



ANNO DECIMO OCTAVO & DECIMO NONO

VICTORIÆ REGINÆ.

Cap. clxxviii.

An Act for the Improvement of the Borough of
Shrewsbury in the County of *Salop*.

[23d *July* 1855.]

WHEREAS an Act was passed in the First and Second Years of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for repealing an Act passed in the Twenty-ninth Year of the Reign of His Majesty King George the Second, for paving, lighting, and watching the Town of Shrewsbury in the County of Salop, and for granting other Powers in lieu thereof*, whereby certain Powers for paving, lighting, watching, and otherwise improving the Streets, Highways, Squares, Lanes, and Passages of the Town of *Shrewsbury* were vested in Trustees; but the Limits of the said Act are not co-extensive with the Limits of the Borough of *Shrewsbury*, but only include a Portion of the said Borough, and the Powers thereby conferred are insufficient for the proper and efficient paving, sewerage, draining, lighting, cleansing, regulating, and otherwise improving the said Borough: And whereas it is expedient that the Powers heretofore exercised by the said Trustees, and all the Real and Personal Estate, Debts, Credits, Rights, Privileges, and Liabilities at the Time of the Commencement of this Act vested in

1 & 2 G. 4.
c. lviii.

[*Local.*]

31 X

or

*The Shrewsbury Improvement Act, 1855.*11 & 12 Vict.
c. xvi.

or belonging to them, should be transferred to and vested in the Mayor, Aldermen, and Burgesses of the Borough of *Shrewsbury*: And whereas, in order to avoid Inconvenience arising from several Private Acts relating to the same Purposes being in force at the same Time, it is expedient that the said recited Act be repealed, except as after provided, and that further and more efficient Provision should be made for paving, sewerage, draining, lighting, cleansing, regulating, and otherwise improving the said Borough of *Shrewsbury*: And whereas several Sums of Money have been borrowed and are now owing under the said recited Act, and the same are chargeable on the Rates thereby authorized to be made: And whereas by an Act passed in the Eleventh Year of the Reign of Her present Majesty Queen *Victoria*, intituled *An Act for providing a Market for the Sale of Cattle and other Animals in the Borough of Shrewsbury in the County of Salop*, the said Mayor, Aldermen, and Burgesses were, amongst other things, empowered to provide a Market for the Sale of Cattle and other Animals, and such Slaughter-houses as should from Time to Time be sufficient for the slaughtering of Cattle for the Supply of the said Borough and the Neighbourhood, and they were authorized to borrow on Mortgage or Bond any Sum or Sums not exceeding Fifteen thousand Pounds, but in carrying out the Purposes of the said Act they have incurred Liabilities and expended Moneys to an Amount exceeding the said Sum, and they have hitherto been unable, from Want of Funds and other Causes, to provide such Slaughter-houses, and otherwise fully to carry into effect the Purposes of the said Act, and it is expedient that they should be authorized to raise such Sums of Money as may be requisite for the Purposes aforesaid, and for reimbursing the Sums of Money and discharging the Liabilities in Excess of the said Sum of Fifteen thousand Pounds expended and incurred by them as aforesaid: And whereas it is also expedient that the said Mayor, Aldermen, and Burgesses should be empowered to establish a Market or Markets, and to provide suitable Accommodation therein, for the Exposure and Sale of Meat, Poultry, Butter, Cheese, and general Produce and Merchandise: But the Objects before mentioned 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 Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and of the Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Interpreta-
tion of
Terms.

I. In construing this Act the Words and Expressions following shall have the Meanings hereby assigned them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

The Expression "Special Act" in the Sections of the said General Acts incorporated herewith shall mean this Act:

The

The Shrewsbury Improvement Act, 1855.

The Word "Borough" shall mean the Municipal Borough of *Shrewsbury*:

The Words "the Corporation" shall mean the Mayor, Aldermen, and Burgesses of the Borough of *Shrewsbury*:

The Words "the Council" shall mean the Council of the Borough of *Shrewsbury*:

The Word "Justice" shall mean any of Her Majesty's Justices of the Peace of or acting for the Borough of *Shrewsbury*, and the Words "Two Justices" shall mean Two Justices of or acting for the Borough of *Shrewsbury* in Petty Sessions assembled:

"Street" shall include Ways, Footpaths, Passages, Courts, Highways, Roads, Streets, Alleys, Thoroughfares, or Roads open to the Public within the Limits of this Act:

"Occupier" shall not include a Lodger or a Party in the Occupation as Tenant of a furnished House let for a less Period than One Year, but shall include the Party by whom such furnished House is so let:

To "pave" shall include the making or forming of a hard Surface to a Roadway, or generally repairing the same by broken Stone or other Material, as well as pitching:

"Premises" shall include all Lands, Dwelling Houses, Shops, Counting-houses, Warehouses, Vaults, Cellars, Stables, Breweries, Manufactories, Mills, and other Houses and Buildings, Yards, and Places, and Hereditaments of any Tenure:

The Expression "Court of Quarter Sessions" shall mean the Court of General or Quarter Sessions of the Peace held for the Borough of *Shrewsbury*.

II. The several Words and Expressions to which by the Acts incorporated with this Act Meanings are assigned shall have in this Act the same respective Meanings, unless there be in the Subject or Context something repugnant to or inconsistent with such Construction. Same Meanings to Words in incorporated Acts and this Act.

III. This Act shall commence and take effect on and from the First Day of *September* One thousand eight hundred and fifty-five. Commencement of Act.

IV. This Act shall for all Purposes be sufficiently described as "The *Shrewsbury* Improvement Act, 1855." Short Title.

V. This Act shall be carried into execution by the Corporation, acting by the Council of the Borough, and according to the Laws from Time to Time in force affecting the Municipal Corporation of the Borough, except so far as the same respectively are expressly varied by this Act. Act to be executed by Corporation.

VI. Upon

The Shrewsbury Improvement Act, 1855.

Recited Act
1 & 2 G. 4.
c. lviii. re-
pealed.

VI. Upon the Commencement of this Act the said first-recited Act shall, except as herein-after specially provided and excepted, be and the same is hereby repealed: Provided always, that, except only as is by this Act otherwise expressly provided, everything before the Commencement of this Act done or suffered under the said first-recited Act shall be as valid as if the said first-recited Act were not repealed, and the Repeal thereof and this Act respectively shall accordingly be subject and without Prejudice to everything so done or suffered, and to all Rights, Liabilities, Claims, and Demands, both present and future, which, if the said first-recited Act were not repealed and this Act were not passed, would be incident to or consequent on any and every thing so done or suffered; and with respect to all such Rights, Liabilities, Claims, and Demands, the Corporation shall to all Intents and Purposes represent the Trustees under the said first-recited Act, and shall be liable at Law and in Equity in the same Manner and to the same Extent as the Trustees would have been liable if this Act had not passed.

Property of
Trustees
under
1 & 2 G. 4.
c. lviii.
vested in the
Corporation.

VII. Upon and from the Commencement of this Act all public and other Buildings, Messuages, Lands, and Hereditaments, of whatsoever Tenure or Description, whether corporeal or incorporeal, which shall immediately before that Time belong to or be vested in the Trustees under the said first-recited Act, or in any Person or Persons in trust for the said Trustees, and all Rights and Privileges whatsoever, and also all the Moneys, Rates, Rents, Securities for Money, Deeds, Books, Writings, Maps, Plans, and Personal Estate whatsoever, and the Benefit of all Covenants and all Claims which shall then belong to or be vested in the said Trustees under the same Act, shall be and the same are hereby vested in the Corporation for the like Estates, Rights, Interests, and Purposes, and shall be capable of being enforced by them in like Manner as the same would have remained or been so vested in, or would have belonged to or might have been enforced by, the said Trustees if this Act had not passed; and all Persons who shall then owe any Money, or be subject to any Liability, whether immediate or future, to pay any Money to the said Trustees, shall pay the same, with all Interest (if any) due or to become due thereon, to the Treasurer of the Borough, upon the Trust and for the Purposes of this Act; and the Liability aforesaid shall remain and be enforced by the Corporation until the same shall be discharged in the Manner by this Act directed.

Debts of
Trustees to
be paid by
the Corpora-
tion,

VIII. Upon and from the Commencement of this Act, all Bonds, Debts, Mortgages, Annuities, Moneys, and Securities for Money, which before the Commencement of this Act were given, contracted, and payable by the said Trustees under the Powers and Provisions of the said first-recited Act, shall (subject to the Provisions of this Act

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Act in that Behalf), together with all Interest due or to become due thereon, be paid by the Corporation out of the special Rates hereby authorized to be levied, or out of the Moneys, Rates, Rents, and other Properties hereby transferred to and vested in or authorized to be raised and received by them, or the Treasurer of the said Borough, and shall have the same Priority, as nearly as Circumstances will admit, and shall be recoverable from them in like Manner (*mutatis mutandis*) as the same would have been recoverable from the said Trustees if this Act had not been passed.

IX. All Persons acting or who have acted under the said first-recited Act who shall on the Commencement of this Act have in their Custody, Power, or Possession any Money collected by virtue of such Act, or any Books, Deeds, Papers, Writings, or Effects belonging to the Trustees acting in execution of such Act, or relating to the Execution thereof, shall pay and deliver up the same to the Corporation, or to such Persons as they shall appoint to receive the same; and in case of Neglect or Refusal the Person so neglecting or refusing shall for every such Offence be liable to a Penalty not exceeding Twenty Pounds, and shall also be liable to such Actions as the Corporation may commence for the Recovery of the Money, Books, Deeds, Papers, Writings, or Effects so refused or neglected to be paid or delivered up as aforesaid.

Persons who have acted under former Act to account for Monies, and deliver up Books, under Penalty.

X. Every Person who at the Time of the Commencement of this Act shall be liable to the Payment of any Sum of Money to the Trustees shall, notwithstanding the Repeal of the said first-recited Act, be liable to the Payment thereof to the Corporation, in like Manner as every such Person would have been liable to the Payment thereof to the Trustees if this Act had not been passed, and the same shall be paid, with all Interest due or to accrue due thereon, to the Corporation, and the Payment thereof may be enforced by the Corporation in the like Manner as the same might have been enforced by the Trustees if this Act had not passed; and the said Trustees shall pay over to the Corporation any Sums of Money in the Hands of the said Trustees or any of them, received by them under the Powers of the said first-recited Act, and applicable to the Purposes thereof, and the Payment thereof may be enforced by the Corporation by Proceedings in any Court of competent Jurisdiction.

Persons owing Debts under repealed Act to be liable to the Corporation.

XI. All Contracts, Bonds, Assurances, Engagements, Acts, and Proceedings entered into, made, done, or transacted by or with the said Trustees, by virtue and under the Authority of the said first-recited Act, previous to the Commencement of this Act, and all Forfeitures, Penalties, and other Obligations thereby imposed or incurred in relation to the Exercise or Execution by them of the several Powers,

Subsisting Contracts of Trustees may be enforced by and against the Corporation.

[Local.]

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Authorities,

The Shrewsbury Improvement Act, 1855.

Authorities, and Provisions of that Act, shall, upon and from the Commencement of this Act, be binding on and enforced by and against and be incumbent on the Corporation and all Persons interested therein, as fully as they would have been binding or enforceable by and against the Incumbent on the said Trustees or any of them, or on any other Persons, if this Act had not passed; and the several Rates and Assessments made previously to the Commencement of this Act may be levied and recovered by the Corporation in the same Way and with the same Powers as they might have been levied and recovered by the said Trustees in case this Act had not passed; and such Rates and Assessments, when so levied and recovered, shall be paid to the Treasurer of the Borough, and shall be by him carried to the Improvement Fund Account.

Actions and Prosecutions by and against the Trustees not to abate.

XII. No Action, Suit, Prosecution, or other Proceeding whatsoever commenced by or against the said Trustees acting in execution of the said first-recited Act shall abate, cease, or be discontinued or prejudicially affected by this Act, but the same shall continue and take effect both in favour of and against the Corporation in the same Manner in all respects as the same would have continued and taken effect in relation to the said Trustees under the said recited Act if this Act had not been passed; and all Persons who before the Commencement of this Act shall have committed any Offence or incurred any Penalty or Forfeiture under the Provisions of the said recited Act may be sued or prosecuted for such Offences or for the Recovery of such Penalties and Forfeitures in such and the like Manner as they might have been sued and prosecuted if this Act had not been passed, the Corporation being in reference to the Matters aforesaid in all respects substituted in place of the said Trustees under the said recited Act upon and from the Commencement of this Act.

Existing Byelaws to remain in force until others are made.

XIII. All Byelaws duly made in pursuance of the Powers and Provisions of the said first-recited Act and in force at the Time of the Commencement of this Act, and all Liabilities of Persons to any Penalties in respect of any Offences against the same, shall, notwithstanding the Repeal of the said first-recited Act, remain and continue in force and be cognisable by the Corporation or any Justices under this Act; and the Corporation and any Justices may enforce the same or any of them, and all Penalties for Offences against the same, until other Byelaws shall be made, allowed, and published in pursuance of the Powers and Directions of this Act.

Books, &c. under repealed Act to be Evidence.

XIV. All Rate Books and all Entries therein, and all Registers and Books of Proceedings of the Trustees or Committee of Management under the said first-recited Act, or any Act thereby repealed, kept according to the Directions of the said first-recited Act, and made

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made Evidence thereby, or which might have been received as Evidence at the Time of the Commencement of this Act, shall be admitted in Evidence in all Courts, and by all Judges, Justices, and others.

XV. The Limits of this Act shall be the Municipal Boundaries of the Borough of *Shrewsbury*. Limits of Act.

XVI. Provided always, That all Turnpike Roads within the Limits aforesaid are hereby excepted from the Jurisdiction of the Council acting in the Execution of this Act, and that the Trustees of the several Turnpike Roads in the County of *Salop* who now have any Powers, Rights, and Privileges within the said Borough shall continue to have, exercise, and enjoy all such and the same Powers, Rights, and Privileges, and be subject to all such and the same Liabilities within the said Limits, in all respects as if this Act had not been passed: Provided nevertheless, that the Corporation may open and break up the Soil and Pavement of the several Turnpike Roads and Bridges within the Limits, and may open and break up any Sewers, Drains, or Tunnels within or under such Roads and Bridges, and lay down and place within the same Limits Sewers, Drains, Pipes, Conduits, Service Pipes, Pillars, Lamps, and other Works, and do all other Acts which they shall from Time to Time deem necessary for carrying into effect all or any of the Purposes of this Act, and from Time to Time repair, alter, or remove the same, and for the Purposes aforesaid may remove and use all Earth and Materials in and under such Roads and Bridges, doing as little Damage as may be in the Execution of the Powers hereby granted, and making Compensation for any Damage which may be done in the Execution of such Powers. Excepting Turnpike Roads within the Limits from the Jurisdiction of the Council.

XVII. The Corporation shall hold their First Meeting for carrying this Act into execution at the Council Room within the Borough, on such Day after the Commencement of this Act and at such Time as shall be appointed by the Mayor of the Borough for the Time, and of such Meeting Notice shall be given in the same Manner as other Notices for convening Meetings of the Corporation shall be given; and future Meetings for carrying this Act into execution shall be held on such Days and at such Places as are or shall be appointed for the Transaction of the Business of the Corporation, under the Authority of any Act or Acts relating to Municipal Corporations; and at any adjourned Meeting Business may be entered on and transacted, of which, and of the Time and Place of holding which Meeting, Notice shall have been given according to the Orders and Regulations made or to be made from Time to Time by the Corporation, and without any further Notice to any Member of the Council. First and future Meetings of the Corporation.

XVIII. " The

The Shrewsbury Improvement Act, 1855.

10 & 11 Vict.
c. 16. incor-
porated.

XVIII. "The Commissioners Clauses Act, 1847," except the Provisions "with respect to the Qualification of Commissioners," and "with respect to the Election and Rotation of Commissioners," and "with respect to the Meetings and other Proceedings of the Commissioners, and their Liabilities," and "with respect to the Accounts to be kept by the Commissioners," shall be incorporated with and form Part of this Act; and for the Purposes of this Act the Expression "the Commissioners," wherever used in "The Commissioners Clauses Act, 1847," shall mean the Corporation.

Certain
Parts of
8 & 9 Vict.
c. 18. incor-
porated.

XIX. "The Lands Clauses Consolidation Act, 1845," except the Sections with respect to the Purchase and taking of Land otherwise than by Agreement, shall be incorporated with this Act.

Power to
purchase
Lands by
Agreement.

XX. The Corporation may from Time to Time purchase, by Agreement with the Owners, Lessees, and Occupiers thereof, any Lands which they may require for any of the Purposes of this Act, not exceeding Ten Acres in the whole, and shall resell such Parts of the Lands so purchased as shall not be required for such Purposes.

Considera-
tion for such
Purchases.

XXI. The Consideration for any such Purchase may be either Money or any Premises for the Time being belonging to or at the Disposal of the Corporation, or any yearly or other Rent, or a mixed Consideration of Money, Premises, and Rent, or any of them; and on any such Purchase for which any Premises are the Consideration or Part of the Consideration the Corporation may accept any Money in the way of Equality of Exchange.

Lands, &c.
purchased by
Corporation
to be Part of
Corporate
Estates, &c.

XXII. All Lands, Easements, Rights, Powers, Privileges, and Property whatsoever by this Act vested in or from Time to Time acquired under this Act by the Corporation shall be vested in them as Part of their Corporate Estates, and the Rents, Issues, and Profits thereof shall be Part of their Borough Fund.

Corporation
to make
Compensa-
tion for
Damages.

XXIII. The Corporation shall make good all Damage which may be done by them, their Officers, Agents, Servants, or Workmen, to any Lands or Buildings, in carrying into execution any of the Powers of this Act, and shall pay to the Owners, Lessees, and Occupiers of any such Lands or Buildings such Amount of Compensation for the Injury done as shall be agreed upon between them and such Owners, Lessees, and Occupiers respectively; and if they cannot agree as to the Amount of such Compensation, or the Proportions thereof to be paid to the Owners, Lessees, and Occupiers respectively, then the Amount of such Compensation, and also the Proportions which the Persons claiming the same are entitled to, shall be determined in manner provided by the said Lands Clauses Consolidation Act for deter-

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determining Questions of Compensation with respect to Lands purchased or taken under the Provisions thereof.

XXIV. "The Public Health Act, 1848," except the following Parts thereof, *viz.*, Parts of
11 & 12 Vict.
c. 63. incor-
porated.

The Part thereof which in the Copies thereof printed by the Printers to the Queen's most Excellent Majesty precedes the Section thereof numbered 2, directing the Places in which the Act may be applied ;

The several Sections thereof numbered respectively 4 to 37, both inclusive ;

The Sections 75 to 80, both inclusive, in respect to the Supply of Water ;

The Sections 86 to 106, both inclusive, in respect to Rates ;

The Sections 107 to 114, both inclusive, in respect to the Mortgage of Rates ;

The Sections 119 to 122, both inclusive, in respect to general Superintendence ;

The Section 138, directing how the Local Board of the Non-corporate Districts may sue and be sued ;

The Sections 141 and 142, with regard to Orders in Council ;

The Section 152, with regard to the Amendment of the Act ;

and except so much of the said Act as provides for the Consent, Sanction, Approval, or Authority of the General Board of Health, shall be incorporated with and form Part of this Act ; and the several Powers and Provisions of that Act respectively incorporated with this Act shall extend and apply to the Powers, Provisions, and Purposes of this Act, and shall remain in full Force and Effect, in so far as the same are applicable thereto, notwithstanding the Repeal of the said Public Health Act in the present or any future Session of Parliament.

XXV. The Corporation shall by the Council of the Borough be within and for *Shrewsbury* the Local Board of Health under "The Public Health Act, 1848." Corporation
to be the
Local Board
of Health.

XXVI. So much of "The Towns Improvement Clauses Act, 1847," as relates to the Matters after specified, except in so far as any of the Provisions thereof may be altered by the Provisions herein contained, shall be incorporated with and form Part of this Act ; (that is to say,) so much thereof as relates 10 & 11 Vict.
c. 34. incor-
porated.

To the Construction of the said Towns Improvement Clauses Act and of this Act ;

To making and maintaining the public Sewers, with the Exception of Sections 23, 27, 28, and 29 ;

[*Local.*]

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To

The Shrewsbury Improvement Act, 1855.

- To the Drainage of Houses ;
- To naming the Streets and numbering the Houses ;
- To improving the Line of the Streets and removing Obstructions ;
- To ruinous or dangerous Buildings ;
- To Precautions during the Construction and Repair of the Sewers, Streets, and Houses ;
- To cleansing the Streets ;
- To the Prevention of Nuisances, with the Exception of Sections 99 to 103, both inclusive ;
- To the Prevention of Smoke ;
- To the Construction of Houses for the Prevention of Fire ;
- To supplying Buildings with fresh Air ;
- To Things to be done by the Commissioners by special Order only ;
- To Clocks ;
- To Entry by the Commissioners or their Officers in execution of this Act and the said Towns Improvement Clauses Act ;
- To insuring the Execution of the Works required to be done by the Owners or Occupiers of Houses or Lands ;
- To the Manner of making Rates, with the Exception of Section 181 ;
- To the Appeal to be made against any Rate ;
- To the Recovery of Rates ; and any Rate under this Act may also be recovered by Plaint or Action of Debt ;
- To Byelaws ;
- To the Tender of Amends ;
- To the Recovery of Damages not specially provided for, and of Penalties, and to the Determination of any other Matter referred to Justices ;
- And with respect to affording Access to the Special Act ;
- And the Expression "the Commissioners," wherever used in "The Towns Improvement Clauses Act, 1847," shall mean the Corporation.

Power to
widen and
improve the
Streets, &c.

XXVII. It shall be lawful for the Corporation to widen, alter, and otherwise improve the Streets within the Borough, and to make new Streets, Openings, and Thoroughfares therein, in such Manner as they shall think proper, for the Convenience of the Public and the Improvement of the Borough.

Power to
purchase
Lands for
opening new
Streets.

XXVIII. The Commissioners may agree with the Owners of any Houses or Lands within the Limits of this Act for the absolute Purchase thereof or of any Part thereof, for the Purpose of opening any new Streets or Passages, or making any other convenient Communications, or of straightening, widening, or diverting any existing Streets, Ways, or Passages.

XXIX. It

The Shrewsbury Improvement Act, 1855.

XXIX. It shall not be lawful to make or lay out any new Street within the Borough of less Width than Thirty-six Feet.

Prescribing
Width of
new Streets.

XXX. Every Person who intends to make or lay out any new Street within the Borough shall give Notice thereof to the Surveyor of Paving, Drainage, and other Works within the Borough, and shall furnish him with Plans and Sections showing the Line, Level, and Direction of such intended Street; and it shall not be lawful for any Person to make or lay out any new Street until such Notice shall have been given and such Plans and Sections approved by the Surveyor; and in case the same shall be so approved, then, previous to the Commencement of any Building, Side Stones shall be placed along the Footpaths of such intended Street by the Person intending to make or lay out the same, in the proposed Line and Level thereof, and the Roadway shall be formed and excavated and the bottom Bed constructed; and if any Person shall make or lay out any new Street within the Borough without having given such Notice, and without having obtained such Approval as aforesaid, or otherwise complied with the Provisions aforesaid, he shall be liable to a Penalty not exceeding Ten Pounds; and the Corporation or their Surveyor may, if they or he think fit, cause any Alterations to be made in the Line and Level of such intended Street, as the Case may require, and the Expenses incurred by them or him in so doing shall be repaid by the Person acting contrary to the Requirements aforesaid, and shall be recoverable from him in a summary Manner as Damages; provided, that if the Surveyor fail to signify his Approval or Disapproval of the said Plans and Sections for the Space of Twenty-one Days after the Delivery thereof, such Street may be proceeded with in accordance with the Plans and Sections so delivered, and as if the same had been approved, provided the Provisions of this Act and the Acts incorporated herewith be in all other respects complied with; and in case such Plans and Sections be disapproved of by the Corporation or their Surveyor, and the Person so intending to make and lay out such new Street be dissatisfied with the Determination of the Corporation or their Surveyor, he shall have the same Right of Appeal against such Determination as is provided in "The Towns Improvement Clauses Act, 1847," with respect to Objections to the Works to be constructed by or subject to the Approval of the Commissioners.

Notice of
Intention to
lay out new
Streets to be
given, and
Plans and
Sections to
be furnished.

XXXI. The Level of the Ground Floor of every House built within the Borough after the Commencement of this Act shall be at least Four Inches above the Level of the Edge of the Footway or Road adjoining such House, whether there be a Cellar to such House or not.

As to the
Level of the
Ground
Floor of
Houses.

XXXII. It

The Shrewsbury Improvement Act, 1855.

Houses not
to be built in
close Courts.

XXXII. It shall not be lawful for any Person to build any House in any Court the Passage or Entrance into which shall not be Four Feet wide at the least, and be open for the Space of Fifteen Feet at the least in Height from the Ground upwards from End to End, or to build Houses of more than Three Stories in Height, exclusive of Cellars, fronting on any Street of less Width than Twelve Yards to be made or laid out after the passing of this Act.

Corporation
may agree
with Owners
of projecting
Buildings
and of
Houses at
Corners of
Streets to
alter and
round off
the same.

XXXIII. In every Case in which the Corporation shall deem it expedient that the whole or any Part of any House or Building projecting beyond the regular Line of any House or Street, or beyond the Front of the House or Building on either Side thereof in any Street, or at the Corner of any Street, or opposite to or projecting across the End of any Street, should be taken down for the Purpose of straightening the Line of any Street, or of rounding off the Corner of any Street, or improving the Entrance or Approach thereto or to any adjoining Street, it shall be lawful for the Corporation to agree with the Owner and Occupier of such House or Building to pull down, set back, or alter the same in such Manner as the Corporation shall require, and out of the Improvement Fund to pay to such Owner and Occupier such Compensation as shall be agreed upon between them and the Corporation; and it shall be lawful for the Corporation to lay into the Street so much of the Site of any House or Building so pulled down, set back, or altered as shall be agreed upon between the Corporation and such Owner and Occupier.

Ground, &c.
purchased by
Corporation,
and thrown
into Streets,
to be public
Highways.

XXXIV. The Sites of all Houses and all Pieces of Ground or any Parts thereof which may be purchased by the Corporation, and laid into Streets within the Borough, shall, when and so soon as the same shall be so laid into Streets, be and for ever thereafter form Part of the public Highways, and shall be repaired and maintained and kept in repair in such and the same Way and Manner as the Highways shall for the Time being be by Law maintained, repaired, and kept in repair.

Vaults under
Streets to be
repaired by
Owners.

XXXV. The Owner of any Vault, Arch, or Cellar at any Time existing under any Street within the Borough shall keep the same in substantial Repair so as not to occasion any Injury to the Street, and in default of his so doing the Corporation may cause such Vault, Arch, or Cellar to be substantially repaired, and may recover the Expense thereof as Damages from the Owner of such Vault, Arch, or Cellar.

Section 31. of
10 & 11 Vict.
c. 34. ex-

XXXVI. The Provisions of Section 31 of "The Towns Improvement Clauses Act, 1847," shall extend to all Vaults, Arches, and Cellars

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Cellars hereafter to be made within the Borough, whether made under the Carriageway or under the Footway of any Street.

tended to
Vaults under
Footways.

XXXVII. Every Court and Passage within the Borough, not being a Highway, shall be well and sufficiently paved or flagged, channelled and sewered, and kept in good Repair, to the Satisfaction of the Corporation, by the Owners of the Houses, Buildings, and Lands abutting thereon, and having the Right to the Use thereof; and if any such Court or Passage be not so kept in good Repair to their Satisfaction, the Corporation may cause the same to be paved, flagged, channelled, and sewered, and the whole repaired to their Satisfaction, and the Expenses attending the same shall be repaid to the Corporation by the Owners of the Houses, Buildings, and Lands abutting on such Court or Passage, and having the Use thereof, and shall be recoverable as Damages.

Courts and
Passages to
be flagged
and chan-
nelled.

XXXVIII. In case at any Time any Street (not being a Highway) within the Borough, whether fully made and built or only partially made or built, or any Part thereof, be not sufficiently sewered, levelled, paved, flagged, and channelled to the Satisfaction of the Corporation, it shall be lawful for them, at any Time after the Commencement of this Act, to cause Notice in Writing to be given to the respective Owners of the Premises fronting, adjoining, or abutting upon such Parts of any such Street as may be insufficiently sewered, levelled, paved, flagged, or channelled, requiring them to sewer, level, pave, flag, or channel the same within a Time to be specified in such Notice; and if the Requirements of such Notice be not complied with the Corporation may, if they shall think fit, execute the Works mentioned or referred to therein, and the Expenses incurred by them in so doing shall be paid by the Owners in default, according to the Frontage of their respective Premises; and such Expenses, together with Interest after the Rate of Five Pounds *per Centum per Annum*, after the Expiration of Three Calendar Months from the Completion of the Street, may be recovered from the last-mentioned Owners as Damages.

If Owners of
private
Streets
neglect to re-
pair them,
Corporation
may repair
them, at Ex-
pense of
Owners.

XXXIX. If any present or future Street (not being a Highway) shall at any Time hereafter be sewered, levelled, paved, flagged, and channelled to the Satisfaction of the Corporation, the Corporation may, with the Consent of the Majority of the Owners thereof, declare the same to be a public Highway, and thereupon the same shall become a Highway, and be from Time to Time repaired as other public Highways within the Borough are repaired; and such Declaration shall be entered amongst the Proceedings of the Corporation, and Notice of such Declaration shall be put up in some conspicuous Place in or near such Street.

Certain
Streets not
Highways
may be de-
clared such,
and repaired
by the Cor-
poration.

The Shrewsbury Improvement Act, 1855.

For regulat-
ing Entry
upon Lands
for certain
temporary
Purposes.

XL. In case it shall become necessary to enter, examine, or lay open any Lands or Premises within the Borough, for the Purpose of making Plans, surveying, measuring, taking Levels, examining Works, ascertaining the Course of or repairing Sewers or Drains, or ascertaining or fixing Boundaries, and the Owner or Occupier of such Lands or Premises shall refuse to permit the same to be entered upon, examined, or laid open for the Purposes aforesaid or any of them, the Corporation may, upon Notice to such Owner or Occupier, apply to Two Justices of the Peace acting for the Borough for an Order authorizing the Corporation or any of their Officers to enter, examine, and lay open the said Lands and Premises for the Purposes aforesaid or any of them; and if no sufficient Cause shall be shown against the same, the said Justices may make an Order authorizing the same accordingly, and thereupon the Corporation and their Officers, and any Person authorized by them, may at all reasonable Times, between the Hours of Ten in the Forenoon and Four in the Afternoon, enter, examine, and lay open the Lands or Premises mentioned in such Order, for such of the Purposes as shall be specified in the said Order, without being subject to any Action or Molestation for so doing; and after such Examination the Corporation shall cause the Ground to be restored, and shall also make Compensation to the Owners and Occupiers thereof for the Damage (if any) done to the said Lands and Premises so entered upon: Provided always, that, except in case of Emergency, no Entry shall be made or Works commenced under the Powers of this Enactment, unless Twenty-four Hours at the least previously thereto Notice of the intended Entry and of the Object thereof be given to the Occupier of the Premises intended to be entered.

Owners of
vacant Lands
adjoining
Streets to
fence same.

XLI. The Owner of any vacant or unbuilt-on Land adjoining to any Street or Road within the Limits shall, to the Satisfaction of the Corporation, sufficiently fence off from the adjoining Street or Road such Land with a good and substantial Fence of the Height of Five Feet at the least, and always afterwards keep such Fencing in good Repair to the Satisfaction of the Corporation; and if any such Owner of any such Land shall not sufficiently fence the same as aforesaid, or not keep the Fencing in good Repair to the Satisfaction of the Corporation, within Fourteen Days next after Notice in Writing for that Purpose from the Corporation or their Surveyor shall have been given to such Owner or left for him at his usual or last known Place of Abode in *England*, or, in case such Owner shall be unknown or be out of *England*, after such Notice shall have been put upon or affixed to the Premises in respect of which the same shall be given, then and in any such Case it shall be lawful for the Corporation to fence such Land, or such Part thereof as shall not have been so done, pursuant to such Notice, and to charge such Owner

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Owner with the Costs and Expenses thereof or incidental thereto; and all Costs, Charges, and Expenses which the Corporation shall thereby sustain, incur, or pay, and shall so charge upon such Owner, shall, on Demand, be forthwith paid and refunded to the Corporation by such Owner, and shall be recoverable by Distress and Sale of the Goods and Chattels of such Owner, and any Justice may issue his Warrant accordingly, or the same may be recovered by Action in any Court of competent Jurisdiction.

XLII. When and so soon as a main or other Sewer shall have been constructed by the Corporation for the general Sewerage or Drainage of the Houses, Privies, Ashpits, Cesspools, and other Premises in any Street (whether or not the same shall be a Highway) within the Borough, the Owners of such Houses, Privies, Ashpits, Cesspools, and other Premises shall, on being required by the Corporation or their Surveyor, by Notice in Writing, so to do, construct and lay branch Drains of such Size, at such Level, and with such Fall as the Corporation or their Surveyor shall think proper, from such Houses, Privies, Ashpits, Cesspools, and other Premises into the main or other Sewer of such Street, or to divert any present Drain so that the same may discharge its Contents into such main or other Sewer, for the Drainage of such Houses, Privies, Ashpits, Cesspools, and other Premises; and if the Owners of such Houses, Privies, Ashpits, Cesspools, and other Premises neglect, after Fourteen Days Notice in Writing as aforesaid, to proceed to construct and lay such branch Drains, and to complete the same efficiently and with all reasonable Despatch, in the Manner required by the Corporation or their Surveyor as aforesaid, the Corporation may cause such branch Drains to be constructed and laid, and the Expenses incurred by the Corporation in respect thereof shall be repaid to them by each Owner contributing in proportion to the Length of Drain laid down for him, such Proportion to be ascertained by the Surveyor, and the Expenses aforesaid shall be recovered from the Owners of such Premises as Damages.

Corporation
to put in
branch
Drains at the
Expense of
Owners of
Houses.

XLIII. The Occupier of any Tenement from which any private Drain now issues or hereafter shall issue into any Sewer vested in the Corporation shall from Time to Time repair and cleanse such private Drain to the Satisfaction of the Corporation, or in default thereof the Corporation may repair and cleanse the same, and recover the Expense thereof from the Occupier as Damages.

Occupiers to
repair and
cleanse pri-
vate Drains.

XLIV. The Corporation from Time to Time may alter the Level of any Street, Sewer, or Drain within the Borough, or the Course, Form, or Construction of such Sewer or Drain, in such Manner and Form as they think expedient.

Corporation
may alter
Level of
Streets or
Drains.

XLV. In

The Shrewsbury Improvement Act, 1855.

Directing
the Use of
Skidpans or
Slippers.

XLV. In all Cases where any Waggon, Cart, or Timber Carriage shall descend any Hill in any Street within the Borough with any or either of the Wheels locked, a Skidpan or Slipper of not less Width than the Width of the Wheel shall be used or placed at the Bottom of such Wheel during the whole Time of its being so locked, in such Manner as to prevent the Street from being damaged or injured; and every Person who shall drive or act as the Driver of any Waggon, Cart, or Timber Carriage down any Hill with any or either of the Wheels locked, and without using or having such Skidpan or Slipper at the Bottom of such Wheel as aforesaid, shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings; provided that Notice in Writing of this Enactment shall be posted in some conspicuous Places within the Borough One Month at least before any Penalty shall be incurred for a Breach thereof.

Penalty on
discharging
Smoke or
Steam into
Streets.

XLVI. If any Person discharge the Smoke of any Furnace or any Steam from any Building (otherwise than from the Top of the same) into any Street within the Borough, every Person so offending shall for every such Offence be liable to a Penalty not exceeding Forty Shillings, and to a further Penalty not exceeding Five Shillings for every Day during which any Smoke or Steam shall be so discharged: Provided always, that nothing in this Section contained shall be construed to interfere with or set aside the One hundred and eighth Section of "The Towns Improvement Clauses Act, 1847," herewith incorporated.

Power to
Corporation
to provide
Water-
closets,
Privies, &c.

XLVII. The Corporation may, if they think fit, provide and maintain, in proper and convenient Situations, Waterclosets, Privies, Urinals, and other similar Conveniences, with such Drains or Sewers as they may think necessary for public Accommodation, and may defray the necessary Expenses of providing the same, and of keeping the same in good Order, out of the Improvement Fund, and they may make such Regulations for the Use thereof and for the orderly Conduct of Persons resorting thereto as they may think fit; and if any Person offend against any such Regulations, every Person so offending shall for every such Offence be liable to a Penalty not exceeding Forty Shillings: Provided always, that no such Regulations shall be of any Force, nor shall any Penalty be recoverable for any Offence against the same, until such Regulations shall have been allowed, as Byelaws made under the Provisions of the Municipal Act of the Fifth and Sixth Years of the Reign of King *William* the Fourth, Chapter Seventy-six, are thereby required to be allowed before they shall come into force; provided also, that any Person aggrieved by any Order of the Corporation as to the Situation in which any of such Waterclosets, Privies, Urinals or other similar Conveniences shall be proposed to be provided shall have the same Right of Appeal
against

The Shrewsbury Improvement Act, 1855.

against such Order as is provided by the Eighty-sixth Section of "The Towns Improvement Clauses Act, 1847," in the Case of Appeals against any Order of the Commissioners with respect to Works to be constructed by or subject to the Approval of the Commissioners.

XLVIII. No Person shall after the Commencement of this Act make, provide, or continue any such Convenience in or adjoining to any Street or Road, whether the same be or be not a public Street or Road, without the Consent of the Corporation or their Surveyor; and if any Person offend against this Enactment he shall be liable to a Penalty not exceeding Twenty Shillings for every Day during which the Offence shall be continued, after having been ordered by the Corporation, by Notice in Writing, to discontinue the same.

No Convenience to be placed in any Street without the Consent of the Corporation.

XLIX. The Corporation may from Time to Time order the Owner or Occupier of any Inn, Public House, Beershop, or other similar Place within the Borough to remove any Urinal now or hereafter adjoining such Inn, Public House, Beershop, or Place, and may from Time to Time order the Owner or Occupier of any Inn, Public House, Beershop, or Place to construct or place adjoining such Inn, Public House, Beershop, or Place an Urinal in such Position and according to such Plan as the Corporation or their Surveyor may approve; and if any such Owner or Occupier fail for Fourteen Days after the Time allowed by the Corporation for the Removal or the Construction or placing of any such Urinal to remove or construct or place the same according to such Order, every Person so offending shall for every such Offence be liable to a Penalty not exceeding Five Shillings for every Day after the Expiration of Fourteen Days during which such Order is not complied with.

Corporation may order Removal and Construction of Urinals by Innkeepers, &c.

L. When and so often as it shall be certified to the Corporation, under the Hands of Two Medical Men, that any Privy, Drain, or Cesspool is in a Condition, State, or Situation injurious, dangerous, or prejudicial to the Health of any of the Inhabitants of the Borough, it shall be lawful for the Corporation, if they think fit, to require the Owner thereof, by Notice in Writing for that Purpose, forthwith, or within such reasonable Time as shall be specified in such Notice, to convert such Privy into a Watercloset, and to cause such Drain to be properly trapped, and such Cesspool to be properly cleansed and repaired, to the Satisfaction of the Corporation or their Surveyor; and in default of the Execution of the Work specified in such Notice such Owner shall be liable to a Penalty not exceeding Twenty Shillings for every Day after the Expiration of the Time allowed by such Notice during which the Requirements of such Notice shall not be complied with; provided, that if such Owner shall satisfy the Corporation that

Power to enforce Conversion of Privies into Water-closets, trapping of Drains, &c.

[*Local.*] 32 B such

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such Privy can be so altered as to prevent the same being injurious, dangerous, or prejudicial to Health, by other Means than by converting the same into a Watercloset, then such Alteration, if made to their Satisfaction or to the Satisfaction of their Surveyor, shall be deemed a Compliance with this Provision.

Cellars, &c.
newly built
not to be let
as Dwelling
Houses.

LI. It shall not be lawful to let or occupy or suffer to be occupied separately as a Dwelling any Vault, Cellar, or underground Room built or rebuilt after the Commencement of this Act, or which shall not have been so let or occupied before the Commencement of this Act.

Power for
Corporation
in certain
Cases to pro-
hibit Use of
Cellars, &c.
as Dwelling
Houses.

LII. In case it shall at any Time appear to the Corporation that any Cellar, Vault, or underground Room which is occupied as a separate Dwelling is unfit for Human Habitation, the Corporation may, by Notice in Writing to the Owner and Occupier thereof, require that the Occupation thereof as a separate Dwelling shall from and after the Expiration of One Month from the Service of such Notice be discontinued; and any Person who shall after the Expiration of any such Notice let, occupy, or continue to let, or knowingly suffer to be occupied, for Hire or Rent, any such Cellar, Vault, or underground Room, shall be liable for every such Offence to a Penalty not exceeding Twenty Shillings for every Day during which the same shall continue to be so let or occupied after the Expiration of any such Notice from the Corporation.

Owner ap-
pealing
against
Order not to
be liable to
Penalty until
Determina-
tion of Ap-
peal.

LIII. Every Owner aggrieved by any such Order of the Corporation shall have the same Right of Appeal against such Order as is provided by Section 86 of "The Towns Improvement Clauses Act, 1847;" and in case such Owner shall so appeal against any such Order, he shall not be liable to pay any Penalty in respect of the continued Occupation of any such Cellar, Vault, or underground Room, until the Expiration of Fourteen Days after the Determination of such Appeal and the Confirmation of the Order of the Corporation, unless such Appeal shall cease to be prosecuted; nor shall any such Owner be liable to any Penalty for or in respect of the continued Occupation of any such Cellar, Vault, or underground Room, who shall, after the Receipt of any such Notice from the Corporation, have given Notice to his Tenant or Tenants to quit and deliver up the Possession of the same, and have ceased to receive or claim any Rent for the Hire or Occupation thereof.

Powers of
Justices, &c.
as to Re-
moval of
Occupants of
Cellars, &c.

LIV. Upon the Application of the Corporation, and satisfactory Proof that due Notice has been given for the closing as a separate Dwelling of any such Cellar, Vault, or underground Room, and that no Appeal in relation thereto is pending, any Justice may cause the Occupant

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Occupant thereof to be removed, and any Officer of Police or other Person appointed by such Justice may enter any such Cellar, Vault, or underground Room, and do or assist in doing all Matters and Things necessary for the Purpose aforesaid; and in the event of Access thereto for any such Purpose being refused, such Justice may grant, if necessary, a Warrant for forcibly entering such Dwelling.

LV. In case it shall at any Time appear to the Corporation or to their Inspector of Lodging Houses that any House within the Borough is used as a Common Lodging House, though not duly registered as such, it shall be lawful for the said Inspector, and for any other Person or Persons appointed for the Purpose by the Corporation, to enter any such House in which he or they may suspect that Lodgers are received, and to examine and inspect such House and the Rooms therein, for the Purpose of ascertaining whether the same is used as a Lodging House, or for the Purpose of performing therein any disinfecting Process which the Corporation may order; and every Person who shall refuse to admit into his House, at all reasonable Times, the said Inspector, or any Person appointed by the Corporation for any of the Purposes aforesaid, or who shall wilfully obstruct any such Person in performing any disinfecting Process therein which the Corporation may order, shall be liable to a Penalty not exceeding Forty Shillings for each such Offence.

Power to enter and inspect Houses supposed to be used as Lodging Houses without being registered.

LVI. It shall not be obligatory on any Officer of the Corporation who finds any Cattle, or the Carcase or Part of the Carcase of any Beast, which appears unfit for the Food of Man, to seize and carry the same before any Justice, for the Purpose of obtaining an Order for the further Inspection or Examination thereof by competent Persons, but any such Officer may of his own Authority seize such Cattle, or such Carcase, or such Part of a Carcase, and order such Inspection and Examination by competent Persons; and any Justice may thereupon make such Order in the Premises in the same Way and Manner as if such Inspection and Examination had been made under his Order.

Power for Officers to order Examination of bad Meats.

LVII. If any Butcher, Provision Dealer, or other Person exposes or offers for Sale in his Shop, Stall, Warehouse, or any Part of his Premises, or otherwise within the Borough, any unsound or unwholesome Meat, Fish, or other Provisions unfit for the Food of Man, every Person so offending shall for each Offence forfeit a Sum not exceeding Five Pounds; and such Meat, Fish, or other Provisions may be seized, carried away, and dealt with by any Officer of the Corporation, in like Manner as by this Act is provided touching the seizing and Disposal of unsound Meat.

Penalty for exposing for Sale unsound Meat or Provisions.

LVIII. Any

The Shrewsbury Improvement Act, 1855.

Officers may
inspect
Knackers
Yards.

LVIII. Any Inspector or other Officer authorized by the Corporation for that Purpose may at all Times in the Day, with or without Assistance, enter into and inspect any Knacker's Yard, House, or Place whatsoever kept or used for slaughtering Horses or other Animals not fit or intended for the Food of Man, and any Building, Shed, Yard, or Place belonging thereto, to search and see the State and Condition thereof.

Transferring
to Corpora-
tion Powers
of Inspectors
of Lighting
under
3 & 4 W. 4.
c. 90.

LIX. All and every the Powers and Authorities of the Inspectors for Lighting formed within the said Borough or any Part thereof, in pursuance of the Powers of an Act of the Third and Fourth Years of the Reign of His late Majesty *William* the Fourth, Chapter Ninety, shall, so soon as this Act shall come into operation, be and the same are hereby transferred to and vested in and shall be exercised by the Corporation, who shall thenceforth be the sole Inspectors for carrying out the Provisions of the said last above-recited Act and of this Act within the Limits thereof; and the Powers and Authorities of the said Inspectors within the Limits aforesaid shall from and after the Commencement of this Act cease and determine: Provided always, that all Contracts for Lighting entered into and made by the said Inspectors under the Authority of the said last above-recited Act, previous to the Commencement of this Act, shall be binding on and enforced by and against and incumbent on the Corporation and all Persons Parties to the said Contracts, as fully as they would have been binding or enforceable by and against and incumbent on the said Inspectors respectively and all such other Persons if the Powers of the said Inspectors had not been so transferred as aforesaid; and the several Rates and Assessments made in virtue of the said last above-recited Act, previous to the Commencement of this Act, may be levied and recovered by the Corporation in the same Way and with the same Powers as they might have been levied and recovered by the said Inspectors respectively acting under the said last above-recited Act, and such Rates and Assessments, when so levied and recovered, shall be paid to the Corporation, and shall be by them applied to the Purposes of this Act.

Contracts for
Lighting to
be adopted.

Surveyors
appointed
under
5 & 6 W. 4.
c. 50. for
Repair of
Highways in
the Borough
to cease.

LX. From and after the Commencement of this Act, the Surveyors appointed for the Repair of the Highways within the said Borough under the Provisions of the Act of the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth, Chapter Fifty, or of any other Act relating to the Maintenance and Repair of Highways in that Part of *Great Britain* called *England*, shall cease to exist in so far as relates to all Highways within the said Borough, and the said Surveyors, and all Officers and Servants appointed by them, or by virtue of or acting in execution of the said last-mentioned Act or any such other Act as aforesaid, shall cease to exercise any
Power

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Power or Authority, or be liable for the Discharge of any Duty, or to be entitled to any Claim or Demand, by virtue of such his or their Office or Employment within the Limits of this Act, save as regards any Salaries or Emoluments or other Moneys which may be due to them at the Time when this Act shall come into operation; and all Books, Papers, Writings, Accounts, Maps, Plans, and other Property vested in or belonging to such Surveyors at or immediately upon the Commencement of this Act, in so far as the same relate to Highways or Premises within the Limits of this Act, shall vest in and belong to the Corporation; and all Sums of Money due to or from the said Surveyors in virtue of their Office, in respect of Highways or Premises within the Limits of this Act, shall be deemed to be due or owing, as the Case may be, to or by the Corporation, and may be sued for and recovered accordingly: Provided always, that in all other respects the Powers and Authorities of the said Surveyors shall remain in full Force and Effect.

LXI. From and after the Commencement of this Act, all the Messuages, Buildings, Lands, and Hereditaments, Estates, Rights, and Privileges, and all the Lamps, Lamp Posts, Books, Papers, Writings, Maps, Plans, and other Property, of what kind soever, which at or immediately previous to such Period shall belong to or be vested in the Inspectors of Lighting acting in execution of the before recited Act, for any of the Purposes of the said recited Act, and all the Messuages, Buildings, Lands, and Hereditaments, Estates, Rights, and Privileges, of what kind soever, situate or being within the Limits of this Act, which at or immediately previous to such Period as aforesaid shall belong to and be vested in the said Surveyors of Highways acting in the Execution of the before-recited Acts or any of them, for any of the Purposes thereof, shall be and the same are hereby vested in the Corporation to be appointed by virtue of this Act, and their Successors, for the like respective Estates, Rights, and Interests as the same would have remained vested in or would have belonged to the said Inspectors or Surveyors or any of them, acting under the said recited Acts or any of them, if this Act had not been passed.

Property of
Inspectors of
Lighting and
of Highway
Surveyors
vested in
Corporation.

LXII. Provided always, That all Contracts, Agreements, Bonds, Covenants, Securities, and Engagements, Debts and Liabilities, entered into, made, or incurred before the Commencement of this Act, to, with, or by the said Inspectors of Lighting or the Surveyors of Highways, or any Person acting by virtue of the said recited Acts or any of them on behalf of such Inspectors or Surveyors, shall, notwithstanding anything herein contained, be, remain, and continue of Validity, Force, and Effect in Law and Equity, to all Intents and Purposes, and shall be as available for the Purposes for which the same

Contracts to
remain in
force.

[*Local.*]

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respectively

The Shrewsbury Improvement Act, 1855.

respectively had been entered into, made, or incurred, and for the Purposes of this Act, as if the same respectively had been entered into or made for the same Purposes to, with, or by the Corporation under this Act, and may be enforced by the same Corporation and by the other Party or Parties thereto (not being Inspectors or Surveyors under the said recited Acts, or any Person acting in their Behalf) accordingly, and the Liability of the Inspectors or Surveyors under the said recited Acts, and of any Person acting on their Behalf, in respect of any such Contract, Agreement, Bond, Covenant, Security, or Engagement, shall immediately upon the Commencement of this Act cease and determine and be transferred to the Corporation.

Books of late
Inspectors,
&c. to be
Evidence.

LXIII. All Rate Books, and all Entries therein, and all Registers and Books of Proceedings and other Books whatsoever of the said Inspectors or Surveyors, under the said recited Acts or any of them, kept in pursuance of the said Acts or any of them, and made Evidence thereby, or which might have been received as Evidence at the Time of the Commencement of this Act, shall at all Times hereafter be admitted in Evidence in all Courts, and by all Judges, Justices, Commissioners, Arbitrators, and others, as the same might have been admitted in Evidence if this Act had not passed.

Actions not
to abate.

LXIV. No Action, Suit, Prosecution, or other Proceeding whatsoever commenced by or against the said Inspectors or Surveyors of Highways acting in execution of any or either of the recited Acts shall abate, cease, be discontinued, or be prejudicially affected by this Act, and the Corporation shall be liable in respect of any Act done or omitted to be done by the said Inspectors or Surveyors in like Manner and Degree as the said Inspectors or Board would have been liable if this Act had not been passed, and all Persons who before the Commencement of this Act shall have committed any Offence or incurred any Penalty or Forfeiture under the Provisions of any of the said recited Acts may be sued and prosecuted for such Offences, Penalties, and Forfeitures in such and the like Manner as they might have been sued and prosecuted respectively if this Act had not been passed.

Fireplugs
may be
marked.

LXV. It shall be lawful for the Corporation to mark on any House or Building, in such conspicuous Places as they see fit, the Position of any Fireplug or Water Main, for the Purpose of ready Access thereto.

Penalty on
Carters in-
juring Pave-
ment by
unloading
Carts
thereon.

LXVI. If any Carter or other Person having the Charge of any Cart or other like Carriage shall break, damage, or injure the Pavement, Flagging, or Kerbstones of any Footway within the Town, by driving over the same, or by discharging the Contents of any Cart or like

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like Carriage thereon, he shall forfeit a Sum not exceeding Forty Shillings for every such Offence, over and above the Amount of Damage done to such Flagging, Pavement, or Kerbstone, the Amount of which Damage may be included in any Conviction for any such Offence.

LXVII. The Corporation may from Time to Time cause the Sewage and Refuse within the Limits to be converted into Manure, and may provide such Works and Conveniences for that Purpose, and may sell and dispose of the Sewage and Refuse, and the Products of such Conversion thereof, as they think fit, and may purchase, take on Lease, or otherwise acquire any Lands for the Purposes of such Works and Conveniences, and may contract with any Persons for the Conveyance of such Sewage and Refuse or any Part thereof out of the Limits: Provided always, that nothing herein contained shall exempt the Corporation from any Liability in respect of such Works in case the same shall be or become a Nuisance or be injurious to any Person or Property.

Conversion
of Sewage
into Manure.

LXVIII. The Corporation may from Time to Time construct, provide, and maintain upon any Land belonging to them such Buildings, Cesspools, Tanks, or other Receptacles as may be necessary for the Purpose of collecting and depositing the Sewage Water and Refuse from the Drains, Sewers, and other Places within the Limits, and also such Apparatus and Machinery as they may think necessary or requisite for disinfecting the same, and may therewith disinfect the same, and they may provide, lay, and maintain such Pipes, Pumps, and Apparatus in such Manner and in such Places as may be necessary for the collecting and distributing the same on any Land belonging to them or in their Occupation, or for Sale, Lease, or otherwise, to any Person who may from Time to Time agree with the Corporation to take the same by Sale, Lease, or otherwise: Provided always, that nothing herein contained shall discharge the Corporation from an Indictment for a Nuisance or from any Liability which they may incur in consequence of any Work executed under this Provision.

Power to
provide Re-
ceptacles for
Sewage
Water.

LXIX. The Corporation may from Time to Time contract and agree with any Person for the Sale of the Sewage or Refuse of the Sewers vested in or belonging to them, or of the Manure, Dung, Soil, or Filth vested in them, or of which they may have Power to dispose, to any Person willing to take or purchase the same, on such Terms, for such Period, and subject to such Agreements and Conditions as to the Manufacture thereof into Manure, or the Payments to be made to the Corporation out of any Profit which may arise from the Manufacture and Sale thereof as Manure, or the Erection of any Buildings, Cesspools, Tanks, or other Receptacles, Apparatus, and Machinery necessary

Corporation
may contract
for Sale of
Sewage.

The Shrewsbury Improvement Act, 1855.

necessary for the Purpose of receiving or storing such Sewage or Manure, or the Expense of lifting the said Sewage, or disinfecting the same; and they may grant such a Lease, or Sub-Lease, or Assignment of any Land purchased by them, or of which they may themselves be Lessees, Owners, or Occupiers, as any such Person and the Corporation may mutually agree upon: Provided always, that every such Contract shall be for a Period not exceeding Twenty-one Years.

10 & 11 Vict.
c. 14. incor-
porated.

LXX. The Provisions of "The Markets and Fairs Clauses Act, 1847," with respect to Slaughter-houses, and with respect to weighing Goods and Carts, and with respect to the Stallages, Rents, and Tolls to be taken by the Undertakers (except the Sections numbered respectively 31 and 32), and with respect to the Byelaws to be made by the Undertakers, shall be incorporated with and form Part of this Act; and the Expression "the Undertakers," in "The Markets and Fairs Clauses Act, 1847," shall mean the Corporation; and the Expression "the Market or Fair," contained in the same Act, shall mean any Market or Fair within the Limits purchased or provided by the Corporation; and the Expression "Stallages, Rents, and Tolls," and "Tolls," contained in the same Act, shall mean the Tolls mentioned in the Schedule to this Act annexed.

Power to
make new
Market
Places.

LXXI. It shall be lawful for the Corporation from Time to Time, in addition to the Market for the Sale of Cattle and other Animals provided by them under the said recited Act of the Eleventh Year of the Reign of Her present Majesty, to provide a Market for the Exposure and Sale of Corn, Butter, Cheese, Fish, Poultry, and other general Produce and Merchandise, and to lay out and appropriate for Market Places any Building or Land which they shall purchase within the Borough, and also to make such Streets and Approaches into and from such Market Places as they shall think proper.

Power to
erect and
alter Market
Houses, &c.

LXXII. It shall be lawful for the Corporation from Time to Time to cause to be erected and built Market Houses and other Buildings convenient for the holding and keeping the Markets in the Borough, and to maintain the same in repair, and from Time to Time to alter, take down, and remove any such Market Houses and Buildings.

Corporation
may hold
Markets.

LXXIII. It shall be lawful for the Corporation, subject to the Provisions of this Act, to have, hold, and keep Markets in any Market Place to be provided under the Powers of this Act within the Borough, for the Exposure and Sale of marketable Commodities, and to provide and maintain Stalls, Standings, and other Conveniences for such Markets.

LXXIV. It

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LXXIV. It shall be lawful for the Corporation to hold Markets, as often as shall appear necessary for the Convenience and Accommodation of the Inhabitants of the Borough and of all Persons resorting thereto, in such Place or Places as shall by the Corporation be laid out and appropriated for the Purpose.

Corporation may establish Markets and Market Days.

LXXV. It shall be lawful for the Corporation to order that the holding of any Market at any Time in the Borough shall be discontinued, either entirely or only in respect of the Sale of particular Articles or Matters, as they shall think proper; and Copies of such Order shall be affixed in some conspicuous Place in such Market on Three successive Market Days, and the same shall also be inserted in some Newspaper circulated in the Borough for Three successive Weeks; and after such Publication of such Order the holding of such Market shall be discontinued accordingly.

Corporation may close Markets.

LXXVI. It shall be lawful for the Corporation from Time to Time to demand and take from any Person occupying or using any Stall, Shed, or Stand in the open Part of any Market Place to be opened by virtue of this Act, or bringing into any such Market Place any Provisions, Articles, or Things specified in the Schedule marked (A.) to this Act annexed, such Stallage, Rents, and Tolls as the Corporation shall from Time to Time appoint, not exceeding the several Stallages, Rents, and Tolls specified in the said Schedule.

Tolls to be taken for the open Market.

LXXVII. It shall be lawful for the Corporation from Time to Time to demand and take, from any Person occupying or using any Stall, Shop, Room, Compartment, or other Convenience, Bench, Seat, Space, or Stand in any covered Market or Market House to be erected as aforesaid, or bringing therein any Provisions, Articles, or Things specified in the Schedule marked (B.) to this Act annexed, such Tolls, Rents, Stallages, and Dues as the Corporation shall from Time to Time appoint, not exceeding the several Tolls, Rents, Stallages, and Dues specified in the said Schedule.

Tolls to be taken in the covered Market.

LXXVIII. It shall be lawful for the Person for the Time being appointed to attend the Weighing Houses or Places for weighing or measuring any Articles sold in the said Market by Weight or Measure from Time to Time to demand and take such Tolls in respect thereof as the Corporation may think proper, not exceeding the several Tolls specified in that Behalf in the said Schedule marked (A.)

Tolls for weighing and measuring as in Sched. (A.)

LXXIX. It shall be lawful for the Person for the Time being appointed to attend the Machines for weighing Waggon, Carts, or Carriages to demand and receive from the Person requiring the same to be weighed such Tolls as the Corporation may appoint, not exceeding

Tolls for weighing Carts as in Sched. (A.)

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ing

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ing the Tolls specified in respect of the same in the said Schedule marked (A.), and such Tolls shall be paid before any Waggon, Cart, or Carriage in respect of which the same are payable shall be weighed.

Power to
lease the
Markets, &c.
for Three
Years.

LXXX. It shall be lawful for the Corporation from Time to Time to demise and let the said Market Places, Market Houses, Weighing Houses or Places and Machines hereby authorized to be provided, or any of them, or any Part of them, or the said Stallages, Rents, or Tolls, or any of them, for any Period not exceeding Three Years, upon such Terms as shall be agreed upon between the Corporation and the Person to whom the respective Demise or Letting is made: Provided always, that the Corporation, before making any such Demise or Letting for any Period exceeding One Year, shall, by Advertisement or otherwise, as they think fit, give not less than One Month's public Notice of their Intention to make the same, and of their Willingness to receive Tenders in Writing in that Behalf, and may, if they think fit, require that every Person making such Tender shall thereby undertake to accept such Demise or Letting if his Tender be accepted.

Power to
lease Stand-
ings in the
Markets.

LXXXI. It shall be lawful for the Corporation to let any of the Shops, Stalls, Standing Places, Benches, or other Conveniences in the said Market Places and Market Houses to any Person for any Term not exceeding Three Years.

Lessee of
Stalls may
assign, with
Consent.

LXXXII. The Lessee and Assignee respectively of any such Shop, Stall, Shed, Stand, Place, or other Convenience, his Executors and Administrators, may with, but shall not without, the Consent of the Corporation, assign the same for the Residue of his Term therein.

Sales else-
where than
in the Mar-
kets pro-
hibited.

LXXXIII. So long as the Corporation shall provide sufficient Market Places for the Accommodation of the Inhabitants of the Borough, no Person other than a licensed Hawker shall sell or expose for Sale in any Street or Place within the Borough, except in some Market Place opened under the Authority of this Act or of "The Shrewsbury Cattle Market Act, 1847," or his own Dwelling House, Shop, Yard, Building, Field, or Premises, or such other Place as shall be established by the Corporation for the Purpose, any Provisions, Articles, or Things specified in the Schedules A. and B. to this Act annexed, or any Cattle, and for which such Accommodation shall be provided; and if any Person shall offend in any or either of the several Cases aforesaid, such Offender shall for each Offence forfeit and pay any Sum not exceeding Forty Shillings: Provided always, that the Corporation may, if they think fit, permit any such Provisions,

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visions, Articles, or Things, or any Cattle, to be sold by Public Auction on any Day, not being a Market or Fair Day, within the Limits elsewhere than within such Market Places as aforesaid, on Payment of the Tolls authorized to be taken in such Markets respectively.

LXXXIV. "The Town Police Clauses Act, 1847," shall be incorporated with and form Part of this Act; and for the Purposes of this Act the Expression "the Commissioners," wherever used in "The Town Police Clauses Act, 1847," shall mean the Corporation: Provided always, that nothing in "The Town Police Clauses Act, 1847," or this Act contained, shall extend to take away, abridge, or lessen any Powers which now or at any Time hereafter may by Law belong to or may be exercised by the Corporation or the Watch Committee of the Borough.

10 & 11 Vict.
c. 89. incor-
porated.

LXXXV. The Clauses of "The Gasworks Clauses Act, 1847," with respect to the Provisions for guarding against fouling Water or other Nuisance from the Gas, shall be incorporated with and form Part of this Act, and shall be construed in the same Manner as if the Words "The *Shrewsbury* Gaslight Company," or "Companies or Persons making or supplying Gas," had been inserted instead of the Word "Undertakers:" Provided always, that the Corporation, as well as the Person to whom the Water fouled shall belong, shall, according to and subject to the Provisions of the said Gasworks Clauses Act, be entitled to dig up the Ground, and examine the Pipes, Conduits, and Works of any Company or Persons making or supplying Gas.

10 & 11 Vict.
c. 15. incor-
porated.

LXXXVI. It shall be lawful for the Corporation from Time to Time to cause the several Streets within the Borough, or such of them as they shall think proper, to be lighted with Gas or otherwise, at such Times as they shall think fit, and to provide such Lamps, Lamp Posts, Lamp Irons, Pipes, and other Works as may be necessary for that Purpose; and the Corporation may also from Time to Time contract, for any Period not exceeding Three Years at any One Time, with any Company or Person, for the Supply of Gas or other Means of lighting the Streets, Market Places, and public Buildings within the Limits of this Act, and also, if the Corporation think fit, for providing such Pipes, Lamps, Lamp Posts, and other Apparatus and Materials as the Corporation think necessary for such lighting.

Power to
Corporation
to cause the
Streets to
be lighted.

LXXXVII. If the Corporation and the Owners of any Gasworks authorized by Act of Parliament to supply Gas within the Limits, and with whom the Corporation are desirous of contracting for such Purpose, do not agree as to the Price to be paid for such Supply, then such

For ascer-
taining Pay-
ment to be
made for
such light-
ing.

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such Price shall be settled by Arbitration according to the Provisions with respect to the Settlement of Disputes by Arbitration of "The Lands Clauses Consolidation Act, 1845."

Corporation
may borrow
Money to
erect Slaugh-
ter-houses,
&c.

LXXXVIII. It shall be lawful for the Corporation to borrow such Moneys as they may require, not exceeding in the whole the Sum of Five thousand Pounds, for the Purposes of carrying into effect the Powers granted to them by the said recited Act passed in the Eleventh Year of the Reign of Her present Majesty Queen *Victoria*, and also for enabling them to discharge the Liabilities already incurred, and to reimburse the Sums of Money already expended by them in carrying into effect the Powers and Purposes of the said Act, on Mortgage of the Markets and Slaughter-houses provided or to be provided under the said Powers, and of the Tolls and Charges authorized by the said Act to be levied in respect of such Markets and Slaughter-houses, and also of the General Improvement Rate to be levied under the Provisions of this Act.

Securing
Priority of
existing
Mortgages.

LXXXIX. Provided always, That nothing in this Act contained shall be held to prejudice, qualify, or affect any Mortgage or other Security granted before the Commencement of this Act, under the Powers of the said recited Act of the Eleventh Year of the Reign of Her present Majesty Queen *Victoria*, Chapter Sixteen, but the Holders for the Time being of all such Securities shall have and be entitled to all such and the same Rights in respect thereof as they would have had if this Act had not been passed.

Penalty on
slaughtering
Cattle else-
where than
in an au-
thorized
Slaughter-
house.

XC. When and so soon as the Corporation shall have provided Slaughter-houses, in pursuance of the Powers in the said last-mentioned Act and in this Act contained, and shall have given such public Notice thereof as is provided to be given by the Seventeenth Section of "The Markets and Fairs Clauses Act, 1847," no Person shall slaughter any Cattle or dress any Carcase for Sale as Human Food or Food of Man in any other Place within the Limits of this Act (except with the Consent of the Corporation) than in a Slaughter-house made in pursuance of the said last-mentioned Act and this Act; and every Person who shall after such Notice as aforesaid, and so long as the Corporation shall provide sufficient Slaughter-houses, slaughter any such Cattle or dress for Sale any such Carcase within the Limits of this Act in any Place other than One of such Slaughter-houses, shall be liable to a Penalty not exceeding Five Pounds for every such Offence.

Justices
to decide
whether

XCI. Whenever any Question arises whether a sufficient Number of Slaughter-houses be provided by the Corporation, such Question shall

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shall be determined by the Justices before whom such Penalty is sued for.

Slaughter-houses sufficient.

XCII. The Corporation may borrow such Moneys as they may require for providing Sites and Buildings for Markets as aforesaid on Mortgage of the said Sites and Buildings, and of the Tolls and other Profits of the Markets and Fairs, and of the General Improvement Rate to be levied under the Provisions of this Act.

Power to borrow Money for Purchase of the Market, &c.

XCIII. All Tolls and other Profits which the Corporation shall receive from the Markets and Fairs shall be applied as follows; (that is to say,)

Application of Profits of Markets and Fairs.

First, in paying the current ordinary Expenses of keeping up and maintaining the Market Places and Buildings connected therewith, and all other Expenses incident to the Markets and Fairs:

Secondly, in paying the Interest upon the Principal Moneys borrowed on Mortgage of the said Market Places, Tolls and Profits of the Market and Fairs, and General Improvement Rate, under the Power for that Purpose herein contained:

Thirdly, in setting apart a Sum equal to not less than One Thirtieth Part of such Principal Moneys for the Purpose of forming a Sinking Fund, to be invested in the Manner prescribed by the Eighty-fourth Section of "The Commissioners Clauses Act, 1847," and to be applied exclusively from Time to Time in paying off the Principal Moneys so borrowed:

Fourthly, the Residue of such Tolls and Profits shall be added to the said General Improvement Rate.

XCIV. The following Provisions shall be observed with respect to the Supply of Water within the Limits:

Provisions with respect to Supply of Water.

(1.) All public Wells, Pumps, Conduits, or other Works used for the gratuitous Supply of Water to the Inhabitants shall vest in and be under the Control of the Corporation:

(2.) The Corporation shall continue, maintain, and supply with Water all such Works as aforesaid, or substitute other Works equally convenient, and supply the same with Water:

(3.) The Corporation may, for the gratuitous Use of the Inhabitants, construct any new Wells or Pumps, but they shall not carry or supply Water to private Houses, nor for trading or manufacturing Purposes:

(4.) The Corporation may cause a Supply of Water to be furnished to any public Baths or Wash-houses:

(5.) The Corporation shall, subject to the special Provisions of this Act, cause Water to be provided in sufficient Quantities

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for

The Shrewsbury Improvement Act, 1855.

for flushing the Sewers and Drains, for putting out Fires, for cleansing and watering the Streets, and for other public Purposes :

- (6.) For the above Purposes or any of them the Corporation may demand such Supply from the *Shrewsbury Waterworks Company* or any other Company or Person supplying Water within the Limits, and such Company or Person shall supply the same within the Limits at such Rates, in such Quantities, and upon such Terms and Conditions as may be agreed upon, or as, in the Case of the *Shrewsbury Waterworks Company*, they are at present bound to supply the same for any of the said Purposes, or, in case of Disagreement, as may from Time to Time be settled by Two Justices, not being Members of the Corporation.

Supply of Water compulsory when it can be furnished at Threepence per Week.

XCV. If it appears to the Corporation that any House is without a proper Supply of Water, and that such Supply can be provided by any Company or Person as aforesaid at an Expense not exceeding Threepence a Week, the Corporation may serve a Notice on the Owner or Occupier of such House, requiring him to obtain such Supply within a Time to be specified in such Notice, and to do all such Works as may be necessary for that Purpose; and if such Owner or Occupier fails to comply with such Notice the Corporation may themselves do such Works, and all Expenses incurred by them in so doing shall be recoverable accordingly as Damages.

Offences with respect to Water.

XCVI. The Offences herein-after mentioned shall be punished in manner following; (that is to say,)

First, as to injuring Waterworks :

- (1.) If any Person wilfully or carelessly breaks, injures, or opens any Lock, Cock, Waste Pipe, or Waterworks belonging to or by means of which Water is supplied to or on account of the Corporation; or,
- (2.) Unlawfully flushes, draws off, diverts, or takes Water from any Waterworks belonging to or by which Water is supplied to or on account of the Corporation, or from any Waters or Streams by which such Waterworks are supplied; or,
- (3.) Wilfully or negligently wastes or causes to be wasted any Water with which he is supplied by or on account of the Corporation,

he shall for every such Offence forfeit a Sum not exceeding Five Pounds, and a further Penalty of Twenty Shillings for each Day during

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during which the Offence is committed after written Notice in that Behalf has been given to him :

Second, as to fouling Water :

- (1.) If any Person bathes in any Stream, Reservoir, Conduit, Aqueduct, or other Waterworks belonging to or by which Water is supplied to or on account of the Corporation ;
- (2.) Washes, cleanses, throws, or causes to enter in any such Stream, Reservoir, Conduit, or other Waterworks any Animal, Rubbish, Filth, Stuff, or Thing of any kind whatsoever, or causes or permits or suffers to run or be brought therein the Water of any Sink, Sewer, Drain, Engine, or Boiler, or other filthy, unwholesome, or improper Water ;
- (3.) Does anything whatsoever whereby any Water belonging to or supplied to or on account of the Corporation may be fouled,

he shall for every such Offence forfeit a Sum not exceeding Five Pounds, and a further Sum of Twenty Shillings for each Day during which the Offence is continued, after written Notice in that Behalf has been given to him :

Third, as to fouling Water with Gas :

If any Person, being Proprietor of any Gasworks, or engaged in the Manufacture or Supply of Gas, causes or suffers to be brought or to flow into any Stream, Reservoir, Conduit, Aqueduct, or Waterworks belonging to or by which Water is supplied to or on account of the Corporation, or into any Drain or Pipe communicating therewith, any Washing or other Substance produced in the Manufacture or Supply of Gas, or wilfully does any Act connected with the Manufacture or Supply of Gas whereby the Water in any such Stream, Reservoir, Aqueduct, or Waterworks is fouled,

he shall for every such Offence incur a Penalty not exceeding Two hundred Pounds, and after Notice in Writing has been given to him by the Corporation a further Sum of Twenty Pounds for every Day during which the Offence is continued or during the Continuance of the Act whereby the Water is fouled ; and every such Penalty shall be recoverable, with full Costs of Suit, by Action of Debt ; and if any Water supplied by, belonging to, or by which Water is supplied to or on account of the Corporation is fouled in any Manner by the Gas of any such Proprietor or Person as last aforesaid, he shall for every such Offence incur a Penalty not exceeding Twenty Pounds, and a further Sum not exceeding Ten Pounds for every Day whilst the Offence is continued after Notice has been given to him by the Corporation ; and for the Purpose of ascertaining whether such Water is fouled by the Gas of any such Proprietor or Person, the Corporation may, upon giving Twenty-four Hours Notice of their Intention, lay open and examine any Pipes, Conduits, and Works from which the
Gas

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Gas is supposed to escape ; and if upon such Examination it appears that the Water has been fouled by the Gas proceeding from or contained in the Pipes, Conduits, or Works examined, the Expenses of the Examination shall be paid and borne by the Person to whom such Pipes, Conduits, or Works belong or under whose Management or Control they may be, and be recoverable from him in the summary Manner herein-after provided ; but if it appear that the Water has not been fouled, then such Expenses, and all Damages occasioned by the Examination, shall be paid by the Corporation out of the General Improvement Rate levied under this Act, and be recoverable from them in the summary Manner provided by the Public Health Act, 1848.

Provision for
Debts under
first-recited
Act.

XCVII. For the Purpose of paying off and discharging all Sums of Money now due and chargeable upon the Rates and Assessments authorized to be made and levied by virtue of the said first above-recited Act, it shall be lawful for the Corporation hereby appointed, and they are hereby required, to make, raise, and levy from Time to Time such special Rates and Assessments within the Limits comprised within the said Act, in respect of which any Sum or Sums of Money shall remain due and payable, as may be necessary for the Purpose of paying off such Moneys, and all Interest or annual Payments in respect thereof, so nevertheless that the Amount of any Rate or Rates, Assessment or Assessments, so to be made, shall not exceed the Amount authorized to be made and levied by the Special Act by which the same is created, for which Purposes the said Corporation shall have, and they are hereby vested with, all the Powers of the Trustees under the said Act in regard to the making and levying of such special Rates or Assessments ; and separate Accounts shall be kept of the Sums of Money so due, and of the Assessments, Receipts, and Payments in respect thereof respectively, and the Money to be raised by such special Rate or Assessment shall be exclusively applied in liquidating and paying off the Expenses of every Description to be incurred by the Corporation in collecting and recovering the said Rates, and in liquidating the Sums of Money due on the Security of the said Rates or Assessments, and the Interest and annual Payments due in respect thereof, in the Manner appointed by the said recited Act : Provided always, that the Funds at the Disposal of the Corporation for the general Purposes of this Act shall not be subject or liable to the Payment of any Debts or Liabilities incurred under the said first above-recited Act as aforesaid, or to the Interest due or to become due in respect thereof.

Lighting
Rate.

XCVIII. The Corporation shall annually make a Rate, to be called the Lighting Rate, not exceeding One Shilling in the Pound on the Assessment for the Relief of the Poor in the said Borough,
for

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for the Payment of all Expenses which may from Time to Time be incurred by them in lighting, or causing or procuring to be lighted, the Streets and other public Places and Buildings under their Control, and such Rate shall be of such Amount as, together with the Balance of Moneys in their Hands applicable to the same Purpose, shall be sufficient to defray such Expenses; and the said Rate shall be rated and assessed upon the Occupiers of all Lands, Buildings, Tenements, and Hereditaments rateable to the Relief of the Poor within the Limits of this Act, and shall be assessed upon the full and fair annual Value to which such Lands, Buildings, Tenements, and Hereditaments shall be rated, or shall be rateable according to the last Valuation made and acted upon for the Rate for the Relief of the Poor within the said Limits, and such Rate shall be levied and recovered as other Rates under this Act may be levied and recovered: Provided always, that the Occupier of any Land used as Arable, Meadow, or Pasture Ground only, or as Woodland, Market Garden, or Nursery Ground, shall be assessed in respect of the same in the Proportion of One Third Part only of such net annual Value thereof, and that the Owner of the Tithe Commutation Rentcharge shall be assessed in respect thereof in the Proportion of One Third Part only of the annual Amount of such Rentcharge: Provided also, that whenever the Balance in the Hands of the Corporation applicable to the Purposes aforesaid shall in their Opinion be sufficient to defray the Expenses chargeable upon the Lighting Rate for the ensuing Year, no Lighting Rate for that Year shall be made or levied.

XCIX. Notwithstanding anything contained in this Act or in the Acts herewith incorporated, or in the One hundred and thirteenth Section of the Public General Act of the Fifth and Sixth Years of the Reign of King *William* the Fourth, Chapter Fifty, the Corporation, in addition to the Rates by this Act authorized, may, and, if a separate Rate shall be necessary for the Purposes of any Highway, shall, levy as a Highway Rate the Rate by the said Act of the Fifth and Sixth Years of the Reign of King *William* the Fourth authorized to be levied by the Surveyors of the Highways or any Portion thereof: Provided always, that in the event of any separate Rate for the Maintenance of the Highways within the Borough being so levied the Proceeds of such Rate shall be devoted to the Maintenance, Repair, and Improvement of the Highways within the Borough, and for no other Purpose; and all Lands used as Arable, Meadow, or Pasture Ground only, or as Woodland or Plantation, and all Lands covered with Water and used as a Canal, and any Towing-path to the same, and all Lands used as a Railway for public Conveyance, constructed under the Powers of any Act of Parliament, shall be rated to such Rate on the full net annual Value of such Lands respectively; and during the Continuance of any separate

Corporation may levy Highway Rate authorized by 5 & 6 W. 4. c. 50.

Arable Lands, &c. to be on net annual Value.

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Rate

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Rate for the Maintenance of the Highways it shall not be lawful for the Corporation to lay out or expend in the Maintenance, Repair, and Improvement of such Highways any of the Rates or Moneys by this Act authorized to be levied, except such Highway Rate.

Power to
levy General
Improve-
ment Rate.

C. In addition to the Lighting Rate by this Act authorized to be made, and the Highway Rate, if any shall be made under the Powers of this Act, the Corporation shall annually make a Rate, to be called "The General Improvement Rate," for the Payment of all Expenses which may from Time to Time be properly incurred by them in the Execution of this Act, and which may not otherwise be sufficiently provided for by this Act; and such Rate shall be of such Amount as, together with the Moneys which by virtue of this Act shall be added thereto or brought in aid thereof from Time to Time, shall be sufficient to defray the Expenses last aforesaid, and the Sums of Money received in respect of such General Improvement shall be carried to the Improvement Fund Account herein-after mentioned.

Application
of Improve-
ment Fund.

CI. All Rates, Tolls, Rents, and other Moneys which shall come to the Hands of the Corporation under the Provisions of this Act or any Act herewith incorporated shall be paid to the Treasurer of the Borough, and (except such Rates, Rents, or Profits as may arise from the Slaughter-houses, Markets, and Market Places, and the Lighting Rate and Highway Rate, if any Highway Rate shall be made under the Powers of this Act,) shall be considered a separate Fund, to be called the Improvement Fund, and such Fund shall be applied as follows :

Firstly, in Payment of the Expenses of obtaining and passing this Act :

Secondly, in Payment of the Interest of any Moneys which may hereafter be borrowed on the Credit of the Rates by this Act authorized (excepting as herein-before excepted), and other Property by this Act vested in the Corporation :

Thirdly, in setting apart a Sum equal to One Thirtieth Part of the Moneys borrowed under this Act to form a Sinking Fund for paying off such Moneys :

Fourthly, in paying the Expenses incurred in the Execution of the Powers by this Act conferred for the Improvement and Regulation of the Borough :

Fifthly, in paying, in the Order herein-before directed, such further Sum or Sums as may be required in case any Deficiency shall at any Time exist in the Funds herein-before made applicable to such Purposes to meet the several Payments herein-before directed to be secondly and thirdly made out of the Moneys received by the Corporation in respect of the Waterworks, when the same shall become vested in the Corporation : And,

Lastly,

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Lastly, in paying off any Principal Sums that may be due in respect of Money borrowed on the Credit of the Rates and other Property by this Act vested in the Corporation.

CII. The Treasurer of the Borough shall, in Books kept for that Purpose, enter or cause to be entered true Accounts of all Sums of Money by him received and paid, and of the several Matters for which such Sums shall have been received and paid, under and by virtue of any of the Provisions of this Act, and such Books shall at all seasonable Times be open to the Inspection of any of the Aldermen or Councillors of the Borough, and any Mortgagee under this Act, without Fee or Reward; and all such Accounts, with all Vouchers and Papers relating thereto, shall be submitted by the Treasurer to the Auditors of the Borough, and such Accounts shall be audited in the same Manner as the Accounts of the Borough are directed to be audited under the Provisions of the Act of the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to provide for the Regulation of Municipal Corporations in England and Wales.*

Accounts to be kept by Borough Treasurer, and audited in the same Manner as the Borough Accounts.

5 & 6 W.4.
c. 76.

CIII. In the Month of *September* in every Year the Treasurer shall make out in Writing, and shall cause to be printed, a full Abstract of such Accounts for the preceding Year ending upon the Thirty-first Day of *August*, and a Copy thereof shall be open to the Inspection of every Mortgagee or other Creditor of the Corporation by virtue of this Act, and of all the Ratepayers of such Borough, and Copies thereof shall be delivered to all such Persons on Payment of a reasonable Price for each Copy.

Accounts to be made out annually, and published.

CIV. The Owners and Occupiers of Houses, Buildings, Courtyards, Yards, and Gardens, and all other Property within the Limits of this Act, except as after excepted, shall be rated to the said General Improvement Rate at the net annual Value of the same: Provided always, that Owners and Occupiers of any Land used as Arable, Meadow, or Pasture Ground only, or as Woodlands, Market Gardens, or Nursery Grounds, and of all Lands covered with Water and used only as a Canal, and any Towing-path to the same, and all Lands used as a Railway for public Conveyance within the Limits of this Act, shall be rated under the Powers of this Act and of any of the Acts incorporated herewith at One Fourth only of the net annual Value of such Lands respectively.

Houses and Buildings to be rated to General Improvement Rate at net annual Value; Land One Fourth of annual Value.

CV. No Person shall be rated to any General Improvement Rate made in pursuance of this Act in respect of Tithes or of any Building exclusively used for the Purposes of Religious Worship or public Charity, or Education of the Poor, or for scientific Purposes, where

Exemption from Rates.

The Shrewsbury Improvement Act, 1855.

where the same is not used for Purposes of Profit, or for any Two or more of such Purposes, or any Building or Land belonging to the Corporation.

Owners of
Property not
exceeding 6*l.*
annual
Value to
pay Rates.

CVI. The Owners of all rateable Property of which the full net annual Value does not exceed the Sum of Six Pounds, or which are let to weekly or monthly Tenants or in separate Apartments, shall be rated to and pay all Rates of every Description by this Act directed to be made, instead of the Occupiers thereof; and it shall be lawful for the Corporation to make and enter into Compositions with any Owners of such Property for the Payment of all or any of the Rates to be made under this Act, upon such reduced Estimate of the net annual Value at which the Premises are then assessed, not being less than One Half or more than Two Thirds of the net annual Value, as the Corporation shall deem to be reasonable.

Limit of
Amount of
Rates.

CVII. The total Amount of Rates, exclusive of Highway and Lighting Rates, to be levied in any One Year, under the Provisions of this Act, shall not exceed the Sum of One Shilling and Sixpence in the Pound on the Assessment for the Relief of the Poor in the said Borough.

Manner of
making
Rates.

CVIII. Every Rate made under this Act shall be sealed with the Common Seal of the Corporation, and so sealed shall be valid without any Signature.

Rates may
be continued
in force
longer than
a Year.

CIX. It shall not be incumbent on the Corporation to make a new Rate or Assessment every Year, but they may at any Time order that the then Rate or Assessment last made shall continue in force, and the same shall accordingly, with such Additions or Alterations, if any, as the Corporation shall think necessary, continue in force until a new Rate or Assessment shall be made; provided that any Person who may think himself aggrieved by any Rate or Assessment so continued by the Corporation shall, after the Order for the Continuance of any Rate, have the same Right of Appeal as is provided by "The Towns Improvement Clauses Act, 1847," with respect to the Appeal to be made against any Rate.

Power to
increase
Rate by
Consent of
Ratepayers.

CX. If at any Time it shall appear that the said Sum of One Shilling and Sixpence in the Pound is not sufficient for the Purposes of this Act, it shall be lawful for the Corporation, with the Consent of Three Fifths (in Value) of the Ratepayers assessed to the said General Improvement Rate present at a Special Meeting to be called and held for the Purpose of increasing the Rate of One Shilling and Sixpence in the Pound, at which Special Meeting it shall not be lawful for any Ratepayer who shall not have paid up any such Rate due from him
under

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under this Act to attend and vote (provided such Rates shall have been lawfully demanded), to increase the said Rate, so as the same shall not in any One Year exceed the Sum of Three Shillings in the Pound on such annual Value as aforesaid : Provided always, that not less than Ten Days Notice of the Intention of the Corporation to hold such Special Meeting, and to make any Increase of Rate, shall be given by Advertisement in a Newspaper published and circulating within the Borough.

CXI. Any Rate made by the Corporation for any of the Purposes of this Act may be made either wholly prospectively, or partly prospectively and partly retrospectively, and for defraying Liabilities incurred or to be incurred, or both.

Rate prospective and retrospective.

CXII. It shall be lawful for the Corporation from Time to Time to borrow Money for any Purpose for which, by virtue of this Act or of any of the incorporated Acts, or otherwise, the Corporation may require and lawfully take up Money on Mortgage, (except where any such Money is by this Act expressly directed to be raised by Mortgage of some other Rate or Property of the Corporation,) on Mortgage of the General Improvement Rate : Provided always, that the Money so to be borrowed shall not at any Time exceed in the whole the assessable Value for One Year of the Premises assessable to such General Improvement Rate ; and the Corporation shall in every Year pay off not less than One Thirtieth Part of the Money so borrowed, and Interest thereof, by equal Instalments, until the whole of the Principal Money so borrowed, and Interest thereof, has been discharged.

Power to borrow Money on Mortgage of the Rates.

CXIII. The Corporation may at any Time reborrow any Sum of Money from Time to Time repaid by them, unless it be repaid by means of a Sinking Fund under this Act, and in which Case, and to the Extent of the Amount paid off by means of the Sinking Fund, their respective Powers of borrowing and reborrowing shall cease.

Powers to reborrow.

CXIV. If at the Time appointed by any Mortgage Deed for Payment of the Principal Money secured thereby the Corporation are unable to pay off the same, they may, if they shall think fit, borrow such Sum of Money as may be necessary for the Purpose of paying off the whole or any Part of the Principal Money, and may secure the Repayment of the same, and the Interest to be paid thereon, in the same Manner in all respects and upon the Rates or Property upon which the Principal Money to be paid off was secured.

Power to borrow Money to pay off former Mortgages.

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Arrears may
be enforced
by Appoint-
ment of a
Receiver.

CXV. The Mortgagees of the Corporation under this Act shall be at liberty and are hereby empowered to enforce the Payment of the Arrears of Interest, or the Arrears of Principal and Interest, for the Time being due to them, by the Appointment of a Receiver; and in order to authorize the Appointment of such Receiver the Amount owing to the Mortgagee or Mortgagees by whom Application for such Receiver shall be made shall not be less than Two thousand Pounds in the whole.

Liability to
Rates, &c.
not to dis-
qualify Jus-
tices.

CXVI. Any Justice shall not be disqualified for acting in the Execution of this Act by reason of his being liable to the Payment of any Money towards the Rates authorized to be raised under this Act.

Contracts
for Supplies
of Water and
for Execu-
tion of
Works not
to disqualify
Members of
Council.

CXVII. And whereas by the Act for the Regulation of Municipal Corporations in *England* and *Wales* it is enacted, that a Person shall not be qualified to be a Councillor or Alderman of any Borough during such Time as he has, directly or indirectly, by himself or his Partner, any Share or Interest in any Contract or Employment with, by, or on behalf of the Council of such Borough; provided that a Person shall not be disqualified for being a Councillor or Alderman of any Borough by reason of his being a Proprietor or Shareholder of any Company which contracts with the Council of such Borough for supplying with Water any Part of such Borough; and it is expedient that any Contract for any Supply of Gas or Water under this Act, or for the Execution by the Corporation of any Work which they require to be done by any Owner or Occupier, shall not occasion any such Disqualification: Therefore the Word "Contract" in that Enactment shall not extend by way of Disqualification to any Contract for any Supply of Gas or Water to or from the *Shrewsbury* Gaslight Works or the *Shrewsbury* Waterworks, to which the Corporation at any Time are party or privy, or to any Contract by the Corporation with any Owner or Occupier for the Execution by the Corporation of any Work which under this Act the Corporation may require such Owner or Occupier to do at his own Expense.

Members of
the Council
not to vote
on Contracts
wherein they
have an In-
terest.

CXVIII. No Member of the Council of the Borough shall vote on or take part in the Discussion of any Matter before the Council relating to any Contract with the Corporation relating to any of the Purposes of this Act, in which such Member, at the Time of such voting or discussing, has, directly or indirectly, by himself or his Partner, any pecuniary Interest other than his Interest in common with the Burgesses at large.

Appoint-
ment of In-
spectors of

CXIX. The Corporation may from Time to Time appoint Inspectors of Weights and Measures to act within the Borough, and the
Borough

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Borough shall be a separate District for the Inspection of Weights and Measures accordingly ; and the Corporation may provide for the Purposes of this Act such Copies of the Imperial Standard Weights and Measures as they think fit ; and every Person appointed by the Corporation an Inspector of Weights and Measures may and shall execute the Duties of his Office with the like Powers, Liberties, and Indemnities, and shall be subject to the like Provisions, Restrictions, Pains, and Penalties, as if he had been duly appointed to the Office by the General or Quarter Sessions, and the Borough had been duly assigned by the General or Quarter Sessions as a separate District for such Inspection.

Weights and Measures.

CXX. Provided always, That nothing in this Act contained shall extend or be construed to extend to the Prejudice of any Right which the *Shrewsbury Waterworks Company* now have of breaking up the Pavements of the Streets in the Town of *Shrewsbury*, for the more easy or convenient laying down, amending, repairing, and taking up the Water Pipes belonging to the said Company, the said Company from Time to Time and at all Times, as often as Occasion shall require, well and sufficiently repairing and making good such Parts and so much of the said Pavements within the said Town as they or any Person or Persons by their Order shall break up.

Saving the Rights of the *Shrewsbury Waterworks Company*.

CXXI. Provided always, notwithstanding the Repeal herein-before contained of the first above-recited Act, That nothing in this Act shall extend or be construed to release or discharge the said *Shrewsbury Waterworks Company* from the Liability incumbent on them, under and by virtue of the Forty-seventh Section of the said recited Act passed in the Seventh and Eighth Years of the Reign of His late Majesty King *George* the Fourth, Chapter Eighty-three, but that the said Section shall remain in full Force, Validity, and Effect, in like Manner as if this Act had not been passed ; and the said Company shall be bound to supply Water for the Purposes therein specified within the Limits of this Act ; and the Corporation shall, from and after the Commencement of this Act, have all such and the same Rights, Powers, and Privileges as are thereby granted and secured to the Trustees acting in pursuance of the said first above-recited Act, in the same Manner as if the Corporation had been named in the said Section in place of the said Trustees.

Not to release *Shrewsbury Waterworks Company* from Liabilities.
7 & 8 G. 4.
c. lxxxiii.

CXXII. Nothing in this Act contained shall extend or be construed to extend to the Prejudice of any Right which the *Shrewsbury Gaslight Company* now have of breaking up the Pavement of the Streets and Bridges in the said Town, Precincts, and Suburbs, for the Purpose of laying down, amending, repairing, or taking up the Gas

Saving the Rights of the *Shrewsbury Gaslight Company*.

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Gas Pipes belonging to the said Company: Provided always, that in case the said Company, or any of their Agents or Servants, or any Person or Persons acting by or under their Authority, shall not well and sufficiently make good and repair the said Pavements so to be broken up as aforesaid to the Satisfaction of the Corporation, Two Days after being required so to do by the Corporation, or by their Surveyor or Surveyors, by Notice in Writing under their or his Hand or Hands, then and in every such Case it shall and may be lawful to and for the Corporation, their Surveyor or Surveyors, or any other Person or Persons acting by or under the Authority of the Corporation, well and sufficiently to make good and repair the Pavements so to be broken up, and the reasonable Costs and Charges thereof shall be paid by the said Company or their Treasurer, and in default of Payment thereof for Ten Days next after Demand in Writing shall be made by such Surveyor or other Person acting by or under the Authority of the Corporation, Proof of such Demand being made by the Oath of Two credible Witnesses before One or more Justice or Justices of all such reasonable Costs and Charges, together with any Sum not exceeding One Pound *per* Day for every Day the same shall remain unpaid, by way of Penalty, it shall be lawful to levy and recover the same by Distress and Sale of the Goods and Chattels of the said Company, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal or Hands and Seals of any Justice or Justices, which Warrant such Justice or Justices is and are hereby empowered to grant; and One Fourth Part of such Penalty shall be paid to the Informer, and the remaining Three Fourths to the Corporation, together with such Costs and Charges as such Justice or Justices shall order to be paid.

Reserving
Powers con-
ferred by
Municipal
Corporation
Acts.

CXXIII. Nothing herein contained shall be held to alter any of the Powers, Privileges, and Authorities vested in the Corporation by or in pursuance of any of the Acts of Parliament now in force or which may hereafter pass in relation to Municipal Corporations; and, except so far as is herein otherwise provided, the said Powers, Privileges, and Authorities shall extend and apply to the Objects and Purposes of this Act, and may be exercised in the Execution of or otherwise in relation to such Purposes.

Nothing to
prejudice
Rights, &c.
of Corpora-
tion of
Shrewsbury
under certain
Acts.

CXXIV. Nothing herein contained shall be held to prejudice or take away any of the Rights, Powers, Privileges, or Immunities of the Corporation under or in virtue of the said recited Act of the First Year of the Reign of His late Majesty King *George* the Fourth relating to the *Shrewsbury* Gaslight Company, or the said recited Acts of the Seventh and Eighth and Tenth Years of the Reign of His said late Majesty King *George* the Fourth, relating to the *Shrewsbury* Water-

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Waterworks Company, all which are hereby reserved entire in like Manner as if this Act had not been passed.

CXXV. The Costs, Charges, and Expenses of and attending Expenses the passing this Act, and preparatory thereto, shall be paid by the of Act. Corporation.

SCHEDULES referred to in the foregoing Act.

SCHEDULE (A.)

TOLLS TO BE TAKEN IN THE OPEN MARKET PLACE.

Rents, Tolls, and Stallages for the Provision Markets.

MEAT MARKET.

For every Butcher's Stall, the Size and Space of which shall be in the Discretion of the Council, for each Market Day not exceeding the Sum of - - - - - 0 1 0

FISH MARKET.

For every Fish Stall, the Size and Space of which shall be in the Discretion of the Council, for each Market Day not exceeding the Sum of - - - - - 0 0 6

For every Pair of Panniers, Hampers, or other Baskets or Things containing Fish, and measuring not more than 4 Feet in Length, 3½ Feet in Breadth, and 18 Inches in Depth, and occupying in Space not more than 14 Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - - - 0 0 6

And if occupying a larger Space, then for every additional Superficial Foot not exceeding the Sum of - - - 0 0 1

For every single Pannier, Hamper, or other Basket or Thing containing Fish, and measuring not more than 4 Feet in Length, 21 Inches in Breadth and 18 Inches in Depth, and occupying in Space not more than 7 Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - - - 0 0 3

And if occupying a larger Space, then for every additional Superficial Foot not exceeding the Sum of - - - 0 0 1

POULTRY MARKET.

For every Yard in Length of Bench or Table Room for the exposing to Sale Poultry, Pork, Butter, Eggs, or other Articles of Provision commonly sold in Poultry Markets, for each Market Day not exceeding the Sum of - - - - - 0 0 4

For every Pair of Panniers, Hampers, or other Baskets, Pens, or Things containing Poultry or other Articles aforesaid, and measuring not more than 4 Feet in Length, 3½ Feet in Breadth, and 18 Inches in Depth, and occupying a Space not more than 14 Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - - - - - 0 0 6

And if occupying a larger Space, for every additional Superficial Foot not exceeding the Sum of - - - - - 0 0 1

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For every single Pannier, Hamper, or other Basket or Pen containing any of the before-mentioned Articles, and measuring not more than 4 Feet in Length, 21 Inches in Breadth, and 18 Inches in Depth, and occupying in Space not more than 7 Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - - - - - £ s. d. 0 0 3

If occupying a larger Space, for every additional Superficial Foot not exceeding the Sum of - - - - - 0 0 1

For every Hand Basket, Hamper, or other Basket or Thing containing any of the Articles aforesaid, and measuring not more than 2 Feet in Length, 15 Inches in Breadth, and 7 Inches in Depth, for each Market Day not exceeding the Sum of - 0 0 1

VEGETABLE AND FRUIT MARKET.

For every Stall, the Size and Space of which shall be in the Discretion of the Council, for each Market Day not exceeding the Sum of - - - - - 0 0 4

For every Pair of Panniers, Hampers, or other Baskets containing Vegetables or Fruit, and measuring not more than 4 Feet in Length, 3½ in Breadth, and 18 Inches in Depth, and occupying in Space not more than 14 Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - 0 0 3

If occupying a larger Space, for every additional Superficial Foot not exceeding the Sum of - - - - - 0 0 0½

For every single Pannier, Hamper, or other Basket containing Vegetables or Fruit, and measuring not more than 4 Feet in Length, 1 Foot 9 Inches in Breadth, and 18 Inches in Depth, and occupying in Space not more than 7 Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - - - - - 0 0 1½

If occupying a larger Space, for every additional Superficial Foot not exceeding the Sum of - - - - - 0 0 0½

For every Hand Basket, Hamper, or other Basket or Thing containing Vegetables or Fruit, and measuring not more than 2 Feet in Length, 15 Inches in Breadth, and 12 Inches in Depth, for each Market Day not exceeding the Sum of - - - - - 0 0 1

For every Sack or Bag (containing not more than 12 Pecks, Winchester Measure,) of Potatoes, Carrots, Turnips, Beans, Peas, or other Vegetables or Fruit pitched in the Market, or at any Place adjacent thereto, for each Market Day not exceeding the Sum of 0 0 1

For every Superficial Foot of Ground used or occupied by Persons offering for Sale or selling Cabbage or other Plants, Apple Trees or Shrubs, or for any other Purpose not herein-before provided for, for any Space of Time not exceeding One Day any Sum not exceeding - - - - - 0 0 1

OTHER GOODS EXPOSED FOR SALE.

For each and every Superficial Foot occupied in exposing to Sale any Goods, Wares, Merchandise, or Provisions, or any other

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Article whatsoever not herein-before enumerated, for any Space	£	s.	d.
of Time not exceeding One Day any Sum not exceeding	-	0	0 1

The several Rents, Tolls, and Stallages before mentioned and specified to be payable and paid for and in respect of the Occupation or Use of any Stall, Standing Place, Bench, Compartment, or Space of Ground, as well by the original Taker or Occupier thereof for a Part or Portion of the Day, in case he or she shall not occupy the same the whole Day, as also by any subsequent Taker or Occupier of the same for the Residue or any other Part or Portion of the same Day, and the Council may apportion the Rents according to Eligibility of Situation.

Tolls for weighing and measuring Meat and Goods.

For every Quantity of Meat or Thing weighing not exceeding	£	s.	d.
20 Pounds Avoirdupois, not exceeding the Sum of	-	0	0 0½
For every Quantity of Meat or Thing weighing more than 20 Pounds and not exceeding 112 Pounds, any Sum not exceeding	0	0	1
And so in proportion for any greater or less Quantity than 112 Pounds over and above 112 Pounds.			
For every Quantity of Goods and Things sold by Measure, measuring not exceeding 1 Bushel, any Sum not exceeding the Sum of	-	0	0 0½
For every Quantity more than a Bushel and not exceeding 2 Bushels, any Sum not exceeding the Sum of	-	0	0 1
And for every Bushel beyond 2 Bushels, any Sum not exceeding the Sum of	-	0	0 0½

Tolls for weighing Waggon, Carts, and Carriages.

For every Waggon or other Four-wheeled Carriage, with the Loading thereof, any Sum not exceeding	-	0	0 6
For every Cart or other Two-wheeled Carriage, with the Loading thereof, any Sum not exceeding	-	0	0 3

SCHEDULE (B.)

Rents, Tolls, and Stallages for the Provision Markets.

MEAT MARKET.

For every Butcher's Stall, the Size and Space of which shall be in the Discretion of the Council, for each Market Day not exceeding the Sum of	-	0	4 0
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FISH MARKET.

For every Fish Stall, the Size and Space of which shall be in the Discretion of the Council, for each Market Day not exceeding the Sum of	-	0	2 0
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For every Pair of Panniers, Hampers, or other Baskets or Things containing Fish, and measuring not more than 4 Feet in Length, 3½ Feet in Breadth, and 18 Inches in Depth, and occupying in Space not more than 14 Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of	-	0	2	0
And if occupying a larger Space, then for every additional Superficial Foot not exceeding the Sum of	-	0	0	4
For every single Pannier, Hamper, or other Basket or Thing containing Fish, and measuring not more than 4 Feet in Length, 21 Inches in Breadth, and Eighteen Inches in Depth, and occupying in Space not more than 7 Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of	-	0	1	0
And if occupying a larger Space, then for every additional Superficial Foot not exceeding the Sum of	-	0	0	4

POULTRY MARKET.

For every Yard in Length of Bench or Table Room for the exposing to Sale Poultry, Butter, Eggs, or other Articles of Provision commonly sold in Poultry Markets, for each Market Day not exceeding the Sum of	-	0	1	4
For every Pair of Panniers, Hampers, or other Baskets, Pens, or Things containing Poultry or other Articles aforesaid, and measuring not more than 4 Feet in Length, 3½ Feet in Breadth, and 18 Inches in Depth, and occupying a Space not more than 14 Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of	-	0	2	0
And if occupying a larger Space, for every additional Superficial Foot not exceeding the Sum of	-	0	0	4
For every single Pannier, Hamper, or other Basket or Pen containing any of the before-mentioned Articles, and measuring not more than 4 Feet in Length, 21 Inches in Breadth, and 18 Inches in Depth, and occupying in Space not more than 7 Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of	-	0	1	0
If occupying a larger Space, for every additional Superficial Foot not exceeding the Sum of	-	0	0	4
For every Hand Basket, Hamper, or other Basket or Thing containing any of the Articles aforesaid, and measuring not more than 2 Feet in Length, 15 Inches in Breadth, and 7 Inches in Depth, for each Market Day not exceeding the Sum of	-	0	0	4

VEGETABLE AND FRUIT MARKET.

For every Stall, the Size and Space of which shall be in the Discretion of the Council, for each Market Day not exceeding the Sum of	-	0	1	4
For every Pair of Panniers, Hampers, or other Baskets containing Vegetables or Fruit, and measuring not more than 4 Feet in Length, 3½ Feet in Breadth, and 18 Inches in Depth, and occupying in				
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	£	s.	d.
Space not more than 14 Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - - - - -	0	1	0
If occupying a larger Space, for every additional Superficial Foot not exceeding the Sum of - - - - -	0	0	2
For every single Pannier, Hamper, or other Basket containing Vegetables or Fruit, and measuring not more than 4 Feet in Length, 1 Foot 9 Inches in Breadth, and 18 Inches in Depth, and occupying in Space not more than 7 Feet Superficial Measure on the Ground, for each Market Day not exceeding the Sum of - - - - -	0	0	6
If occupying a larger Space, for every additional Superficial Foot, not exceeding the Sum of - - - - -	0	0	2
For every Hand Basket, Hamper, or other Basket or Thing containing Vegetables or Fruit, and measuring not more than 2 Feet in Length, 15 Inches in Breadth, and 12 Inches in Depth, for each Market Day, not exceeding the Sum of - - - - -	0	0	4
For every Sack or Bag (containing not more than 12 Pecks, Winchester Measure) of Potatoes, Carrots, Turnips, Beans, Peas, or other Vegetables or Fruit, for each Market Day not exceeding the Sum of - - - - -	0	0	4
For every Superficial Foot of Ground used or occupied by Persons offering for Sale or selling Cabbage or other Plants, Apple Trees or Shrubs, or for any other Purpose not herein-before provided for, for any Space of Time not exceeding One Day any Sum not exceeding - - - - -	0	0	4

OTHER GOODS EXPOSED FOR SALE.

For each and every Superficial Foot occupied in exposing to Sale any Goods, Wares, Merchandise, or Provisions, or any other Article whatsoever, not herein-before enumerated, for any Space of Time not exceeding One Day any Sum not exceeding - - - - -	0	0	4
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The several Rents, Tolls, and Stallages before mentioned and specified to be payable and paid for and in respect of the Occupation or Use of any Stall, Standing Place, Bench, Compartment, or Space of Ground, as well by the original Taker or Occupier thereof for a Part or Portion of the Day, in case he or she shall not occupy the same the whole Day, as also by any subsequent Taker or Occupier of the same for the Residue or any other Part or Portion of the same Day, and the Council may apportion the Rents according to Eligibility of Situation.

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