



ANNO PRIMO

# GULIELMI IV. REGIS.

\*\*\*\*\*

## *Cap. xxxiv.*

An Act for more effectually repairing and improving  
the Road from *Liverpool* to *Preston* in the County  
Palatine of *Lancaster*. [30th *March* 1831.]

**W**HEREAS an Act was passed in the Fiftieth Year of the  
Reign of King *George* the Third, intituled *An Act for* 50 G. 3. c.57.  
*more effectually repairing, widening, improving, and amend-*  
*ing the Road from Liverpool to Preston in the County Palatine of*  
*Lancaster*: And whereas the Trustees acting under or by virtue of  
the said recited Act have proceeded in the Execution thereof, and  
considerable Sums of Money have been borrowed upon the Credit of  
the Tolls authorized to be taken on the said Road, which Money still  
remains due, and cannot be repaid, nor can the said Road be effectually  
repaired, improved, and maintained in repair, unless the Term and  
Powers of the said Act be enlarged, and the Tolls increased or  
altered: And whereas it is expedient that the said recited Act should  
be repealed, and that further and other Provisions should be granted  
instead thereof: May it therefore please Your Majesty that it may  
be enacted; and be it enacted by the King's most Excellent Majesty,  
by and with the Advice and Consent of the Lords Spiritual and  
Temporal, and Commons, in this present Parliament assembled, and  
by the Authority of the same, That upon the Day of the Commence-  
ment of this Act the said recited Act passed in the Fiftieth Year of

Recited Act  
repealed.

[*Local*]

5 D

the



the Reign of King George the Third shall be and the same is hereby declared to be repealed.

This Act to take effect for repairing the Road herein mentioned.

II. And be it further enacted, That this Act shall be put in execution, for and during the Term herein-after mentioned, for the Purpose of repairing, improving, and maintaining in repair the said Road leading from *Liverpool* to *Preston* in the County Palatine of *Lancaster*, commencing at *Saint Patrick's Cross* in the Borough and Parish of *Liverpool*, and extending to the little Bridge across the said Road at the Foot of *Fishergate Brow* in the Town and Borough of *Preston*.

Trustees.

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the County Palatine of *Lancaster*, together with *Richard Goore Balshaw*, *William Balshaw*, and *William Balshaw*, all of *Altearr*, *William Culshaw*, *Richard Parr*, *George Walker*, and *William Welsby*, all of *Aughton*, *Henry Jenkinson* and *Thomas Walkden*, both of *Bickerstaffe*, *William Bretherton* of *Bretherton*, *Peter Berry* and *Thomas Holcroft*, both of *Burscough*, *John Holt* of *Billinge*, *Robert Anderton* of *Bispham*, *Richard Prescott* of *Dalton*, *Robert Anderton* and *William Anderton*, both of *Eccleston*, *Edward Rogerson* of *Fazakerley*, *William Ashcroft* of *Halsall*, *Michael Ashcroft* and *George Cooke*, both of *Kirkdale*, *John Fell*, *Henry Finch*, *Richard Holcroft*, and *Richard Prescott*, all of *Lathom*, *John Boardman*, *William Farington*, and *Robert Mayor*, all of *Leyland*, *Miles Barton Clerk*, of *Little Hoole*, *Thomas Aspinwall*, *John Neden*, and *Henry Underwood*, all of *Lydiat*, *John Brown*, *Peter Dawson*, and *Thomas Garstang*, all of *Longton*, *James Ackers*, *Leonard Addison*, *Richard Alison*, *William Anderson*, *William Barton*, *Peter Bourne*, *Henry Byrom*, *Thomas Everard Cartwright*, *John Chadwick*, *William Cross*, *John Davies*, *Sir George Drinkwater Knight*, *Thomas Duckworth*, *Robert Fairclough*, *Jonathan Fisher*, *James Gill*, *Johnson Gore*, *William Gore*, *Thomas Griffiths*, *Samuel Henshaw*, *William Hetherington*, *James Holmes*, *Henry Holmes*, *John Holmes*, *Richard Houghton*, *John Jackson*, *George Johnson*, *John Johnson*, *Richard Johnson*, *Henry Jump*, *John Abbot Kay*, *John Lang*, *Henry Lawrence*, *Peter Leather*, *Robert Ledson*, *Thomas Lowry*, *Robert Preston*, *James Queen*, *Edward Ridgway*, *Francis Rockcliffe*, *James Shaw*, *John Squires*, *William Statham*, *Peter Woods*, and *George Wright*, all of *Liverpool*, *Ralph Alderson*, *John Bickerstaffe*, *Robert Bickerstaffe*, *Henry Blackhurst*, *James Blanchard*, *Thomas Birchall*, *Peter Catterall*, *Thomas Clarke*, *James Clarkson*, *Samuel Cornack*, *Samuel Crane*, *John Gornall*, *John Green*, *Nicholas Grimshaw*, *Peter Haydock*, *James Irving*, *Jonathan Lodge*, *William Miller*, *William Oxendale*, *Richard Palmer*, *Philip Park*, *Robert Park*, *Richard Pilkington*, *Joseph Robinson*, *John Rodgett*, *John Smith*, *John Taylor*, *John Troughton*, *Thomas Troughton*, *Richard Walmsley*, *Thomas Walmsley*, and *John Walton*, all of *Preston*, *John Formby*, *Thomas Harrison*, *James Massey*, *Robert Mawdsley*, *William Mawdsley*, and *William Gillibrand Unsworth*, all of *Maghull*, *John Ainscough* and *William Finch*, both of *Mawdsley*, *Barnaby Blundell* of *Northmeols*, *Peter Berry*, *William Bibby*, *Thomas Brandreth*, *Edward Houghton*, *Thomas Kershaw*, *Thomas Martin*, *William Shaw*, *Matthias Smith*, *Thomas Stockley*, and *John Welsby*, all of *Orms-*



*kirk, Thomas Harrison and John Whalley, both of Orrell, James Basnett, James Birch, and Thomas Winstanley, all of Rainford, William Molyneux Rothwell of Sephton, Joseph Welsby of Scarisbrick, George Dandy, Thomas Howard, and Edward Master Clerk, all of Tarleton, Nicholas Heyes of Upholland, Samuel Harvey, William Harvey, and Richard Seed, of Walton on the Hill, and Thomas German of Walton-le-dale, John Morcroft, Ormskirk, Hugh Owen, Ormskirk, Roger Parker, Aughton, Joseph Richardson, Aughton, James Twist, Ormskirk, George Harriot, Ormskirk, Edward Boyer, Scarisbrick, Richard Sephton, Scarisbrick, Edmund Mercer, Scarisbrick, John Atherton, Maghull, Richard Blundell, Downholland, Thomas Scarisbrick, Scarisbrick, Charles Dicconson, Wroughtington, James Robinson, Ormskirk, William Massey Stanley, Aughton, Edward Stanley, Lathom, Thomas Tasker, Billinge, Richard Arrowsmith, Preston, John Gorst, Preston, Septimus Gorst, Preston, Richard Renshaw Rothwell, Ribbleton, William Robinson Watson Robinson, Preston, William St. Clare, Preston, William Clayton, Preston, Samuel Horrocks junior, Preston, Charles Swainson, Preston, Lord Molyneux, Toxteth, Edward Geoffrey Smith Stanley, Knowlsley, Joseph Hornby, Liverpool, John Cropper, Liverpool, James Sanderson, Liverpool, Hugh Hornby, Liverpool, William Wallace Currie, Liverpool, Thomas Pimbley, Maghull, Thomas Atherton, Maghull, James Culshaw, Aughton, Christopher Bullen, Walton, John Shaw Leigh, Liverpool, Henry Mayor Burscough, Joseph Ackers, Miles Barton, Thomas Bold, Alexander MacGregor, William A. Hargreaves, Charles Horsfall, Lewis Stubbs, and John Webb, all of Liverpool, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in England, shall be and they are hereby appointed Trustees for repairing, improving, and maintaining in repair the said Road, and for otherwise putting this Act into execution.*

IV. And be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby authorized and empowered, from Time to Time, at any of their Meetings, to elect and appoint any Number of Persons, being duly qualified to act as Trustees of Turnpike Roads in England, (not exceeding Three in the whole in addition to the Number of Trustees herein named and appointed,) to be Trustees for the Purposes of this Act; and such Persons so elected and appointed shall be Trustees for the Purposes of this Act, and are hereby invested with the same Powers and Authorities for executing this Act as if they had been herein named.

Power to  
appoint  
additional  
Trustees.

V. And be it further enacted, That the Trustees for executing this Act shall meet at the *King's Arms* in Ormskirk, or at some other convenient Place in the said Town or near to the said Road, on the Day of the Commencement of this Act, or as soon after as conveniently may be, for the Purpose of arranging and proceeding to carry into execution this Act, and shall and may then and from Time to Time after adjourn to and meet at such Time and Times, and at the same Place, or at such other Place or Places in the Neighbourhood of the said Road, as they shall from Time to Time think proper.

First Meet-  
ing of the  
Trustees.

VI. And be it further enacted, That the several Gates, Turnpikes, Weighing Machines, and Toll Houses erected and now standing across

Present Gates  
to be con-  
tinued, and.



new ones may  
be erected.

across and on the Sides of the said Road shall remain and be continued until removed by any Order or Orders of the said Trustees ; and it shall be lawful for the said Trustees to order and cause to be erected and built or set up and placed upon, in, or across the said Road by this Act directed or authorized to be repaired, or any Part thereof, or by the Sides thereof, when, where, and as they shall judge necessary, any Gate or Gates, Turnpike or Turnpikes, Side Gate or Side Gates, Side Bar or Side Bars, Chain or Chains, and also from Time to Time to order and cause to be taken down and removed or altered or discontinued the same present Gates and Turnpikes, and such future Gates, Turnpikes, Side Gates, Side Bars, and Chains, as they shall think proper.

Power to  
take Tolls.

VII. And be it further enacted, That it shall and may be lawful, upon and from the Twenty-fourth Day of *June* next after the passing of this Act, for the said Trustees to demand and take, or cause to be demanded and taken, the Tolls herein-after mentioned, at the several and respective Toll Gates or Turnpikes or Toll Houses, or Side Gates or Side Bars or Chains, which are or shall be standing and being or continued or erected by virtue of this Act, and on every Day, such Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the succeeding Night ; (that is to say,)

Tolls.

For every Horse, Mule, or Ass, laden or unladen, and not drawing, the Sum of Two-pence :

For every Ox, Cow, or other Neat Cattle, the Sum of One Penny :

For every Calf, Sheep, Lamb, or Pig, the Sum of One Halfpenny :

For every Horse or other Beast drawing any Coach, Chariot, Landau, Berlin, Chaise, Phaeton, Curricule, Sociable, Car, Chair, Gig, Whiskey, Caravan, Van, Hearse, Litter, Shandry, Tax Cart, or other Carriage with Springs, the Sum of Sixpence :

For every Horse or other Beast drawing any Waggon, or such like Carriage, with Four Wheels of Six Inches Breadth or upwards, drawn by not more than Four Horses or other Beasts, the Sum of One Shilling ; and when drawn by Five or more Horses or other Beasts, each the Sum of One Shilling and Five-pence ; and having the Wheels of less than Six Inches Breadth, and drawn by not more than Four Horses, each the Sum of Two Shillings and Three-pence ; and when drawn by Five or more Horses, each the Sum of Two Shillings and Five-pence :

For every Horse or other Beast drawing any Wain, Cart, or other such Carriage, with Two Wheels of Six Inches Breadth or upwards, when drawn by not more than Two Horses, each the Sum of Four-pence ; and when drawn by more than Two Horses, each the Sum of Sixpence ; and having the Wheels of less than Six Inches Breadth, when drawn by not more than Two Horses, each the Sum of Sixpence ; and when drawn by Three Horses or more, each the Sum of Eight-pence :

For every Waggon or Timber Carriage with Fore and Hind Wheels of different Breadths, the Toll shall be taken in respect of the Wheels of the less Breadth :

For every Carriage or Vehicle of any Description passing along the said Road propelled by Steam or Machinery, the Sum of Sixpence for



for every Wheel on which the same shall run, if weighing with the Loading (if any) not exceeding One Ton ; and if weighing more than One Ton, the further Sum of Sixpence *per* Wheel ; and the further Sum of Sixpence *per* Wheel for every Excess of any further Ton Weight :

Which said respective Tolls or Sums of Money shall and may be demanded and taken as aforesaid once only in every Day in respect of the same Horses, or other Beasts, Cattle, and Carriages, passing through any of such Gates, Bars, and Chains (subject to the Provisions herein-after contained) ; and the same shall or may be demanded and taken before any Horse, Mule, Ass, or other Beast or Cattle whatsoever shall be permitted to pass through any such Toll Gate or Turnpike, or Side Gate or Side Bar or Chain ; and such several and respective Tolls or Sums of Money shall be and are hereby vested in the said Trustees, and shall be applied for the Purposes of this Act in manner herein-after directed.

VIII. And be it further enacted, That it shall not be lawful for the said Trustees, or any Person appointed or continued Collector of the Tolls mentioned in this Act, to demand or take more than Five full Tolls in amount in any One Day for or in respect of the same Horse, Beast, or Cattle passing through all or any of the Turnpikes, Toll Gates, Side Gates, Side Bars, or Chains along the whole Line of the said Road, any thing contained in this Act to the contrary notwithstanding.

Limiting the Number of Tolls to be paid in One Day.

IX. Provided always, and be it further enacted, That when the full Toll shall have been paid for or in respect of any Horse or other Beast passing through any Toll Gate or Turnpike, Side Gate or Side Bar or Chain, erected or to be erected on the said Road, such Horse or other Beast (except Horses drawing any Stage Coach, Diligence, Van, or Caravan, or other Stage Carriage herein-after specified,) shall, on a Ticket being produced denoting such Payment, be permitted to return at any Time in the same Day Toll-free through the same Toll Gate or Turnpike, Side Gate, or Side Bar or Chain, at which such Payment was made, and also through any other of such Toll Gates, Turnpikes, Side Gates, Side Bars, and Chains (if any) which the Ticket for such Payment shall free.

Tolls to be paid but once for passing and repassing.

X. And be it further enacted, That in all Cases where there shall be a fractional Part of a Halfpenny in the Calculation or Amount of the Tolls herein mentioned, or any of them, the Sum of One Halfpenny shall be demanded and taken in lieu of such fractional Part.

Fraction of a Halfpenny in Tolls.

XI. Provided always, and be it further enacted, That in case the Toll in this Act mentioned shall have been paid in respect of any Horse or Horses or other Beast or Beasts drawing any Waggon, Wain, Cart, or other such Carriage, for passing through any Turnpike, Toll Gate, or Side Gate on the said Road, and any such Horse or other Beast shall afterwards be employed on the said Road during the same Day in drawing a different Waggon, Wain, Cart, or other such Carriage from that which they were employed in drawing when such

Horses drawing different Carriages to pay each Time of passing.

[*Local.*]

5 E

Payment



Payment was made, every such Horse or other Beast so drawing shall be again liable to Toll in respect of being employed in drawing such different Waggon, Wain, Cart, or other such Carriage.

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

XII. Provided always, and be it further enacted, That the Tolls payable for and in respect of all Horses or other Beasts drawing any Stage Coach, Diligence, Van, Caravan, Stage Waggon, Cart, or other Stage Carriage carrying Passengers, Goods, or Materials for Payment, Hire, or Reward, shall be payable and paid for every Time of passing or repassing along the said Road: Provided always nevertheless, that no further or additional Toll shall be payable in respect of Horses or Beasts drawing any Stage Coach, Diligence, Van, Caravan, Stage Waggon, Cart, or other Stage Carriage, on account only of the Horses or Beasts drawing the same having been changed.

Post Chaises,  
&c. with a  
fresh Hiring.

XIII. Provided also, and be it further enacted, That the Tolls payable for and in respect of all Horses or Beasts let out to Hire, and employed in drawing any Post Chaise or other Carriage, or let out to Hire, and used for riding or any other Purpose, shall be payable and paid every Time of passing or repassing along the said Road, whenever any new Hiring thereof shall take place.

Application  
of Tolls and  
Money  
borrowed.

XIV. And be it further enacted, That all the Monies which have been raised and produced by virtue of the said recited Act hereby repealed, and which shall be remaining undisposed of on the Day of the Commencement of this Act, and also the Monies which shall arise and be produced by and from the Tolls in this Act mentioned, together with the Monies which shall be borrowed upon the Credit thereof, and all other Monies which shall arise and be produced by virtue thereof, shall be applied to and for the several Uses, Intents, and Purposes, and in the Order and Manner following; (that is to say,) in the first place in the Payment of all the Costs, Charges, and Expences incurred in, about, and relating to the applying for, preparing, obtaining, and passing of this Act; and in the next place (after Payment of the necessary Expences from Time to Time for Books, Advertisements, Salaries of Officers, and other necessary current Expences incidental to the Execution of this Act,) in paying and discharging the Interest now due and hereafter to accrue and become due upon or by virtue of any Mortgages or Securities which have been already made and granted of the Tolls and Duties heretofore payable on the said Road, and of any Mortgages or Securities which shall hereafter be made and granted of the Tolls or Duties hereafter to be payable on the said Road; and in the next place in defraying the Expences of altering, widening, improving, repairing, diverting, and keeping in repair the said Road, and of erecting, maintaining, providing, altering, and repairing Turnpikes, Toll Gates, Toll Bars, and Toll Houses, with suitable Outbuildings, upon, across, and by the Sides of the said Road, and otherwise in executing the Purposes of this Act; and lastly, in reducing, paying off, and discharging the several Principal Sums of Money which have been borrowed and secured on the Credit of the Tolls heretofore arising on the said Road, and also the several Principal Sums of Money which may hereafter be borrowed and secured on the Credit of the Tolls mentioned in this Act, and all other Debts and

Sums of Money now owing and which may hereafter become due and owing on account of the said Road.

XV. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to empower the said Trustees to lay out or apply any Money in paving, repairing, cleansing, widening, or improving any Highway or Street in the Towns of *Liverpool*, *Ormskirk*, and *Preston*, or any of them, or any other Street on the Line of the said Road, or to collect any Tolls by virtue of this Act therein. Trustees not to repair Streets in Liverpool, Ormskirk, and Preston.

XVI. 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.

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

---

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,  
Printers to the King's most Excellent Majesty. 1831.



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

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

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

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