



ANNO NONO

GEORGIIV. REGIS.

Cap. vi.

An Act for repairing the Road from the West End of the Town of *Beaconsfield*, in the County of *Buckingham*, to within Half a Mile of the River *Colne*, near *Uxbridge* in the County of *Middlesex*.
[21st March 1828.]

WHEREAS an Act was passed in the Forty-sixth Year of the Reign of His late Majesty King *George the Third*, intituled *An Act for more effectually repairing and improving the Road leading from the West End of the Town of Beaconsfield, in the County of Buckingham, to within Half a Mile of the River Colne, near Uxbridge in the County of Middlesex*: And whereas the Trustees appointed in or by virtue of the said recited Act have proceeded in the Execution thereof, and have expended considerable Sums of Money in improving the said Road; but the same cannot be effectually amended and kept in repair unless the Term of the said Act be further extended, and the Powers thereof altered and enlarged, and the Tolls increased: And whereas an Act was passed in the Third Year of the Reign of His present Majesty, intituled *An Act to amend the General Laws now in being for regulating Turnpike Roads in that Part of Great Britain called England*: And whereas another Act was passed in the Fourth Year of the Reign of His present Majesty, intituled *An Act to explain and amend an Act passed in the Third Year of the Reign*
[Local.] X of

5 G. 4. c. 69.

7 & 8 G. 4.
c. 24.On the 3d of
June 1828
the recited
Act of 46 G. 3.
to be repeal-
ed, and this
Act to take
Effect.New Term
and Tolls
liable to
former Debts.Powers of
General
Turnpike
Acts to ex-
tend to this
Act.

of His present Majesty, to amend the General Laws now in being for regulating Turnpike Roads in that Part of Great Britain called England: And whereas another Act was passed in the Fifth Year of the Reign of His present Majesty, intituled *An Act to enable Justices of the Peace for Ridings, Divisions, or Sokes, to act as Trustees for repairing and maintaining Turnpike Roads*: And whereas another Act was passed in the Seventh and Eighth Years of the Reign of His present Majesty, intituled *An Act to amend the Acts for regulating Turnpike Roads in England*: And whereas it would facilitate the Execution of the Purposes aforesaid if the said first-recited Act were repealed, and if further and other Powers and Provisions were granted instead thereof: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That upon the Third Day of *June* next after the passing of this Act the said recited Act passed in the Forty-sixth Year of the Reign of His late Majesty King *George* the Third shall be and the same is hereby declared to be repealed; and instead thereof this Act shall be put in execution for and during the Term herein-after mentioned, for the Purpose of more effectually amending, widening, improving, and keeping in repair the present Turnpike Road leading from the West End of the Town of *Beaconsfield*, in the County of *Buckingham*, to a Stone near the *Ivy House* in the Parish of *Denham*, within Half a Mile of the River *Colne*, near *Uxbridge* in the County of *Middlesex*, and which Road passes from, through, or into the several Parishes or Townships of *Beaconsfield*, *Chalfont Saint Peter*, *Fulmer*, *Iver*, and *Denham*, all in the said County of *Buckingham*.

II. And be it further enacted, That this Act, and the Term and Tolls hereby granted, shall be and the same are hereby made subject and liable to the Payment of all Monies heretofore borrowed for making, repairing, and maintaining such Road, and now due and owing upon the Credit or on account of the said former Act, or secured upon and made payable out of the Tolls thereby authorized to be taken upon the said Road, and of all Interest due and to grow due thereon, as fully and effectually, to all Intents and Purposes, as if such Monies had been borrowed and become due on the Credit of this Act, or of the Tolls hereby authorized to be collected.

III. And be it further enacted, That the said recited Act passed in the Third Year of the Reign of His present Majesty, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained, (save and except such Parts thereof as are expressly varied, altered, or repealed, or otherwise provided for,) and also the said recited Act passed in the Fourth Year of the Reign of His present Majesty, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained, (save and except such Parts thereof as are expressly varied, altered, or otherwise provided for,) and also the said recited Act passed in the Fifth Year of the Reign of His present Majesty, and also the said recited Act passed in the Seventh and Eighth Years of the Reign of His

His present Majesty, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained, (save and except such Parts thereof as are expressly varied, altered, or otherwise provided for,) shall respectively be as good, valid, and effectual for carrying this Act into Execution, as if the same had been repeated, and re-enacted in the Body of this Act.

IV. And be it further enacted, That all Arrears of Tolls or Rents, or other Monies due to, and Property Real or Personal, and all Choses in and Rights of Action, either at Law or in Equity, vested in the Trustees under the said first-recited Act, shall, immediately on the Commencement of this Act, be vested in the Trustees for executing this Act, who shall be and are hereby enabled to sue for and recover the same, and for that Purpose to cause to be commenced and prosecuted all Actions and Suits at Law and in Equity, and to act in respect thereof as effectually as if the same had become due to or had been vested in them under and by virtue of this Act.

Former Debts, &c. vested in new Trustees.

V. And be it further enacted, That all and every the Books and Book of Proceedings which have been kept by the Trustees acting in the Execution of the Act hereby repealed, or by their Treasurer or Clerk under their Direction, according to the Provisions of such Act, and made Evidence thereby, shall be admitted as Evidence in all Courts, and by all Judges, Justices, and others.

Former Books to be Evidence.

VI. And be it further enacted, That all Bonds, Conveyances, Covenants, Agreements, Contracts, Leases, Mortgages, and Securities made to or by or entered into by any Person or Persons to or with the Trustees for executing the said recited Act hereby repealed, shall remain in full Force and Effect, and be and continue available in all Courts of Law and Equity, until the same be fully satisfied and performed on account of the Trusts under this Act; and all Bargains, Contracts, Agreements, or Notices, made, entered into, or given by the Trustees for executing the said recited Act hereby repealed, with or to any Person or Persons, for any Purpose relating to the said Road or to the Execution of such Act, shall remain in full Force and Effect, and be observed and kept by the Trustees under this Act, and by the other respective Parties to such Contracts, Agreements, or Notices, according to the Terms and Stipulations thereof.

Bonds, Contracts, &c. under former Act to be in force.

VII. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the County of *Buckingham*, together with *William Mussage Bradford* Clerk, the Most Honorable *Richard Marquis of Chandos*, *Sir Codrington Edmund Carrington*, Admiral *John Erskine Douglas*, *Thomas Tyrwhitt Drake*, *John Drake* Clerk, *John Drummond*, *William Maxwell Du Pre*, *James Du Pre*, *Samuel Ferris* Doctor of Medicine, the Honorable *William Fitzmaurice*, *James Stuart Freeman* Doctor in Divinity, *William George Freeman* Clerk, *John Gould* Clerk, *Pascoe Grenfell*, *Robert Harvey*, *Richard Hemmings*, *Robert Hibbert*, *William Jones* Clerk, the Honorable *George Irby*, the Honorable *William Irby*, *George Ive*, *John Kay*, *Isaac King* Clerk, *Isaac King* the younger, Clerk, the Right Honorable Lord Viscount *Kirkwall*,

Appointment of Trustees.

Kirkwall, James Knollis Clerk, Lieutenant General *Terence O'Loghlin, Robert Mason, Edward Neale* Clerk, Sir *Charles Harcourt Palmer* Baronet, *Thomas Peake, John Popple, Robert Sewell, Charles Shard,* the Honorable *Robert Smith, Harry Edmund Waller, William Ward, Benjamin Way, William Way* Clerk, *Robert Wheeler, Sir William Lawrence Young* Baronet, and their Successors, being duly qualified according to the Provisions and Directions of the said recited Acts passed in the Third, Fourth, Fifth, and Seventh and Eighth Years of the Reign of His present Majesty, shall be and they are hereby appointed Trustees for amending, widening, improving, and keeping in repair the said Road, and for otherwise carrying this Act into Execution.

Meetings of Trustees.

VIII. And be it further enacted, That the said Trustees shall meet together on the Third Day of *June* next after the passing of this Act, or as soon after as conveniently may be, between the Hours of Ten of the Clock in the Forenoon and Two of the Clock in the Afternoon, at the House called *The Saracen's Head Inn, in Beaconsfield* in the said County of *Buckingham*, or at some other convenient Place in or near the Town of *Beaconsfield* aforesaid, and shall then and there proceed to carry this Act into Execution, and shall and may then and from Time to Time afterwards adjourn to and meet at such Times, and at such Place or Places on or near to the said Road, as the said Trustees, or the major Part of them present at any such Meeting, shall think proper and appoint.

Power to appoint additional Trustees.

IX. And be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby authorized and empowered, from Time to Time, at any of their Meetings, to elect and appoint any Number of Persons, being duly qualified according to the Provisions and Directions of the said recited Acts passed in the Third and Fourth Years of the Reign of His present Majesty, not exceeding Three in the whole, in addition to the Number of Trustees herein named and appointed, to be Trustees for the Purposes of this Act; and such Persons so elected and appointed shall be Trustees for the Purposes of this Act, and are hereby invested with the same Powers and Authorities for executing this Act as if they had been herein named.

Appointment of Officers.

X. And be it further enacted, That the said Trustees at any of their Meetings shall and may from Time to Time appoint a Clerk or Clerks, Treasurer or Treasurers, Collector or Collectors of the Tolls, and a Surveyor or Surveyors of the said Road, and such other Officers as the said Trustees shall think necessary, and from Time to Time remove any such Officer or Officers, and on the Death, Resignation, or Removal of any such Officer or Officers, may appoint another or others in his or their Stead, and every such Appointment shall be entered in the Book of the Proceedings of the said Trustees; and the said Trustees shall and may, and they are hereby authorized and empowered, by and out of the Monies arising by virtue of this Act, to pay such Salaries and make such Allowances to such Officers as shall be appointed or continued by virtue of this Act, for their Services in or about the carrying of this Act into Execution, as the said Trustees shall think reasonable.

XI. Pro-

XI. Provided always, and be it further enacted, That each and every Clerk, Receiver, Collector, Surveyor, and other Officer (other than and except the Treasurer) appointed under and by virtue of the said Act hereby repealed, shall hold and enjoy such their several and respective Offices and Employments until removed therefrom by the Trustees for executing this Act; and each and every such Clerk, Receiver, Collector, Surveyor, and other Officer shall have the like Power and Authority for the Purposes of this Act, and for carrying the same into Execution, and shall be subject to the like Pains and Penalties, and to the like Power of Removal, and to the like Rules and Regulations in all respects whatsoever as if he had been appointed by virtue of this Act.

Former Officers, except the Treasurer, to continue.

XII. And be it further enacted, That it shall be lawful for the said Trustees to continue or to remove all and every or any of the Toll Gates, Turnpikes, Side Bars, and Chains now standing or being in, upon, or across the said Road or on the Sides thereof, and also from Time to Time to erect and set up, or cause to be erected and set up, in, upon, or across the said Road, or any Part thereof, or on the Sides thereof, when, where, and as the said Trustees shall judge necessary or expedient, any Toll Gate or Toll Gates, Turnpike or Turnpikes, Side Bar or Side Bars, Chain or Chains, and also to continue, or where need shall be to erect and build, or cause to be erected and built, proper Toll Houses, with sufficient Outhouses and Conveniences thereto, at or near each and every such Toll Gate, Turnpike, Side Bar, or Chain, and to enclose on the Sides of the said Road suitable Gardens, not exceeding One Eighth Part of a Statute Acre each, for the Use and Convenience of the Occupiers of the said Toll Houses, and from Time to Time to take down and remove, or alter and discontinue, the aforesaid Toll Gates, Turnpikes, Side Bars, and Chains, Toll Houses and Gardens, or any of them, as the said Trustees shall from Time to Time think proper and expedient.

Power to continue and erect Toll Gates.

XIII. And be it further enacted, That it shall be lawful for the said Trustees, or any Person or Persons to be appointed or continued Collector or Collectors of the Tolls to be taken by virtue of this Act, to demand and take the Tolls following at the several and respective Turnpikes or Toll Gates or Toll Houses, or Side Bars or Side Gates or Chains, which are or is or shall be standing or being, or continued or erected, by virtue of this Act, in, upon, across, or on the Side or Sides of the said Road, or any Part thereof, Once on every Day, such Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night; (that is to say,)

Power to take Tolls.

For every Horse or other Beast drawing any Coach, Landau, Berlin, Barouche, Sociable, Chariot, Calash, Hearse, Break, Chaise, Curricule, Gig, Chair, or other such Carriage, the Sum of Four-pence Halfpenny :

Tolls.

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other such Carriage, having the Fellies of the Wheels thereof of the Breadth of Six Inches at the Bottom or Soles thereof, the Sum of Four-pence Halfpenny :

For every Horse or other Beast, laden or unladen, and not drawing, the Sum of One Penny Halfpenny :

[Local.]

Y

For

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

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

For every Coach, Chariot, Chaise, Chair, or other Carriage whatsoever, with Four Wheels, which shall be affixed, tied, or secured to any Waggon, Wain, Cart, or other Carriage, the same Toll as if such Coach, Chariot, Chaise, or other Carriage had been drawn by Two Horses or other Beasts:

For every Chaise, Cart, or other Carriage whatsoever, with Two Wheels only, which shall be affixed, tied, or secured to any Waggon, Wain, Cart, or other Carriage, the same Toll as if such Chaise, Cart, or other Carriage had been drawn by One Horse or other Beast:

Which said respective Tolls or Sums of Money shall be demanded and taken as aforesaid, before any Horse, Mule, Ass, or other Beast or Cattle, or Carriage, upon which any Toll is by this Act imposed, shall be permitted to pass through any such Turnpike or Toll Gate, Side Bar or Side Gate or Chain; and such respective Tolls or Sums of Money shall be and are hereby vested in the said Trustees, and shall be applied in manner herein-after directed.

Tolls to be paid but Once a Day.

XIV. Provided always, and be it further enacted, That if any Person shall have paid the Toll hereby authorized to be taken for the passing of any Horse, Cattle, Beast, or Carriage through any one of the said Toll Gates continued or erected, or to be erected, by virtue of this Act, such Horse, Cattle, Beast, or Carriage shall, upon a Ticket denoting the Payment thereof for that Day being produced, (which Ticket the Collector or Collectors of such Tolls is and are hereby required to deliver *gratis* to the Person paying the same, and whereon shall be named and specified the Gate at which the same shall have been paid, and also the Gate or Gates (if any) freed by the Payment of such Toll,) be permitted to pass Toll-free through the same Toll Gate, and through such other Gate or Gates as the Ticket for such Payment shall free, at any Time or Times during the same Day, to be computed as aforesaid, any thing in this Act contained to the contrary thereof in anywise notwithstanding.

No more than One full Toll to be paid on the Line of Road in the same Day.

XV. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to empower the said Trustees to cause more than One full Toll to be demanded or taken for or in respect of the Passage of the same Horses, Beasts, Cattle, and Carriages, on the same Day, through all the several Turnpikes or Toll Gates now erected or to be erected on the whole Line of the said Road.

Stage Coaches and Post Chaises to pay every Time.

XVI. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid for or in respect of all Horses or Cattle drawing any Stage Coach, Van, Caravan, or Stage Waggon, or other Stage Carriage conveying Passengers or Goods for Pay or Reward,

Reward, for every Time of passing or repassing along the said Road; and also for and in respect of all Horses or other Beasts drawing any Post Chaise or other Carriage travelling for Hire, for every Time of passing or repassing along the said Road, whenever a new Hiring of such Post Chaise or other Carriage shall have taken place.

XVII. And be it further enacted, That out of any Monies already received by virtue of the said recited Act, or out of the first Monies which shall be raised or received by virtue of this Act, the said Trustees shall, in the first place, pay and discharge all the Expences and Costs relative to the procuring and passing of this Act, and the Remainder of such Monies shall from Time to Time be employed in erecting Turnpikes, Toll Houses, and Weighing Machines, and in amending, widening, altering, and improving the said Road, and in watering and keeping the same in repair, and in defraying all the Charges and Expences of carrying this Act into Execution, and in repaying the Principal Monies by this Act charged or to be borrowed, and the Interest due and to grow due thereon.

Application
of Tolls and
other Monies.

XVIII. 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.

Public Act.

XIX. And be it further enacted, That this Act shall commence on the Third Day of *June* next after the passing thereof, and shall continue and be in force for the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

Commence-
ment and
Continuance
of Act.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's most Excellent Majesty. 1828.

30

7

46

...the ... of
... ..
... ..
... ..

... ..
... ..
... ..
... ..
... ..
... ..
... ..
... ..

... ..
... ..
... ..
... ..

... ..
... ..
... ..
... ..

... ..
... ..