



ANNO PRIMO

# GULIELMI IV. REGIS.

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## Cap. ix.

An Act for repairing the Road from *Wimborne Minster* to *Blandford Forum* in the County of *Dorset*.  
[11th March 1831.]

**W**HEREAS an Act was passed in the Sixth Year of the Reign of King George the Third, intituled *An Act for repairing and widening the Road from the Cross or Market Place in the Town of Wimborne Minster to the Cross or Market Place in the Town of Blandford Forum in the County of Dorset*: And whereas another Act was passed in the Twenty-eighth Year of the Reign of King George the Third, intituled *An Act for continuing the Term and enlarging the Powers of an Act passed in the Sixth Year of the Reign of His present Majesty, for repairing and widening the Road from the Cross or Market Place in the Town of Wimborne Minster to the Cross or Market Place in the Town of Blandford Forum in the County of Dorset*: And whereas another Act was passed in the Fifty-first Year of the Reign of King George the Third, intituled *An Act for reviving, continuing, and enlarging the Term and Powers of Two Acts of His present Majesty, for repairing the Road from Wimborne Minster to Blandford Forum in the County of Dorset*: And whereas the Trustees appointed in or by virtue of the said Acts have proceeded to put the same into execution, for which Purpose they have borrowed considerable Sums of Money upon the Credit of the Tolls thereby authorized to be taken, which still remain due and owing, and cannot

[Local.]                      A a                      not



Recited Acts  
repealed.

not be paid off, nor can the said Road be properly amended, improved, and kept in repair, unless the Term and Powers granted in and by the said Acts be enlarged and the Tolls increased: And whereas it is expedient that the said recited Acts should be repealed, and that further and other Powers and Provisions should be granted instead thereof: May it therefore please Your Majesty that it may be enacted; and be it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 Commencement of this Act the said recited Acts passed in the Sixth, Twenty-eighth, and Fifty-first Years of the Reign of King George the Third shall be and the same are hereby declared to be repealed.

This Act to  
be put into  
execution for  
the Purposes  
herein men-  
tioned.

II. And be it further enacted, That this Act shall be put into execution, for and during the Term herein-after mentioned, for the Purpose of repairing, improving, and keeping in repair the said Road from the Cross or Market Place in the Town of *Wimborne Minster* in the County of *Dorset*, through the said Town, and through the several Parishes, Tithings, Vills, or Hamlets of *Stone*, *Abbott's Street*, *Cowgrove*, *Kingston Lacy*, *Shapwick*, *Little Crawford* otherwise *Tarrant Antioch*, *Tarrant Keynston*, *Langton Long Blandford*, to the Town of *Blandford Forum* in the said County of *Dorset*, and to the Cross or Market Place there.

Trustees  
appointed.

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 *Dorset*, together with *John Austen Clerk*, *Henry Austen Clerk*, *Edward Andrews*, *Edward Acton Clerk*, *Edward Butt Clerk*, *John Baskett Clerk*, *Charles Bowle Clerk*, *Percival North Bastard*, *William Castleman*, *Edward Castleman*, *George Bunter Clapcott*, *Robert Mitchell Cross Clerk*, *G W J Chard Clerk*, *Stephen Carpenter*, *John Dansey*, *John Dansey junior*, *Joseph Staines Daniel*, *William Fisher*, *Malichi Fisher*, *James John Farquharson junior*, *William Fryer*, *Richard Plumtree Glyn*, *Carr Glyn Clerk*, *Walter Charles Heywood* Doctor of Medicine, *William Hart*, *William Hanham*, *Phelips Hanham Clerk*, *Hampden Clerk*, *Henry William Johns*, *Henry Masterman Clerk*, *James Mayo Clerk*, *Edmund Morton Pleydell*, *Henry Place Clerk*, *Henry Rowden*, *Thomas Roe*, *William Roe*, *John Banister Roe*, the Honourable *Archibald Stuart*, *Edmund Lutterel Stuart Clerk*, *George Edward Saunders Clerk*, *George Augustus Seymer Clerk*, *Henry Smith Clerk*, *Henry White*, *John White*, and *Thomas Wise* Doctor of Divinity, 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.

Power to  
appoint addi-  
tional Trus-  
tees.

IV. And be it further enacted, That it shall 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



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.

V. And be it further enacted, That the First Meeting of the said Trustees for the Purpose of executing this Act shall be holden at the House called or known by the Name or Sign of the *Greyhound*, at the Town of *Blandford Forum*, or some other convenient Place near the said Road, on the Second Day next after the Commencement of this Act, or as soon after as conveniently may be, and proceed in the Execution thereof, and shall then and from Time to Time afterwards adjourn to and meet alternately at *Wimborne Minster* and *Blandford Forum*, as they shall think proper.

First Meeting  
of the Trus-  
tees.

VI. And be it further enacted, That the several Gates or Turnpikes and Toll Houses erected and now standing 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, Weighing Machine or Weighing Machines, and also One or more Toll House or Toll Houses, with Outhouses and Conveniences suitable thereto, at or near each Gate, Turnpike, Side Gate, Side Bar, Chain, or Weighing Machine, and to take in and inclose on the Sides of the said Road suitable Garden Spots for the same respectively, not exceeding One Eighth Part of a Statute Acre each, as they shall think necessary; and also from Time to Time to order and cause to be taken down and removed, or altered or discontinued, the same present Gates, Turnpikes, Weighing Machines, and Toll Houses, and such future Gates, Turnpikes, Side Gates, Side Bars, Chains, Weighing Machines, Toll Houses, Buildings, and Conveniences, as they shall think proper.

The present  
Gates conti-  
nued, and  
new ones  
and Weigh-  
ing Machines  
may be  
erected.

VII. And be it further enacted, That it shall and may be lawful 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 till Twelve of the Clock in the succeeding Night; (that is to say,)

Power to  
take Tolls.

For every Horse or other Beast drawing any Coach, Stage Coach, Sociable, Berlin, Landau, Chariot, Barouche, Vis-a-vis, Chaise, Calash, Curricule, Gig, Whiskey, Caravan, Van, Hearse, Litter, or other such Carriage, the Sum of Four-pence Halfpenny:

For every Carriage affixed in any Manner to any Waggon, Wain, Cart, Drag, or other Carriage drawn upon the said Road, if with  
Four

Tolls.



Four Wheels, the Sum of Sixpence, and if with Two Wheels, the Sum of Three-pence :

For every Horse or other Beast drawing any Waggon, Wain, Cart, Timber Waggon or Cart, or other such Carriage, the Sum of Four-pence Halfpenny :

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

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

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

Which said respective Tolls or Sums of Money shall or may be demanded and taken before any Horse, Mule, 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.

No more than One Toll to be paid on the whole Line, in One Day ;

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 the respective Sums or Tolls aforesaid at more than Two Gates now erected or hereafter to be erected on the said Road, for or in respect of the same Horse, Beast, or Cattle passing or repassing at any Time or Times in any One Day through all or any of the Turnpikes, Toll Gates, or Side Gates along the whole Line of the said Road, any thing contained in any Law or Statute relating to Turnpike Roads to the contrary notwithstanding ; but all and every Horse and Horses and other Beast or Beasts in respect whereof the Toll hereby granted shall have been paid at any Toll Gate, Turnpike, Side Gate, Side Bar, or Chain erected or to be erected on the said Road, a Note or Ticket denoting the Payment of such Toll being produced, (which Note or Ticket the Collectors of the Tolls are hereby required to give, *gratis*, on receiving the Toll,) shall afterwards be allowed to repass Toll-free during such Day through the same Toll Gate, Turnpike, Side Gate, Side Bar, or Chain, and also through all other Toll Gates, Turnpikes, Side Gates, Side Bars, and Chains on the said Road.

unless the Produce of the Tolls shall be insufficient for maintaining the Road, and then Two Tolls may be ordered to be taken.

IX. Provided always, and be it further enacted, That if at any Time hereafter the Produce of the Tolls shall be found insufficient for the effectual Maintenance of the said Road, it shall be lawful for the said Trustees, or the Majority of the Trustees who shall be present at a Meeting to be specially called for the Purpose (in the same Manner and subject to the same Rules and Regulations as is and are by Law provided respecting Meetings of Trustees of Turnpike Roads in *England* in Cases of Emergency), such Majority not being less than Nineteen, to order that the said Tolls shall be demanded and taken at Two Gates or Turnpikes on the said Road ; and thereupon it shall be lawful for the said Trustees, or any Person appointed or continued Collector of the Tolls mentioned in this Act, to



to demand and take the respective Sums or Tolls aforesaid at any Two Gates on the said Road, according to such Order, for or in respect of the same Horse, Beast, or Cattle; that is to say, Once at each of such Two Gates, and not oftener, in the same Day, to be computed as aforesaid; any thing contained in this Act, or in any Law or Statute relating to Turnpike Roads, to the contrary notwithstanding.

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-before 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 Toll Gate, Turnpike, Side Gate, Side Bar, or Chain on the said Road, and any such Horse or other Beast shall afterwards be employed on the same 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 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.

Horses draw-  
ing different  
Carriages, to  
pay each Time  
of passing.

XII. Provided always, and be it further enacted, That the Tolls payable for or in respect of Horses or Beasts drawing any Stage Coach, Diligence, Van, Caravan, Stage Waggon, Cart, or other Stage Carriage conveying any Passengers or Goods for Payment, Hire, or Reward, shall be payable and paid every Time of passing or repassing along the said Road: Provided also 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.

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

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

Post  
Chaises, &c.  
on every  
fresh Hiring.

XIV. And whereas the Trustees acting in execution of the herein-before recited former Acts hereby repealed have borrowed and taken up at Interest the Sum of One thousand eight hundred Pounds upon the Credit of the Tolls thereby made payable; and the unlimited Power to borrow Money given to Trustees by the General Turnpike

Power of  
borrowing  
Money re-  
stricted to  
500*l*.

[*Local.*]

*B b*

Acts



~~Acts~~ may be injurious to the present Creditors; be it therefore enacted, That it shall ~~not~~ be lawful to and for the said Trustees, at any Time or Times hereafter, to borrow and take up at Interest upon the Credit of the said Tolls any further Sum or Sums of Money, on the Credit of the Tolls mentioned in this Act, exceeding the Sum of Five hundred Pounds, any Law or Statute to the contrary notwithstanding.

Application  
of the Money.

XV. And be it further enacted, That all Monies which shall have been raised and produced by virtue of the said recited Acts, or any of them, hereby repealed, and which shall be remaining undisposed of on the Day of the Commencement of this Act, and also all the Monies which shall arise and be produced by and from the Tolls in this Act mentioned and authorized to be collected on the said Road, 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 following Order; (that is to say,) in the first place, in the Payment of the Costs, Charges, and Expences incurred in, about, and relating to the applying for, preparing, obtaining, and passing this Act; secondly, (after Payment of the necessary Expences from Time to Time for Books, Advertisements, Salaries of Officers, and other such general current Expences,) in paying and discharging the Interest now or 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 become payable thereon; thirdly, in defraying the Expences of erecting and providing, altering and repairing, Turnpikes, Toll Gates, Toll Bars, and Toll Houses, with suitable Outbuildings, upon, across, or on the Sides of the said Road, and of diverting, altering, widening, improving, repairing, and keeping in repair the said Road, and otherwise in executing the Powers of this Act; and lastly, in paying off and discharging the several Principal Sums of Money which have been borrowed and secured in pursuance of and for the Purposes of the said recited Acts, or any of them, hereby repealed, and also the several Principal Sums of Money which may hereafter be borrowed by the Trustees for executing this Act on account of the said Road, and all other Debts and Money now owing, and which may hereafter become due and owing by or on account of the said Road; provided that the Powers heretofore given by the General Turnpike Acts to the Mortgagees of the Tolls on the said Road shall not be defeated or lessened.

Money not  
to be applied  
in repairing  
Streets, &c.

XVI. 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 or repairing any Highway or Street in any or either of the Towns of *Wimborne Minster* or *Blandford Forum*, or to collect any Tolls by virtue of this Act therein.

XVII. And

XVII. And be it further enacted, That this Act shall be deemed Public Act. 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.

XVIII. And be it further enacted, That this Act shall commence Term of Act. upon the Second *Thursday* next after the passing thereof, and shall 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.

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