



ANNO PRIMO & SECUNDO

# GULIELMI IV. REGIS.

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## *Cap. lxxvi.*

An Act for regulating the Vend and Delivery of Coals in the Cities of *London* and *Westminster*, and in certain Parts of the Counties of *Middlesex*, *Surrey*, *Kent*, *Essex*, *Hertfordshire*, *Buckinghamshire*, and *Berkshire*. [5th October 1831.]

**W**HEREAS the Acts now in force for regulating the Vend and Delivery of Coals in the Cities of *London* and *Westminster* and the Liberties thereof, and in certain Parts of the Counties of *Middlesex*, *Surrey*, *Kent*, and *Essex*, have been found insufficient to prevent the Commission of Frauds and Impositions in the Vend and Delivery of such Coals: And whereas the Objects intended to be effected by the said Acts would be more effectually promoted, and the Rates and Charges which tend to increase the Price of Coals might be reduced, if the said Acts were repealed, and other Provisions were made in lieu thereof: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That so much of an Act passed in the Ninth Year of the Reign of Queen *Anne*, intituled *An Act to dissolve the present and prevent the future Combination of Coal Owners, Lightermen, Masters of Ships, and others, to advance the Price of Coals, in prejudice of the Navigation, Trade, and*

Part of Act  
9 Ann. c. 28;

[Local.]

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Manu-

*Manufactures of this Kingdom, and for the further Encouragement of the Coal Trade, as directs that for the further Encouragement of the said Coal Trade, and for preventing of Frauds and Abuses therein, every Fitter or other Person vending or delivering Coals, or some or one of them, shall give a full, true, and ample Certificate or Certificates to each and every Ship Master, every Voyage, signed by his or their Handwriting, containing the Day of the Month and Year of such loading, the Masters and Ships Names, and the exact Quantity, and the usual Names of the several and respective Collieries out of which the said Coals are and shall be wrought and gotten, and the Price paid by the Master or Masters for each and every Sort of Coals that each and every Fitter or other Person vending or delivering Coals as aforesaid, his or their Agent or Servant, hath sold and loaded on board each and every Ship or Vessel, which said Certificate or Certificates shall, upon the Arrival of the said Ship at the Port of London or any other delivering Port, be registered, if delivered in the Port of London, at the Cocquet Office always kept and appointed by the Lord Mayor of London for the Time being, and if delivered in any other delivering Port, then at the Custom House with the Keeper of the Cocquets there, for registering whereof no more than Sixpence shall be paid, to which said Register any Person or Persons shall and may have Recourse to see and examine without Fee or Reward; and in case any Person or Persons omit or refuse to give such Certificate or Certificates as aforesaid, or shall give or make any false Certificate or Certificates, or any Master or Masters of any Ship or Vessel shall knowingly give in any false Certificate or Certificates to be registered, or shall not, within Forty-eight Hours after Entry of his Ship at the Custom House of London or other delivering Port, give in his or their Certificate or Certificates to be registered in manner aforesaid, or if the Person or Persons who ought to register, file, or enter such Certificate or Certificates, or his or their Clerk or Deputy officiating in such Office or Offices, shall neglect to register the same for the Space of Four-and-twenty Hours after the Delivery of such Certificate or Certificates into such Office or Offices, or shall make a false Entry of such Certificate or Certificates, or refuse to show and produce such Certificate and Certificates, and Register thereof, to any Person or Persons coming at the usual Office Hours to see and inspect the same, every Person so offending shall for every such Offence forfeit and pay the Sum of Ten Pounds; and also an Act passed in the Forty-seventh Year of the Reign of King George the Third, intituled*

and the Acts  
47 G. 3.  
Sess. 2. c. 68;

56 G. 3. c. 21;

*An Act for repealing the several Acts for regulating the Vend and Delivery of Coals within the Cities of London and Westminster, and Liberties thereof, and in certain Parts of the Counties of Middlesex, Surrey, Kent, and Essex, and for making better Provision for the same; and also an Act passed in the Fifty-sixth Year of the Reign of King George the Third, intituled* *An Act for preventing Frauds in the Admeasurement and Delivery of Coals within the several Parishes in the County of Middlesex lying between the Parish of Saint Luke Chelsea and the Mouth of the River Colne near Staines, and also between Limehouse Hole and the Mouth of the River Lea near Blackwall, and also within the several Parishes in the Counties of Middlesex and Essex adjoining to both Banks of the River Lea and the Branches thereof, between the River Thames and Edmonton;*

and also an Act passed in the Fifty-seventh Year of the Reign of King George the Third, intituled *An Act to extend the Limits of an Act made in the last Session of Parliament, for preventing Frauds in the Admeasurement of Coals in certain Parishes in the Counties of Middlesex and Essex*; and also an Act passed in the same Year, intituled *An Act for continuing the Term and enlarging the Powers granted to the Principal Land Coal Meters for the City and Liberty of Westminster, and for extending the Limits of their Office to the Parish of Saint Luke Chelsea*; and also an Act passed in the Ninth Year of the Reign of King George the Fourth, intituled *An Act to enable His Majesty's Justices of the Peace for the County of Surrey to nominate and appoint Two or more Persons to act as Principal Land Coal Meters within and for the several Parishes and Places therein mentioned in the said County*; shall, from and after the Thirty-first Day of December next after the passing of this Act, be and the same are hereby repealed (except as to such Acts, Matters, and Things as shall have been done before the passing of this Act, and also except as to such Proceedings, Offences, Penalties, and Forfeitures as shall have been commenced, committed, or incurred before the passing of this Act, and which Proceedings, Offences, Penalties, and Forfeitures may be proceeded in or punished, recovered and enforced, according to the Provisions contained in the said Acts respectively): Provided always, that the several Acts and Provisions repealed by the said recited Acts or any of them shall not be revived, and that nothing herein contained shall have the Effect of reviving any Act or any Provision of any Act whatsoever.

57 G. 3. c. 1.

57 G. 3. c. 40.

and  
9 G. 4. c. 65.

repealed after  
31st Dec.  
1831.

Nothing  
herein to  
revive any  
former Acts.

II. And be it further enacted, That an Act passed in the First Year of the Reign of His present Majesty, intituled *An Act to continue, until the Fifth Day of July One thousand eight hundred and thirty-one, an Act passed in His late Majesty's Reign, to enable His Majesty's Justices of the Peace for the County of Surrey to nominate and appoint Two or more Persons to act as Principal Land Coal Meters within and for the several Places therein mentioned*, and the several Powers and Provisions contained therein, shall be and the same is and are hereby revived and continued until the First Day of January next after the passing of this Act.

1 W. 4. c. 137.  
continued  
until 1st Jan.  
1832.

III. And be it further enacted, That the Piece or Parcel of Land, with the Buildings thereon, called "The Coal Exchange," with the Hereditaments and Appurtenances, which by the said Act of the Forty-seventh Year of the Reign of King George the Third was declared to be vested in the Mayor and Commonalty and Citizens of the City of London, shall continue and the same is hereby vested in them for the Purposes of this Act.

Coal Ex-  
change to  
continue  
vested in the  
Corporation  
of London.

IV. And be it further enacted, That there shall continue to be in or upon the said Coal Exchange and Hereditaments a free, open, and public Market for the Sale of Coals brought into the Port of London, which shall be called "The Coal Market."

Coal Ex-  
change to be  
an open  
Market.

V. And be it further enacted, That it shall be lawful for the said Mayor, Aldermen, and Commons of the City of London, in Common

Power to  
continue,  
appoint, and

remove  
Clerks and  
Officers.

Common Council assembled, to continue and retain any Clerk or Clerks or other Officer or Officers of the said Coal Market, or to appoint such other Clerks and Officers, with such Salary or Salaries for his or their Trouble and Attendance there, as the said Mayor, Aldermen, and Commons, in Common Council assembled, shall from Time to Time think just and reasonable, and from Time to Time to remove or displace any of the said present or other Clerks or Officers, and to appoint other Clerk or Clerks, Officer or Officers, in his or their Stead.

Power to  
remove the  
Market, and  
to enlarge  
the present  
or any future  
Market Place.

VI. And be it further enacted, That it shall be lawful for the said Mayor, Aldermen, and Commons, in Common Council assembled, if they shall think proper, at any Time to remove the said Market to any other Place which they may from Time to Time think more convenient, and also at any Time to enlarge the said Coal Exchange, or other the Place where the said Market shall for the Time being be holden.

Corporation  
empowered  
to purchase  
Tenements  
and Heredi-  
taments.

VII. And be it further enacted, That for the Purpose of providing a Site for any new Market Place, or for enlarging the present or any future Market Place, it shall be lawful for the said Mayor, Aldermen, and Commons, in Common Council assembled, and they are hereby authorized and empowered, in the Name of the Mayor and Commonalty and Citizens of the City of *London*, to treat and agree for the Purchase of and from any Body or Bodies Politic, Corporate, or Collegiate, or any Person or Persons able or authorized by this Act and willing to sell the same, any Tenements or Hereditaments or Estates or Interests therein, which the said Mayor, Aldermen, and Commons, in Common Council assembled, shall think proper.

Bodies Po-  
litic, &c.  
Trustees, and  
other Persons,  
empowered  
to sell and  
convey, &c.

VIII. And be it further enacted, That it shall be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Tenants in Tail or for Life, Husbands, Guardians, Trustees, and Feoffees in Trust for charitable or other Purposes, Committees, Executors, and Administrators, and all other Trustees and Persons whomsoever, not only for and on behalf of themselves, their Heirs and Successors, and also for and on behalf of their Cestuique Trusts or Wards, whether Infants, Issue unborn, Lunatics, Idiots, Femes Covert, or other Person or Persons whomsoever, but also for and on behalf of the Person or Persons entitled in Remainder or Reversion, or for any other future Interest, and to and for all Femes Covert who are or shall be seised, possessed of, or interested in their own Right, or entitled to Dower or other Interest therein, and to and for all and every other Person or Persons whomsoever, who are or shall be seised or possessed of or interested in any Tenements and Hereditaments which, or Part of which, by the said Mayor, Aldermen, and Commons, in Common Council assembled, shall be thought necessary for the Purposes of this Act, to contract for, sell, and convey the same, and every or any Part thereof, to the Mayor and Commonalty and Citizens of the City of *London*; and all Contracts, Agreements, Bargains, Sales, Conveyances and Assurances, Acts and Deeds, which shall be made by such Bodies Politic, Corporate, or Collegiate, Trustee

Trustee or Trustees, or other Person or Persons as aforesaid, shall be valid and effectual in the Law to all Intents and Purposes whatsoever; and all Bodies Politic, Corporate, or Collegiate, and all Persons whomsoever, contracting or conveying as aforesaid, are hereby indemnified for or in respect of any such Sale which he, she, they, or any of them shall respectively make by virtue or in pursuance of this Act.

IX. And be it further enacted, That all and every Body or Bodies Politic, Corporate, or Collegiate, Trustee or Trustees, and other Person or Persons herein-before capacitated to contract for, sell, and convey any such Tenements or Hereditaments as aforesaid, and any other Owner or Owners of any such Tenements or Hereditaments, or any Share or Shares, Estate or Estates, Interest or Interests therein, may accept and receive such Satisfaction or Recompence for the Value thereof, and such Body or Bodies, Trustee or Trustees, Person or Persons, Owner or Owners, and also any Tenant or Tenants for a Year, or from Year to Year, or at Will, or other Occupier or Occupiers of any such Premises, may accept and receive such Sum or Sums of Money by way of Compensation for Goodwill or Improvements which shall be lost, and for Tenants Fixtures, and for Injury or Damage which shall be sustained on account of the Execution of this Act, or in anywise relating thereto, as shall be agreed upon between them respectively and the said Mayor, Aldermen, and Commons, in Common Council assembled; and such Satisfaction, Recompence, or Compensation shall be paid out of the Fund herein-after mentioned, or the Monies to be received for the Purposes of this Act.

Satisfaction  
may be  
accepted.

X. And be it further enacted, That the Conveyance of the Estate or Interest of any Feme Covert to the said Mayor and Commonalty and Citizens by Indenture or Indentures of Bargain and Sale, sealed and delivered by such Feme Covert in the Presence of and attested by Two credible Witnesses, and duly acknowledged, and to be enrolled in the Court of Hustings of the City of *London* within Six Calendar Months after making thereof, shall as effectually and absolutely convey the Estate and Interest of such Feme Covert in the Premises as any Fine or Fines, Recovery or Recoveries, would or could do if levied and suffered thereof in due Form of Law; and further, that all Bargains and Sales whatsoever to be made of any such Tenements or Hereditaments, or Part or Parts thereof, as shall be purchased by virtue and for the Purposes of this Act, and enrolled as aforesaid, shall have the like Force, Effect, and Operation in Law, to all Intents and Purposes, as any Fine or Fines, Recovery or Recoveries whatsoever would have had if levied or suffered by the Bargainor or Bargainors, or any Person or Persons seised of any such Tenements or Hereditaments in Trust for such Bargainor or Bargainors, in any legal Manner or Form whatsoever.

Bargains and  
Sales to have  
the Force of  
Fines and  
Recoveries.

XI. And be it further enacted, That if any Money shall be agreed to be paid for any Tenements or Hereditaments, or Part or Parts thereof, or Share or Shares, Estate or Estates, Interest or Interests therein, purchased by virtue of the Powers of this Act, which shall

Application  
of Compen-  
sation when  
amounting to  
200*l.*

[*Local.*]

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belong

1 G. 4. c. 35.

belong to any Body Politic, Corporate, or Collegiate, or which shall belong to any Trustee or Trustees, or other Person or Persons who shall have no Power to give a valid Receipt for the same, or to sell and convey the same Premises, otherwise than by virtue of this Act, or any Money shall be paid for any Estate of Freehold belonging to a Feme Covert, such Money shall, in case the same shall amount to the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account there *ex parte* the said Mayor and Commonalty and Citizens of the City of *London*, pursuant to the Method prescribed by an Act made in the First Year of the Reign of King *George* the Fourth, intituled *An Act for the better securing the Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, and without Fee or Reward; and shall, when so paid in, be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Body or Bodies, Person or Persons, who would have been entitled to the Rents and Profits of the said Tenements or Hereditaments, in the Purchase or Redemption of the Land Tax, or Discharge of any Debt or Debts, or such other Incumbrances, or Part thereof, as the said Court shall authorize to be paid, affecting the same Tenements or Hereditaments, or Part or Parts thereof, or Share or Shares, Estate or Estates, Interest or Interests therein, or Charge or Charges thereon, or affecting other Tenements or Hereditaments standing settled therewith to the same or the like Uses, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Tenements or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Tenements or Hereditaments, or Part or Parts thereof, Shares, Estates, Interests, or Charges, which shall be so purchased as aforesaid, stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking effect; and in the meantime, and until such Purchase shall be made, the said Money shall, by Order of the said Court, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Body or Bodies, Person or Persons, who would for the Time being have been entitled to the Rents and Profits of the said Tenements or Hereditaments so hereby directed to be purchased, in case such Purchase and Settlement were made.

XII. Provided always, and be it further enacted, That if any such Money shall be agreed to be paid for any Tenements or Hereditaments, or Part or Parts thereof, or Share or Shares, Estate or Estates, Interest or Interests therein, or Charge or Charges thereon, purchased as aforesaid, belonging to any Corporation, or any Trustee or Trustees, Person or Persons, or Feme Covert as aforesaid, which shall be less than the Sum of Two hundred Pounds, and shall exceed or be equal to the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Body or Bodies, Person or Persons for the Time being entitled to the Rents and Profits of the Tenements or Hereditaments, or Parts, Shares, Estates, Interests, or Charges so purchased, or of the Guardian or Guardians, Committee or Committees of such Person or Persons, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands or Seals, be paid in the Name and with the Privity of the said Accountant General of the Court of Exchequer, and be placed to his Account as aforesaid, in order to be applied in manner herein-before directed; or otherwise the same shall be paid, at the like Option, to Two Trustees, to be nominated by the Body or Bodies, Person or Persons, making such Option, and approved of by the said Lord Mayor for the Time being, (such Nomination and Approbation to be signified in Writing under the Hands and Seals or the Seals of the nominating and approving Persons,) in order that such Principal Money, and the Dividends arising thereon, may be applied in any Manner herein-before directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction and Approbation of the Court of Exchequer,

Application when the Compensation shall be less than 200*l.* and exceed 20*l.*

XIII. Provided also, and be it further enacted, That where such Money so to be paid as aforesaid shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Body or Bodies, Person or Persons, who would for the Time being have been entitled to the Rents and Profits of the Tenements or Hereditaments, Parts, Shares, Estates, Interests, and Charges purchased as aforesaid, in such Manner as the said Mayor, Aldermen, and Commons, in Common Council assembled, shall think fit; or in case of the Infancy or Lunacy of such Person or Persons, then such Money shall be paid to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

Application where the Money is less than 20*l.*

XIV. Provided also, and be it further enacted, That where the Purchase or Compensation Money for any Tenements or Hereditaments, or Part or Parts thereof, or Share or Shares, Estate or Estates, Interest or Interests therein, or Charge or Charges thereon, to be purchased under the Authority of this Act, shall be required to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, and to be applied to the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable, to be paid by the said Mayor, Aldermen, and Commons, in Common Council assembled, out of

The Court may order Expences of Purchases to be paid by the Corporation.

of the Monies to be applied for the Purposes of this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Power to clear Grounds and sell Materials.

XV. And be it further enacted, That it shall be lawful for the said Mayor, Aldermen, and Commons, in Common Council assembled, and they are hereby empowered, to pull down or cause to be pulled down all Houses, Erections, and Buildings which shall be purchased by virtue of this Act, or such of them or such Part thereof respectively as they shall think proper to be pulled down, and to clear and level any Ground which they may think necessary to be cleared and levelled, and to sell or cause to be sold the Materials of the Houses and other Buildings which shall be taken down and removed.

Power to let or sell any Ground not wanted, or from which the Market shall be removed.

XVI. And be it further enacted, That it shall be lawful for the said Mayor, Aldermen, and Commons, in Common Council assembled, and they are hereby empowered, to let, sell, and dispose of, or cause to be let, sold, or disposed of, all or any Part of the Ground, Tenements, or Hereditaments to be purchased as aforesaid, which they shall not think necessary for a new Market Place, or for the Enlargement of a Market Place, and also any Ground and Buildings from which the said Market shall have been removed, after a new Market Place shall have been provided and opened in lieu thereof, to any Person or Persons who shall be willing to contract for, rent, or purchase the same.

Receipts of the Chamberlain or his Clerk to be effectual Discharges.

XVII. And be it further enacted, That the Receipt or Receipts of the Chamberlain of the City of *London*, or his known Clerk, for any Purchase Monies, Rents, or other Sum or Sums of Money payable to the said Mayor and Commonalty and Citizens, or the said Mayor, Aldermen, and Commons, in Common Council assembled, by virtue of this Act, shall be a sufficient and effectual Discharge or sufficient and effectual Discharges for the Money in such Receipt or Receipts expressed or acknowledged to be received; and the Purchaser or Purchasers to whom the same respectively shall be given shall not afterwards be answerable or accountable for the Misapplication or Nonapplication, nor be in anywise obliged to see to the Application of the Money in such Receipt or Receipts expressed or acknowledged to be received.

Money produced by Sales and Rent to be applied to the Purposes of the Act.

XVIII. And be it further enacted, That all and every the Sum and Sums of Money which shall be received by the said Chamberlain from any Sale or Sales of Materials, Tenements, and Hereditaments herein-before directed or authorized to be made, and also the Rents (if any) which shall be received from all the said Ground, Hereditaments, and Premises, or any of them, until the same shall be sold, shall (after Payment of the Costs and Expences of the said Sale or Sales, which are hereby directed to be paid thereout,) be applied in paying off the Monies to be raised by this Act as herein-after mentioned, or any other of the Purposes of this Act.

XIX. And



XIX. And be it further enacted, That when and so often as any new Market Place shall be provided by virtue of this Act, the same shall be vested in the said Mayor and Commonalty and Citizens of *London*, and shall be subject to the same Jurisdiction and Regulations in all respects, and the like Rates, Dues, and Charges may be demanded, received, and taken at or in respect of the same, in the like Manner and under the like Authorities and Provisions as if the said Market had continued to be holden on its present Site.

Any new Market to be vested in the Corporation, and subject to the same Regulations as the present.

XX. And be it further enacted, That when any new Market Place shall have been provided and opened, no Market shall any longer be holden in the Place from whence the said Market shall have been removed.

Restriction as to Market Places.

XXI. And be it further enacted, That no new Market Place shall be or be deemed to be opened for the Purposes of this Act until Notice shall have been given, in the Name of the said Mayor and Commonalty and Citizens of the City of *London*, in the *London Gazette*, Seven Days previous to the Day on which such Market is to be opened, and in such Notice the Day on which such Market is to be opened shall be specified, and on the Day so specified in such Notice such Market shall be and be deemed to be opened and established for the Purposes of this Act.

Notice to be given of the opening of any new Market.

XXII. And be it further enacted, That it shall be lawful for the said Mayor, Aldermen, and Commons, in Common Council assembled, by and out of the Fund herein-after mentioned, or the Monies to be received for the Purposes of this Act, to erect or cause to be erected, on the present or any future Market Place, such Buildings as they shall think necessary or proper for the Purposes of the said Market, with proper Gates, Fixtures, Conveniences, and Appurtenances thereto, and to maintain, keep in repair, or alter the same as they shall from Time to Time think proper.

Power to erect Building, and repair and alter the same.

XXIII. And be it further enacted, That for the Purpose of defraying the Charges and Expences of such Market, and of the Purchase of the Tenements and Hereditaments hereby authorized to be purchased, and of erecting and supporting convenient Buildings thereon, and for defraying the Salaries and Allowances of the several Clerks and other Persons employed in the Execution of this Act, and for defraying the other Charges and Expences of carrying the same into execution, and for paying the Compensations herein-after directed or authorized to be made, and the Monies herein-after authorized to be borrowed or raised, and the Interest thereof, and for creating a Fund for the Purposes herein-after mentioned, it shall be lawful for the said Mayor, Aldermen, and Commons, in Common Council assembled, to demand and take, or cause to be demanded and taken, of and from every Master of a Ship or Vessel laden with Coals, Cinders, or Culm, or other Person having the Care or Command thereof, arriving at her Moorings within any Part of the Port of *London* at or to the Westward of *Gravesend*, the Sum of One Penny per Ton, and no more, for every Ton of Coals, Cinders, or Culm contained in such Ship or other Vessel; and such Sum of One Penny per Ton of

A Duty of 1d. per Ton on Coals, Culm, and Cinders, to be levied for defraying the Expences of the Market, &c.

all such Coals, Cinders, or Culm shall and may be collected, levied, recovered, and paid in such and the like Manner, and by, with, and under such Powers, Authorities, and Provisions, as the other Duty or Duties or Imposition or Impositions on Coals herein-after made payable may be collected, levied, recovered, and paid respectively.

When Expences of executing this Act have been paid, and Provision made for defraying the Compensation and Salaries to Officers, the Duty to cease;

XXIV. Provided always, and be it further enacted, That the Costs, Charges, and Expences incident to and incurred in obtaining and passing this Act shall be paid and discharged by and out of the Money to be received by virtue of this Act; and when and as soon as such Costs, Charges, and Expences, and the Costs, Charges, and Expences of purchasing Tenements and Hereditaments for the said Market, and of making Buildings and other Conveniences thereto, and the Compensation herein-after directed or authorized to be made, and the Sums of Money herein-after authorized to be borrowed or raised, and the Interest thereof, shall have been paid off and discharged, and the said Duty of One Penny *per* Ton of Coals, Cinders, and Culm shall be more than sufficient for maintaining, repairing, and supporting the said Market, and of the several Buildings and Conveniences thereto, and for paying the said Compensation, and the Salaries and other Payments and Allowances to the Clerk or Clerks and other Officers and Persons employed in the Execution of this Act, and for defraying the several other Charges and Expences of carrying the same into execution, then and from thenceforth the Residue or Overplus of the Monies to be received and produced from and by the said Duty of One Penny *per* Ton of Coals, Cinders, and Culm, shall from Time to Time, as and when received, be laid out or invested in the Purchase of Stock in some of the Public Stocks or Funds, or upon Government or Real Securities, at Interest, in the Names of the Chamberlain, Town Clerk, and Comptroller of the Chamber of the City of *London* for the Time being, who shall from Time to Time lay out or invest the yearly Dividends or Interest of the Stocks, Funds, and Securities so purchased in their Names in like Manner for the Purpose of Accumulation, until the yearly Dividends and Interest of all the Stocks, Funds, and Securities so purchased shall be sufficient for the Payment of the Salaries and other Payments and Allowances to the Clerk or Clerks and other Officers and Persons employed in the Execution of this Act, and for defraying the several other Charges and Expences of carrying the same into execution; and when and so soon as the same Dividends and Interest shall be fully sufficient for the Purposes last mentioned, then and from thenceforth the said Duty of One Penny *per* Ton of Coals, Cinders, and Culm shall cease: Provided always, that it shall be lawful for the said Mayor, Aldermen, and Commons, in Common Council assembled, again to raise such Duty, or any Part thereof, to any Sum not exceeding the Sum granted by this Act, when and so often as it shall be necessary for the Purposes thereof; and such Duty, or any Part thereof, when so reduced or again raised, shall be collected, levied, and recovered in such and the same Manner as the Duty granted or continued by this Act can or may be collected, levied, and recovered; and when and so often as the said Duty of One Penny *per* Ton on Coals, Cinders, and Culm, or any Part thereof, shall cease or be again renewed, the said Mayor, Aldermen, and Commons, in Common Council assembled, shall cause

but may be again levied.

One Calendar Month's previous Notice of such Cesser or Renewal to be given by Advertisement in the *London Gazette*, and by affixing Notice thereof in Writing on the Door or some conspicuous Place in the said Coal Market.

XXV. And be it further enacted, That for the Purposes of this Act it shall be lawful for the said Mayor, Aldermen, and Commons, in Common Council assembled, to borrow or raise, on the Credit of the said Duty of One Penny *per* Ton on Coals, Cinders, and Culm, any Sum or Sums of Money not exceeding the Sum of Twenty thousand Pounds; and upon Payment of any Monies so to be raised into the Chamber of the said City, by such Instalments, in such Proportions, at such Times, and in such Manner as the said Mayor, Aldermen, and Commons, in Common Council assembled, shall direct, the Persons who shall contract or advance or contribute any Part of the said Monies shall, in respect of the Sums which they shall so respectively advance, be entitled to Interest at such Rate as the said Mayor, Aldermen, and Commons, in Common Council assembled, shall think reasonable and as shall be agreed upon, to be payable half-yearly, and to continue until the Payment of each respective Principal Sum.

Money may be raised on the Credit of Duty.

XXVI. And be it further enacted, That the said Mayor, Aldermen, and Commons, in Common Council assembled, shall cause One or more Bond or Bonds, Note or Notes, or other Security or Securities in Writing, under the Common Seal of the said City, to be delivered to every Person advancing any Part of the said Monies, for the Payment of such Interest in respect thereof until redeemed as is herein-after mentioned, which Notes or other Securities shall be assignable by Indorsement.

Common Council to cause Bonds or other Securities to be given, assignable by Indorsement.

XXVII. And be it further enacted, That the said Mayor, Aldermen, and Commons, in Common Council assembled, shall give or cause to be given Notice in the *London Gazette*, and also in One or more daily Papers published in the City of *London* or *Westminster*, of their Intention to pay off such Bonds as shall by virtue of this Act be granted in respect of the said Sum or Sums of Money to be raised as aforesaid; and at the End of Six Calendar Months next after such Notice shall be given, upon Payment or Tender of the respective Principal Sums for which such Bonds shall have been given, together with Interest for the same respectively up to the Day of such Payment or Tender, to or for the Person or Persons then entitled thereto, at the Office of the Chamberlain of the said City, the Interest payable to such Person or Persons respectively shall cease and determine: Provided nevertheless, that such Person or Persons, at any Time after such Notice shall have been given as aforesaid, shall, at the Expiration of Fourteen Days next after a Declaration in Writing of his, her, or their Intention to receive the same shall have been delivered at the said Office, (such Declaration being delivered between the Hours of Ten in the Morning and Two in the Afternoon,) be paid at the said Office the Sum or Sums of Money for which such Bond or Bonds respectively shall have been given, together with Interest for the same Bond or Bonds respectively up to the Day expressed

Upon Notice of paying off Bonds, and Tenders of the Monies, the Interest to cease.

expressed in such Declaration for receiving the same, and such Interest respectively shall, on the Day specified in such Declaration for Payment, cease and determine.

Securities to be entered in Books.

XXVIII. And be it further enacted, That the said Chamberlain shall enter in a Book or Books to be kept for that Purpose the Bond or Bonds to be granted in pursuance of this Act, and all Assignments and Transfers thereof, expressing in Words at Length the Names, Surnames, Additions, Places of Abode, and other Descriptions of such Person or Persons as shall from Time to Time be entitled to such Bond or Bonds, to which Book and Books all and every Person and Persons entitled to or interested in such Bond or Bonds shall at all reasonable Times in the Day-time have Access, with free Liberty to inspect the same, without Fee or Reward.

Application of the Monies which shall be borrowed.

XXIX. And be it further enacted, That the Sum and Sums of Money which shall be raised and borrowed by virtue of this Act shall be applied for all or any of the Purposes for which the said Duty of One Penny *per* Ton on Coals, Cinders, and Culm is hereinbefore directed to be applied.

Duty of 1d. per Ton charged with such Annuities.

XXX. And be it further enacted, That the said Duty of One Penny *per* Ton on Coals, Cinders, and Culm shall be and the same is hereby charged and made chargeable with the Interest which shall be payable in respect of such Sum or Sums of Money as aforesaid to be borrowed and raised under or by virtue of this Act, and then with such Principal Sum or Sums.

Deficiencies to be paid out of the Chamber of London.

XXXI. Provided always, and be it further enacted, That if the said Duty of One Penny *per* Ton on Coals, Cinders, and Culm shall at any Time hereafter prove insufficient to pay the Interest of the Sum or Sums to be borrowed and raised as aforesaid, then and in every such Case the Sum which shall be wanting to complete the Payment of such Interest shall be advanced and paid out of the Chamber of the said City, and be made good and supplied out of the future Produce of the said Duty.

Court of Aldermen may make Bye Laws to regulate the Market.

XXXII. And be it further enacted, That it shall be lawful for the Court of Lord Mayor and Aldermen of the City of *London* from Time to Time to make, ordain, and establish such Orders, Rules, and Bye Laws, and from Time to Time to amend, alter, or repeal the same or any of them, for the regulating, governing, and managing the said Coal Market, and all Erections, Buildings, Works, Matters, and Things thereunto belonging; and also for the regulating of all Officers to be employed in such Market, and all other Persons coming thereto or transacting any Business therein, as to the said Court of Lord Mayor and Aldermen shall seem just and reasonable, and also from Time to Time, as Occasion shall require, to repeal, amend, and alter such Rules, Orders, and Bye Laws, and also to fix and appoint certain reasonable Penalties or Forfeitures for the Nonobservance or Nonperformance or other Breach of any such Rule, Order, or Bye Law, not exceeding the Sum of Five Pounds for any One Offence; and all such Penalties and Forfeitures shall and may be recovered by such  
Ways

Ways and Means as any other Penalties or Forfeitures may be recovered by virtue of this Act: Provided always, that no such Rule, Order, or Bye Law be repugnant to or inconsistent with the Laws of that Part of the United Kingdom called *England*, or contrary to the Directions and Provisions in this Act contained.

XXXIII. And be it further enacted, That no such Order, Rule, or Bye Law shall be good, valid, or effectual, nor shall any such Order, Rule, or Bye Law be amended, altered, or repealed, unless such Order, Rule, or Bye Law, or any Amendment, Alteration, or Repeal of any such Order, Rule, or Bye Law, shall have been submitted to and allowed and approved of from Time to Time by the Lord High Chancellor of *Great Britain*, the Lord Keeper or Lords Commissioners of the Great Seal, the Lord Chief Justice and the rest of the Justices of the Court of King's Bench, the Lord Chief Justice and the rest of the Justices of the Court of Common Pleas, and the Lord Chief Baron and the rest of the Barons of the Court of Exchequer, for the Time being, or any One or more of them, who are and is hereby empowered and required, on Request from Time to Time to them or him made by or on behalf of the said Court of Lord Mayor and Aldermen, to peruse and examine all such Orders, Rules, and Bye Laws as shall from Time to Time be made, amended, altered, or repealed by the said Court of Lord Mayor and Aldermen in pursuance of this Act, and laid before them or him the said Lord High Chancellor, Lord Keeper or Lords Commissioners of the Great Seal, the Lord Chief Justice and the rest of the Justices of the Court of King's Bench, the Lord Chief Justice and the rest of the Justices of the Court of Common Pleas, and the Lord Chief Baron and the rest of the Barons of the Court of Exchequer, for the Time being, or any One or more of them, and to alter and amend all such Orders, Rules, and Bye Laws, or any of them, and to allow and approve of or disallow and disapprove of the same or any Part thereof, or to allow and approve of or to disallow or disapprove of the Repeal of the Whole or any Part thereof, as to them or him shall from Time to Time seem proper and expedient; and for doing thereof no Fee or Reward shall be paid or taken; and no such Allowance or Approval shall be given unless previous Notice of the Intention to make, amend, alter, or repeal such Orders, Rules, or Bye Laws shall have been given in the *London Gazette* at least Seven Days before the Date of such Allowance or Approval.

Such Bye Laws to be approved and allowed by One or more of the Judges.

XXXIV. Provided always, and be it enacted, That all such Orders, Rules, and Bye Laws so to be from Time to Time made, altered, amended, or repealed by the said Court of Lord Mayor and Aldermen, shall be printed; and such Orders, Rules, and Bye Laws, and the several Alterations and Amendments made therein, and the Repeal thereof respectively, shall also be made public in such other Manner as the said Court of Lord Mayor and Aldermen shall think proper, and shall from Time to Time order and direct.

Bye Laws to be printed and published.

XXXV. And be it further enacted, That it shall be lawful for the said Mayor, Aldermen, and Commons, in Common Council assembled, from Time to Time to appoint One or more Committee or Committees

Corporation empowered to appoint Committees.

mittees to manage and transact all or any of the Matters or Purposes which they the said Mayor, Aldermen, and Commons, in Common Council assembled, are hereby authorized and required to do, execute, or perform; which Committee or Committees so to be appointed shall have such or so much of the Powers and Authorities by this Act given to the said Mayor, Aldermen, and Commons, in Common Council assembled, as they shall think fit or proper to delegate to such Committee or Committees.

Persons interested not eligible to such Committees.

XXXVI. Provided nevertheless, and be it further enacted, That if any Person being a Member of any such Committee shall be directly or indirectly interested or concerned in any Contract which shall be made or entered into by or on behalf of such Committee, for or concerning any of the Works to be performed or done in pursuance of this Act, or for or concerning any Materials to be used or employed therein, every such Contract shall be void, and the Person who, being a Member of such Committee, shall be so interested or concerned, shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same.

Monies received under former Act to be applied for the Purposes of this Act.

XXXVII. And whereas certain Sums of Money which have been received by virtue of the said Act of the Forty-seventh Year of the Reign of King *George* the Third are now in the Chamber of the City of *London*; be it therefore further enacted, That the Monies now in the Chamber of *London* as aforesaid, and any Surplus which may hereafter be received by virtue of the said Act, shall be applied in aid of the Fund herein-before directed to be created, or for the Purposes of this Act, or any of them.

Compensation to be given to Land Coal Meters.

XXXVIII. And whereas Compensation should be made to such of the present Principal and Labouring Land Coal Meters, and the Clerks, Officers, and Persons employed in the Land Metage of Coals, as have regularly discharged their Duty, except those appointed under the said Act of the Ninth Year of the Reign of His late Majesty King *George* the Fourth, or appointed or continued by the said Act of the First Year of the Reign of His present Majesty, for the Loss of their Offices, which will be rendered unnecessary by this Act; be it therefore further enacted, That out of the said Fund, or out of the said Duty of One Penny *per* Ton on Coals, Cinders, and Culm, the said Mayor, Aldermen, and Commons, in Common Council assembled, with the Consent and Approbation of the Lord High Treasurer or any Three or more of the Lords Commissioners of His Majesty's Treasury (testified by Writing under his or their Hands), shall pay such Sums of Money, Annuities, or other Compensation to the Principal and Labouring Land Coal Meters, and the Clerks, Officers, and Persons employed in the Land Metage of Coals, (except as aforesaid, and except those within the District attached to the City and Liberties of *Westminster*, for whom Provision is hereafter made,) as have regularly discharged their Duty, and whose Offices shall be abolished by virtue of this Act, as they shall think proper.

Compensation to Westminster Meters.

XXXIX. Provided always, and be it further enacted, That out of the said Fund, or out of the said Duty of One Penny *per* Ton on Coals, Cinders, and Culm, the said Mayor, Aldermen, and Commons, in

Common

Common Council assembled, shall likewise pay such further Sums of Money, Annuities, or other Compensation to the present Principal and Labouring Land Coal Meters, and the Clerks, Officers, and Persons employed in the Land Metage of Coals within the District attached to the Land Coal Meter's Office for the City and Liberties of *Westminster*, who have regularly discharged their Duty, and whose Offices shall be abolished by virtue of this Act, as the said Lord High Treasurer or any Three or more of the Lords Commissioners of His Majesty's Treasury shall think proper (the same to be certified in Writing under his or their Hand or Hands).

XL. And be it further enacted, That out of the said Fund, or out of the said Duty of One Penny *per* Ton on Coals, Cinders, and Culm, the said Mayor, Aldermen, and Commons, in Common Council assembled, shall pay to such of the late Principal and Labouring Land Coal Meters, Clerks, Officers, and Persons employed in the Land Metage of Coals, as have been superannuated previous to the passing of this Act, such Sums of Money or Annuities as are now paid and payable to them respectively.

Superannua-  
tions to be  
continued.

XLI. And be it further enacted, That the Chamberlain of the said City for the Time being shall keep One or more Book or Books, in which all the Monies to be received in respect of the aforesaid Duty upon Coals, Cinders, and Culm, and the Monies to be raised or borrowed on the Credit thereof by virtue of this Act, shall from Time to Time be entered and set down; and wherein also all the Monies to be paid and disbursed out of the Monies received or to be received by virtue of the said last-mentioned Act, or to be received by virtue of this Act, shall from Time to Time be entered and set down; and such Entries shall specify the Times when, the Occasions for which, and the Names of the Persons to whom, the same shall be so paid.

Chamberlain  
to keep Ac-  
counts of Re-  
ceipts and  
Disburse-  
ments of the  
Duty on  
Coals, &c.

XLII. And be it further enacted, That the said Mayor, Aldermen, and Commons shall once in each and every Year, or oftener if required, lay before both Houses of Parliament an Account of the Produce of the said Duty of One Penny *per* Ton hereby granted and made payable upon Coals, Cinders, and Culm, and also of all Receipts and Disbursements received or paid for or on account of the said Market.

Accounts to  
be laid before  
Parliament.

XLIII. And be it further enacted, That all Coals, Cinders, and Culm which shall be sold from and out of any Ship or Vessel in the Port of *London*, or at any Place within the Cities of *London* and *Westminster*, or within the Distance of Twenty-five Miles from the General Post Office in the City of *London*, shall be sold by Weight, and not by Measure.

Coals shall  
be sold by  
Weight.

XLIV. And be it further enacted, That all Contracts or Agreements for the Sale and Delivery of any Quantity of Coals by Measure at any Place within the Cities of *London* and *Westminster*, or within the Distance of Twenty-five Miles from the Post Office aforesaid, made previous to the First Day of *January* next after the passing of this Act, and which shall not have been completed by that Period, shall

Existing Con-  
tracts for  
Coals to be  
completed  
by Weight  
instead of  
Measure.

be

be and continue in full force and virtue, except that such Coals shall be delivered by Weight and not by Measure, and for that Purpose Twenty-five Hundred Weight and the Half of another Hundred Weight shall be considered and taken to be equivalent to One Chaldron: Provided always, that in case the Cargoes of any Ships to which Ship Meters shall have been appointed previously to the First Day of *January* next shall not have been wholly delivered at that Period, the Cargoes or the Residue of the Cargoes of such Ships shall be delivered from such Ships by Measure in the same Manner as if this Act had not been passed.

For preventing the Sale of one Sort of Coals for another.

Penalty 10*l*.

3 G. 2. c. 26.

XLV. And be it further enacted, That if any Seller or Sellers of or Dealer or Dealers in Coals shall knowingly sell one Sort of Coals for and as a Sort which they really are not, within the said Port of *London*, or at any Place within the Cities of *London* and *Westminster*, or within the Distance of Twenty-five Miles from the Post Office aforesaid, every such Seller or Sellers of or Dealer or Dealers in Coals shall forfeit and pay for every such Offence the Sum of Ten Pounds *per* Ton for every Ton of Coals so sold, and so in proportion for any smaller Quantity; and such Seller or Sellers of or Dealer or Dealers in Coals shall not be subject or liable to any Penalty imposed by the said Act of the Ninth Year of the Reign of Queen *Anne*, or by an Act made in the Third Year of the Reign of King *George* the Second, intituled *An Act for the better Regulation of the Coal Trade*, on every Person who shall knowingly sell one Sort of Coals for and as a Sort which they really are not: Provided always, that no Seller or Sellers of or Dealer or Dealers in Coals shall be subject to such Penalty for or in respect of any Number of Tons exceeding Twenty-five Tons for the same Offence.

Lightermen may carry on Partnership with Coal Dealers.

XLVI. Provided always, and be it further enacted, That it shall be lawful for any Lighterman or Lightermen to enter into any Copartnership with any Woodmonger or Woodmongers, or other Person or Persons whomsoever, in the Trade or Business of a Coal Dealer or Coal Dealers, and to carry on as Copartner or Copartners with such Person or Persons such Trade or Business of a Coal Dealer or Dealers, and to keep, use, and employ as such Copartners their own Lighters, Barges, or other Craft in and for the carrying of Coals to and from any such Ship or other Vessel in the River *Thames*, and to and from any Wharf, Dock, Creek, or other Place whatsoever on or near the said River *Thames*, without being subject to any Penalty or Penalties for any such joint trading together, any Act, Statute, Bye Law, or Ordinance whatsoever to the contrary thereof in anywise notwithstanding: Provided nevertheless, that nothing herein contained shall extend or be construed to extend so as to authorize or empower any Lighterman or Lightermen to be or become jointly interested with any Woodmonger or Woodmongers, or other Person or Persons whomsoever, (not being a Lighterman or Lightermen,) in the Trade or Business of carrying in Lighters, Barges, or other Craft for Hire any Sort or Description of Goods whatsoever, other than and except only such Coals as may be lightered by them in their said Trade of Coal Dealers.

XLVII. And



XLVII. And be it further enacted, That with any Quantity of Coals exceeding Five hundred and sixty Pounds delivered from any Lighter, Ship, Barge, or other Craft, or from any Wharf, Warehouse, or other Place, within the Cities of *London* and *Westminster*, or within the Distance of Twenty-five Miles from the Post Office aforesaid, the Seller or Sellers thereof shall deliver or cause to be delivered to the Purchaser or Purchasers thereof, or to his, her, or their Agent or Agents, or Servant or Servants, immediately on the Arrival of the Cart, Waggon, or other Carriage, or Lighter, Barge, or Craft, in which such Coals shall be sent, and before any of such Coals shall be unloaded, a Paper or Ticket in the Form following; (that is to say,)

Seller's  
Ticket to be  
sent with  
Coals.

Mr. *A. B.*, [*here insert the Name of the Buyer,*]  
TAKE Notice, That you are to receive herewith [*here insert the Number*] Tons [*here insert the Name of the Coal, if any particular Sort is ordered or contracted for, and, if ordered or contracted for as Walls End, specify the Name of the Colliery*] Coals in [*here insert the Number*] Sacks containing [*here insert the Weight*] Pounds of Coal in each Sack.

Signed *C. D.* [*here insert the Name or Names of the Seller or Sellers in Words at full Length,*]

*E. F.* [*here insert the Name of the Carman in Words at full Length.*]

The Act of the Second *William* the Fourth, Chapter directs, that with any Quantity of Coals exceeding Five hundred and sixty Pounds, a Paper or Ticket describing the Quantity, and, if any particular Sort is ordered or contracted for, the Sort of the Coals sent by the Seller, shall be delivered to the Purchaser, or his Agent or Servant, before any Part of such Coals shall be unloaded; that a Weighing Machine shall be carried with every Waggon, Cart, or other Carriage, and the Carman is required to weigh gratuitously any Sack or Sacks of Coals which shall be chosen by the Purchaser, or his Agent or Servant; and if any Carman refuses to weigh such Sack or Sacks of Coals as aforesaid, or drives away the Waggon, Cart, or other Carriage before the Coals are weighed, or otherwise obstructs the weighing thereof, he is liable to a Penalty not exceeding Twenty Pounds.

And in case any such Seller or Sellers do not deliver or cause to be delivered such Ticket as aforesaid to the Purchaser or Purchasers of such Coals, or to his, her, or their Servant or Servants, before any Part of such Coals are unloaded, every such Seller shall for every such Offence forfeit and pay any Sum not exceeding Twenty Pounds; and in case the Carman, Driver of, or other Person attending any such Cart, Waggon, or other Carriage, or the Person having the Charge of the Lighter, Barge, or Craft, laden with any such Coals, to whom any such Ticket shall have been given by or by the Orders of the Seller, in order to be delivered to the Purchaser, shall (having so first received the same from the Seller, or any Person by the Direction of the Seller), refuse or neglect to deliver such Ticket to the Purchaser or Purchasers of such Coals, or to his, her, or their Servant or Servants, before any Part of such Coals shall be unloaded, such Carman, Driver, or other Person so offending shall for every

Penalty on  
Seller for  
Neglect;

on Carman.

such Offence forfeit and pay any Sum not exceeding Twenty Pounds : Provided always, that Coals delivered to any Seller or Dealer in Coals, or to any Person or Persons purchasing the same at the Coal Market, may be delivered without any such Paper or Ticket.

Coals to be delivered in Sacks containing a certain Quantity.

XLVIII. And be it further enacted, That all Coals sold from any Lighter, Barge, or other Craft, or from any Wharf, Warehouse, or other Place within the Cities of *London* and *Westminster*, or within the Distance of Twenty-five Miles from the Post Office aforesaid, in any Quantity exceeding Five hundred and sixty Pounds, except Coals carried and delivered in Bulk as herein-after mentioned, shall be carried and delivered to the respective Purchasers thereof in Sacks, each Sack containing either One hundred and twelve Pounds, or Two hundred and twenty-four Pounds net : Provided always, that Coals delivered by Gang Labour may be conveyed in Sacks containing any Weight; any thing herein contained to the contrary thereof notwithstanding.

Coals may be delivered in Bulk.

XLIX. Provided always, and be it further enacted, That any Coals sold from any Ship, Lighter, Barge, or other Craft, or from any Wharf or Place within the Cities of *London* and *Westminster*, or within the Distance of Twenty-five Miles from the Post Office aforesaid, in any Quantity exceeding Five hundred and sixty Pounds, may be carried and delivered to the respective Purchasers thereof, if they think fit, in Bulk in Carts or other Carriages, or in any Lighter, Barge, or other Craft : Provided also, that in every Case where any such Coals shall be carried and delivered in any Cart or other Carriage in Bulk as aforesaid, the Weight of such Cart or other Carriage, as well as of the Coals contained therein, shall be previously ascertained by a Weighing Machine fixed for that Purpose on the Wharf or Place from which the Coals shall be brought ; and the Seller's Ticket shall in such Cases state the Weight of the Cart or other Carriage, as well as the Weight of the Coals contained therein ; and if any Sellers or Dealers in Coals shall carry or deliver to the Purchaser or Purchasers, by any Cart or other Carriage, any Quantity of Coals exceeding Five hundred and sixty Pounds in Bulk, without having a Weighing Machine fixed up on his Wharf or Place, or without having previously ascertained by such Weighing Machine the Weight of the Cart or other Carriage, and the Weight of the Coals contained therein, then and in every such Case such Seller or Dealer shall for every such Offence forfeit and pay any Sum not exceeding Fifty Pounds.

Carman to weigh the Carriage and the Coals, if required.

L. And be it further enacted, That the Carman or Driver of any Cart, Waggon, or other Carriage in which any Coals exceeding in Quantity Five hundred and sixty Pounds shall be carried in Bulk, for Delivery to the Purchaser or Purchasers thereof, from any Ship, Lighter, Barge, or other Craft, or from any Wharf, Warehouse, or other Place within the Cities of *London* and *Westminster*, or within the Distance of Twenty-five Miles from the Post Office aforesaid, shall (in case he shall be required so to do by the Purchaser or Purchasers of such Coals, or his, her, or their Servant or Servants, or other Person or Persons acting on the Behalf of such Purchaser or Purchasers,) weigh the Waggon or other Carriage, with the Coals therein,

therein, at any public Weighing Machine for Carts or Carriages which may be situate on the Road between the Place from which the Coals shall be brought and the Place of Delivery, or at any Point within the Distance of One hundred Yards from any Part of such Road; and such Carman or Driver is also hereby directed (in case he shall be required so to do by the Purchaser or Purchasers, or any such other Person or Persons as aforesaid,) to weigh in like Manner the Cart, Waggon, or other Carriage, without the Coals, at any public Weighing Machine for Carts or Carriages which may be situate as aforesaid; and if any such Carman or Driver shall neglect or refuse when so required as aforesaid to weigh the Cart, Waggon, or other Carriage, either with or without the Coals, at any public Weighing Machine for Carts and Carriages which may be situate as aforesaid, such Carman or Driver shall for every such Offence forfeit any Sum not exceeding Ten Pounds: Provided always, that no Carman or Driver shall be compelled or obliged to weigh the Cart, Waggon, or other Carriage, without the Coals, until after the same shall have been delivered, and that no such Carman or Driver shall be obliged to go back or return to any such public Weighing Machine as aforesaid, for the Purpose of weighing the Cart, Waggon, or other Carriage, either with or without the Coals, after he shall have passed the same.

LI. And be it further enacted, That if in any Case where any Coals shall be delivered in Bulk to the Purchaser or Purchasers thereof, from any Ship, Lighter, Barge, or other Craft, or from any Wharf, Warehouse, or other Place within the Cities of *London* and *Westminster*, or within the Distance of Twenty-five Miles from the Post Office aforesaid, a less Quantity shall be delivered than shall be expressed in the Ticket to be delivered therewith as aforesaid, the Seller or Sellers shall for every such Offence forfeit any Sum not exceeding Ten Pounds; and if the Deficiency shall exceed Two hundred and twenty-four Pounds, the Seller or Sellers shall forfeit any Sum not exceeding Fifty Pounds.

Penalty on  
Deficiency in  
Weight of  
Coals.

LII. And be it further enacted, That if any Carman or Driver of any Cart, Waggon, or other Carriage laden with Coals for Sale, or to be delivered to the Purchaser or Purchasers thereof, by any Seller or Sellers of, or Dealer or Dealers in, or Carrier or Carriers of Coals from any Ship, Lighter, Barge, or other Craft, or from any Wharf, Warehouse, or other Place within the said Port of *London*, or within the Cities of *London* and *Westminster*, or within the Distance of Twenty-five Miles from the Post Office aforesaid, shall not have placed in, on, or under his Cart, Waggon, or Carriage a perfect Weighing Machine marked at Guildhall *London* by the proper Officer there, for which the Sum of Two Shillings and Sixpence shall be paid, and no more, (which Machine shall be of the Form, Size, and Dimensions of the Machine approved by the Lord High Treasurer, or any Three or more of the Lords Commissioners of His Majesty's Treasury, and deposited at the Office of the Hall Keeper of the City of *London*, to which any Person shall have Access between the Hours of Ten in the Morning and Two in the Afternoon, and shall be provided by the Seller or Sellers, Dealer or Dealers in, or

Carman to  
carry a  
Weighing  
Machine in  
his Cart.

Carrier

Penalty on  
Carman ;  
on Seller.

Carrier or Carriers of such Coals,) then and in every such Case every such Carman or Driver of such Cart, Waggon, or other Carriage not having such Machine so placed therein, thereon, or thereunder, shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds; and the Seller or Sellers of, or Dealer or Dealers in, of Carrier or Carriers of such Coals shall forfeit and pay any Sum not exceeding Twenty Pounds : Provided always, that Coals which shall be carried or conveyed in Bulk, or in any Cart, Waggon, or other Carriage belonging to the Purchaser or Purchasers of such Coals, may be so carried or conveyed without the Carman being obliged to carry a Weighing Machine therewith, or any Person or Persons being subject or liable to any Penalty or Penalties in respect thereof.

Weighing  
Machine may  
be altered.

LIII. And be it further enacted, That if at any Time or Times it shall appear to the said Mayor, Aldermen, and Commons, in Common Council assembled, that a Weighing Machine may be made upon a better or more convenient Principle or Mode of Construction than the Machine for the Time being deposited at the Office of the Hall Keeper of the said City, they may, with the Consent of the Lord High Treasurer, or any Three or more of the Lords Commissioners of His Majesty's Treasury, cause a Machine according to such better or more convenient Principle or Mode of Construction to be deposited in the said Office of the Hall Keeper, in lieu of the Machine for the Time being deposited there, and shall cause Notice of the Deposit of such new Machine to be given by Advertisement in the *London Gazette*; and until the Expiration of Three Calendar Months next after such Advertisement the Machine to be placed and carried as aforesaid in any Cart, Waggon, or Carriage, may be either similar to such new Machine, or similar to the Machine in lieu of which the same shall have been deposited; and after the Expiration of such Three Calendar Months the Machine to be placed and carried as aforesaid shall be similar to such new Machine.

Carman  
required to  
weigh any of  
the Sacks in  
the Cart.

LIV. Provided always, and be it further enacted, That the Carman or Driver of any Cart, Waggon, or other Carriage, in which Coals shall be carried in Sacks for Delivery to the Purchaser or Purchasers thereof, from any Ship, Lighter, Barge, or other Craft, or from any Wharf, Warehouse, or other Place within the Cities of *London* and *Westminster*, or within the Distance of Twenty-five Miles from the Post Office aforesaid, shall and he is hereby directed to weigh, if he shall be required so to do, any One or more of the Sacks contained in any such Cart, Waggon, or other Carriage, which may be chosen by the Purchaser or Purchasers of the said Coals, or his, her, or their Servant or Servants, or other Person or Persons acting on the Behalf of such Purchaser or Purchasers, with the Coals therein, and also afterwards to weigh in like Manner such Sack without any Coals therein.

Penalty on  
Carman for  
driving Coals  
away without  
weighing, if  
required.

LV. And be it further enacted, That if any Carman or Driver of any Cart or Waggon or other Carriage in which Coals shall be carried in Sacks for Delivery to the Purchaser or Purchasers thereof, from any Ship, Vessel, Lighter, Barge, or other Craft, or from any Wharf,

Wharf, Warehouse, or other Place within the Cities of *London* and *Westminster*, or within the Distance of Twenty-five Miles from the Post Office aforesaid, shall neglect or refuse to weigh by the said Machine any such Sack or Sacks of Coals in manner herein-before directed, when thereunto required by the Purchaser or Purchasers of such Coals, or by his, her, or their Servant or Servants, or other Person or Persons acting by, for, or under the Authority of such Purchaser or Purchasers, or if any such Carman or Driver shall drive away, or permit or suffer the said Cart, Waggon, or other Carriage to be driven away, without weighing in manner herein directed the said Sack or Sacks of Coals, or shall hinder, obstruct, or otherwise prevent the Purchaser or Purchasers of such Coals, or his, her, or their Servant, or any other Person or Persons whomsoever, from examining the said Machine, or weighing all or any of the Sack or Sacks of Coals in such his Cart, Waggon, or other Carriage, then and in every such Case every such Carman or Driver so offending shall for every such Offence forfeit and pay any Sum not exceeding Twenty Pounds nor less than Five Pounds.

LVI. Provided always, and be it further enacted, That if any Purchaser or Purchasers, or his, her, or their Servant or Servants, or any other Person or Persons acting by, for, or under the Authority of such Purchaser or Purchasers who shall require any Sack or Sacks of Coals to be weighed as aforesaid, shall find the Coals therein to be deficient in Weight, and shall signify to the Carman or other Person attending such Cart, Waggon, or other Carriage, his, her, or their Desire to have all the Coals contained in such Cart, Waggon, or other Carriage, or any Part of such Coals, weighed or re-weighed in the Presence of some Constable, Police Officer, or other indifferent and credible Person, then and in every such Case the Carman or Driver of such Cart, Waggon, or other Carriage in which such Coals shall be brought shall and he is hereby required to continue and remain at or before the House, Lodging, or other Premises of the Purchaser or Purchasers of such Coals, with such Coals, and the Cart, Waggon, or other Carriage, until such Coals are weighed; and if any such Carman or Driver shall drive away, or permit or suffer to be driven away, such Cart, Waggon, or other Carriage, before the Coals contained therein shall be weighed, without the Consent of the Purchaser or Purchasers thereof, or his, her, or their Servant or Servants, or such other Person or Persons as aforesaid, then and in every such Case such Carman or Driver shall for every such Offence forfeit and pay any Sum not exceeding Twenty Pounds.

All the Coals sent to be weighed, if desired by the Purchaser.

LVII. And be it further enacted, That such Purchaser or Purchasers, or his, her, or their Servant or Servants, or other Person or Persons as aforesaid, so desiring such Coals contained in such Cart, Waggon, or other Carriage to be weighed, shall, and he, she, or they is and are hereby required to procure the Attendance of some Constable, Police Officer, or other indifferent and credible Person, to be present at the weighing of such Coals; and all the said Sacks, both with and without the Coals therein, shall accordingly be weighed with the said Machine by the Carman or other Person attending such Cart, Waggon, or other Carriage, in the Presence of the Pur-

Purchaser to procure the Attendance of a Constable, &c. if desirous of having the Coals re-weighed.

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chaser or Purchasers of the said Coals, or of his, her, or their Agent or Servant, Agents or Servants, if they or any of them shall attend to see the same weighed, and of such Constable, Police Officer, or other Person; and in case such Purchaser or Purchasers, or his, her, or their Agent or Servant, Agents or Servants, shall not attend for the Purpose of seeing such Coals so weighed, then such Carman or other Person shall proceed in the weighing of such Sacks in his, her, or their Absence; and in case such Carman or other Person shall refuse or neglect to weigh such Sacks, or any of them, in manner aforesaid, he shall forfeit and pay for such Offence any Sum not exceeding Ten Pounds; and the Constable, Police Officer, or any other Person who may be present, may weigh the said Sacks or any of them, as aforesaid; and in case upon the weighing of any such Sack it shall happen that any Sack or Sacks shall not contain either One hundred and twelve Pounds or Two hundred and twenty-four Pounds net of Coals, as the Case may be, then and in every such Case the Seller or Sellers of such Coals shall for every such Sack of Coals that shall be so found deficient forfeit and pay any Sum not exceeding Five Pounds.

No Quantity less than 560 Pounds Weight of Coals to be sold without being weighed.

LVIII. And be it further enacted, That all Coals sold in any Quantity less than Five hundred and sixty Pounds, or in the Quantity of Five hundred and sixty Pounds, from any Place, or from any Cart or other Carriage, within the Cities of *London* and *Westminster*, or within the Distance of Twenty-five Miles from the Post Office aforesaid, shall be weighed previous to being delivered to the Purchaser or Purchasers of such Coals, and also, if required by such Purchaser or Purchasers, or his, her, or their Agent or Servant, in the Presence of such Purchaser or Purchasers, or his, her, or their Agent or Servant; and if any Seller or Dealer in Coals shall deliver to the Purchaser or Purchasers thereof, within the Cities of *London* and *Westminster*, or within the Distance of Twenty-five Miles from the Post Office aforesaid, any Quantity of Coals less than Five hundred and sixty Pounds, or the Quantity of Five hundred and sixty Pounds, without previously weighing the same, and also, if required by such Purchaser or Purchasers, or his, her, or their Agent or Servant, in the Presence of such Purchaser or Purchasers, or his, her, or their Agent or Servant, then and in every such Case such Seller or Dealer shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Weighing Machines to be kept at Watch-houses and Police Stations.

LIX. And be it further enacted, That a proper Machine or proper Scales and Weights for weighing Coals shall be kept at every Watch-house or Police Station, or at any other Place or Places which shall from Time to Time be appointed by any Two or more of His Majesty's Justices of the Peace for the said Cities or Counties, within the Cities of *London* and *Westminster*, or within the Distance of Twenty-five Miles from the Post Office aforesaid; and the same shall be provided and kept in repair from Time to Time by the Overseers of the Poor of the Township, Parish, Precinct, or Place in which such Watch-house Station, or such other Place or Places as aforesaid, shall be situate, out of the Rate for the Relief of the Poor of such Township, Parish, Precinct, or Place, and shall and may be used at any

any Time or Times, for weighing, in such Township, Parish, Precinct, or Place, any Coals respecting which there may be any Dispute; and in case the Overseers of any such Township, Parish, Precinct, or Place shall not provide and send to such Watch-house Station, or such other Place or Places as aforesaid, such a Machine, on or before the First Day of *January* after the passing of this Act, or if such Overseer shall not cause such Machine to be repaired or a new Machine to be provided within Seven Days after Notice of the Want thereof in Writing shall have been given to them, or left at their usual Places of Abode, by any Police Officer, or any Inhabitant of such Township, Parish, Precinct, or Place, such Overseers shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds.

LX. And whereas by a Charter of His Majesty King *James* the First, bearing Date the Twentieth Day of *August* in the Third Year of His Reign, after reciting that the Mayor and Commonalty and Citizens of the City of *London*, from all the Time whereof the Memory of Man was not to the contrary, had had and exercised, and ought and had been accustomed to have and exercise, the Office of Bailiff and the Conservancy of the Water of *Thames*, to be exercised and occupied by the Mayor of the City aforesaid for the Time being, during the Time of his Mayoralty, or by his sufficient Deputies, in, upon, and about the same Water of *Thames*, (to wit,) from the Bridge of the Town of *Staines* in the County of *Middlesex* Westwards to *London Bridge*, and thence to a certain Place called *Yendall*, otherwise *Yenland*, otherwise *Yenleete*, towards the Sea and Eastwards, and in the *Medway*, and in the Port of the City of *London* aforesaid, and upon every Bank and upon every Shore and every Wharf of the same Water of *Thames* within the Limits and Bounds aforesaid, and in, upon, and about each and every of the same, and also by all the Time aforesaid had had and taken, and ought and had been accustomed to have and take, to their own Use, by the Mayor of the City aforesaid for the Time being, during the Time of his Mayoralty or by his sufficient Deputies, all the Wages, Rewards, Fees, and Profits pertaining and belonging to the same Office of Bailiff; and also reciting that the same Mayor and Commonalty and Citizens, from all the Time aforesaid, had had and exercised, and ought and had been accustomed to have and exercise, the Office of Measurer and the measuring of all and singular Coals, and Grains of every Kind, and also of all Kinds of Salt, and all Kinds of Apples, Pears, Plums, and other Fruits whatsoever, and of all eatable Roots of every Kind, and also of Onions, and of all other Merchandizes, Wares, and Things whatsoever measurable, and the measuring of the same whatsoever, landing, conveyed, or brought in or to the Port of the said City of *London* upon the said Water of *Thames*, in every Ship, Boat, Barge, or other Vessel whatsoever, floating, laden, remaining, or being on every Part of the same Water of *Thames*, and upon every Bank or every Shore or every Wharf of the same Water of *Thames* which should happen to stop, remain, and be delivered or set down from the aforesaid Bridge of the said Town of *Staines* in the said County of *Middlesex* Westwards to the aforesaid *London Bridge*, and thence to the aforesaid Place called *Yendall*, otherwise *Yenland*, otherwise *Yenleete*, towards the Sea and Eastwards, and in the *Medway*, and in the said Port of the City of *London* aforesaid;

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aforesaid, exercising and occupying the same Office of Measurer and the measuring aforesaid by the Mayor of the City aforesaid for the Time being, during the Time of his Mayoralty, or by his sufficient Deputies, and also by all the same Time had had and taken and ought and had been accustomed to have and take, to their own Use by the Mayor of the City aforesaid for the Time being, during the Time of his Mayoralty, or by his sufficient Deputies, all the Wages, Rewards, Fees, and Profits to the same Office of Measurer belonging and appertaining; and nevertheless the same Mayor and Commonalty and Citizens then a short Time ago were disturbed therein, and were unjustly hindered in some of the Measurings aforesaid, and especially in the aforesaid Office of the measuring of Coals, supposing that that Office to the same Mayor and Commonalty and Citizens did not anciently pertain, nor did still pertain or belong, by any lawful Grant or Prescription, where in Truth it plainly and manifestly appeared that that Office and all the other Premises did anciently pertain and belong, and did then of Right pertain to them, and that they had lawfully taken, had, and enjoyed, and ought to take, have, and enjoy, the Wages, Rewards, Fees, and Profits thereof; His said Majesty, in order to put an end to all Controversy in that Behalf then and at all Times thereafter, and to set aside all Doubt, and to the Intent that the same Mayor and Commonalty and Citizens might more securely, freely, and quietly have, use, exercise, and enjoy the Offices aforesaid and every of them, and the measuring aforesaid, and the Wages, Rewards, Fees, and Profits to the same Offices and measuring belonging, and all and singular the other recited Premises, to them and their Successors for ever, without Contradiction, Let, or Impeachment in anywise of His said Majesty or of His Heirs or Successors, the Admirals of *England*, Justices, Escheators, Bailiffs, Sheriffs, or other Officers or Ministers of His said Majesty, His Heirs or Successors, whomsoever; and because it was His said Majesty's Pleasure to show Favour to the same Mayor and Commonalty and Citizens in this Behalf, and rather to strengthen, increase, and amplify than diminish the Liberties, Franchises, Jurisdictions, Privileges, and Customs of the City aforesaid, His said Majesty, of His especial Grace and certain Knowledge and mere Motion, did, for Him, His Heirs and Successors, approve, allow, ratify, and confirm by the said Charter now in recital all and singular the Offices and Measurings aforesaid, and the other recited Premises, and the Wages, Rewards, Fees, and Profits thereof belonging or pertaining, and the Uses and Customs aforesaid, to the said Mayor and Commonalty and Citizens of the City aforesaid, and their Successors; and further, of His said Majesty's especial Grace, and of His certain Knowledge and mere Motion, His said Majesty had granted, and by the said Charter now in recital, for Him, His Heirs and Successors, did grant to the aforesaid Mayor and Commonalty and Citizens, and their Successors, that they the aforesaid Mayor and Commonalty and Citizens, and their Successors, might from Time to Time for ever exercise and execute the aforesaid Office of Bailiff and the Conservancy of the Water of *Thames* by the Mayor of the City aforesaid for the Time being, during the Time of his Mayoralty, or by his sufficient Deputies, in, upon, and about the same Water of *Thames*, (to wit,) from the aforesaid Bridge of the Town of *Staines* in the County of *Middlesex* Westwards to *London Bridge*,



*Bridge*, and thence to a certain Place called *Yendall*, otherwise *Yenland*, otherwise *Yenleete*, towards the Sea and Eastwards, and in the *Medway*, and in the Port of the City of *London* aforesaid, and upon every Bank and upon every Shore and every Wharf of the same Water of *Thames* within the Limits and Bounds aforesaid, and in, upon, and about each and every of the same, and to have, receive, collect, and enjoy all and singular the Wages, Rewards, Fees, and Profits to the same Office of Bailiff pertaining and belonging, to the proper Use of the same Mayor and Commonalty and Citizens, by the Mayor of the City aforesaid for the Time being, during the Time of his Mayoralty, or by his sufficient Deputies; and also, of His Majesty's further especial Grace, and of His certain Knowledge and mere Motion, His said Majesty had granted, and by the said Charter now in recital, for Him, His Heirs and Successors, did grant, to the aforesaid Mayor and Commonalty and Citizens, and their Successors, that they the aforesaid Mayor and Commonalty and Citizens, and their Successors, might peacefully and quietly from Time to Time for ever exercise and execute the aforesaid Office of Measurer of all and singular Coals, and all and singular Grains of every Kind, and of all Kinds of Salt, and all Kinds of Apples, Pears, Plumbs, and other Fruits whatsoever, and of all eatable Roots of every Kind, and also Onions, and all other Merchandizes, Wares, and Things whatsoever measurable, and the measuring of the same whatsoever, landed, conveyed, or brought in or to the Port of the said City of *London* upon the said Water of *Thames*, in every Ship, Boat, Barge, or other Vessel floating, laden, remaining, or being on whatever Part of the same Water of *Thames*, and upon whatever Bank or whatever Shore or whatever Wharf of the same Water of *Thames* they should happen to stop, remain, be delivered or set down, from the aforesaid Bridge of the said Town of *Staines* in the said County of *Middlesex* Westwards to the aforesaid *London Bridge*, and thence to the aforesaid Place called *Yendall*, otherwise *Yenland*, otherwise *Yenleete*, towards the Sea and Eastwards, and in the *Medway*, and in the said Port of the City of *London*, by the Mayor of the City aforesaid for the Time being, during the Time of his Mayoralty, or by his sufficient Deputies, and might have, receive, collect, and enjoy all and singular the Fees, Wages, Rewards, and Profits whatsoever pertaining and belonging to the same Offices and Measurements, and to every or either of them, to the Use of the aforesaid Mayor and Commonalty and Citizens, and their Successors, to be received and perceived by the Mayor of the City aforesaid for the Time being, during the Time of his Mayoralty, or by his sufficient Deputies, without Impeachment of His said Majesty, or His Heirs or Successors, or any Officers, Bailiffs, or Ministers of His said Majesty or His Heirs and Successors, or the Admirals of *England* of His said Majesty, His Heirs and Successors, or other Subjects of His said Majesty or His Successors whomsoever, or of any Grant by His said Majesty or His Heirs or Successors to be made to the contrary; to have, hold, and enjoy the Office aforesaid, and all and singular the other Premises, with all and singular Wages, Rewards, Fees, Profits, and Appurtenances whatsoever belonging or pertaining to the same Offices and every or either of them, to the aforesaid Mayor and Commonalty and Citizens, and their Successors, for ever, to be exercised and

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executed by the Mayor of the City aforesaid for the Time being, during the Time of his Mayoralty, or by his sufficient Deputies, without rendering or making any Account thereof or any other Thing to His said Majesty, His Heirs or Successors, so that no other Bailiff or Conservator of the Water aforesaid, or Measurer of Coals, Grains, Salt, Apples, Pears, Plumbs, eatable Roots, Onions, or other Merchandizes, Wares, or other Thing or Things above mentioned, be or in anywise intermeddle himself in the Premises or any of them; and His said Majesty, willing to show more abundant Favour to the aforesaid Mayor and Commonalty and Citizens, of His said Majesty's special Grace, and of His certain Knowledge and mere Motion, His said Majesty did, for Himself, His Heirs and Successors, grant, and by the said Charter now in recital confirm, to the aforesaid Mayor and Commonalty and Citizens, and their Successors, that although the same Mayor and Commonalty and Citizens, or their Predecessors, in any Case arising thitherto, had not fully used, or had perchance abused the Offices aforesaid, or any one or other of the Offices or Measurings aforesaid, or any Thing or Things to the same or either of them pertaining or belonging, nevertheless the same Mayor and Commonalty and Citizens, and their Successors, might thenceforth freely, quietly, and peacefully enjoy and use the Offices aforesaid so not used, or abused, and every of them, and the Measurings aforesaid so not used, or abused, and every of them, without Let or Hindrance of His said Majesty, His Heirs or Successors, the Admirals of *England* of His said Majesty, His Heirs or Successors, the Justices, Escheators, Sheriffs, or other Bailiffs, Officers, or Ministers of His said Majesty, His Heirs or Successors, whomsoever; any Statutes or Ordinances passed, or Judgments rendered, or any Charters of His said Majesty's Progenitors or Predecessors, in past Times made or granted to the contrary, notwithstanding that express Mention was not made of the true yearly Value or of any other Value or Certainty of the Premises or any of them, or of any Gifts or Grants made before those Times by His said Majesty or any of His Progenitors or Predecessors to the aforesaid Mayor and Commonalty and Citizens of the City of *London* aforesaid, and not made in the said Charter now in recital, or any Statute, Act, Ordinance, Provision, Proclamation, or Restriction, to the contrary thereof, thitherto had, made, passed, ordained, or provided, or any other Thing, Cause, or Matter whatsoever, in anywise notwithstanding: And whereas by another Charter of His said Majesty King *James* the First, bearing Date the Fifteenth Day of *December* in the Twelfth Year of His Reign, after reciting that so great was the Force of His said Majesty's Love towards the City of *London*, His Royal Chamber, that whatever in His said Majesty lied, which He had deemed necessary or useful to the Mayor and Commonalty and Citizens of His same City, He had freely of His own Mind been inclined to give and bestow it upon the same Mayor and Commonalty and Citizens of the said City, and His said Majesty's Pleasure was, not only to confirm but also to amplify the Grants in all past Times made by His Predecessors to His City of *London*; therefore, when, among other Things, it was sufficiently manifest to His said Majesty that the same Mayor and Commonalty and Citizens of His City of *London*, from all Times whereof the Memory of Man was not to the contrary, had had and lawfully exercised, and ought to have

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have and exercise, the Office of Measurer and the measuring of all and singular Coals, of whatever Kind, Nature, and Species soever they were, landed, conveyed, or brought in or to the Port of the said City upon the Water of *Thames*, in every Ship, Boat, Barge, or other Vessel whatsoever, floating, laden, remaining, or being on every Part of the same Water of *Thames*, and upon every Bank or every Shore or every Wharf of the same Water of *Thames*, from the Bridge of the Town of *Staines* in the County of *Middlesex* Westwards to *London Bridge* aforesaid, and thence to a certain Place called *Yendall*, otherwise *Yenland*, otherwise *Yenleete*, towards the Sea and Eastwards, and in the *Medway*, and in the Port of the City of *London*, nevertheless a Question had then very lately arisen whether the weighing of Coals brought within the Limits and Bounds aforesaid, together with the measuring of Coals, pertained to the Mayor and Commonalty and Citizens of the said City; His said Majesty therefore, in order to put an end to all Controversy in that Behalf, then and at all Times thereafter, and to set aside all Doubt, and to the Intent that the same Mayor and Commonalty and Citizens of the City aforesaid might have, use, perceive, and enjoy, as well the weighing as the measuring, and every or either of them, and the Wages, Fees, and Profits usual for the same, of His said Majesty's especial Grace and certain Knowledge and mere Motion, had given, granted, and confirmed, and by the said Charter now in recital, for His said Majesty, and His Heirs and Successors, did give, grant, and confirm to His beloved the Mayor and Commonalty and Citizens of the City of *London* aforesaid, and their Successors, the weighing of all and singular Coals called Stone Coals, Pit Coals, Earth Coals, and all other Coals weighable, of what Kind, Nature, and Species soever they were, landed, conveyed, or brought in or to the Port of the said City of *London* upon the aforesaid Water of *Thames*, in every Ship, Boat, Barge, or other Vessel whatsoever, floating, laden, remaining, or being on either Side of the same Water of *Thames*, and upon every Bank or every Shore or every Wharf of the said Water of *Thames*, from the Bridge of the Town of *Staines* in the County of *Middlesex* aforesaid, Westwards, to *London Bridge* aforesaid, and thence to the aforesaid Place called *Yendall*, otherwise *Yenland*, otherwise *Yenleete*, towards the Sea, and in the *Medway*, and in the Port of *London* aforesaid, to be sold or exposed to Sale, and also the Fees, Wages, Rewards, Profits, and Advantages usual or thereunto belonging or in anywise appertaining, to be exercised by the Mayor of the City aforesaid for the Time being, and by the Deputies, Officers, and Ministers of the same Mayor; and further, of His said Majesty's more abundant Grace, and of His certain Knowledge and mere Motion, His said Majesty had given, granted, and confirmed, and by the Charter now in recital, for Him, His Heirs and Successors, did give, grant, and confirm, to the aforesaid Mayor and Commonalty and Citizens of the City aforesaid, and their Successors, that they and their Successors for ever might have and enjoy, and should and might be able to have and enjoy, the Office of the weighing of all and singular Coals called Stone Coals, Pit Coals, Earth Coals, and all other Coals weighable, of whatever Kind, Nature, or Species soever they were, landed, conveyed, or brought in or to the Port of the said City of  
*London*

*London* upon the aforesaid Water of *Thames*, in every Ship, Boat, Barge, or other Vessel whatsoever, floating, laden, remaining, or being on every Part of the same Water of *Thames*, and upon every Bank or every Shore or every Wharf of the same Water of *Thames*, from the Bridge of the Town of *Staines* in the County of *Middlesex* aforesaid, Westwards, to *London Bridge* aforesaid, and thence to the aforesaid Place called *Yendall*, otherwise *Yenland*, otherwise *Yenleete*, towards the Sea, and in the *Medway*, and in the Port of *London* aforesaid, to be sold or exposed to Sale, and also all the Fees, Wages, Rewards, Profits, Advantages, and Emoluments whatsoever usual or to the same Office belonging or in anywise pertaining, to be exercised by the Mayor of the City aforesaid for the Time being, and by the Deputies, Officers, and Ministers of the same Mayor; and also of His said Majesty's further especial Grace; and of His certain Knowledge and mere Motion, His said Majesty had appointed, ordained, and made, and by the said Charter now in recital, for His said Majesty, His Heirs and Successors, did appoint, ordain, create, and make the aforesaid Mayor and Commonalty and Citizens of the City of *London* aforesaid, and their Successors, by the Mayor of the same City for the Time being, during the Time of his Mayoralty, or by the Deputies, Officers, Ministers, and Servants of the same Mayor for the Time being, to be Weighers of all and singular Coals called Stone Coals, Pit Coals, Earth Coals, and all other Coals weighable, and to have and exercise and execute the weighing of all and singular Coals called Stone Coals, Pit Coals, Earth Coals, and all other Coals weighable, of what Kind, Nature, or Species soever they were, landed, conveyed, or brought in or to the Port of the said City of *London* upon the aforesaid Water of *Thames*, in every Ship, Boat, Barge, or other Vessel whatsoever, floating, laden, remaining, or being on every Part of the same Water of *Thames*, and upon every Bank or every Shore or every Wharf of the same Water of *Thames*, which should happen to stop, remain, and be delivered or set down from the aforesaid Bridge of *Staines* in the said County of *Middlesex* Westwards, and thence to the aforesaid Place called *Yendall*, otherwise *Yenland*, otherwise *Yenleete*, towards the Sea, and in the *Medway*, and in the Port of *London* aforesaid, to be sold or exposed to Sale; and reciting that a Question had arisen respecting the Quantity of the Fee asked, taken, and received by the Mayor of the City aforesaid for the Time being, and by his Deputies, Ministers, Servants, and Officers, for the weighing of every Ton Weight of Coals weighable, computing Twenty Hundred Weight (each Hundred Weight containing Five Score and Twelve Pounds Weight) to every Ton Weight, brought within the Limits and Bounds aforesaid; His said Majesty, entirely to put an end to all Question of the kind, did, of His especial Grace, and of His certain Knowledge and mere Motion, declare, establish, and for Him, His Heirs and Successors, grant to the aforesaid Mayor and Commonalty and Citizens of the City aforesaid, and their Successors, that it should and might be fully lawful to the said Mayor and Commonalty and Citizens of the City aforesaid, and their Successors, by the Mayor of the same City for the Time being, and by the Deputies, Ministers, Officers, and Servants of such Mayor for the Time being, to ask, demand, take, receive, and have the Fee of Eight-pence of lawful Money

Money of *England* to the Use of the aforesaid Mayor and Commonalty and Citizens of the City aforesaid, and their Successors, for the weighing of every the like Ton of Coals aforesaid, and of all other Coals weighable, of every Kind, and so according to the Rate aforesaid for a greater or less Quantity, of the Person who should bring the like Coals, for and in respect of the Charge and Cost of the same Mayor and Commonalty and Citizens of the City of *London* aforesaid, and their Successors, for Scales, and for and in respect of their Attendance, Labour, and other necessary Costs and Expences taken and expended in and about the Premises, which said Fee of Eight-pence the aforesaid Mayor and Commonalty and Citizens of the City aforesaid had thitherto had and perceived, and did then have and perceive, for the weighing of a like Ton of Coals; and also his said Majesty did command, and by the said Charter now in recital, for him, His Heirs and Successors, firmly order and enjoin, all and singular Merchants and other Persons whatsoever bringing and about to bring Coals called Sea Coals, Stone Coals, Pit Coals, Earth Coals, or any other Coals, of what Kind, Nature, or Species soever they were, in or within the Limits and Bounds aforesaid, upon the Water of *Thames* aforesaid, in any Ship, Boat, or other Vessel whatsoever, being within the same Limits, that neither they nor any of them should thenceforth deliver or set down, nor presume or cause or permit such Coals called Sea Coals, Pit Coals, Stone Coals, and Earth Coals, or other Coals, of whatsoever Kind they were, to be unladen, discharged, delivered, or set down, from or out of the same Ships, Boats, or other Vessels, being within the Limits and Bounds aforesaid, in the Water of *Thames* aforesaid, upon every Wharf, Bank, or Shore on either Side of the same Water of *Thames* within the Limits aforesaid, or otherwise to be carried away or set down out of the same Ships, Boats, or other Vessels, before the Mayor of His City aforesaid for the Time being should have received certain Notice of the Quantity of all such Coals so brought in any Ship, Boat, or other Vessel whatsoever within the Limits aforesaid, and should have given Direction for unlading the like Coals, and for the weighing or measuring of the like Coals, according to the Nature and Quality of the same Coals; to the Intent that the same Mayor of the City aforesaid for the Time being, according to the Duty of his Office, could and might be able to render a better and readier Reckoning and Account to His said Majesty, His Heirs and Successors, of what Quantity of Coals of every Kind from Time to Time had been brought into the Port of His City of *London* aforesaid, and within the Limits aforesaid, and in what Manner the aforesaid City of *London*, His Royal Chamber, and the Parts and Places near and immediately adjoining the Port of the same City, were from Time to Time and at all Times provided, if Occasion should so require, and at any Time His said Majesty, His Heirs and Successors, should demand the same of the Mayor of the City aforesaid for the Time being; and also to the Intent that the Money to be taken, and the other Profits due to His said Majesty, His Heirs and Successors, for the like Coals or any of them so brought and to be brought within the Limits aforesaid, (if any there should be,) might be better answered for and paid to the Officers and Ministers of His said Majesty, His Heirs and Successors, to the Use of His said Majesty, His Heirs and Successors,

cessors, on pain of Contempt of His Royal Command, and of incurring all such Pains and Penalties as by the Laws and Statutes of this Realm of *England* could be inflicted against the like Offenders for Disregard and Contempt; and also reciting, that because it was notoriously well known that the River *Thames* was so necessary, convenient, and useful to the City of *London* aforesaid, that without the said River the said City could not long subsist, flourish, and continue, and that by the forestalling, engrossing, and regrating of Coals brought in or to the Port of the said City upon the Water of *Thames* aforesaid, the like Coals were rendered dearer, to the great Loss and Prejudice as well of His said Majesty as of His Subjects; and further reciting, that divers ill-disposed Persons, looking more to their own private Advantage and Profit than to the general and public Good and Benefit of His City aforesaid, and by no means regarding the Conservancy of the same River, did with Impunity, and then daily, usually sell Coals and other Things of that Sort by Retail in a less Quantity, in Boats commonly called Lighters, and other Vessels, floating, placed, and being in and upon the Water of *Thames* aforesaid, after the like Coals had been unladen from the Ships and other Vessels which at first brought the same Coals and other Things of that Sort within the Limits and Bounds aforesaid, upon the Water of *Thames* aforesaid, which said Persons made the Boats commonly called Lighters and other Vessels as it were their common Shops and Warehouses, and in the same did daily hold, upon the Water of *Thames* aforesaid, a common Market for the Sale of the like Coals and other Things of that Sort, having One, Two, Three, and sometimes more Boats, commonly called Lighters, and other Vessels, lying and affixed one to the other in the River *Thames* aforesaid, by which the forestalling, Monopoly, and regrating aforesaid grew and increased every Day, to the great Deception, Loss, and Oppression as well of the rich as the poor, and the Prices of the Coals and other Things were augmented and rendered dearer; and that by the frequent Importation, carrying away, measuring, and weighing the like Coals and other Things of that Sort into and out of the same Boats, commonly called Lighters, and other Vessels, a great many of the same Coals and other Filth very often fell and were thrown into the River *Thames*, to the great Nuisance and choking up of the Stream of the same River, and the aforesaid Boats and other Vessels so placed greatly impeded as well the Course of the Stream of the River aforesaid as the Passage of those passing by upon the Water of the same River; His said Majesty therefore, considering it just that so great an Evil ought not longer to be permitted to continue, but should, as quickly as possible, be put an end to and removed, did firmly order and enjoin, and for Him, His Heirs and Successors, prohibit, all and singular Persons whatsoever, that neither they nor any of them should thenceforth sell nor presume to sell any Coals of any Kind whatever upon the Water of *Thames*, in any Boat commonly called Lighters, or in any other Vessel whatsoever, except only in the same Ships or other Vessels which at first brought the like Coals within the Port of the City aforesaid, and within the Limits and Bounds aforesaid, and not otherwise, unless upon some Port, Quay, or Wharf near the River aforesaid, under pain of Contempt of His Royal Command, and of incurring such Pains and Penalties as by the Laws and Statutes of

and after the Twenty-ninth Day of *September* One thousand seven hundred, (over and above all other Impositions and Duties, and the above-mentioned Sum of Four-pence,) the further Sum of Sixpence for every Chaldron thereof; and for such Sort of Coals as were sold by the Ton, for every Ton thereof containing Twenty hundred Weight, the like Sum of Sixpence; which said Imposition of Sixpence should continue from the said Twenty-ninth Day of *September* for and during the Term of Fifty Years and no longer; and the said Imposition of Sixpence *per* Chaldron was to be answered and paid to the said Mayor and Commonalty and Citizens by the Master, Owner or Owners, or other Person or Persons taking charge of any Ship or Vessel whereupon the same should be laden, before they should break Bulk, or have a Meter assigned for the measuring or weighing any Coals to be as aforesaid delivered from on board such Ship or Vessel, the same to be paid at such Place or Places as by the said Mayor and Court of Aldermen should from Time to Time be appointed, within the said City or Liberties thereof, for the Receipt thereof, upon Receipt whereof the Party appointed to receive the same should, without Delay, Fee, or Reward, deliver a Receipt to the Person or Persons who should pay the said Duty or Duties, which Receipt should for so much be a sufficient Discharge; and the said Imposition of Sixpence *per* Ton or Chaldron was to be collected in such Sort and Manner in all and every respects as in and by one Act made in the Nineteenth Year of the Reign of King *Charles* the Second, intituled *An Act for the rebuilding the City of London*, the Imposition of Coals thereby granted was to be collected and levied, and all and every the Powers, Authorities, Directions, and Provisions in or by the said Act mentioned or provided for the levying, collecting, and recovering thereof, or the Penalties thereby imposed, or for the ordering or regulating the Proceedings of the said Coal Meters or others in discharge of their respective Offices and Duties, or for the preventing of Fraud and Covin, and for the Discovery of the just Quantity of all Sorts of Coals to be imported as aforesaid, should remain and be in force, and by virtue of the said Act now in recital should and might be exercised and put in use for the collecting, levying, and recovering the said Duty of Sixpence, according to the Purport and Effect of the aforesaid Act, and under the same Penalties in all and every respect, and that for and during all the Time by the said Act now in recital limited and appointed for the Payment of the said Imposition, as if the same were expressly mentioned in the said Act now in recital with reference to the said Imposition thereby imposed: And whereas the said Imposition, Rate, or Duty of Sixpence has been continued from Time to Time by several Acts of Parliament, and ultimately by an Act passed in the Tenth Year of the Reign of His late Majesty, intituled *An Act for improving the Approaches to London Bridge*, and is now payable for Terms which will expire on the Fifth Day of *July* One thousand eight hundred and fifty-eight; and the said last-mentioned Imposition, Rate, or Duty of Four-pence *per* Chaldron, and the said Imposition, Rate, or Duty of Sixpence, are charged with Sums of Money raised and to be raised for defraying the Expences of Public Works: And whereas it is expedient for the Purposes of this Act that the Lord Mayor of the City of *London*, and the Mayor and Commonalty and Citizens of the said City, should

not

19 C. 2. c. 8.

10G.4.c.136.

this Realm could be inflicted against the like Offenders for Disregard and Contempt; and because His said Majesty's Intention was that the same Mayor and Commonalty and Citizens of the City aforesaid, and their Successors, should fully enjoy the Premises aforesaid; His said Majesty therefore, by the said Charter now in recital, did declare and signify His Will and Pleasure, and will, and for Him, His Heirs and Successors, grant and agree, to and with the aforesaid Mayor and Commonalty and Citizens of the City aforesaid, and their Successors, that the same Mayor and Commonalty and Citizens of the City aforesaid, and their Successors, might securely, peacefully, and quietly have, exercise, enjoy, and use all and singular the Premises above mentioned, to them and their Successors for ever, without Hindrance of His said Majesty, His Heirs and Successors, or any Officers or Ministers of His said Majesty, His Heirs or Successors, and without making or rendering any Account thereof or any other Thing to His said Majesty, His Heirs and Successors; and if it should happen that any Defect in the said Charter now in recital were thereafter found, or any Doubt, Ambiguity, or Question respecting the Premises arose or were made, His said Majesty, His Heirs and Successors, would vouchsafe to grant and make other Letters Patent under the Great Seal of *England*, of Him, His Heirs or Successors, to the same Mayor and Commonalty and Citizens of the City aforesaid, and their Successors, for the better Donation, Grant, and Confirmation, and for the more secure Enjoyment of the Premises, whenever it should be desired by the same Mayor and Commonalty and Citizens of the City aforesaid, or their Successors, that express Mention of the true yearly Value, or of the Certainty of the Premises or any of them, or of other Gifts or Grants before those Times made by His said Majesty, or any of His Progenitors or Ancestors, to the aforesaid Mayor and Commonalty and Citizens of the City aforesaid, was not made in the said Charter now in recital, or any Statute, Act, Ordinance, Provision, Proclamation, or Restriction, to the contrary thereof, thitherto had, made, passed, ordained, or provided, or any other Thing, Cause, or Matter whatsoever, in any wise notwithstanding: And whereas by an Act of Parliament passed in the Fifth and Sixth Year of the Reign of King *William* and Queen *Mary*, intituled *An Act for the Relief of the Orphans and other Creditors of the City of London*, it was enacted, that for all Sorts of Coals which should be imported or brought into the Port of the said City of *London*, or the River of *Thames* within the Liberty of the said City, upon the same River, to be sold by the Chaldron or Ton, there should be paid, by way of Imposition thereupon, according to the Rates and Duties after mentioned; (that is to say,) for all such Sorts of Coals or Culm as were usually sold by the Chaldron, for every Chaldron thereof which should be imported from and after the Twenty-fourth Day of *June* One thousand six hundred and ninety-four the Sum of Four-pence Metage for ever, over and above what was then lawfully paid for the Metage thereof, which said Sum should be paid in like Manner as the then present Duty for Metage was or had been accustomed to be paid, and from Time to Time be paid to the said Mayor and Commonalty and Citizens of the said City by the Officer and Officers receiving the said Metage; and for all such Sort of Coals or Culm which should be imported into the said Port or Members thereof from

5 & 6 W. & M.  
c. 10.

and



not at the present Time exercise any Right or Privilege of weighing or measuring Coals, Culm, or Cinders, to which under or by virtue of the aforesaid Charters and Acts of Parliament, or by Prescription or otherwise, he or they is or are or may be entitled, and that during the Term herein-after mentioned One Rate or Duty should be paid to the said Mayor and Commonalty and Citizens in lieu of all Rates and Duties payable to them in respect of Coals, Culm, and Cinders (except the Rates and Duties made payable by this Act); be it therefore further enacted, That during the Term of Seven Years, to be computed from the Thirty-first Day of *December* next after the passing of this Act, the Lord Mayor of the said City of *London*, and the said Mayor and Commonalty and Citizens, shall not exercise any Right of measuring or weighing Coals, or any other Rights with respect to Coals to which he or they is, are, or may be entitled, by Prescription, or by the said Charters and Acts of Parliament, or otherwise; and that the Rate or Duty of Twelve-pence for every Ton of Coals, Cinders, and Culm imported or brought into the Port of *London* shall be collected and may be recovered in manner herein-after mentioned; and the Sum of Four-pence for every Ton, Part thereof, shall be applied in the same Manner as the Sum in the said Charters mentioned to be payable for Metage would be applicable; and the Sum of Eight-pence for every Ton, Residue thereof, shall be applied in the same Manner as the said Impositions, Rates, or Duties of Four-pence *per* Chaldron, and Sixpence for every Chaldron or Ton, made payable by the said Act of Parliament, would be applicable.

During Seven Years the Right of measuring not to be exercised by the Corporation.

Duty of 12d. per Ton on Coals, Cinders, and Culm.

LXI. Provided always, nevertheless, and be it further enacted, That at the End of the said Term of Seven Years, and also if at any earlier Period the said Rate or Duty of Twelve-pence *per* Ton shall cease to be payable as aforesaid, the Lord Mayor of the said City of *London*, and the said Mayor and Commonalty and Citizens, shall be entitled to resume, use, exercise, and enjoy all Rights of weighing and measuring Coals, and other Rights and Privileges in respect thereof, to which he or they is, are, or may be entitled, and to demand, collect, recover, receive, and take the Metage, Impositions, Duties, Rates, or Sums, and all other Privileges and Advantages to which he or they is, are, or may be entitled at the Time of passing this Act, and that in as full, ample, and beneficial a Manner to all Intents and Purposes as if this Act had not been made; and the Interruption in the Exercise of any Right, or in the Receipt of any Fees or Duties to which he or they is, are, or may be entitled by Prescription or otherwise, during such Time as the Payments hereby directed to be made in lieu thereof shall be received, shall not be deemed in Law to be a Waiver or Discontinuance of any such Right, Fees, or Duties, but the same shall be in as full Force and Effect, and may be enforced and recovered by the same Remedies, and may be claimed and pleaded in the same Manner, to all Intents and Purposes, as if they had been exercised and received respectively during the Time in which the Exercise and Receipt thereof respectively shall have been suspended, interrupted, or varied by virtue of this Act; and that the Lord Mayor of the said City of *London*, and the said Mayor and Commonalty and Citizens, shall and may prescribe and continue to

Rights of the Corporation of London to be resumed after Seven Years, or sooner if the Duty of 12d. shall cease.

prescribe, in any Action, Suit, or other Proceeding in Law or Equity, for any Right, Fees, and Duties to which he or they is, are, or may be entitled as aforesaid, as if he or they had continued in the Exercise of such Right, and in Receipt of such Fees and Duties, notwithstanding the Nonuser thereof in pursuance of this Act or any other Act of Parliament for the weighing of Coals and Payment of the Sums provided for the same in lieu of the said Metage, Fees, and Duties.

Water Bail-  
lage and  
Groundage  
suspended.

LXII. And be it further enacted, That during the said Term of Seven Years, if the said Rate or Duty of Twelve-pence *per* Ton shall so long continue payable, the said Mayor and Commonalty and Citizens shall not receive or take the Water Baillage and Groundage to which they are now entitled in respect of the Coals imported or brought into the said Port of the said City of *London*, and the Ship in which the same are imported, or the Sums for which the said Lord Mayor for the Time being is entitled for Permits and for registering Certificates.

Water Bail-  
lage and  
Groundage  
resumed after  
Seven Years.

LXIII. Provided always, nevertheless, and be it further enacted, That at the End of the said Term of Seven Years, and also if at any earlier Period the said Rate or Duty of Twelve-pence *per* Ton shall cease to be payable as aforesaid, the Lord Mayor of the said City of *London*, and the said Mayor and Commonalty and Citizens, shall for ever thereafter be entitled to the said Water Baillage and Groundage, and the Sums to which the said Lord Mayor for the Time being is entitled for Permits and for registering Certificates, in as full, ample, and beneficial a Manner, to all Intents and Purposes, as if this Act had not been made, and the Interruption in the Exercise or in the Receipt of the same shall not be or be deemed in Law to be a Waiver or Discontinuance thereof, but the same shall be in as full Force and Effect, and may be enforced and recovered by the same Remedies, and may be claimed and pleaded in the same Manner, to all Intents and Purposes, as if they had been received respectively during the Time in which the Exercise and Receipt thereof respectively shall have been suspended, interrupted, or varied by virtue of this Act; and that the Lord Mayor of the said City of *London*, and the said Mayor and Commonalty and Citizens, shall and may prescribe and continue to prescribe in any Action, Suit, or other Proceeding at Law or Equity, for the said Water Baillage and Groundage, and the Sums to which the said Lord Mayor for the Time being is or may be entitled for Permits and for registering Certificates, as if they had continued in the Receipt of the said Water Baillage and Groundage, and the Sums to which the said Lord Mayor for the Time being is entitled for Permits and for registering Certificates, notwithstanding the Nonuser thereof in pursuance of this Act.

1s. 1d. per  
Ton instead  
of 1s. 3d. per  
Ton to be  
paid for In-  
land Coals.  
6 G. 4. c. 111.

LXIV. And whereas by an Act passed in the Sixth Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for granting Duties of Customs*, a Duty of One Shilling and Three-pence the Ton is granted on Coals, Culm, and Cinders brought by the Grand Junction or *Paddington* Canals nearer to *London* than the Stone or Post at or near the North-east Point in *Grove Park* in the County

County of *Hertford*, or brought down the River *Thames* nearer to *London* than the City's Stone placed on the West Side of *Staines Bridge* in the County of *Middlesex*, payable to the proper Officer of Customs, in lieu of the Duty called Orphans Duty, and of all other Rates, Dues, and Duties payable to the Corporation of *London* upon Coal, Culm, and Cinders imported into the Port of *London*, to be paid over to the said Corporation at the End of every Quarter: And whereas it is expedient for the Purposes of this Act that the said Duty of One Shilling and Three-pence should not be received at the present Time, but that Duties of One Shilling *per Ton* and One Penny *per Ton* on Coals, Culm, and Cinders should be taken in lieu thereof in the said Canals and River at the aforesaid Places; be it therefore further enacted, That during the Term of Seven Years, to be computed from the Thirty-first Day of *December* next after the passing of this Act; the Sum of One Shilling and Three-pence *per Ton* on Coals, Culm, and Cinders brought by the Grand Junction and *Paddington* Canals nearer to *London* than the Stone or Post at or near the North-east Point in *Green Park* in the County of *Hertford*, or brought down the *Thames* nearer to *London* than the City's Stone placed on the West Side of *Staines Bridge* in the County of *Middlesex*, shall not be paid; and in lieu thereof, and of all such other Rates and Duties as aforesaid, the Sums of One Shilling and One Penny *per Ton* on Coals, Culm, and Cinders brought nearer to *London* on the said Canals and River than the Places aforesaid shall be paid to such Person or Persons, at such Place or Places, in such Manner, and under such Regulations, as the said Mayor, Aldermen, and Commons, in Common Council assembled, shall from Time to Time direct and appoint; and the Receipt of such Person or Persons shall be a valid and effectual Discharge for the same; and in case of Neglect or Refusal to pay such Duties of One Shilling and One Penny *per Ton* on Coals, Culm, and Cinders, or either of them, or any Part or Parts thereof, on Demand, to such Person or Persons as aforesaid, then and in every such Case it shall be lawful for the said Mayor, Aldermen, and Commons, in Common Council assembled, to sue for the same by Action of Debt or upon the Case, in the Name of the Mayor and Commonalty and Citizens of the said City of *London*, in any of His Majesty's Courts of Record at *Westminster*; or the Person or Persons to whom the said Duty ought to have been paid may, and he and they is and are hereby empowered, either at the Time of the Barge or other Vessel containing such Coals, Culm, and Cinders passing the Place appointed for receiving such Duty, or at any Time afterwards, to seize and detain such Barge or Vessel, and the Coals, Culm, and Cinders therein, for or in respect whereof the said Duties ought to be paid, until Payment thereof, together with reasonable Charges for such Seizure and Detention; and if the same shall not be redeemed within Five Days after the taking thereof, the same may be appraised and sold as the Law directs in case of Distress for Rent: Provided always, nevertheless, that when the said Duty or Sum of One Penny *per Ton* first herein-before authorized to be taken shall cease, the said last-mentioned Duty or Sum of One Penny shall also cease, and the said Duty or Sum of One Shilling *per Ton* shall be payable as aforesaid, without the said Duty or Sum of One Penny *per Ton*; and when and as often as the said

first.

first-mentioned Duty, or any other renewed Duty in lieu thereof, shall again be payable as aforesaid, a Sum or Duty of the like Amount shall be payable, together with the said Rate or Duty of One Shilling *per* Ton, in manner herein-before mentioned.

The Duty of  
1s. 3d. to be  
resumed after  
Seven Years.

LXV. Provided always, nevertheless, and be it further enacted, That at the End of the said Term of Seven Years, and also if at any earlier Period the said Duties of One Shilling and One Penny *per* Ton shall cease to be payable as aforesaid, the said Mayor and Commonalty and Citizens shall thereafter be entitled to the said Duty of One Shilling and Three-pence *per* Ton, and that in as full, ample, and beneficial a Manner to all Intents and Purposes as if this Act had not been made.

Act not to  
affect Rights  
of Corpora-  
tion to the  
measuring of  
Grain, &c.

LXVI. And be it further enacted, That nothing in this Act contained shall abridge, extend, prejudice, confirm, or otherwise affect, or be deemed or construed to abridge, extend, prejudice, confirm, or otherwise affect, any of the Rights of the Lord Mayor of the said City of *London*, or the said Mayor and Commonalty and Citizens of the City of *London*, to which they are or may be entitled under or by virtue of the aforesaid Charters or otherwise, to have and exercise the Office of Measurer and the measuring of all and singular Grains of every Kind, and also of all Kinds of Apples, Pears, Plumbs, and other Fruits whatsoever, and of all eatable Roots of every Kind, and also of Onions, and all other Merchandizes, Wares, and Things whatsoever measurable, and the measuring of the same, landed, conveyed, or brought in or to the Port of the said City of *London* upon the said Water of *Thames*, in every Ship, Boat, Barge, or other Vessel whatsoever, floating, laden, remaining, or being on every Part of the same Water of *Thames*, and upon every Bank or every Shore, or every Wharf of the same Water of *Thames*, which should happen to stop, remain, and be delivered or set down from the aforesaid Bridge of the said Town of *Staines* in the said County of *Middlesex* Westwards to the aforesaid Bridge of *London*, and thence to the aforesaid Place called *Yendall*, otherwise *Yenland*, otherwise *Yenleete*, towards the Sea and Eastwards, and in the *Medway*, and in the said Port of the City of *London* aforesaid, or to all Wages, Rewards, Fees, and Profits to the same Office of Measurer belonging and pertaining, (being the Rights mentioned in the said Charter as aforesaid,) or any other Rights or Privileges to which the said Lord Mayor, or the said Mayor and Commonalty and Citizens respectively, are entitled, but that the same shall be and continue in full Force and Virtue, and may be enforced and recovered by the same Remedies, and claimed or pleaded in the same Manner, as if there had been no such Suspension or Interruption of any Rights or Privileges to which they are or may be entitled with respect to Coals.

Chamberlain  
to keep Ac-  
count of Re-  
ceipts and  
Disburse-  
ments on

LXVII. And be it further enacted, That the Chamberlain of the said City for the Time being shall keep One or more Book or Books in which all the Monies to be received by virtue of this Act in respect of the said Rates and Duties of Eight-pence *per* Ton, and the Application thereof, shall from Time to Time be entered and  
set

set down, and such Entries shall specify the Times when, the Occasions for which, and the Names of the Persons to whom, the same shall be paid.

account of  
Metage  
Monies.

LXVIII. And be it further enacted, That the said Mayor, Aldermen, and Commons, in Common Council assembled, shall once in each and every Year, or oftener, if required, lay before both Houses of Parliament an Account of the Monies to be received by virtue of this Act in respect of the said Rates and Duties of Eight-pence *per* Ton.

The City to  
lay Accounts  
before Par-  
liament.

LXIX. And be it further enacted, That the Rates or Duties of One Penny and Twelve-pence *per* Ton on Coals, Cinders, and Culm, made payable by this Act, shall be paid by every Owner or Master or other Person having the Command or Charge of the Ship or other Vessel laden with such Coals, Cinders, or Culm, or by the Factor thereof, before Bulk shall be broken, or any of such Coals, Cinders, or Culm in such Ship or Vessel shall be unladen, and the same shall be paid at the said Coal Market for the Time being, to One of the Clerks of the said Market; and the Certificate or Certificates of any Clerk of the Coal Market, that the Rates or Duties on the Coals, Cinders, or Culm in any Ship or Vessel have been paid, shall be an effectual Discharge for the same; and if any of the said Clerks shall refuse, on Demand, to receive the said Rates or Duties, or to give a Certificate for the same, without Fee or Reward, such Clerk shall for every such Offence forfeit any Sum not exceeding Ten Pounds.

Duties to be  
paid to the  
Clerk of the  
Coal Market  
before Bulk  
is broken.

LXX. And be it further enacted, That if the Bulk of any Ship or Vessel laden with Coals, Cinders, or Culm liable to the Duties hereby imposed, shall be broken, or any of such Coals, Cinders, or Culm shall be unladen, before the Rates or Duties made payable by this Act shall have been paid, the Master or Owner of such Ship or Vessel shall for every such Offence forfeit and pay any Sum not exceeding Twenty-five Pounds.

Penalty on  
breaking  
Bulk before  
Payment of  
the Duties.

LXXI. And to the Intent that the Rates or Duties aforesaid may be duly accounted for and paid, be it further enacted, That no Collector or other Officer of His Majesty's Customs shall on any Pretence whatever cancel any Bond which shall have been entered into by the Master or Owner or other Person having the Command or Charge of any Ship or other Vessel which shall have been laden with Coals, Cinders, or Culm liable to the Duties hereby imposed, unless and until a Return has been made by the Clerk of the Coal Market to the Coast Office at the Custom House, *London*, that the Owner, Master, or other Person having the Command or Charge of such Ship or other Vessel has paid the Rates or Duties by this Act imposed; and the Clerk of the Coal Market shall, within Seven Days after the said Rates or Duties have been paid upon any such Ship or Vessel, transmit to the said Coast Office a Return stating the Name of the Ship, and the Number of Tons upon which the said Rates or Duties have been paid, upon pain of forfeiting for every such Offence any Sum not exceeding Twenty-five Pounds.

Custom  
House Offi-  
cers not to  
cancel Bond  
before Duties  
are paid.

Manner of  
recovering  
Rates and  
Duties.

LXXII. And to the Intent that the Rates and Duties imposed by this Act may be more effectually collected and levied, be it enacted, That in case any Owner or Master or any other Person having the Command or Charge of any Ship or other Vessel shall neglect to pay the same, it shall be lawful for any other Person or Persons appointed for that Purpose by the said Mayor, Aldermen, and Commons, in Common Council assembled, to go on board such Ship or other Vessel to demand, collect, and receive the said Rates or Duties, and on Nonpayment thereof to take and distrain any such Ship or other Vessel, and all the Tackle, Apparel, and Furniture thereto belonging, or any Part thereof, and all or any Part of the Coals, Cinders, or Culm in respect whereof such Rates or Duties shall be payable, either on board such Ship or other Vessel or on Land, and the same to retain until the respective Rates or Duties shall be satisfied and paid; and in case of any Neglect or Default in Payment of the said Rates or Duties for the Space of Five Days after any Distress or Distresses so made or taken, that then it shall be lawful for the said Person or Persons appointed as aforesaid to cause the same to be appraised by Two or more Sworn Appraisers or other sufficient Persons, and afterwards to sell the said Distress or Distresses, and out of the Produce of the Sale thereof to satisfy themselves or himself, as well for and in respect of their or his reasonable Charges in taking, keeping, appraising, and selling the same, as also for and in respect of the said Rates and Duties and every of them, rendering the Overplus (if any such there be) to the Owner, upon Demand; and it shall be lawful for the said Mayor and Commonalty and Citizens, in case of Nonpayment of the Rates and Duties as aforesaid, instead of recovering the same in manner aforesaid, or in case the whole thereof shall not be so recovered, to proceed for the Recovery of the same, or so much thereof as shall not be so recovered, by Action of Debt or on the Case in any Court of Record at *Westminster*.

Persons  
evading Pay-  
ment of Du-  
ties to remain  
liable, and  
also to forfeit  
a Sum equal  
thereto.

LXXIII. And be it further enacted, That if any Master, Owner, or other Person having the Command or Charge of any Ship or other Vessel, or the Owner or Factor of any Coals, Cinders, or Culm, shall by any Means whatsoever at any Time or Times elude, evade, or avoid the Payment of the Rates or Duties hereby made payable in respect thereof, or any Part of the same, every Person eluding, evading, or avoiding Payment as aforesaid shall forfeit and pay to the said Mayor and Commonalty and Citizens a Sum equal to the Amount of such Rates and Duties, and shall also stand charged with and be liable to the Payment of the said Rates and Duties; which Rates and Duties, as well as the Forfeiture incurred by having eluded, evaded, or avoided the Payment thereof, shall and may be recovered from such Master or Owner or Factor, or such Person having such Command or Charge respectively, at any Time or Times, either by the Means herein-before prescribed for the levying the said Rates or Duties, and by the same Method, or in such Manner as is herein-after directed for levying and recovering the Fines, Forfeitures, and Penalties imposed by this Act, and with the like Costs.

LXXIV. And

LXXIV. And be it further enacted, That in order to prevent any Trouble in ascertaining the Quantity of Coals, Cinders, or Culm contained in any Ship or Vessel, it shall be lawful for the said Mayor, Aldermen, and Commons of the City of *London*, in Common Council assembled, or any Committee or Committees appointed by them, to agree and compound with the Master, Owner, or Agent of any such Ship or other Vessel, that the same shall on any Voyage or Voyages, with respect to the Rates or Duties hereby made payable, be considered to contain such Number of Tons of Coals, Cinders, or Culm as the said Mayor, Aldermen, and Commons, in Common Council assembled, or such Committee or Committees, upon Consideration, shall think reasonable; and a Certificate of such Composition, signed by the Town Clerk of the said City for the Time being, expressing the Number of Tons of Coals, Cinders, or Culm agreed to be considered to be contained in such Ship or Vessel, in respect of which the Rates or Duties imposed by this Act shall be payable, shall be given to the Master or Owner of such Ship or Vessel: Provided always, that if any such Ship or other Vessel shall, after such Composition, be enlarged, repaired, altered, or varied, whereby or by means whereof a larger Quantity of Coal can be carried in such Ship or Vessel, such Composition shall be void; and if the Master or Owner of any such Ship or other Vessel shall omit to give Notice to the Clerk of the Coal Market of any such Enlargement, Reparation, Alteration, or Variation as aforesaid, or shall pay the Amount of such Composition as if no such Enlargement, Reparation, Alteration, or Variation had been made, he shall for every such Offence forfeit and pay any Sum not exceeding Fifty Pounds.

Owners of Ships may compound for the Number of Tons in respect of which the Duties shall be paid.

LXXV. And be it further enacted, That every Fitter or other Person vending or delivering Coals for the Port of *London* shall send, in a Letter directed to the Clerk of the Coal Market, and put into the General Post Office on the Day on which the Ship or Vessel containing any Coals shall sail on any such Voyage, or shall give to the Ship Master of such Ship or Vessel, before the same shall sail on every or any such Voyage, a Certificate signed by such Fitter containing the Day of the Month and Year of such Loading, the Master's and Ship's Names, and the Quantity of Tons, and the usual Names of the several and respective Collieries out of which the said Coals are and shall be wrought and gotten, and the Price paid by the Master or Masters for each and every Sort of Coals that each and every Fitter or other Person vending or delivering Coals as aforesaid, his or their Agent or Servant, hath sold and loaded on board each and every Ship or Vessel; and in case any Person or Persons omit or refuse to give such Certificate as aforesaid, or shall give or make any false Certificate, every Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds; and where such Certificate shall be given to the Ship Master, he shall, upon the Arrival of the said Ship or Vessel at the Port of *London*, deliver or cause to be delivered such Certificate at the Office of the Clerk of the Coal Market; and every Fitter who shall send or give any such Certificate as aforesaid shall, on or before the Expiration of Three Calendar Months next after the same shall have been given, send, in a Letter directed to the said Clerk of the

Certificate of the Quality of the Coals to be given by the Fitter, and registered at the Coal Market on the Arrival of the Ship.

Coal

Provision in case of Loss of Certificate, or of Ship's Destination being changed.

Penalty for false Certificate or Non-delivery;

for Neglect to register, or refusing to show Certificate.

In certain Cases Master of Ship to

Coal Market, and put into the General Post Office, or delivered at the Office of the said Clerk of the Coal Market, an Affidavit according to the Form in the Schedule to this Act annexed, sworn by him before One of His Majesty's Justices of the Peace (and which Oath any such Justice is hereby authorized to administer), in which Affidavit such Fitter shall verify such Certificate alone or together with any other Certificates which may have been sent or given by him in the meantime; and in case it shall happen that such Fitter's Certificate shall at any Time be accidentally lost, or in case any such Ship or Vessel shall have been originally loaded or entered Outwards for Exportation, and shall afterwards change her Destination, and arrive or come into the Port of *London* without any such Fitter's Certificate having been obtained or provided, then and in either of such last-mentioned Cases each and every Master of such Ship or Vessel shall deliver or cause to be delivered a like Account of the Quantity and Name or Names or Description or Descriptions of the Coals on board of such his Ship or Vessel, at the Office of the Clerk of the Coal Market, together with an Affidavit to accompany such Account, and to be sworn by such Master before any of His Majesty's Justice or Justices of the Peace for the County, City, Town, or Place where the same shall be sworn, (and which Oath any such Justice or Justices is and are hereby authorized to administer,) in which Affidavit such Master shall state and verify such Circumstances, either of the accidental Loss of any such Certificate, or of any such Ship having been originally entered Outwards, and having afterwards changed her Destination and arrived as aforesaid, without any such Certificate having been obtained or provided (as the Case may be); and such Clerk or other Officer is hereby required to receive and register such Certificate or Certificates as aforesaid, Account or Accounts, together with the Affidavit or Affidavits accompanying any such Account or Accounts as aforesaid; and in case any Master of any Ship or Vessel shall knowingly give in any false Certificate or Account as aforesaid to be registered, or shall not, when no Certificate shall have been sent by the Post, within Twenty-four Hours after the Arrival of his Ship at her Moorings in the Port of *London* deliver or cause to be delivered in his Certificate or such Account and Affidavit as aforesaid, to be registered in manner aforesaid, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding One hundred Pounds; and if the Person or Persons who ought to register, file, or enter such Certificate or Account, or his or their Clerk or Deputy officiating in such Office, shall neglect to register the same for the Space of Twenty-four Hours after the Delivery of such Certificate or Account into such Office or Offices, or shall make a false Entry of such Certificate or Account, or refuse to show and produce such Certificate or Account, and Registry thereof, to any Person or Persons coming between the Hours of Twelve and Two to see and inspect the same, and take Extracts therefrom, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

LXXVI. And be it further enacted, That where no such Certificate of Composition shall have been given, and the said Mayor, Aldermen, and Commons of the said City of *London*, in Common Council assembled,



assembled, or any Inspector appointed by them, shall not be satisfied with any such Fitter's Certificate or Account and Affidavit as aforesaid, and shall require, before any Coals shall be delivered from the Ship or Vessel respecting which the same shall have been given, that such Coals shall be weighed, in order to ascertain whether such Certificate or Account and Affidavit be correct, the Master of such Ship or Vessel shall permit any such Inspector to weigh the Coals in such Ship or Vessel at the Time of the Delivery thereof; and in case the Quantity of Coals in such Ship or Vessel shall exceed the Quantity mentioned in the Fitter's Certificate thereof, or such Account and Affidavit as aforesaid, to the Extent of Five Pounds over and above every One hundred Pounds of such Coals, then, in addition to the Penalty of One hundred Pounds which will be incurred by sending or giving such false Certificate or Account as aforesaid, there shall be paid by the Master of such Ship or Vessel to the Inspector by whom such Coals shall be weighed a Sum not exceeding Three-pence *per* Ton for or in respect of the Trouble of weighing the same, and the Use of the Weighing Machines employed for that Purpose, which Sum shall be recovered in the same Manner as herein-after is directed with respect to any Penalty imposed by this Act; but no Payment shall be required by such Inspector for Trouble or the Use of Machines in case the Quantity of Coals shall not be found to exceed the Quantity stated in such Certificate or Account as aforesaid to the Extent herein-before mentioned.

permit Inspector to weigh Coals.

Additional Penalty of 3*d.* per Ton if Coals shall exceed the Quantity mentioned in Fitter's Certificate by 5 lbs. in 100 lbs.

LXXVII. And be it further enacted, That all Fines, Penalties, or Forfeitures by this Act, or by virtue of the Powers and Authorities thereof, imposed, (the Manner of levying and recovering whereof is not hereby otherwise directed,) not exceeding Twenty-five Pounds, shall be sued for within One Calendar Month after the Offence or Offences committed; and all such Fines, Penalties, and Forfeitures shall be levied and recovered before any Justice or Justices of the Peace for the County, City, or Place where the Offence shall be committed; and such Justice or Justices is and are hereby empowered and required, upon Information or Complaint to him or them made, to grant a Summons or Warrant to bring before him or them such Offender or Offenders at the Time and Place as shall be in such Warrant specified; and if, on the Conviction of the Offenders respectively, either on his, her, or their Confession, or on the Evidence of any One or more credible Witness or Witnesses upon Oath, (which Oath such Justice or Justices is and are hereby empowered to administer,) such Fine, Penalty, or Forfeiture shall not be forthwith paid, the same shall be levied by Distress and Sale of the Goods and Chattels of the Offender or Offenders, by Warrant under the Hand and Seal of such Justice or Justices; and the Overplus of the Money (if any) raised by such Distress and Sale, after deducting the Fine, Penalty, or Forfeiture, and the Costs and Charges of making such Distress and Sale, shall be rendered to the Owner of the Goods and Chattels so distrained; and for Want of Distress, or in case the Fine, Penalty, or Forfeiture shall not be forthwith paid, it shall and may be lawful to and for such Justice or Justices to commit every such Offender to the Common Gaol or House of Correction for the County,

Recovery and Application of Fines and Penalties not exceeding 25*l.*

[*Local.*]

20 B

City,

City, or Place where the Offence shall be committed, there to remain without Bail or Mainprize for any Time not exceeding Six Calendar Months, unless such Fine, Penalty, or Forfeiture, and all reasonable Charges attending the Recovery thereof, shall be sooner paid; and all such Fines, Penalties, and Forfeitures when recovered shall be paid into the Hands of the Overseers of the Poor of the Parish, Township, or Place where the same shall have been incurred, for the Use of the Poor of such Parish, Township, or Place.

Justices may proceed by Summons in the Recovery of Penalties.

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

Power to the Justice to give Part of Penalties to Informers.

LXXIX. Provided always nevertheless, and be it further enacted, That it shall be lawful for any Justice or Justices before whom any such Conviction shall take place, if they or he shall think fit, to order and direct any Part, not exceeding One Half, of such Fines, Penalties, and Forfeitures, to be paid or applied to or for the Use of the Informer or Informers, or other Persons aiding or assisting in the Apprehension of the Offender or Offenders, or any of them.

Expences of Witnesses may be directed to be paid.

LXXX. And be it further enacted, That it shall be lawful for any Justice or Justices, before whom any Person or Persons shall be brought or convicted for any Offence for which a Penalty is imposed by this Act, to direct all or any Part, according to the Discretion of such Justice or Justices, of the reasonable Expences of any Constable, Police Officer, or other Witness, of the Matter which shall be charged, and of such Compensation (if any) for the Time and Trouble of such Witness, as such Justice or Justices shall think reasonable, to be paid either by the Offender or Offenders or the Complainant or Complainants; and the Sum so ordered to be paid shall and may be recovered, together with any Penalty of which the Person by whom the same shall be ordered to be paid shall have been convicted, or without, in the same Manner as any Penalty is directed to be recovered by this Act, and shall be paid to such Constable, Police Officer, or other Witness.

Penalties incurred by Carmen may be recovered from their Employers;

LXXXI. And be it further enacted, That where any Carman, Driver, or other Person employed by any Seller or Sellers of or Dealer or Dealers in Coals, shall have been convicted of any Offence against this Act, and the Penalty or Forfeiture for the same, or any Sum directed to be paid to any Witness, shall not be forthwith paid, the same respectively shall be paid by the Seller or Sellers, Dealer or Dealers,

Dealers, by whom such Carman, Driver, or other Person shall have been employed at the Time when such Offence was committed, and shall be recovered by such Ways and Means as are herein-before directed with respect to any Penalty imposed by this Act: Provided always, that such Carman, Driver, or other Person shall be liable to repay to such Seller or Sellers, Dealer or Dealers, the Amount of such Penalty and the Costs attending the same; and in case of Nonpayment thereof, upon Demand, and Oath, or by a Quaker or Quakers an Affirmation, of the Payment thereof, and that the same and the Costs thereof have not been repaid by such Carman, Driver, or Person, although demanded, (such Oath or Affirmation to be made before any Justice or Justices of the Peace for the County, City, or Place where such Penalty shall have been recovered,) the Amount of such Penalty and Costs shall be recovered in like Manner as any Penalty is directed to be recovered by this Act, and shall be paid to such Seller or Sellers, Dealer or Dealers respectively.

who may recover them back.

LXXXII. And be it further enacted, That it shall and may be lawful to and for any Person or Persons so convicted by any Justice or Justices of the Peace, as before mentioned, of any Offence or Offences against this Act, or against any Rule, Order, or Bye Law made in pursuance thereof, to appeal to the Justices of the Peace assembled at the next General Quarter Sessions or General Sessions to be holden for the County, City, or Place where such Conviction shall be made, on giving immediate Notice of such Appeal, and finding sufficient Security to the Satisfaction of such Justice or Justices for prosecuting the said Appeal with Effect, and abiding the Determination of the Court therein; and such Justices in such General Quarter Sessions or General Sessions shall hear and determine the Matter of such Appeal, and may either confirm or quash and annul the said Conviction, and award such Costs to either Party, as to them the said Justices shall seem just and reasonable; and the Decision of the said Justices therein shall be final, binding, and conclusive; and no Proceedings to be had or taken in pursuance of this Act shall be quashed or vacated for Want of Form only, or be removed by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster* or elsewhere, any Law or Statute to the contrary thereof in anywise notwithstanding.

Appeal to the Quarter Sessions.

LXXXIII. And be it further enacted, That it shall and may be lawful to and for any such Justice or Justices of the Peace before whom any such Fines, Penalties, or Forfeitures shall be sued for to summon before him or them any Person who shall, in or by the Complaint or Information made to him or them, appear to be a necessary Witness as to the Matters thereby charged, to appear before him or them at a Time and Place to be specified in the Summons; and in case such Person so summoned shall not appear according to such Summons, then upon due Proof of the Service of such Summons in manner aforesaid, such Person so summoned, and not appearing in compliance therewith, shall forfeit and pay the Sum of Twenty-five Pounds, to be levied and recovered in such Manner and by such Ways and Means as are herein-before directed as to other Penalties;

For compelling Attendance of Witnesses.

Penalties; and it shall and may be lawful to and for the said Justice or Justices to cause such Person to be apprehended by Warrant under the Hand and Seal or Hands and Seals of such Justice or Justices, and to be brought before him or them; and thereupon, whether such Person shall appear upon Summons as aforesaid, or shall be apprehended as aforesaid, such Justice or Justices shall and may proceed to examine him or her upon Oath as to the Matter of such Complaint or Information, and in case such Person shall refuse to be sworn or to answer or to give Evidence therein, then and in every such Case it shall and may be lawful to and for such Justice or Justices, by Warrant under his Hand and Seal or their Hands and Seals, to commit such Person so refusing to be sworn or to answer or to give Evidence as aforesaid to the Common Gaol or House of Correction of the City, County, or Place in or for which such Justice or Justices shall then act, there to remain for any Space of Time not exceeding Six Calendar Months.

Penalty on  
Persons  
guilty of  
Perjury.

LXXXIV. And be it further enacted, That if any Person or Persons, upon his, her, or their Examination upon Oath before any Justice or Justices of the Peace acting in execution of this Act, shall wilfully and corruptly give false Evidence touching any Matter or Thing relating to this Act, or if any Person or Persons shall take or make any false Oath or Affidavit with respect to any Matter or Thing relating to this Act, every such Person so offending, and being duly convicted thereof, shall be and is hereby declared to be subject and liable to such Pains and Penalties as by any Law in force and effect Persons guilty of wilful and corrupt Perjury are subject and liable to.

Penalties  
above 25*l*.  
how to be  
recovered.

LXXXV. And be it further enacted, That all Fines, Penalties, or Forfeitures exceeding the Sum of Twenty-five Pounds by this Act imposed for any Offence or Offences committed against this Act shall and may be recovered by Action of Debt, Bill, Plaint, or Information in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Protection, Wager of Law, or any more than One Imparlance, shall be allowed, by the Person or Persons who shall inform and sue for the same within Three Calendar Months after the Offence or Offences shall be committed; and one Moiety of all such Fines, Penalties, or Forfeitures shall be to and for the Use of our Sovereign Lord the King, His Heirs and Successors, and the other Moiety thereof (together with Double Costs of Suit) shall be to and for the Use of the Person or Persons who shall inform or sue for the same.

Distress not  
to be unlaw-  
ful for Want  
of Form, nor  
the Parties  
to be deemed  
Trespassers  
*ab initio*.

LXXXVI. And be it further enacted, That when any Distress shall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor shall the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or the Proceedings relating thereto, nor shall the Party or Parties be deemed a Trespasser or Trespassers *ab initio* on account of any Irregularity which shall

shall be afterwards committed by the Party or Parties distraining, but the Person or Persons aggrieved by such Irregularity shall and may recover full Satisfaction for the special Damage sustained in an Action on the Case.

LXXXVII. And for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That every Justice of the Peace before whom any Person shall be convicted of any Offence against this Act shall and may cause the Conviction to be drawn according to the following Form; (*videlicet,*)

Form of Conviction.

‘ BE it remembered, That on the Day of in the Year of our Lord A. B. is convicted before me one of His Majesty’s Justices of the Peace for the [here specify the Offence, and the Time and Place when and where committed, as the Case may be], contrary to an Act of Parliament made in the Second Year of the Reign of King William the Fourth, entitled [here insert the Title of this Act]. Given under my Hand and Seal the Day and Year first above written.

‘ C. D.’

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

Plaintiff not to recover after Tender of Amends.

LXXXIX. Provided always, and be it enacted, That no Action or Suit shall be commenced against any Person or Persons for any thing done in pursuance of this Act after Three Calendar Months next after the Fact committed; and every such Action or Suit shall be brought and tried in the County or Place where the Cause of Action shall arise; and if any such Action or Suit shall be brought before Twenty-one Days Notice shall have been given, or after a sufficient Satisfaction made or tendered as aforesaid, or after the Time limited for bringing the same as aforesaid, or shall be brought in any other County or Place than as aforesaid, then the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Suit after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, then the Defendant or Defendants shall recover Double Costs, and

Limitation of Actions.

have such Remedy for recovering the same as any Defendant hath for Costs of Suit in any other Cases by Law.

Commencement of the Act.

XC. And be it further enacted, That this Act shall commence and take place from and after the Thirty-first Day of *December* next after the passing of this Act.

Public Act.

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

*[Faint, illegible text, likely bleed-through from the reverse side of the page]*

The

The SCHEDULE to which the Act refers.

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*A. B.* of \_\_\_\_\_ maketh Oath and saith, That the Schedule hereunder written, and signed by this Deponent, contains a true Account and Particular of all the Coals vended and shipped by this Deponent [and *C. D.* of this Deponent's Partner, *as the Case may be*], for Delivery in the Port of London, from the \_\_\_\_\_ Day of \_\_\_\_\_ to the \_\_\_\_\_ Day of \_\_\_\_\_ both inclusive.

Day of the Month and Year of lading.	Ship's Name.	Master's Name.	Quantity of Tons.	Name of Colliery.	Price paid.	Certificate sent by Post or delivered to the Master.

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