



ANNO TERTIO & QUARTO

GULIELMI IV. REGIS.

Cap. cxx.

An Act to rectify a Mistake in an Act of this Session of Parliament, for more effectually repairing the Road from the Canal Bridge in *Hurdsfield* in the County of *Chester* to the Turnpike Road at *Randle Carr Lane Head* in *Fernilee* in the County of *Derby*, leading to *Chapel-in-the-Frith* in the same County. [14th August 1833.]

WHEREAS an Act was passed in the present Session of Parliament, intituled *An Act for more effectually repairing the Road from the Canal Bridge in Hurdsfield in the County of Chester to the Turnpike Road at Randle Carr Lane Head in Fernilee in the County of Derby, leading to Chapel-in-the-Frith in the same County*: And whereas it is by the said Act enacted, that no more than One full Toll should be demanded or taken for or in respect of the Passage of the same Horse, Beast, or Cattle through all the several Turnpikes or Toll Gates continued or erected or to be erected by virtue of the said Act, on the same Day: And whereas Two full Tolls were taken upon the said Road before the passing of the said Act and it was intended that Two full Tolls should continue to be taken upon the same; but the said

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c. 59.

[Local.]

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Provision

Extending
Provisions of
former Act
to this Act.

Provision for allowing only One Toll to be taken was inserted by Mistake, and unless the same is remedied it will be attended with the most prejudicial Consequences to the Roads by the said Act authorized to be maintained and repaired, as it is apprehended the Receipt of the Tolls on the said Roads will be less than the Expenditure thereon: 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the same, That all the Powers and Provisions in the said recited Act contained (except such Part thereof as is hereby repealed) shall be extended to this Act, and the said recited Act and this Act shall be deemed, taken, and construed to be one Act, as fully and effectually as if the said several Powers and Provisions had been repeated and re-enacted in this Act, and had formed Part thereof.

Repealing
Provision in
former Act
as to taking
only One
Toll.

II. And be it further enacted, That so much of the said recited Act as enacts that no more than One full Toll should be demanded or taken for or in respect of the Passage of the same Horse, Beast, or Cattle through all the several Turnpikes or Toll Gates continued or erected or to be erected by virtue of the said Act, on the same Day, to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night, but in case the Toll thereby authorized to be taken for the passing of any Horse, Cattle, or Beast through any One of the said Turnpikes or Toll Gates continued or erected or to be erected by virtue of the said Act should have been paid, such Horse, Cattle, or Beast should, upon a Ticket denoting the Payment thereof being produced, be permitted to pass Toll-free through the same Turnpike or Toll Gate, and through such other Gate or Gates as the Ticket for such Payment might free, at any Time or Times during the same Day, shall be and the same is hereby repealed.

Only Two
full Tolls to
be taken on
the whole
Road.

III. And be it further enacted, That no more than Two full Tolls shall be demanded or taken for the Passage of the same Horse, Cattle, or Beast through all the Turnpikes or Toll Gates continued or erected or to be erected on the said Roads by virtue of the said recited Act, on the same Day, to be computed from Twelve of the Clock in one Night to Twelve of the Clock in the next succeeding Night.

Toll only
once payable
on same Day
at same
Gate.

IV. And be it further enacted, That in case the Toll by the said Act authorized to be taken for the passing of any Horse, Cattle, or Beast through any One of the Turnpikes or Toll Gates continued or erected or to be erected by virtue of the said recited Act shall have been paid, such Horse, Cattle, or Beast shall, upon a Ticket denoting such Payment for that Day being produced, be permitted to pass Toll-free through the same Turnpike or Toll Gate, and through such other Gate or Gates as the Ticket for such Payment may free, at any Time or Times during the same Day, to be computed as aforesaid, any thing in the said recited Act contained to the contrary thereof in anywise notwithstanding.

V. And be it further enacted, That this Act shall commence upon the passing thereof, and shall continue in force for and during the Continuance of the said recited Act. Commence-
ment of Act.

VI. 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. Public Act.

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