 Purpose 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 the Consideration Money; where the Age of such Person shall not exceed Forty-five Years, the Annuity shall not exceed the Rate of Nine

For granting
Annuities
under certain
Restrictions.

[Local.]

29 L

Pounds

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 : And that no Annuities shall be granted during the longest of Two Lives at any higher Rate than the following ; that is to say, where the Ages of the Annuitants or Persons for whose Lives the Annuity shall be granted shall neither of them exceed Thirty-five Years, the Annuity to be granted shall not exceed the Rate of Six Pounds Ten Shillings for each One hundred Pounds of the Consideration Money paid for the Purpose thereof ; where the Age of One Person shall not exceed Thirty-five, and the Age of the other Person shall not exceed Forty Years, the Annuity to be granted shall not exceed Six Pounds Thirteen Shillings for each One hundred Pounds of the Consideration Money ; where the Age of One Person shall not exceed Thirty-five, and the Age of the other Person shall not exceed Forty-five Years, the Annuity shall not exceed Six Pounds Sixteen Shillings for each One hundred Pounds of the Consideration Money ; where the Age of One Person shall not exceed Thirty-five, and the Age of the other Person shall not exceed Fifty Years, the Annuity shall not exceed Six Pounds Nineteen Shillings for each One hundred Pounds of the Consideration Money ; where the Age of One Person shall not exceed Thirty-five, and the Age of the other Person shall not exceed Fifty-five Years, the Annuity shall not exceed Seven Pounds Two Shillings for each One hundred Pounds of the Consideration Money ; where the Age of One Person shall not exceed Thirty-five, and the Age of the other Person shall not exceed Sixty Years, the Annuity shall not exceed Seven Pounds Six Shillings for each One hundred Pounds of the Consideration Money ; where the Age of One Person shall not exceed Thirty-five, and the Age of the other shall not exceed Sixty-five Years, the Annuity shall not exceed Seven Pounds Nine Shillings for each One hundred Pounds of the Consideration Money ; where the Age of One Person shall not exceed Thirty-five, and the Age of the other Person shall not exceed Seventy Years, the Annuity shall not exceed Seven Pounds Twelve Shillings for each One hundred Pounds of the Consideration Money ; where the Age of neither of the Two Persons shall exceed Forty Years, the Annuity shall not exceed Six Pounds Sixteen Shillings for each One hundred Pounds of the Consideration Money ; where the Age of One Person shall not exceed Forty, and where the Age of the other Person shall not exceed Forty-five Years, the Annuity shall not exceed Seven Pounds for each

each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Forty, and where the Age of the other Person shall not exceed Fifty Years, the Annuity shall not exceed Seven Pounds Three Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Forty, and the Age of the other Person shall not exceed Fifty-five Years, the Annuity shall not exceed Seven Pounds Seven Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Forty, and the Age of the other Person shall not exceed Sixty Years, the Annuity shall not exceed Seven Pounds Twelve Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Forty, and the Age of the other Person shall not exceed Sixty-five Years, the Annuity shall not exceed Seven Pounds Sixteen Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Forty, and the Age of the other Person shall not exceed Seventy Years, the Annuity shall not exceed Seven Pounds Nineteen Shillings for each One hundred Pounds of the Consideration Money; where the Age of neither of the Two Persons exceeds Forty-five Years, the Annuity shall not exceed Seven Pounds Four Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Forty-five, and the Age of the other Person shall not exceed Fifty Years, the Annuity shall not exceed Seven Pounds Eight Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Forty-five, and the Age of the other Person shall not exceed Fifty-five Years, the Annuity shall not exceed Seven Pounds Thirteen Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Forty-five, and the Age of the other Person shall not exceed Sixty Years, the Annuity shall not exceed Seven Pounds Eighteen Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Forty-five, and the Age of the other Person shall not exceed Sixty-five Years, the Annuity shall not exceed Eight Pounds Three Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Forty-five, and the Age of the other Person shall not exceed Seventy Years, the Annuity shall not exceed Eight Pounds Seven Shillings for each One hundred Pounds of the Consideration Money; where the Age of neither of the Two Persons exceeds Fifty Years, the Annuity shall not exceed Seven Pounds Thirteen Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Fifty, and the Age of the other shall not exceed Fifty-five Years, the Annuity shall not exceed Seven Pounds Nineteen Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Fifty, and the Age of the other Person shall not exceed Sixty Years, the Annuity shall not exceed Eight Pounds Five Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Fifty, and the Age of the other Person shall not exceed Sixty-five Years, the Annuity shall not exceed Eight Pounds Eleven Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Fifty, and the Age of the other Person shall not exceed Seventy Years, the Annuity shall not exceed Nine Pounds for each One hundred Pounds of the Consideration Money; where the Age of

of neither of the Two Persons shall exceed Fifty-five Years, the Annuity shall not exceed Eight Pounds Six Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Fifty-five, and the Age of the other Person shall not exceed Sixty Years, the Annuity shall not exceed Eight Pounds Fourteen Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Fifty-five, and the Age of the other Person shall not exceed Sixty-five Years, the Annuity shall not exceed Nine Pounds Two Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Fifty-five, and the Age of the other Person shall not exceed Seventy Years, the Annuity shall not exceed Nine Pounds Ten Shillings for each One hundred Pounds of the Consideration Money; where the Age of neither of the Two Persons exceeds Sixty Years, the Annuity shall not exceed Nine Pounds Three Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Sixty, and the Age of the other Person shall not exceed Sixty-five Years, the Annuity shall not exceed Nine Pounds Fourteen Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Sixty, and the Age of the other Person shall not exceed Seventy Years, the Annuity shall not exceed Ten Pounds Five Shillings for each One hundred Pounds of the Consideration Money; where the Age of neither of the Two Persons exceeds Sixty-five Years, the Annuity shall not exceed Ten Pounds Eight Shillings for each One hundred Pounds of the Consideration Money; where the Age of One Person shall not exceed Sixty-five, and the Age of the other Person shall not exceed Seventy Years, the Annuity shall not exceed Eleven Pounds Four Shillings for each One hundred Pounds of the Consideration Money; and where the Age of neither of the Two Persons exceeds Seventy Years, the Annuity shall not exceed Twelve Pounds Six Shillings for each One hundred Pounds of the Consideration Money.

Purchasers
to have Re-
ceipts, and
an Order for
paying An-
nuities.

XXXVI. And be it further enacted, That every Contributor for the Purchase of such Annuity or Annuities as aforesaid, upon the Payment of the Contribution or Purchase Money for the same, or any Part thereof, shall have a Receipt or Receipts for so much Purchase Money as shall be so paid, and upon Payment of all the Purchase Money for any such Annuity, every such Contributor, his, her, or their Executors, Administrators, and Assigns respectively (as the Case may require), shall have an Order, written on Parchment or Vellum, for Payment of the said Annuity for and during the natural Life of such One Person, or the natural Lives of such other Persons respectively (as the Case may happen to be), as shall be nominated by such Contributor or Contributors as aforesaid, which Order shall be signed by any Five or more of the said Commissioners, and after such signing thereof, the same shall be a good and effectual Security for the Payment of such Annuity and other Benefits and Advantages as shall be thereby granted, secured, or ordered to be paid, according to the Purport and true Meaning thereof, and of the said recited Act and of this Act; which said several Annuities so to be purchased shall be and are hereby charged upon, and shall be paid out of the Rates or Assessments authorized to be raised and collected by virtue of this Act, and shall be made payable and be paid quarterly, during the natural Life of such One Person, or the natural Lives of such other Per-

sons respectively (as the Case may happen to be), as shall be nominated by or on behalf of such respective Contributors, and a proportionable Part of each Annuity shall be paid from the last Quarter Day of Payment to the Day of the Death of the Nominee, in the Case of an Annuity for One Life, and in the Case of an Annuity for more Lives, to the Day of the Death of the surviving Nominee.

XXXVII. And be it enacted, That it shall be lawful for the said Commissioners, or any Seven or more of them, and they are hereby empowered, from Time to Time to borrow and take up at Interest any Sum or Sums of Money that may be necessary for the better paving the said Streets and public Highways, and to assign over the said Rates or Assessments, or any Part thereof (the Costs of assigning the same to be paid out of the said Rates or Assessments), as a Security for the Monies borrowed, with Interest to such Person or Persons, or their Trustee or Trustees, as shall advance the same, on Parchment, under the Hands of the said Commissioners, by the following Words of Assignment:

Power to borrow Money, and assign Rates as a Security.

‘ BY virtue of certain Powers and Authorities vested in us by Two
 ‘ several Acts of Parliament, the one made and passed in the Twenty-
 ‘ ninth Year of the Reign of His late Majesty King *George* the Third,
 ‘ intituled [*here set forth the Title of the Act*], and the other made and
 ‘ passed in the Third Year of the Reign of King *George* the Fourth [*here*
 ‘ *set forth the Title of this Act*], we [*here insert the Names of the*
 ‘ *Commissioners*], being Commissioners appointed by virtue of the said
 ‘ Acts, in consideration of the Sum of _____ of lawful Money
 ‘ of *Great Britain* to us in hand paid by *A. B.* of _____
 ‘ do assign to the said *A. B.*, his, her, or their Executors, Administrators,
 ‘ and Assigns, all and singular the Rates or Assessments to be raised,
 ‘ levied, and collected by virtue of the said Acts, for the paving or re-
 ‘ pairing of the Pavements of the Streets and other Public Places within
 ‘ the Limits of the said Acts, and all the Estate, Right, Title, and Interest
 ‘ of the said Commissioners, and of their Successors, of, in, and to the
 ‘ same, to hold unto the said *A. B.* _____ his, her, or their
 ‘ Executors, Administrators, and Assigns, until the said Sum of _____
 ‘ with Interest at _____ *per Centum per Annum*
 ‘ for the same, to be paid half-yearly, shall be paid and satisfied. Wit-
 ‘ ness our Hands, the _____ Day of _____ in the
 ‘ Year of our Lord One thousand eight hundred and _____ .’

And all and every Person and Persons to whom such Assignment or Assignments shall be made shall be equally entitled to their Proportion of the said Rates and Assessments according to the respective Sums in such Assignment or Assignments mentioned to be advanced to secure the Repayment thereof, with Interest as aforesaid, without any Preference by reason of Priority of Assignment or on any other Account whatsoever, and the Monies so borrowed shall be applied to and for the Purposes of the said recited Act and this Act.

XXXVIII. And be it further enacted, That it shall be lawful for the Person or Persons entitled to any of the Securities for the Monies borrowed or to be borrowed, or for the Annuities granted or to be granted, at any Time or Times, personally, or by his or their Attorney, to
 [Local.] _____ 29 M _____ assign
 Securities may be assigned.

assign or transfer his, her, or their Right, Title, or Benefit to the said Principal and Interest Money, or Annuities granted thereby, to any Person or Persons whomsoever, to be attested by One or more credible Witness or Witnesses, in the following Words, or Words to the like Effect; *videlicet,*

‘ I do hereby, in consideration of the Sum of
 ‘ assign the within Security [*or above recited Security, in case there*
 ‘ *shall not be Room for an Indorsement*], and all my Right and Title in
 ‘ and to the Principal Money and Interest now due or to become due,
 ‘ [*or Annuity, and all the Arrears now due*] or to become due thereon,
 ‘ unto C. D. his Executors, Administrators, and
 ‘ Assigns. Dated this Day of
 ‘ Witness, *E. F.* *A. B.*’

Which Transfer shall within Fourteen Days from the Date thereof be produced and notified to the Clerk or Clerks of the said Commissioners for the Time being, who shall enter the same in a Book to be kept for that Purpose; and after such Entry, and not till then, every such Assignment shall entitle any such Assignee or Assignees, his, her, or their Executors, Administrators, and Assigns, to the Benefit thereof; and such Clerk or Clerks shall be entitled to receive the Sum of Ten Shillings and no more for the Entry of every Bond or Security included in such Assignment, and it shall not be in the Power of any Person or Persons who shall have made such Assignment to make void, release, or discharge the same.

Power to
borrow Mo-
ney at lower
Interest to
discharge
Securities at
higher.

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

Securities
how paid off.

XL. And be it further enacted, That when and so often as the Money to be raised by the said Rates and Assessments shall amount to the Sum of Two hundred Pounds, over and above what shall remain necessary to pay the growing Interest upon the Principal Money, and the Annuities granted or to be granted by virtue of the said recited Act and this Act, and the other Purposes herein-before provided for, the said Commissioners shall cause the Number of all the Mortgages, Assignments, and Securities granted and then in force for securing the Principal Monies borrowed to be put on separate Slips of Paper in manner as in the said recited Act is directed; and it shall and may be lawful for the said Commissioners to pay off the said Monies in the same Manner as directed in the said recited Act for and in respect to the surplus Monies intended to accumulate from the said additional Rate therein mentioned.

Same Person
not to be

XLI. Provided always, and be it further enacted, That it shall not be lawful for the said Commissioners to continue or appoint the Person who
 1 has

has been or may be appointed to act as their Clerk in the Execution of the said recited Act or of this Act, or the Partner of any such Clerk, the Treasurer for the Purposes of the said recited Act or of this Act, or to continue or appoint the Person who has been or may be appointed Treasurer, or the Partner of any such Treasurer, the Clerk to the said Trustees for executing the said recited Act or this Act; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of the said recited Act or 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 the said recited Act or 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*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, Wager of Law, nor more than One Imparlance, shall be allowed.

Clerk and
Treasurer.

XLII. And be it further enacted, That all such Officers as shall be continued or appointed by virtue of this Act as aforesaid shall, as often as required by the said Commissioners, render and give to them, or to such Person or Persons as they shall for that Purpose appoint, a true, exact, and perfect Account in Writing under their respective Hands, with the proper Vouchers, of all Monies which they shall respectively to the Time of rendering such Accounts have received, paid, and disbursed by virtue of this Act, or for or on account or by reason of their respective Offices; and in case any Money so received by any such Officer shall be paid to the said Commissioners, as they shall by Writing under their Hands authorize and empower to receive the same; and if any Officer shall refuse or wilfully neglect to tender and give such Accounts, or to produce and deliver up such Vouchers, or shall for the Space of Fourteen Days after being thereunto required by the said Commissioners, or any Three or more of them, refuse or neglect to render and give up to them, or to such Person or Persons as they shall direct or appoint, all Books, Papers, Writings, Matter, and Things in his Hands, Custody, or Power, relating to the Execution of this Act, or which he shall have disposed of without the Consent and Approbation of the said Commissioners, then it shall be lawful for any Justice of the Peace for the County where the Officers so making Default shall be or reside, upon Application made to him for that Purpose by or on the Behalf of the said Commissioners, to make Inquiry of and concerning any such Default as aforesaid in a summary Way, as well by the Confession of the Party as by the Testimony of One or more credible Witness or Witnesses upon Oath (which Oath such Justice is hereby authorized to administer without Fee or Reward), and by Warrant under his Hand and Seal to cause such Money as shall appear to him to be due and unpaid to be levied by Distress and Sale of the Goods and Chattels of such Officer, rendering to him the Overplus (if any) on Demand, after the Money remaining due, and the Charges and Expences of making such Distress and Sale, shall be deducted; and if sufficient Distress cannot be found, or if it shall appear to such Justice, in manner aforesaid, that any such Officer shall have refused or wilfully neglected to give such Account, or to deliver up all Books, Papers, Writings, Matters, and Things in his
Custody

Officers to
account.

Custody or Power relating to the Execution of his Office, or of this Act as aforesaid, such Justice shall commit him to the Common Gaol or House of Correction of the County where such Offender shall be or reside, there to remain without Bail or Mainprize until he shall make and give a true and perfect Account, and verify the same in manner aforesaid, and shall produce and deliver up the Vouchers relating thereto, and shall have paid the Money, if any, remaining in his Hands as aforesaid, according to the Directions of the said Commissioners, or shall have compounded with the said Commissioners for such Money, and paid such Composition, according to their Directions (which Compositions the said Commissioners are hereby empowered to make and receive), or until he shall deliver up such Books, Papers, Writings, Matters, and Things as aforesaid, or have given Satisfaction to the said Commissioners concerning the same; but no such Officer who shall be committed on account of his not having sufficient Goods and Chattels as aforesaid shall be detained in Prison by virtue of this Act for any longer Time than Six Calendar Months.

Accounts to
be audited.

XLIII. And be it further enacted, That the said Commissioners shall, at their First General Meeting in the Month of *March* in every Year, appoint a Committee of the said Commissioners consisting of not less than Five nor more than Nine, Three of whom to be a Quorum, to audit the Accounts of the said Commissioners for the preceding Year ending the Thirty-first Day of *December*, and the said Committee so appointed shall meet on the last *Wednesday* in such Month of *March*, between the Hours of Nine and Eleven in the Forenoon (of which Meeting Five Days Notice shall be given by the Clerk to the said Commissioners), and proceed to audit the said Accounts; and the said Auditors at all and every such Meeting and Meetings shall be at liberty to adjourn as they may see Occasion, not exceeding One Month; and the said Clerk shall produce and lay such Accounts before the said Auditors, accompanied with all proper Vouchers, which said Accounts when so audited shall be signed by the Persons auditing the same, and shall be laid before the said Commissioners at their next General Meeting; and in case the said Auditors, or the major Part of them, shall be of Opinion there is just Cause to disapprove of any Part or Parts of the said Accounts so to be presented to them by the Clerk to the said Commissioners, it shall and may be lawful to the said Auditors, or such major Part of them, if they shall think fit, to appeal to the next General or Quarter Sessions of the Peace, within Two Months after the Examination of the said Accounts, such Appellants giving Seven Days Notice to the Clerk of the said Commissioners of their Intention to appeal, and of the Cause and Matter thereof, and within Two Days after such Notice entering into a Recognizance before One Justice of the Peace for the said County, with Two sufficient Securities, conditioned to try such Appeal and to abide the Order thereof, and to pay such Costs as shall be awarded by the said Justices at such General or Quarter Sessions of the Peace; and the Justices at such General or Quarter Sessions, upon due Proof of such Notice given as aforesaid, and of the entering into such Recognizance, shall hear and determine the Causes and Matter of such Appeal in a summary Way, and award such Costs to either of the Parties as such Justices shall think proper; and the Determination of such Justices at their General or Quarter Sessions shall be final, binding, and conclusive.

XLIV. And

XLIV. And be it further enacted, That the said Commissioners shall provide such Books of Accounts from Time to Time as they may think necessary, and enter or cause to be entered a just and accurate Account of all Sums of Money which shall be received by them, or for their Use, for the Rates and Assessments to be made in pursuance of this Act or otherwise, and the Time when and from whom and on what Account the same shall have been received by and for the Use of the said Commissioners, and by and to whom and for what Purposes, and the Times when the same shall have been paid; and the said Books, together with all other Books relating and kept by and for the Use of the said Commissioners, and also all Books of the Rates and Assessments, shall be open to the Inspection and the Perusal of all and every Person rated by virtue of this Act, (such Person having paid his or her Rates due to the said Commissioners at the Time of such Inspection,) at all seasonable Times in the Day-time, upon Payment of One Shilling to the Clerk for such Inspection, and shall be entitled to a Copy or Abstract of any such Books, upon Payment of Sixpence for every Seventy-two Words: Provided always, that the Clerk shall not be compelled to deliver a Copy or Abstract of any Account that shall have been audited and examined for the Space of One Month next after such Audit and Examinations.

Account and
Rate Books
to be in-
spected.

XLV. And be it further enacted, That in all Cases where the Commissioners or their Successors shall cause to be brought any Action or Actions, or direct the preferring of any Bill or Bills of Indictment (as the Case may require), against any Person or Persons who shall steal, take, or carry away, detain, spoil, injure, or destroy the several Articles and Things vested in them the said Commissioners or their Successors, or any of them, or any Part or Parts thereof, it shall be and be deemed 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 putting in execution an Act of Parliament passed in the Twenty-ninth Year of the Reign of His Majesty King George the Third, intituled *An Act for paving, lighting, cleansing, watering, and watching such Streets and other public Places within that Part of the Parish of Saint Pancras in the County of Middlesex, which lies on the North and South Sides of the new Road leading from Paddington to Islington, called Sommers Town, and is now actually leased to Jacob Leroux Esquire for building upon, or that may be hereafter leased for the like Purpose, and for preventing Nuisances and Obstructions therein*; and also an Act passed in the Third Year of the Reign of His Majesty King George the Fourth, for amending the Act, without particularly stating or specifying the Name or Names of all or any of the said Commissioners or their Successors.

For securing
the Property
of the Com-
missioners.

29G. 3. c.71.

XLVI. And whereas Offences may be committed against this Act by Persons unknown to the Collectors, Surveyors, or other Officers appointed to put this Act into execution, be it therefore further enacted, That it shall be lawful for any of the said Collectors, Surveyors, or other Officers respectively, and such other Person or Persons as he or they shall call to his, her, or their Assistance, without any Warrant or other Authority than this Act, to seize and detain any such unknown Person or Persons who shall commit any Offence or Offences, and take him, her, or them, as soon as practicable, before any Justice of the Peace of the County or

For securing
transient Of-
fenders.

[Local.]

29 N—O

Place

Place where the Offence shall have been committed, and residing near to the Place where the Offence or Offences shall be committed; and such Justice is hereby empowered and directed to proceed with all convenient Speed to the hearing and determining of the said Complaint.

In case of Nonpayment of Compensation for Materials, Damages, or Injury done by the Commissioners, &c. the same to be levied by Distress of the Goods of such Commissioners or their Treasurer.

XLVII. Provided always, and be it further enacted, That when and as often as any Sum or Sums of Money shall be directed or ordered to be paid by any Justice or Justices of the Peace in pursuance of the Directions of this Act, as or by way of Compensation or Satisfaction for any Materials, Costs, Damages, Spoil, or Injury of any Matter or Kind whatsoever done or committed by the said Commissioners, or any Person or Persons acting by or under their Authority, or under the Authority of this Act, and such Sum or Sums of Money shall not be paid by the said Commissioners to the Party or Parties entitled to receive the same within Five Days after Demand in Writing shall have been made, stating the Order of such Justice or Justices, from the Clerk to the said Commissioners or their Treasurer, in pursuance of the Direction or Order made by such Justice or Justices, then and in such Case the Amount of such Compensation or Satisfaction shall and may be levied and recovered by Distress and Sale of the Goods and Chattels vested in the said Commissioners by virtue of this Act, or the Goods and Chattels of their Treasurer for the Time being, under a Warrant to be issued for that Purpose by such Justice or Justices of the Peace, which Warrant any such Justice or Justices is and are hereby authorized and required to grant under his Hand and Seal or their Hands and Seals, on Application made to him or them for that Purpose by the Party or Parties entitled to receive such Sum or Sums of Money, as or by way of Compensation or Satisfaction for any such Materials, Costs, Damages, Spoil, or Injury as aforesaid; and in case any Overplus shall remain after Payment of such Sum or Sums of Money, and the Costs and Expences of hearing and determining of the Matter in dispute, and also the Costs and Expences of such Distress and Sale, then and in such Case such Overplus shall be returned, upon Demand, to the said Commissioners, or to their Treasurer for the Time being, as the Case may be.

Penalties how to be recovered and applied.

XLVIII. And be it further enacted, That all Penalties, Forfeitures, and Fines hereby inflicted or authorized to be imposed, the Manner of levying and Recovery whereof is not herein otherwise directed, shall, upon Proof of the Offences respectively before any One Justice of the Peace for the said County of *Middlesex*, either by the Confession of the Party or Parties offending, or by the Oath of One or more Witness or Witnesses (which Oath such Justice is hereby authorized and empowered to administer), be levied by Distress and Sale of the Goods and Chattels of the Party or Parties offending, by Warrant or Warrants under the Hand and Seal of such Justice (which Warrant or Warrants such Justice is hereby empowered to grant for those Purposes), and the Overplus, after such Penalties, Forfeitures, and Fines, and the Charges of and previous to such Distress and Sale, are recovered and deducted, shall be returned, upon Demand, unto the Owner or Owners of such Goods and Chattels, and the Penalties, Forfeitures, and Fines, when paid or recovered, shall be (if not otherwise directed to be applied by this Act) paid one Half to the Informer and the other Half to the said Commissioners, or to their Clerk or Treasurer, to be applied for the Purposes of this Act; and in case such Penalties or Forfeitures

feitures shall not be forthwith paid upon Conviction, then it shall be lawful for such Justice, and he is hereby authorized and required 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 for his, her, or their Appearance before such Justice 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 Seven Days from the Time of taking any such Security, and which Security the said Justice is hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had thereupon, then and in such Case it shall be lawful for such Justice of the Peace as aforesaid, or any other Justice of the Peace for the County where the Offence shall have been committed, and he is hereby authorized and required, by Warrant or Warrants under his Hand and Seal, to cause such Offender or Offenders to be committed to the Common Gaol or House of Correction of the County where the Offence shall have been committed, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, unless such Penalties, Forfeitures, and Fines, and all reasonable Charges, shall be sooner paid and satisfied.

XLIX. Provided always, and be it further enacted, That nothing in this or the said recited Act contained shall extend or be construed to extend to charge or affect any Parochial Chapel now erecting or hereafter to be erected or built within the Limits aforesaid, or any Part of the Premises to be used therewith or appurtenant thereto, or any Erection or Building in or upon the same, built for the Purposes of the said Chapel, or for any other Ecclesiastical Purposes, and that the same shall not be liable to be charged, rated, or assessed for any of the Purposes of the said recited Act or this Act.

Parochial Chapel now erecting or hereafter to be erected not to be rated.

L. And be it enacted, That the said recited Act, and all and every the Powers and Authorities, Claims, Exemptions, Provisions, Penalties, Forfeitures, Articles, Matters, and Things therein contained, save and except such Part and Parts thereof as is and are hereby altered, varied or repealed, shall be in full Force and Effect, and shall be as good, valid, and effectual for carrying the several Purposes of this Act into execution, to all Intents and Purposes whatsoever, as if the same had been repeated and re-enacted in the Body of this Act.

29 G. 3. confirmed, except as altered by this Act.

LI. And be it further enacted, That the Costs, Charges, and Expences incident to and attending the obtaining and passing of this Act shall be paid by the said Commissioners out of the Monies which shall be raised and collected by virtue of the said recited Act and this Act.

Costs of Act.

LII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be deemed, taken, or construed to extend to injure, prejudice, diminish, alter, or take away any of the Rights, Privileges, Property, or Works of the Imperial Gas Light and Coke Company, established under and by virtue of an Act made and passed in the First and Second Years of the Reign of His present Majesty, intituled *An Act*

Securing the Rights of the Imperial Gas Company.

1 & 2 G. 4. c. cxvii.

to

to establish an additional Company for lighting certain Parts of the Metropolis and Parts adjacent with Gas.

Public Act.

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

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