



ANNO PRIMO

# GULIELMI IV. REGIS.

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## Cap. xxxii.

An Act for more effectually repairing and improving the Road from the City of *Norwich* to *North Walsham* in the County of *Norfolk*.

[30th *March* 1831.]

**W**HEREAS an Act was passed in the Thirty-seventh Year of the Reign of His Majesty King *George* the Third, intituled *An Act for amending, widening, and keeping in repair the Road from Magdalen Gate in the City of Norwich to the King's Arms Inn in North Walsham in the County of Norfolk*: And whereas an Act was passed in the Fifty-third Year of the Reign of His said late Majesty King *George* the Third, intituled *An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from the City of Norwich to North Walsham in the County of Norfolk*: And whereas the Trustees appointed in and by the said Acts have proceeded in the Execution thereof, and have from Time to Time for that Purpose borrowed several considerable Sums of Money on the Credit of the Tolls authorized to be taken on the said Road, which Money still remains due and owing, and the same cannot be repaid, nor can the said Road leading from *Magdalen Gate* in the said City of *Norwich*, in, through, and into the several Parishes, Townships, Hamlets, and Places of *Saint Paul* and *Saint Clement*, both in the City and County of the City of *Norwich*, and *Catton*, *Sprowston*,  
[Local.] 4 Z Beeston,



Recited Acts  
repealed, and  
this Act to  
take effect.

*Beeston, Saint Andrew, Crostwick, Stanninghall, Horstead, Coltishall, Great Hautbois, Sco-Ruston, Scottow, Sloley, Westwick, Worstead, and North Walsham, or some or one of them, all in the said County of Norfolk, to the King's Arms Inn in the Township of North Walsham aforesaid, be effectually amended and kept in repair, unless the Term of the said Act is further continued, and the Tolls increased, altered, or regulated: And whereas it would facilitate the Execution of the Purposes aforesaid if the said recited Acts were repealed, and if further and other Powers and Provisions were granted instead thereof: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act the said recited Acts of the Thirty-seventh Year of the Reign of His said late Majesty King George the Third and of the Fifty-third Year of the Reign of His said late Majesty shall be and the same are hereby repealed; and instead thereof this Act shall be put in execution, for and during the Term herein-after mentioned, for the Purpose of more effectually amending, widening, improving, and keeping in repair the present Turnpike Road leading from *Magdalen Gate* in the City of *Norwich*, in, through, and into the several Parishes, Townships, Hamlets, and Places of *Saint Paul* and *Saint Clement*, both in the City and County of the said City of *Norwich*, and *Catton, Sprowston, Beeston, Saint Andrew, Crostwick, Stanninghall, Horstead, Coltishall, Great Hautbois, Sco-Ruston, Scottow, Sloley, Westwick, Worstead, and North Walsham, or some or one of them, all in the said County of Norfolk, to the King's Arms Inn in the Township of North Walsham aforesaid.**

Tolls made  
liable to  
Debts, &c.  
under recited  
Acts.

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

Trustees.

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the said County of *Norfolk*, together with *Henry Atkinson Clerk, William Atkins, Richard Adams Clerk, William Blake, William Yex Blake Clerk,*



*Ferrior Blake Clerk, Thomas Horatio Batchelor, Thomas Bidwell, James Back, Thomas Coll, Edward Cubitt, Sir Thomas Henry Estridge Durrant Baronet, William Foster, Joseph Geldart, Siday Hawes, Peter Hansell Clerk, the Honourable Edward Vernon Harbord, Robert Marsham, Nathaniel Micklethwait, Nathaniel Waldegrave Micklethwait, Stratton Robert John Marsham, Jack Petre, John Stanniforth Patteson, John Berney Petre, William Postle, the Honourable William Rufus Rouse, William Rees Clerk, William Simpson, William Tilney Sprudens Clerk, the Honourable John Wodehouse, Henry Wodehouse, William Farley Wilkinson Clerk, James Ward D. D., and Edmund Wymer Clerk, and their Successors, duly qualified to act as Trustees for repairing Turnpike Roads in England, shall be Trustees for putting this Act into execution.*

IV. And be it further enacted, That it shall and may be lawful for the said Trustees, at their First or any subsequent Meeting or Meetings to be holden in pursuance of this Act, to elect any Number of Persons, not exceeding Three in the whole, being duly qualified to be Trustees under this Act, in addition to the Trustees hereby appointed; and such Trustees so elected shall be and they are hereby invested with the same Powers and Authorities for executing this Act as if they had been nominated and appointed by this Act. Power to appoint additional Trustees.

V. And be it further enacted, That the Trustees for executing this Act shall and are hereby required to meet together at the *King's Arms Inn, North Walsham*, or at some other convenient Place in the County of *Norfolk* or City of *Norwich*, on the First *Thursday* next after the passing of this Act, or as soon after as conveniently may be, and proceed to the Execution of this Act. First Meeting of Trustees.

VI. And be it further enacted, That from and after the passing of this Act the several Tolls following shall and may be demanded and taken, collected and paid, at each and every Toll Gate, Turnpike, and Side Gate now erected or to be erected upon, across, or on the Sides of the said Road, before any Horse, Beast, Cattle, or Carriage upon which any Toll is by this Act imposed shall be permitted to pass through the same; *videlicet*, Power to take Tolls.

For every Horse, Mule, or other Beast of Burthen (Ass excepted), Tolls.

laden or unladen, and not drawing, the Sum of One Penny :

For every Ass, laden or unladen, and not drawing, the Sum of One Halfpenny :

For every Horse, Mule, Ass, or other Beast drawing any Carriage, the Sum of Three-pence :

For every Score of Oxen or Neat Cattle, the Sum of Ten-pence, and so in proportion for any less Number :

For every Score of Calves, Swine, Sheep, or Lambs, the Sum of Five-pence, and so in proportion for any less Number.

VII. And



Additional  
Toll on  
Carriages  
employed in  
conveying  
Timber.

VII. And be it further enacted, That between the First Day of *November* and the last Day of *February* in each and every Year it shall be lawful for the said Trustees, or the Persons appointed Collectors of the Tolls mentioned in this Act, to demand and take for each and every Horse, Mule, or other Beast drawing any Timber Carriage employed in carrying or conveying any Timber or Trees or Tree, a Toll equal to One Half, in addition to the Toll which otherwise might be demanded and taken for each and every such Horse, Mule, or other Beast: Provided always, that no such additional Toll shall be demanded or taken save and except there shall be Two or more Horses, Mules, or other Beasts used in drawing any such Carriage; which said respective Tolls, and all and every Sum and Sums of Money which shall arise and be produced therefrom, shall be and the same are hereby vested in the said Trustees, and the same and every Part thereof shall be paid, applied, and disposed of and assigned in such Manner as hereinafter is mentioned.

Trustees may  
reduce Tolls,  
&c., and  
afterwards  
advance  
them.

VIII. And be it further enacted, That it shall and may be lawful for the said Trustees and they are hereby empowered, at any Meeting to be held for that Purpose, (of which Fourteen Days Notice shall be given in Writing, to be affixed upon the Turnpike Gates of the said Road, and in the *Norwich Mercury*, or some other public Newspaper circulated in the County of *Norfolk*,) from Time to Time to lessen and reduce all or any of the Tolls granted by virtue of this Act, for and during such Time as the said Trustees shall think proper, and afterwards, at any Meeting to be held as aforesaid, from Time to Time, as they shall see Occasion, to advance all or any of the Tolls granted by virtue of this Act, not exceeding the several Tolls granted by this Act: Provided nevertheless, that when the whole Money borrowed on the Credit of the Tolls granted by the said recited Acts or this Act shall not have been paid and discharged, no such Tolls shall be lessened or reduced without the Consent of the Person or Persons entitled to Five Sixths of the Money remaining due upon such respective Tolls.

No Reduc-  
tion without  
Consent of  
Creditors in  
certain Cases.

Tolls to be  
paid but once  
a Day.

IX. And be it further enacted, That in case the Tolls hereby authorized to be taken shall have been paid for the passing of any Horse, Beast, or Cattle through any of the Gates or Turnpikes to be continued or erected upon the said Road, such Horse, Beast, or Cattle shall, upon a Note or Ticket denoting such Payment on that Day being produced, be permitted to pass and repass Toll-free through all the same Gates or Turnpikes as the Ticket for such Payment shall free at any Time or Times during the same Day, to be computed from Twelve of the Clock on one Night till Twelve of the Clock of the next succeeding Night, which said respective Notes or Tickets the Collectors of the said Tolls are hereby required to deliver *gratis* on the Receipt of the Toll.

X. Pro-



X. Provided always, and be it further enacted, That no more than Two full Tolls shall be demanded and taken upon the said Road for the same Horses, Beasts, Cattle, and Carriages passing through all the Toll Gates erected or to be erected across or on the Sides of the said Road, in any One Day, such Day to be computed from Twelve of the Clock in one Night to Twelve of the Clock in the next succeeding Night.

Limiting the Number of Tolls to be taken.

XI. Provided always, and be it further enacted, That the Tolls hereby made payable shall be paid for and in respect of all Horses or Cattle drawing any Stage Coach, Van, Caravan, or Stage Waggon, or other Stage Carriage, conveying Passengers or Goods for Pay or Reward, for every Time of passing or repassing along the said Road; and also in respect for all Horses or other Beasts drawing any Post Chaise or other Carriage travelling for Hire, for every Time of passing or repassing along the said Road, whenever a new Hiring of such Post Chaise or other Carriage shall have taken place: Provided nevertheless, that no further or additional Toll shall be payable in respect of any Stage Coaches, Vans, Caravans, Stage Waggon, or other Stage Carriages, on account only of the Horses drawing the same having been changed.

Stage Coaches, &c. to pay every Time of passing.

Post Chaises, &c. on every new Hiring.

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

Application of Monies.

XIII. And be it further enacted, That it shall not be lawful for the said Trustees to apply, expend, or appropriate any of the Tolls hereby granted, or any of the Monies borrowed or received by virtue of the said recited Acts or either of them, or to be borrowed by virtue of this Act, in or towards the repairing or improving any of the Streets, Highways, Places, or Pavements in the City of *Norwich* or Town of *North Walsham*.

No Money to be expended on the Streets in *Norwich* or *North Walsham*.

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

Public Act.

[*Local.*]

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XV. And

Term of Act.

XV. And be it further enacted, That this Act shall commence and take effect upon the passing thereof, and shall continue and be in force and be executed for and during the Term of Thirty-one Years, and from thence to the End of the then next Session of Parliament.

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