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GULIELMI IV. REGIS.

Cap. xxxiii.

An Act to alter and amend an Act of the Fifty-third Year of His late Majesty King *George* the Third, for better assessing and collecting the Poor and other Rates in the Parish of *Saint Giles, Camberwell*, in the County of *Surrey*, and regulating the Affairs thereof, and for other Purposes relating thereto. [6th *May* 1833.]

WHEREAS an Act was passed in the Fifty-third Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for better assessing and collecting the Poor and other Rates in the Parish of Saint Giles, Camberwell, in the County of Surrey, and regulating the Affairs thereof, and for enabling the Inhabitants to raise Money for repairing or rebuilding the Parish Workhouse, and purchasing Ground for a Cemetery or Burial Ground, and for other Purposes relating thereto* : And whereas several of the Powers and Provisions contained in the said recited Act have been found inadequate for the Purposes thereby intended, and it is expedient that the same should be altered, amended, and enlarged, and that further Powers should be granted for carrying the Purposes of the said recited Act more fully into execution : May it therefore

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All the Powers and Provisions of recited Act extended to this Act, except such as are hereby repealed or altered.

So much of recited Act as renders it optional with the Lessors of small Houses to compound, repealed ;

as also the Clause authorizing Composition to be determined on 3 Months Notice.

Rates of small Houses, or Houses let furnished or

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 the said recited Act, and all and every the Powers, Authorities, Clauses, Exemptions, Provisions, Penalties, Forfeitures, Remedies, Articles, Matters, and Things therein contained (save and except such Part and Parts thereof as is and are expressly repealed, varied, or altered by this Act,) shall be in full Force and Effect, and shall be as good, valid, and effectual, for the Purpose of carrying the Provisions of this Act into execution, to all Intents and Purposes whatsoever, as if the same had been repeated and re-enacted in the Body of this Act.

II. And be it further enacted, That so much of the said recited Act as enacts that when the yearly Rent or Value of any House, Tenement, or Hereditament within the said Parish shall not exceed Twenty Pounds, or where any House, Tenement, or Hereditament, of whatever annual Value the same may be, shall be let to any weekly or monthly Tenant, or in separate Apartments, furnished or unfurnished, or the Rents thereof shall become payable at any shorter Period than quarterly, it shall be lawful for the Churchwardens, Overseers of the Poor, and Vestry of the said Parish, or the major Part of them at any Meeting to be holden for that Purpose, after Notice given in the Manner therein mentioned, to compound with the Landlord or Landlords, Owner or Owners, Lessee or Lessees, of all and every or any such Houses, Tenements, or Hereditaments, for the Payment of the Rates or Assessments for the Relief and Maintenance of the Poor, the Church, Composition for Highway Duty, and all other the parochial Rates of the said Parish which shall be made by the said Churchwardens and Overseers and Vestry of the said Parish (and with any of the People called Quakers for the Poor's Rate and Composition for Highway Duty only) at such a reduced yearly Rental as the said Churchwardens, Overseers of the Poor, and Vestry shall think reasonable, so that no such Houses, Tenements, or Hereditaments be rated at less than One Third or more than Three Fifths of the Rackrent at which the same respectively shall then be let, or if not rackrented, of the annual Value of the said Premises respectively, if the Landlord or Landlords shall be willing to compound for the same, but not otherwise, shall be and the same is hereby repealed.

III. And be it further enacted, That so much of the said recited Act as enacts that at any Time after any Composition shall have been made in the Manner in the said recited Act mentioned, the Party or Parties compounding, or the said Churchwardens, Overseers, and Vestry, may determine such Composition, on giving Three Calendar Months Notice in Writing to the other of them, shall be and the same is hereby repealed.

IV. And be it further enacted, That from and after the Twenty-ninth Day of *September* One thousand eight hundred and thirty-three the Owner, being the immediate Lessor of the actual Occupier of every House, Building, Tenement, Hereditament, and Premises whatsoever

within the said Parish, the yearly Rent or Value whereof shall not exceed Twenty Pounds; or which (whatever the yearly Rent or Value may be) shall be let to any weekly or monthly Tenant, or at a Rent which shall become payable or be collected at any shorter Period than quarterly, or which shall be let furnished, or in Lodgings, or in separate Apartments, shall and may from Time to Time be rated and assessed to the Rates for the Relief of the Poor (and for the Church, and for the Repairs of the Highways, and to every other Rate) made for the Purposes of the said Parish, for or in respect of such House, Building, Tenement, Hereditament, and Premises, instead of the actual Occupier thereof; and the Person so rated shall from Time to Time pay, or cause to be paid, all and every such Rates and Assessments in respect of such Premises: Provided always, that if any Owner, being the immediate Lessor of the actual Occupier of any House, Building, Tenement, Hereditament, or Premises within the said Parish, the yearly Rent or Value whereof shall not exceed Ten Pounds, shall be desirous of compounding for the Payment of all or any of the Rates and Assessments to be made upon the Inhabitants of the said Parish, whether for the Relief and Maintenance of the Poor, or for the Church, or for the Repairs of the Highways, or for any other parochial Purpose; or if any such Owner as aforesaid, being One of the People called Quakers, shall be desirous of compounding for the Poor's Rate, or for the Repairs of the Highways only, and shall give, or cause to be given, as far as respects the Rates or Assessments for the Relief and Maintenance of the Poor, and for all other parochial Purposes, except the Repairs of the Church and Highways, unto the Churchwardens and Overseers of the Poor of the said Parish, and as far as relates to Rates for the Repairs of the Church unto the said Churchwardens, and as far as relates to the Rates for the Repair of the Highways unto the Surveyor of the Highways, Notice in Writing of such Desire, by leaving such Notice directed to the Churchwardens and Overseers of the Poor of the said Parish; or the said Churchwardens, or the said Surveyor of the Highways, according to the respective Rates aforesaid, with any One of such Churchwardens and Overseers, or of such Churchwardens, or with such Surveyor, as the Case may be, or with the Vestry Clerk of the said Parish, Six Days previously to the making any such Rate or Assessment, specifying in such Notice the Description of the House, Building, Tenement, Hereditament, or Premises intended to be compounded for, and the Rate in respect of which such Composition is intended to be made, and where the Premises shall be situated, and whether occupied or not, and if occupied the Name of the Tenant, and the Amount of the Rent paid by such Tenant, then and in every such Case it shall and may be lawful for the Churchwardens and Overseers of the Poor of the said Parish, or the said Churchwardens alone, or the Surveyor of the Highways, in the respective Cases aforesaid, and they are hereby authorized and required, to compound with the Owner of such House, Building, Tenement, Hereditament, or Premises, so giving such Notice as aforesaid, for the Payment of all and every or any of the Rates for the Relief and Maintenance of the Poor, or for the Church, and for the Repairs of the Highways, and all or any other of the parochial Rates of the said

in Lodgings or separate Apartments, to be paid by the immediate Lessors.

The immediate Lessors of Houses not exceeding the yearly Rent of 10*l.* may compound at half the yearly Rent.

said Parish which shall be specified in any such Notice, (and with any such other as aforesaid, being One of the People called Quakers, for the Poor's Rate and Composition for Highway Duty only,) at One Half of the yearly Rackrent at which the same shall be then let, or if not rackrented, then of the annual Value of the said Premises; and in case any such Owner as aforesaid shall neglect or fail to give such Notice as aforesaid, at the Time and in the Manner herein-before directed, he shall be and continue to be rated and liable to the Payment of the full Rates to be charged upon the said Premises by virtue of the said recited Act or this Act.

The immediate Lessors of Houses exceeding 10%, but not exceeding 20%, may compound at not less than Two Thirds the yearly Rent.

V. Provided always, and be it further enacted, That if any Owner, being the immediate Lessor of the actual Occupier of any House, Building, Tenement, Hereditament, or Premises within the said Parish, the yearly Rent or Value whereof shall exceed Ten Pounds, but shall not exceed Twenty Pounds, shall be desirous of compounding for the Payment of all or any of the Rates and Assessments to be made upon the Inhabitants of the said Parish, whether for the Relief and Maintenance of the Poor, or for the Church, or for the Repairs of the Highways, or for any other parochial Purpose, (or if any such Owner as last aforesaid, being One of the People called Quakers, shall be desirous of compounding for the Poor's Rate or for the Repairs of the Highways only,) and of such Desire shall give, or cause to be given, Thirty Days previously to the making any such Rate or Assessment, Notice in Writing unto the Churchwardens and Overseers of the Poor of the said Parish, or unto the Churchwardens alone, or unto the Surveyor of the Highways, as the Case may require, in the Manner and containing the Particulars and Specification herein-before directed, then and in every such Case it shall and may be lawful for the Churchwardens and Overseers of the Poor of the said Parish, or the said Churchwardens alone, or the Surveyor of the Highways, in the respective Cases aforesaid, with the Consent of the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, and they are hereby respectively authorized and empowered, if they shall think it expedient so to do, but not otherwise, to compound with the Owner of such House, Building, Tenement, Hereditament, or Premises, so giving such Notice as last aforesaid, for the Payment of all and every or any of the Rates for the Relief and Maintenance of the Poor, or for the Church, and for the Repair of the Highways, and all or any other of the parochial Rates of the said Parish which shall be specified in any such Notice, (and with any such Owner as last aforesaid, being One of the People called Quakers, for the Poor's Rate and Composition for Highway Duty only,) at such reduced yearly Rental as such Churchwardens and Overseers, or the said Churchwardens alone, or the said Surveyor of the Highways, in the respective Cases aforesaid, with such Consent as aforesaid, shall think reasonable, not being less than Two Thirds of the yearly Rackrent at which the same shall be then let, or if not rackrented, then of the annual Value of the said Premises; and in case the Parties cannot agree as to the Amount of such Composition, then the Owner shall be rated to and shall pay the Rates charged upon the said Premises by virtue of the said recited Act or this Act.

VI. And

VI. And be it further enacted, That every Composition made or entered into under or by virtue of this Act shall bind the Person entering into the same, his Goods, Chattels, and Effects, to the due and punctual Payment and Satisfaction of the full Amount of the Sum made payable under the said Composition during the Continuance of the same, and shall, on the Payment of such Composition, exonerate the Person so paying the same from all Liability to pay any Rates made during the then current Year, whether Poor, Church, or Highway, or otherwise, or such of them as shall be so compounded for upon the Premises in respect of which such Composition may have been made.

Composition to be binding on the Persons compounding.

VII. And be it further enacted, That every Composition which shall be made or entered into under or by virtue of this Act shall be in respect of the Rates to be made during One Year, which Year shall for the Purposes of this Act be considered as ending at *Michaelmas*; and every such Composition shall continue from Year to Year, unless and until the Person so compounding shall give unto the Churchwardens and Overseers of the Poor, or the said Churchwardens, or the said Surveyor of the Highways, according to the respective Rates aforesaid, Notice in Writing of his Desire to determine such Composition by leaving such Notice with any One of such Churchwardens and Overseers, or of such Churchwardens, or with such Surveyor of the Highways, or with the Vestry Clerk of the said Parish, Fourteen Days at least previously to the Expiration of the then current Year, or unless and until the Churchwardens and Overseers of the said Parish, or the Churchwardens only, or the Surveyor of the Highways, according to the respective Rates aforesaid, shall give unto the Person so compounding Notice in Writing of their Desire to determine any such Composition, by leaving such Notice at the Place of Abode or the last known Place of Abode of such Person, or in some one of the Houses or upon the Premises in respect of which the Composition had been made, Fourteen Days at the least previously to the Expiration of the then current Year, in which Case every such Composition shall at the Expiration of such Year cease and determine; and the Owner of every such House, Building, Tenement, Hereditament, or Premises shall thereupon be rated and assessed to the Rates for the Relief of the Poor, and the Church Rate, and the Rate for the Repairs of the Highways, and to all and every of the parochial Rates of the said Parish in respect thereof, in the same Manner as if such Composition had not been made: Provided always, that the determining of any such Composition shall not in any Manner exonerate or be deemed or construed to exonerate the Person who shall have entered into such Composition from paying the same up to the Time of the Determination thereof in manner aforesaid, but that all Arrears thereof shall and may be recovered by the same Ways and Means and in the same Manner as if such Composition had not been so determined.

Composition to be for One Year ending at Michaelmas, and to continue until Fourteen Days Notice by either Party of Intention to put an End to the same.

VIII. Provided always, and be it further enacted, That it shall be lawful for the Occupier of any House in the said Parish to demand to be assessed for and to pay the Rates to be from Time to Time made for the Relief of the Poor of the said Parish; and the said Churchwardens and Overseers are hereby required to assess such Occupier

Certain Occupiers to be rated if required.

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so demanding to be assessed instead of the Owner thereof, so long as such Occupier shall duly pay the whole Amount of the said Rates and no longer.

Persons coming into the Parish after a Rate made liable to the Payment of a Proportion of such Rate.

IX. And be it further enacted, That whenever any Person shall come into or occupy any House or Building, Land, Tenement, Hereditament, or Premises whatsoever, which, at the Time of making any Rate or Assessment by the said recited Act or this Act authorized to be made, was empty or unoccupied, then and in every such Case every Person so coming into or occupying the same shall be liable to pay such Rate or Assessment, in proportion to the Time that such Person occupied the same Premises, and the Proportion of the said Rate or Assessment shall be levied and recovered in the same Manner as if such Person so coming in or occupying such Premises had been originally rated and assessed in such Rate or Assessment; and such Proportion shall be ascertained by the Churchwardens and Overseers of the Poor, or the Churchwardens only in case of Church Rates, or the Surveyor of the Highways in the Case of Highway Rates; and in the Event of any Dispute as to the Amount or Proportion thereof, the same shall be settled by any Justice of the Peace for the County of *Surrey*.

Persons coming into a House, &c. not chargeable when the former Rate made shall be liable to contribute a Proportion for the Time intervening previous to the making of the next Rate.

X. And be it further enacted, That in case any Person shall enter into the Occupation of any House or Building, Land, Tenement, Hereditament, or Premises whatsoever, in the said Parish, after any Rate or Assessment shall have been made under the Provisions of the said recited Act or of this Act, and under which same Rate or Assessment such House, Building, Land, Tenement, Hereditament, or Premises shall not have been chargeable at the Commencement of such Occupation, the Person entering into such Occupation shall be subject and liable to the Payment for or in respect of the Time intervening between such his Entry and the making of the first Rate or Assessment in respect of such House, Building, Land, Tenement, Hereditament, or Premises, under the Powers of the said recited Act or this Act, to a due Proportion to the Amount of such last-mentioned Rate or Assessment, to be ascertained by the Churchwardens and Overseers of the Poor, or the Churchwardens only in case of Church Rates, or the Surveyor of the Highways in the Case of Highway Rates; and in the Event of any Dispute respecting such Amount or Proportion, the same shall be settled by any Justice of the Peace for the said County of *Surrey*.

Manner of levying Rates.

XI. And be it further enacted, That in case any Lessor, Landlord, Owner, or Occupier of any House or Building, Land, Tenement, Hereditament, or Premises within the said Parish, for or in respect of which he shall be rated in or to any Rate made by virtue of the said recited Act or of this Act, shall neglect or refuse to pay such Rate, or any Part thereof, or the Amount of any such Composition as aforesaid, or any Part thereof, it shall be lawful for any One Justice of the Peace for the County of *Surrey*, and he is hereby authorized and required, on Proof made before him by any One of the Churchwardens or Overseers of the Poor of the said Parish, so far as relates to Rates for the Relief and Maintenance of the Poor and all other parochial

parochial Rates, except only the Repairs of the Church and Highway, or by any One of the Churchwardens only with respect to Church Rates, or by the Surveyor of the Highways only with respect to Highway Rates, or by any Collector of the said Rates for the Time being, upon Oath (or Affirmation, if the Person making the same be a Quaker,) of his having, Three Days at the least previously to such Proof being adduced, demanded such Rate or Composition of or at the Dwelling House or last known Place of Abode of such Lessor, Landlord, Owner, or Occupier, or at or upon the Premises for or in respect of which such Rate or Composition shall be due and owing, and of such Lessor, Landlord, Owner, or Occupier having neglected or refused to pay the same, to summon, by Writing under his Hand, the Person who shall have so neglected or refused to pay as aforesaid, to appear, at the Time and Place to be mentioned in such Summons, before such Justice and One other Justice, or before any other Two Justices of the Peace acting for the said County; and it shall be lawful for the said Churchwardens and Overseers, or the said Churchwardens alone, or the said Surveyor of the Highways, or any One of them, according to the respective Rates aforesaid, or any Person appointed to collect and receive such Rate or Composition, or for any Constable, Headborough, or Beadle of the said Parish, or for any other Person, to serve such Summons upon the Person so neglecting or refusing to pay as aforesaid, either by delivering the same to him, or by leaving the same at his Dwelling House or last known Place of Abode, whether the same be in the County of *Surrey* or elsewhere, or by serving the same upon the Agent or Collector, or last known Agent or Collector, of the Rents of the Person so to be summoned, or by leaving the same at the Place of Abode or last known or usual Place of Abode of such Agent or Collector; and if any Person so summoned shall refuse or neglect to attend at the Time and Place mentioned in such Summons, or if he shall attend and shall not prove to the Justices who may be then and there present that he is not chargeable with or liable to pay such Rate or Composition, such Person shall pay the Rate or Composition in respect of which such Summons was issued, and also the Costs and Charges of such Summons and of the Service thereof; and in all Cases where such Rate or Composition shall not be fully paid and satisfied upon the Return of such Summons, it shall be lawful for the Justice who shall have signed and issued such Summons as aforesaid, and any other Justice, or for any other Two Justices of the Peace acting for the said County, and they are hereby authorized and required, upon Oath (or Affirmation, if the Person making the same be a Quaker,) made before them of the due Service of such Summons, to grant a Warrant under their Hands and Seals, authorizing and directing the Person appointed to collect such Rate or Composition, or any Constable, Headborough, or Beadle of the said Parish, or any other Person, to levy such Rate or Composition, and all Arrears thereof, and the Costs and Expences of the Summons and Service thereof (if the same shall not have been paid before), and the Costs and Charges of any such Warrant, and also the reasonable Costs, Charges, and Expences of executing the same, by Distress of the Goods and Chattels of the Person so neglecting or refusing which shall be found within the said Parish or elsewhere;

elsewhere; and if within Five Days next after such Distress shall be made the said Rate or Composition, and all Arrears due thereon, together with the before-mentioned Costs, Charges, and Expences, and the Charges and Expences of making such Distress, and of keeping such Goods and Chattels, shall not be paid, the Person appointed to collect such Rate or Composition, or the Constable, Headborough, or Beadle, or other Person authorized by such Warrant, shall cause such Goods and Chattels to be appraised by some Appraiser, and to be sold, either on the Premises where the same shall be distrained or elsewhere, or such Part thereof as in his Judgment shall be sufficient to pay and satisfy the said Rate or Composition, together with all Arrears due thereon; and the said Costs, Charges, and Expences, and also the Costs and Charges of appraising, removing, keeping Possession of, and selling the same, (the Amount of all such Costs, Charges, and Expences relating to the Recovery of the said Rate or Composition being, in case of Dispute, settled by some Justice of the Peace for the said County,) and shall return the Overplus, if any, to the Owner of such Goods and Chattels, upon Demand thereof made by him for that Purpose.

Rates to be considered due after Publication thereof in Church; and if unpaid at the End of Two Calendar Months, the Collectors required to summon the Defaulters.

XII. Provided always, and be it further enacted, That every Rate and Assessment mentioned in or authorized and directed to be made by the said recited Act or this Act, shall, immediately after public Notice given thereof in the Church of the said Parish (where Notice of the Allowance of such Rate or Assessment is required to be published in the Church), and immediately after the affixing of the Signature of the Party making such Rate, where signing only is considered necessary to the Validity thereof, be considered due and payable, and the same, and all Compositions in respect thereof, may and shall be demanded by, and shall be payable and paid to, the Collector of such Rate or Assessment, who is hereby authorized and empowered to receive, levy, and collect the same; and in case any such Rate or Assessment, or any such Composition, shall be in arrear and unpaid by the Space of Two Calendar Months next after the Day on which the same shall have been made, and thereby become due and payable, the Collector of such Rate for the Time being shall and he is hereby required from Time to Time forthwith, after the Expiration of such Two Calendar Months, to cause and procure the Person so making Default in Payment of such Rate or Composition to be summoned before Two of His Majesty's Justices of the Peace for the said County, in the Manner herein, before directed in that Behalf, and in order that a Warrant of Distress may issue for the Recovery of such Rate or Composition according to the Provisions of the said recited Act and of this Act, and which Warrant the said Collector is hereby required to apply for accordingly.

Goods of Occupiers liable to be distrained to a certain Extent.

XIII. Provided always, and be it further enacted, That the Goods and Chattels of every Person renting or occupying any House or Building, Land, Tenement, Hereditament, or Premises, or any Part thereof, within the said Parish, to the Payment of the Rate whereon the Lessor, Landlord, or Owner thereof is hereby made liable as aforesaid, although the Person occupying any such Premises, or any Part

Part thereof, be not rated under or by virtue of this Act, shall be at all Times liable to be distrained and sold by virtue of any Warrant under the Hands and Seals of any Two Justices of the Peace for the said County (which Warrant such Justices are hereby authorized and required to grant), for any Rate or Composition which may have accrued or become due during the Term of the Occupancy of such Person, and for the Costs, Charges, and Expences of such Warrant, and of any Appraisement, Possession, Removal, or Sale of such Goods and Chattels, or attendant thereon; but no such Person shall be liable to the Payment of a greater Sum for or towards the Discharge of the said Rates and Expences, or any of them, than the Amount of the Rent actually due and payable by such Person to the Lessor, Landlord, or Owner of such Premises; and every Person who shall pay any such Rate or Composition as ought to have been paid by the Lessor, Landlord, or Owner of such Premises, or upon whose Goods or Chattels the same shall be levied in pursuance of this Act, shall and may deduct the Amount of such Rate or Composition, and the Costs, Charges, and Expences of such Distress and Sale, out of the Rent due and payable to his Lessor, Landlord, or Owner, unless there shall be some Agreement to the contrary between the said Parties, and the Receipt of such Payment shall be a sufficient Discharge to every such Person for so much Money as he shall have so paid, or which shall have been levied on his Goods and Chattels in pursuance of this Act, and shall be repaid by such Lessor, Landlord, or Owner, or be allowed by him in Part or full Payment, as the Case may be, of the Rent due or to become due to him from such Person as aforesaid: Provided always, that the Goods and Chattels of the Occupier of a House, Building, Tenement, or Hereditament, the Rates whereof shall be compounded for, or in respect of which the Landlord shall be assessed, shall not be liable to be distrained for Payment of the Amount of such Rate or Composition until Seven Days after the same shall have been demanded from the Occupier thereof, or until Seven Days after Notice thereof in Writing shall have been left upon the said Premises so made liable as aforesaid.

XIV. And be it further enacted, That every Warrant of Distress granted and issued by virtue of this Act, for the Nonpayment of any Rate, or of any Composition made or entered into, under or by virtue of this Act, may be under the Hands and Seals of any Two Justices; and may include One or more Person or Persons; and all Rates due by such Person or Persons, as well Poor and Church as Highway, and all Arrears thereof respectively, and also such further Sum for Costs as may by the Justices granting or issuing the same be directed to be paid by such Person or Persons; and every such Warrant may be in the Form or to the Effect mentioned in the Schedule hereunto annexed, with such Variation therein as the Circumstances of the Case may require.

Warrant of Distress may be under the Hands and Seals of any Two Justices, and may include more than One Person.

XV. And be it further enacted, That where any Distress shall be made for any Money to be levied by virtue of the said recited Act or this Act, the Distress itself shall not be deemed unlawful, nor the Party making the same be deemed a Trespasser, on account of any Defect or Want of Form in any Proceedings relating thereto, nor shall

Distress not to be deemed unlawful for Want of Form.

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any Party be deemed a Trespasser on account of any Irregularity which shall afterwards be committed or done by the Party distraining; but the Person aggrieved by such Irregularity may recover full Satisfaction for the special Damage in an Action on the Case.

If Goods are fraudulently secreted or removed, Persons may be committed to Prison.

XVI. And be it further enacted, That in case the Goods or Chattels of any Person neglecting or refusing to pay any Rate or Composition to be made under the said recited Act or this Act, or any Part of such Goods or Chattels shall be fraudulently secreted or removed, with an Intention to elude or evade the Payment or Recovery of any such Rate or Composition, so that the Amount thereof cannot be distrained for and recovered, then and in every such Case, upon Information thereof on Oath (or Affirmation, if the Person making the same be a Quaker,) made before Two Justices of the Peace for the County of *Surrey*, it shall be lawful for such Justices to issue a Warrant under their Hands and Seals, for the Apprehension of the Person so as aforesaid fraudulently removing, or causing or suffering or permitting to be removed his Goods and Chattels, and to commit him to the Common Gaol or House of Correction for the said County, there to be confined, without Bail or Mainprize, for any Term not exceeding One Calendar Month, unless such Rate or Composition, and all Arrears thereof, and all such Costs, Charges, and Expences, or so much thereof as shall remain unsatisfied by any such Distress or otherwise, shall be sooner paid.

Persons receiving Rents to be deemed Owners.

XVII. And be it further enacted, That, to prevent Disputes touching the Designation of Lessor, Landlord, or Owner of any House, Building, Tenement, or Hereditament intended by this Act to be made liable to be rated and assessed to the Rates for the Relief of the Poor, and for the Repairs of the Church and Highways, and for other the parochial Purposes of the said Parish, the Person receiving, or legally authorized and empowered to receive and collect, or receiving, collecting, or claiming to be entitled to receive and collect, the Rent of any House or Building, Tenement, Hereditament, or Premises, from the actual Occupier thereof, may be deemed and taken, for the Purposes of this Act, to be the Lessor, Landlord, or Owner of such House, Building, Tenement, Hereditament, or Premises, and shall be liable to be rated, and shall be compellable to pay the Rates, as well Poor, Church, and Highway, as all other parochial Rates in respect of such House, Building, Tenement, Hereditament, or Premises, in all Cases in which Lessors, Landlords, or Owners are by this Act made liable to be assessed to such Rates.

Occupier compelled to disclose the true Name of the Owner.

XVIII. And be it further enacted, That where upon the Request of any Churchwarden or Overseer, or Surveyor of the Highways of the said Parish, or of any Person lawfully authorized to rate or assess, or to assist in rating or assessing, any House or Building, Land, Tenement, Hereditament, or Premises, under the Authority of the said recited Act or of this Act, the Tenant or Occupier of any House, Building, Office, Apartment, or Tenement within the said Parish shall wilfully refuse or omit to disclose and make known, or shall wilfully mis-state to the Person so making such Request as aforesaid the Name of his immediate Lessor or Landlord, or of the Person receiving or authorized

to receive the Rent of the same, or of the Persons to whom such Tenant, or Occupier shall pay or shall have agreed to pay his Rent, or of the Person who shall have demanded or claimed the same, it shall be lawful for any Justice of the Peace for the said County of *Surrey*, upon Oath (or Affirmation, if the Person making the same be a Quaker,) made before him of such Request, and wilful Refusal or Omission or Mis-statement, to summon by Writing under his Hand the Person who shall have so wilfully refused or omitted or mis-stated as aforesaid to appear at a Time and Place to be mentioned in such Summons before such Justice, and before some other Justice, or before any other Two Justices of the Peace acting for the said County of *Surrey*, and which Summons shall be served either by the Delivery thereof to the Person summoned, or by leaving the same at his Dwelling House or usual Place of Abode; and if the Person so summoned shall neglect or refuse to attend at the Time and Place mentioned in such Summons, or if he shall attend and shall not show good and sufficient Cause to the Justices then present for such his wilful Refusal, it shall be lawful for such Justices, upon Proof (in case of such Neglect or Refusal to attend as aforesaid) of the due Service of the said Summons, to convict the Person who shall have so wilfully refused or omitted as aforesaid, or shall have made such wilful Mis-statement as aforesaid, and to adjudge him to pay any Sum not exceeding Forty Shillings, or in default of Payment on Conviction, to commit him to the Common Gaol or House of Correction for the said County, there to be kept without Bail or Mainprize for any Term not exceeding One Calendar Month, unless he shall sooner, upon Oath to be administered to him by some Justice of the said County, disclose or make known the Name of his immediate Lessor or Landlord, or of the Person receiving or authorized to receive such Rent as aforesaid, or of the Persons to whom he shall have paid or shall have agreed to pay his Rent, or of the Person who shall have demanded or claimed the same.

XIX. Provided always, and be it further enacted, That nothing in this Act contained shall be construed to impeach, alter, or make void any Covenant or other Agreement made between any Landlord and Tenant in any Lease now granted or hereafter to be granted pursuant to any Contract or Agreement now existing, or which may hereafter be entered into between any Landlord and Tenant; any thing in this Act contained to the contrary notwithstanding.

Agreement
between
Landlord
and Tenant
not to be
impeached.

XX. And be it further enacted, That whenever it shall happen that any Lessor or Landlord, or Owner of any House, Building, Tenement, Hereditament, or Premises within the said Parish, shall be rated or assessed to the Poor or other parochial Rates under or by virtue of this Act, and such Lessor, Landlord, or Owner shall have or may hereafter set or let any such Premises subject to the Occupier paying all or any of such Rates, it shall and may be lawful to and for every such Lessor, Landlord, or Owner, having paid any such Rate or Assessment or Composition, from Time to Time to distrain for such Sum of Money as such Lessor, Landlord, or Owner shall have so paid upon the Goods and Chattels of the Occupier of the House, Building, Tenement, Hereditament, or Premises in respect

Power for
Landlords to
recover
Amount paid
by them
where Te-
nants agree
to pay Rates.

of

of which such Lessor, Landlord, or Owner shall have been so rated or assessed, as in the Case of Rent in arrear, together with the reasonable Costs and Charges of every such Distress.

Lessors not
to be
charged for
any in-
creased
Rent.

XXI. Provided always, and be it further enacted, That when any Lessor, Landlord, or Owner of any House, Building, Tenement, Hereditament, or Premises within the said Parish shall have agreed to pay the Rates chargeable on the Occupier of such House, Building, Tenement, Hereditament, or Premises, such Lessor, Landlord, or Owner shall not be charged with or liable to pay for any increased Rent reserved or made payable to him for or on account of his having entered into any such Agreement.

Parish Of-
ficers may
release poor
Persons from
Rates.

XXII. And be it further enacted, That it shall be lawful for the Churchwardens and Overseers of the Poor of the said Parish, and the Surveyor of the Highways, with reference to the Rates to which their respective Appointments and Duties are applicable, from Time to Time, and at any Time or Times, to exonerate and release any Person or Persons liable to be rated or assessed by virtue of this or the said recited Act from the Payment of all or any Part of the Rates made or to be made under or by virtue of the Authority of the said recited Act or this Act, upon Proof of Poverty or Inability to pay; or to give or allow any reasonable Time for the Payment and Discharge of any such Rate or any Part thereof; provided that every such Exoneration or Release, or Allowance of Time, be made with the Consent and Approbation of One of His Majesty's Justices of the Peace for the County of *Surrey*, signified in Writing under his Hand.

Owner not
being a
resident
Householder
of the Parish
liable to Ac-
tion of Debt
for Rates
where the
Sum
amounts to
10%.

XXIII. And be it further enacted, That when any Rate or Assessment mentioned in or authorized and directed to be made by the said recited Act or this Act, or any Composition in lieu thereof respectively, to the Amount of Ten Pounds or upwards, shall remain unpaid for the Space of Six Calendar Months after the same respectively shall have become due, and the Lessor, Landlord, or Owner, or other Person by this Act made liable to the Payment of such Rate, Assessment, or Composition, shall not be a Resident Householder within the said Parish, it shall be lawful for the Churchwardens and Overseers of the Poor of the said Parish for the Time being, in case of Rates for the Relief of the Poor, and all other parochial Rates, except only the Repairs of the Church, and for the said Churchwardens only in case of Ecclesiastical or Church Rates, and for the Surveyor of the Highways in case of Highway Rates, whether the said Rate, Assessment, or Composition shall have become due in their own Time or in the Time of their Predecessors, to bring an Action of Debt for the same against any such Lessor, Landlord, or Owner, or other Person so liable as aforesaid, in any of His Majesty's superior Courts of Record; in which said Action it shall be sufficient for the said Churchwardens and Overseers, in case of Rates for the Relief of the Poor, to sue by the Name and Description of "The Churchwardens and Overseers of the Poor of the Parish of *Saint Giles, Camberwell*;" and for the Churchwardens only, in case of Ecclesiastical or Church Rates, to sue by the Name and Description

Description of "The Churchwardens of the Parish of *Saint Giles, Camberwell*;" and for the Surveyor of the Highways, in case of Highway Rates, to sue by the Name and Description of "The Surveyor of the Highways for the Parish of *Saint Giles, Camberwell*;" and to declare that the Defendant is indebted to the Plaintiffs for certain Rates or Assessments, or for a certain Composition for Rates or Assessments, as the Case may be; and upon the Trial of any such Action the Book of Rates of the said Churchwardens and Overseers, or of the said Churchwardens only if they shall have a separate Book for Ecclesiastical or Church Rates, and the Book of Rates of the Surveyor of the Highways, or examined Copies of such Books respectively, shall be received as Evidence of the Rates or Assessments, or of the Compositions directed or authorized to be made by this Act: Provided always, that before any such Action shall be commenced a Notice by a Churchwarden, or an Overseer of the Poor, or an Assistant Overseer of the Poor of the said Parish, in case of Rates for the Relief of the Poor, or by a Churchwarden in case of Ecclesiastical or Church Rates, and by a Surveyor of the Highways in case of Highway Rates, shall be left at the Dwelling House or last known Place of Abode of the Person so made liable as aforesaid; which said Notice shall state that Rates for the Relief of the Poor, or Ecclesiastical or Church Rates, or for the Repairs of the Highway, as the Case may be, are due from such Person so made liable as aforesaid, and that at the Expiration of Twenty-one Days from the Delivery of the said Notice an Action at Law will be commenced for the Recovery of such Rates, unless the same shall in the meantime be discharged.

XXIV. And be it further enacted, That every Collector of the Rates and Assessments to be made by virtue of the said recited Act or of this Act, or any other Person appointed to receive, collect, or levy the same, or any of them, shall and he is hereby required, from Time to Time, when and as soon as he shall have collected, recovered, or levied the Monies to arise thereby, to pay the same immediately into the Hands of the Treasurer for the Time being, or other Person appointed to receive the Monies to be collected by such Rates or Assessments, to be applied and paid by such Treasurer or other Person for the Purposes of and in the Manner directed by the said recited Act or this Act; and upon the Payment of every such Sum of Money to such Treasurer or other Person as aforesaid, every such Collector or other Person shall take a Receipt for the same, and shall within Seven Days thereafter produce such Receipt, together with the Names of the Persons from whom the Monies so paid into the Hands of the Treasurer or other Person as aforesaid shall have been received, unto the Churchwardens and Overseers of the said Parish at their next weekly Meeting, that the same may be entered in a Book to be kept for that Purpose.

Collectors to pay Monies collected to the Treasurer, and within Seven Days after produce a Receipt to the Parish Officers at their weekly Meeting.

XXV. And be it further enacted, That if any such Collector, or any other Person appointed to collect any Rate or Assessment to be made by virtue of the said recited Act or of this Act, shall at any Time wilfully keep and retain in his Hands more than the Sum of One hundred Pounds for any longer Space of Time than Six Days,

Collectors not to keep more than 100*l.* in their Hands.

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he shall forfeit and pay, as and by way of liquidated Damages, th^e Sum of Five Pounds for every Day that he shall retain any Sum exceeding the said Sum of One hundred Pounds beyond the said Six Days.

Balance of Money received, and not paid over at the Time of the Collector's Death, to be paid by the Executors of the Deceased's Estate.

XXVI. And be it further enacted, That if any Collector or other Person appointed to receive, collect, or levy any Rate or Assessment made or to be made under or by virtue of the said recited Act or of this Act, shall happen to die before he shall have fully paid and satisfied all the Money which shall have been by him collected or received, then and in every such Case the Executor or Administrator, legal personal Representative, or Person possessing the Estate and Effects of every such Collector or other Person, shall out of such Estate or Effects pay to the Churchwardens and Overseers for the Time being, or to the Treasurer for the Time being appointed to receive such Rates, all such Sums of Money as shall have been by such Collector or other Person collected or received and not paid over, or so much thereof as the said Estate or Effects will extend to pay, and the Receipt of such Churchwardens and Overseers, or either of them, or of such Treasurer, shall be a good Discharge for such Money; and every such Executor, Administrator, personal Representative, or other Person as aforesaid, may to any Action or Suit commenced or brought against him plead or give in Evidence the Payment of the same, and shall be allowed Payment of the same out of such Estate or Effects; and in case of Nonpayment of the same, it shall and may be lawful to and for the Churchwardens and Overseers of the Poor for the Time being of the said Parish, and they are hereby authorized and empowered, by the Names and Description of "The Churchwardens and Overseers of the Poor of the Parish of *Saint Giles, Camberwell*, in the County of *Surrey*," to commence and bring an Action in any of His Majesty's Courts of Record at *Westminster* against such Executor or Administrator, or other Person as aforesaid, for the Recovery of the same; and no such Action shall abate or be discontinued by the Death of any such Churchwardens or Overseers, or by the Removal of any of them, or by the Expiration of the Time of their respective Offices, nor shall the commencing or prosecuting any such Action against the Representative of any deceased Collector or Receiver prevent or impede the said Churchwardens and Overseers from putting in force any Bond or Security which may have been given to them by any Surety for such Collector or Receiver.

So much of recited Act as requires the Churchwardens and Overseers to take Security from Collectors repealed.

XXVII. And be it further enacted, That so much of the said recited Act as enacts that the Churchwardens and Overseers of the said Parish of *Saint Giles, Camberwell*, shall, before any such Collector or Collectors shall take upon him or them such Office of Collector or Collectors, take such Security from such Collector or Collectors respectively as the Inhabitants of the said Parish in Vestry assembled shall think proper, for the due and faithful Execution of his or their Office of Collector or Collectors, in all and every Part thereof, and, among other Things, for the duly accounting for all Monies which as such Collector or Collectors he or they may receive, and for the Payment of the same, within the Space of Fourteen

teen Days from the Receipt thereof, to the Treasurer appointed to receive the same, shall be and the same is hereby repealed.

XXVIII. And be it further enacted, That it shall be lawful for the said Parish in Vestry assembled, and they are hereby required, upon the Nomination and Election of any Person to be a Collector of any of the Rates to be raised within the said Parish, whether for the Maintenance and Relief of the Poor, or for the Church, or for the Repairs of the Highway, or for any other parochial Purpose, to take Security from such Collector for the due and faithful Execution of his Office, and for duly accounting for all Monies which, as such Collector, he shall or may receive, and for the punctual Payment thereof to the Treasurer or other Person appointed to receive the same, or to the said Churchwardens and Overseers, or to such other Persons as the said Churchwardens and Overseers shall direct, within Seven Days after the Receipt thereof; and such Security shall be by Bond, with Two or more sufficient Sureties, and in such Penalty as the said Inhabitants in Vestry assembled, or the major Part of them, shall direct; and every such Bond shall be made to the Churchwardens and Overseers for the Time being of the Poor of the said Parish, and may, on any Breach of the Condition thereof, be put in force, by and in the Names of the Churchwardens and Overseers of the Poor of the said Parish for the Time being, in the Manner herein-after directed.

Power for the Vestry to require Security to be taken of Collector.

XXIX. And inasmuch as it is required by the said recited Act that the Treasurer or Treasurers for the Receipt of the Monies to be collected by the parochial Rates and Assessments, and other Monies applicable to the Relief of the Poor, and also that the Collector or Collectors of the Poor's Rate, and other Rates to be made, collected, and levied by virtue of the said Act, shall be annually appointed, and it has been the Practice to require every such Treasurer and Collector, and the Master of the Workhouse, to find fresh Security upon every Re-election, and as such Practice has occasioned a very heavy and unnecessary Expence to be annually incurred; for Remedy whereof be it further enacted, That after any Treasurer, Collector, Surveyor of the Highways, Master of the Workhouse, Assistant Overseer, or other Person, who is by the said recited Act or this Act required to find or give Security for the faithful Discharge of his Office, shall have been elected or chosen in the Manner required by the said recited Act or this Act, and shall have given Security in the Manner required by the said recited Act or this Act, such Treasurer, Collector, Surveyor of the Highways, Master of the Workhouse, Assistant Overseer, or other Person, shall not, on being re-elected or re-appointed, be bound to find new or fresh Security for the due and faithful Execution of his Office, but the Bond or other Security originally given for that Purpose shall, however the same may be worded, and notwithstanding any definite or fixed Period being named therein, extend to the whole of the Time that such Treasurer, Collector, Surveyor of the Highways, Master of the Workhouse, Assistant Overseer, or other Person, shall remain or continue in the Office to which he may from Time to Time be re-

Securities to continue notwithstanding the Re-election of Persons for whom the same is given.

re-elected or re-appointed, unless the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, shall on any such Re-election require new Security to be given, which they are hereby empowered to do, or unless any One of the Sureties of any such Treasurer, Collector, Surveyor of the Highways, Master of the Workhouse, Assistant Overseer, or other Person aforesaid, shall be desirous of withdrawing from his Liability, and shall have given unto the Churchwardens and Overseers of the Poor, or any One of them, or unto the Vestry Clerk of the said Parish, One Calendar Month's previous Notice in Writing of his Desire so to do.

Notice of
Death, or
Bankruptcy
or Insol-
vency of
Sureties, to
be given.

XXX. And be it further enacted, That when any Treasurer, Collector, Surveyor of the Highways, Master of the Workhouse, Assistant Overseer, or other Person who is by the said recited Act or this Act required to give or find Security for the faithful Discharge of his Office, shall have given for that Purpose any Bond or other Security, with a Surety or Sureties, and such Surety or any one of such Sureties shall afterwards die or become bankrupt or insolvent, the Treasurer, Collector, Surveyor of the Highways, Master of the Workhouse, Assistant Overseer, or other Person for or with whom such deceased or bankrupt or insolvent Surety shall have been bound, shall within Three Days after the same shall have come to his Knowledge, give Notice in Writing unto the Vestry Clerk of the said Parish of such Death, Bankruptcy, or Insolvency; and every Person who shall neglect to give such Notice within such Period as aforesaid shall forfeit and pay the Sum of One hundred Pounds; and every such Treasurer, Collector, Surveyor of the Highways, Master of the Workhouse, Assistant Overseer, and other Person as aforesaid, who shall upon the Death, Bankruptcy, or Insolvency of any Surety neglect to give the Security of another Surety, to be approved of in the same Manner as the Surety so dying, becoming bankrupt or insolvent, was approved of, within One Calendar Month from the Time that such Death, Bankruptcy, or Insolvency first came to his Knowledge, shall forfeit and be deprived of his Appointment, Office, or Employment; and it shall be lawful for the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, at any Time thereafter to declare such Appointment, Office, or Employment vacant: Provided always, that all Acts done, and all Receipts given by any such Treasurer, Collector, Surveyor of the Highways, Master of the Workhouse, Assistant Overseer, or other Person as aforesaid, previously to his Appointment, Office, or Employment being so declared vacant as aforesaid, shall be as valid and effectual as if such Cause of Forfeiture had not happened.

Bastardy
Bonds, &c. to
be given to
the Church-
wardens and
Overseers as
such.

XXXI. And be it further enacted, That all Bonds and Securities to be given for indemnifying the said Parish from any Charge which may arise from any Bastard Child or Children, or for any Purpose or in anywise relating to the Relief, Maintenance, or Employment of the Poor, or for any other Purpose connected with or relating to such Poor, may be made to the Churchwardens and Overseers of the Poor of the said Parish; and the Churchwardens and Overseers for the Time being, in their said Capacity of Churchwardens and Overseers, shall and may and they are hereby authorized to sue on such

such Bonds and Securities for the Purpose of recovering the Penalties thereon.

XXXII. And be it further enacted, That in all Cases in which, under the Authority of the said recited Act or of this Act, any Bond or other Security shall have been or shall be given unto the Churchwardens and Overseers of the Poor of the said Parish, either by their individual Names and Descriptions, or by the Name and Description of Churchwardens and Overseers of the Poor of the Parish of *Saint Giles, Camberwell*, in the County of *Surrey*, every such Bond, on any Breach in the Condition thereof, and every such Security, may be put in force by the Churchwardens and Overseers for the Time being, by the Direction of the Vestry of the said Parish, for the Benefit of the Parishioners thereof, by the Names and Descriptions of the Churchwardens and Overseers of the Poor of the Parish of *Saint Giles, Camberwell*, in the County of *Surrey*; and no Action or other Proceeding upon such Bond or other Security shall abate or be discontinued by the Death of any of the Churchwardens or Overseers named in such Bond or other Security, or in such Action or Proceeding, or by the Removal of any of them, or by the Expiration of the Time of their respective Offices.

Power for the Parish Officers to sue as such.

XXXIII. And be it further enacted, That in all Cases under any Commission or Fiat of Bankruptcy awarded or issued against any Person indebted to the said Parish on any Account whatever, or against whom the said Parish shall or may have any Claim or Demand, it shall be lawful for the Churchwardens and Overseers of the Poor of the said Parish for the Time being, or any One of them, or the Assistant Overseer for the Time being, with the Consent of the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, to appear and act on behalf of the said Parish in respect of any such Debt, Claim, or Demand, before the Commissioner or Commissioners under any Commission or Fiat of Bankruptcy, either personally or by Affidavit, in order to prove any such Debt, Claim, or Demand; and such Churchwardens and Overseers, or any One of them, or such Assistant Overseer, shall have such and the same Powers and Privileges as to Proof, voting in the Choice of Assignees, and signing Certificates, and otherwise, in respect of any Debt so admitted to be proved, as any other Person, being a Creditor in his own Right, would have in respect of any Debt proved by him under such Commission, and any Petition or Proceeding had or preferred by the Order of the said Vestry in respect to any such Commission may be had and preferred in the Name of the Churchwarden and Overseers of the Poor of the said Parish for the Time being.

Proof of Debts in Bankruptcy.

XXXIV. And be it further enacted, That it shall and may be lawful to and for the Churchwardens and Overseers of the Poor for the Time being of the said Parish of *Saint Giles, Camberwell*, with the Consent and Approbation of the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, to bring or cause to be brought any Action, either of Debt or on the Case, for any Rate or Assessment made for the Relief and Maintenance of the Poor of the said Parish, or for the Church, or for the Repair of the Highways,

Power for Churchwardens and Overseers to bring Actions for the Payment of Rates, &c.

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or for any other parochial Purpose, or any Composition in respect thereof, against any Person or Party who shall or may be liable to the Payment thereof, under or by virtue of the Provisions of the said recited Act or of this Act, or otherwise, whether such Rate or Assessment may have been made in the Time of the said Churchwardens and Overseers, or of any of their Predecessors; and that in any such Action it shall be sufficient for them to sue, declare, and prosecute by the Names and Descriptions of the Churchwardens and Overseers of the Poor of the said Parish of *Saint Giles, Camberwell*, in the County of *Surrey*, without any other Name or Description whatsoever; and also that it shall be sufficient for them, in any such Action, to declare generally that the Defendant is indebted to them for certain Rates and Assessments, or a certain Rate or Assessment, for the Relief of the Poor within the said Parish, or for the Church, or for the Repairs of the Highway, or for other parochial Purposes, as the Case may be, without any further or other Statement or Specification whatsoever; and that in every such Action the Defendant may be held to special Bail, on the Affidavit or Affirmation of the said Churchwardens and Overseers for the Time being, or any One of them, or of the Assistant Overseer (if any), that the Sum of Money demanded doth amount to the Sum of Twenty Pounds or upwards, and is well and truly due and owing from the Defendant, and in arrear and unpaid; and that in case the said Churchwardens and Overseers shall, in any Action, recover the Sum demanded or any Part thereof, they shall be entitled to enter up Judgment for the same, and to have and recover full Costs of Suit, in the same Way and with the same Remedies as in other Actions of Debt or on the Case; and that in any such Action no Essoign, Protection, or Wager of Law, or more than One Impar lance, shall be allowed.

Omissions in
Rates may
be rectified.

XXXV. And be it further enacted, That if it shall appear to the said Churchwardens and Overseers, as to the Poor Rates or other parochial Rates, or to the said Churchwardens only in the Case of Church Rates, or to the Surveyor of the Highways in the Case of Highway Rates, at any Time after making of any such Rate or Assessment as is directed to be made by the said recited Act or this Act, that the Name of any Person liable to be included in such Rate or Assessment hath been omitted therein, or the Sum which he ought to have been assessed to hath been omitted to be carried out, or that there shall be any Mistake or Error of any Kind or Nature in any such Rate, it shall be lawful for the said Churchwardens and Overseers, as to the Poor Rate or other parochial Rates, and for the said Churchwardens only as to the Church Rate, and for the Surveyor as to the Highway Rate, to add or cause to be added to such Rate or Assessment the Name of such Person, together with the Sum for which he ought to be rated and the Sum so omitted to be carried out, or otherwise to rectify or correct the Mistake or Error which shall have been made therein; and every such Addition made to any of the said Rates, and every Rate which shall be so altered or corrected, shall be as valid and effectual in Law, to all Intents and Purposes, as if such Addition had been inserted or such Alteration or Correction had been made in the Rate at the Time the same was first made and signed or allowed:

allowed: Provided always, that every Person whose Name shall be so inserted, or who shall be so made liable to the Payment of any Sum of Money, or who shall think himself aggrieved by any such Addition, Alteration, or Correction, shall have and be entitled to the same Right of Appeal therefrom as he would have been had such Addition been inserted or such Alteration or Correction made in the Rate at the Time when the same was first made and signed or allowed; and in case of Alteration or Correction only such Person whose Rate shall be so altered or corrected shall be entitled to Seven Days Notice thereof.

XXXVI. And be it further enacted, That the Book of Rates to be delivered to the Collector or other Person appointed to collect the said Rates, or any of them, and all Entries afterwards made therein (due Notice having been given as aforesaid in case of Alteration), or examined Copies thereof respectively, being signed by the Churchwardens and Overseers of the Poor of the said Parish, or by the Churchwardens only in case of Church Rates, shall be received as Evidence of the Rates imposed by virtue of the said recited Act or of this Act, and of the Payment of such of them, or any Part thereof, as shall by such Entries appear to have been paid to such Collector.

Rate Book
to be re-
ceived as
Evidence.

XXXVII. And be it further enacted, That all Penalties and Forfeitures which shall hereafter become payable under the Provisions of this Act or the said recited Act shall from Time to Time be paid into the Hands of the Treasurer for the Time being appointed to receive the Monies so to be collected by the said parochial Rates or Assessments and other Monies applicable to the Relief of the Poor, and shall be subject to the Disposal of the Inhabitants of the said Parish in Vestry assembled, for the Use of the Poor.

Penalties
and For-
feitures to be
paid to the
Treasurer.

XXXVIII. And be it further enacted, That it shall be lawful for the Churchwardens and Overseers of the Poor, and they are hereby authorized and empowered, with the Consent of the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, to make all or any of the Parish Constables, upon Occasions on which they may be called upon to perform extra Duty, such Allowance or Remuneration for their Services as the said Churchwardens and Overseers shall think fit, such Remuneration or Allowance not exceeding the Sum of Five Shillings *per Man per Diem*; and all such Remunerations and Allowances shall and may be paid out of any Monies raised or to be raised for or towards the Relief and Maintenance of the Poor of the said Parish.

Parish Con-
stables may
be remune-
rated out of
the Poor's
Rate for
extra Duty.

XXXIX. And be it further enacted, That the Inhabitants of the said Parish, at any public Vestry duly assembled by Notice in the Parish Church, shall, if they think fit, annually or oftener, appoint a Treasurer for the Receipt of the Monies to be collected or raised for the Repair of the Highways, and shall and may from Time to Time remove such Treasurer, and appoint any other Person in his Room and Stead; and such Treasurer is hereby directed to account annually or oftener, and to pay over the Money to be from Time to Time placed

Treasurer of
Highway
Rates may
be ap-
pointed.

placed in his Hands under the Authority of this Act in such Manner as the Inhabitants of the said Parish in Vestry assembled, or any Committee to be appointed by them, may direct; and it shall be lawful for the Inhabitants of the said Parish in Vestry assembled, and they are hereby required, upon the Nomination or Election of such Treasurer, to take Security for the due and faithful Execution of his Office, and for duly accounting for all Monies which he shall or may receive, and to pay such Money as upon such Account shall appear to be remaining due in his Hands to such Person or Persons as shall be authorized and appointed to receive the same, to be applied to and for the several Uses and Purposes for which the same was levied or raised; and such Security shall be by Bond, with Two or more sufficient Sureties, and in such Penalty as the Inhabitants of the said Parish in Vestry assembled shall direct; and every such Bond shall be made to the Churchwardens and Overseers of the Poor of the said Parish for the Time being.

Highway Rates to be paid to the Treasurer, and his Receipt a good Discharge to the Surveyor or other Collectors.

XL. And be it further enacted, That all Monies to be received by the Collector or other Person duly authorized in that Behalf, for or in respect of the Rates to be made for the Repair of the Highways within the said Parish, and Compositions for the same, or for Statute Duty, shall be forthwith afterwards paid into the Hands of the Treasurer to be appointed under the Power and Direction herein-before contained, to be by him or them applied in manner aforesaid; and that the Receipt of such Treasurer so to be appointed shall at all Times be an effectual Discharge to the Collector or other Person as aforesaid for so much Money as in any such Receipt shall be expressed or acknowledged to be received.

Vestry may appoint a Surveyor of the Highways with a Salary.

XLI. And be it further enacted, That it shall and may be lawful for the Inhabitants of the said Parish in Vestry assembled, by a Plurality of Votes (such Plurality consisting of at least Two Thirds of the whole Number of Votes given), from Time to Time to nominate and elect any Person or Persons to be a Surveyor or Surveyors of the Highways of the said Parish, and to determine, specify, and regulate the Duties to be by him performed in making and levying Rates, and in finding and providing Materials and Labour, and in applying the Monies to be levied for the Repairs of the Highways, and to fix such yearly Salary for the Execution of the said Office as shall by the Inhabitants of the said Parish in Vestry assembled, by such Plurality of Votes as aforesaid, be thought fit; and such Salary shall be paid out of the Monies raised or to be raised for the Repairs of the Highways of the said Parish, at such Times and in such Manner as shall have been agreed upon by the said Vestry; and every Person so to be appointed Surveyor of the Highways as aforesaid shall continue to be a Surveyor until he shall resign such Office, or until his Appointment shall be revoked by the Inhabitants of the said Parish in Vestry assembled, and no longer; and it shall be lawful for the said Inhabitants of the said Parish in Vestry assembled, and they are hereby required, upon the Nomination or Election of every such Surveyor of the Highways, to require and take Security for the due and faithful Execution of his Office, and for duly accounting for all Monies which he shall or may receive, and to pay such Monies unto the Treasurer
of

of the Highway Rates, or unto such Person or Persons as shall be authorized to receive the same; and such Security shall be by Bond, with Two or more sufficient Sureties, and in such Penalty as the Inhabitants of the said Parish in Vestry assembled shall direct; and such Bond shall be made to the Churchwardens and Overseers of the Poor of the said Parish for the Time being; and every such Surveyor to be appointed under or by the Authority of this Act in the Manner herein-before mentioned shall be and he is hereby invested with and made subject and liable to all the Rights, Liberties, Powers, and Authorities, Duties, Penalties, and Obligations, in respect of the public Streets, Lanes, Roads, Highways, and Passages, and other public Places within the said Parish, which by Law now are or hereafter shall or may be granted to or conferred or imposed upon the Surveyors of the public Highways in that Part of *Great Britain* called *England*, save only and except so far as the same may be altered or varied by the Provisions of this Act.

XLII. And be it further enacted, That it shall be lawful for the Surveyor of the Highways of the said Parish, and he is hereby authorized and empowered, and expressly required, with the Consent and by the Direction of the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, and under such Regulations as they shall from Time to Time think proper, to employ able-bodied poor Persons receiving Relief from or applying for Relief from the said Parish; and from Time to Time, with such Consent and by such Direction as aforesaid, to enter into any Contract for Materials for the Repair of the said Highways, upon such Terms as the Inhabitants so assembled shall deem expedient; and from Time to Time, or at any Time, with such Consent or by such Direction as aforesaid, to compound and agree with any Person on account of any Breach or Nonperformance of such Contract, for such Sum of Money as such Vestry shall think proper.

Surveyor may, under an Order of Vestry, employ the able-bodied Poor, and contract for Materials.

XLIII. And be it further enacted, That it shall be lawful for the Surveyor of the Highways of the said Parish, and he is hereby authorized and empowered, and expressly required and directed, before any Rate shall be made for the Repair of the Highways, or any Composition for Statute Duty shall be entered into, from Time to Time to cause the Inhabitants of the said Parish to be called together in Vestry, where Vestries of the said Parish are usually held, and which Vestry the Churchwardens and Overseers of the said Parish are hereby expressly required to summon, upon Application of the said Surveyor, for the Purpose of fixing the Number of Days Statute Duty which shall be required from the several Persons liable to perform the same, or the Composition to be paid in lieu thereof, and otherwise assessing the Rate to be made for the Repair of the Highways of the said Parish.

Surveyor of the Highways to call Vestry for the Purpose of making Highway Rates or fixing Statute Duty.

XLIV. And be it further enacted, That it shall be lawful for the Churchwardens and Overseers of the Poor of the said Parish for the Time being, by and with the Consent of the Inhabitants in Vestry assembled, or the major Part of them, to cause any Person capable of Labour, who shall apply for Relief, or who shall be

Churchwardens and Overseers empowered to employ the Poor.

[*Local.*]

6 M

received

received into the Workhouse or into any Asylum of the said Parish, to be employed in any Trade, Manufacture, Work, Labour, or Employment, either in the said Workhouse or Asylum or elsewhere, as they shall think proper, and for that Purpose to purchase and provide such Furniture, Tools, and Materials as they shall think necessary, and to hire any Building or other Place within the said Parish, to be made use of for employing the Persons who shall so apply for Relief as aforesaid, or who shall have been received into such Workhouse or Asylum, and by and out of the Monies to be raised for the Relief of the Poor to pay the Costs and Charges of such Furniture, Tools, and Materials, and the Hire and Repairs of such Building or Place, and all other Expences relative to the Employment of the Poor, and from Time to Time to sell and dispose of such Goods, Wares, Merchandize, Articles, and Things as shall be manufactured or made by the Persons so employed as aforesaid, any Law, Usage, or Privilege to the contrary notwithstanding, and out of the Monies arising from the Sale thereof to pay and distribute to the industrious and skilful, according to the Quality and Perfection of their Work, and the Industry and good Character of the Persons executing the same, such Remuneration and Gratuity or Reward as to the said Churchwardens and Overseers of the Poor shall appear reasonable and proper, and to apply the Remainder of the said Monies in aid of the Rates for the Relief of the Poor of the said Parish.

Repealing
Clause of re-
cited Act, au-
thorizing
Sale of Dust,
&c. and the
Penalties
consequent
on Non-
removal
thereof.

XLV. And be it further enacted, That so much of the said recited Act as enacts that it shall be lawful for the said Churchwardens and Overseers of the said Parish to agree by public Auction, after Fourteen Days Notice given by public Advertisement of their Intention so to do, with any Person or Persons to be Scavenger or Scavengers, Raker or Rakers, Cleanser or Cleansers of the public Streets, Squares, Lanes, Courts, Yards, and other public open Passages, Ways, and Places within the said Parish, not being Turnpike Roads, or Footpaths belonging thereto, and that such Person or Persons so contracted with shall, as often as thereunto required by the said Churchwardens and Overseers, bring Carts, Waggon, or other suitable Carriages into all the Places aforesaid wherein the same can be drawn near or pass into, and at or before their Approach, by Bell or otherwise, shall give Notice to the Inhabitants of their coming, and give the like Notice in every other Place into which the said Carriages cannot pass and abide, and shall take and carry away from the several and respective Houses and Premises there the Soil, Ashes, Cinders, Rubbish, Dust, Dirt, and Filth in or belonging thereto, without receiving any Pay, Hire, or Reward other than is expressed in his or their Contract or Contracts, upon pain of forfeiting any Sum not exceeding Twenty Shillings for every Neglect or Default; and that all Rubbish, Earth, Dust, Filth, and Soil occasioned by building, repairing, amending, or altering any House or Houses, Building or Buildings, which shall be deposited in any such Street, Square, Lane, Alley, Court, Yard, or other open and public Passage, Ways, or Places, shall, within Two Days next after the same is so deposited, be taken and carried away by the Owner or Owners, Occupier or Occupiers of such Houses and Buildings respectively from which the

same

same shall be taken or proceed, upon pain of forfeiting and paying any Sum not exceeding Five Pounds for every Day which he, she, or they shall neglect to remove the same; and that if any Person or Persons, Occupier or Occupiers of any House or Building in any of the public Squares, Streets, Lanes, Courts, Yards, and other public open Passages, Ways, and Places (except Manufacturers and others as herein-after excepted) shall refuse, or permit such Soil, Ashes, Cinders, Rubbish, Dust, Dirt, or Filth to be taken away by any other Person than the Contractor, every such Person or Persons so offending shall in like Manner forfeit any Sum not exceeding Five Pounds, shall be and the same is hereby repealed.

XLVI. And be it further enacted, That it shall be lawful for the Churchwardens and Overseers of the Poor of the said Parish for the Time being, or the major Part of them, and they are hereby authorized and empowered; from Time to Time after Fourteen Days Notice given by public Advertisement of their Intention so to do, to contract with any Person, either by public Auction or by private Contract, for cleansing the public Streets, Squares, Lanes, Courts, Yards, and other public open Passages, Ways, and Places within the said Parish, not being Turnpike Roads, or Footpaths belonging thereto, or any of them, and for carrying away all Dirt, Dust, Dung, Cinders, Ashes, Rubbish, Filth, and Soil from the same, at such Times and in such Manner as shall appear expedient to them the said Churchwardens and Overseers, and from Time to Time to order and direct on what Days and Times particular Streets, Squares, Lanes, Courts, Yards, and other public open Passages, Ways, and Places shall be cleansed, and the Dirt, Dust, Dung, Cinders, Ashes, Rubbish, Filth, and Soil carried away therefrom, and how and in what Manner the same shall be carried away, and where the same shall be deposited, and to give such Orders and Directions to such Scavengers as shall appear necessary to the said Churchwardens and Overseers; and in case there shall not be any Bidder at any such Auction, or there shall not be any Person found willing to enter into such Contract upon such Terms as the said Churchwardens and Overseers shall think fit to offer the same, or if any Person shall contract for the Removal thereof, and fail in so doing, then and in such Case it shall be lawful for the said Churchwardens and Overseers, or the major Part of them, to employ fit and proper Persons, with Carts, Carriages, and Horses, to cleanse the said Streets, Squares, Lanes, Courts, Yards, and other public open Passages, Ways, and Places within the said Parish, not being Turnpike Roads, or Footpaths belonging thereto, and to carry away the Dust, Dirt, Dung, Cinders, Ashes, Rubbish, Filth, and Soil from the same, at such Times and in such Manner as shall appear expedient to them the said Churchwardens and Overseers, or the major Part of them, and to pay the Persons so to be employed by them as aforesaid out of the Monies raised for the Relief of the Poor, and to sell and dispose of the Dust, Dirt, Dung, Cinders, Ashes, Filth, and Soil which may be so collected or removed, in such Manner as they shall deem expedient, and the Monies arising from the Sale or Disposition thereof shall be carried to the Credit of the Poor's Rate Account.

Power to sell Dust, &c. by public Auction or private Contract, and if not sold, the Parish Officers may employ proper Persons to collect the same.

XLVII. And

Scavenger's
Duty.

XLVII. And be it further enacted, That the Persons contracting with or employed by the said Churchwardens and Overseers to cleanse the public Streets, Squares, Lanes, Courts, Yards, and other public open Passages, Ways, and Places within the said Parish, shall, twice at least in every Week, and on such other Days and Times as the said Churchwardens and Overseers shall appoint, go into every public Street, Square, Lane, Court, Yard, public open Passage, Way, and Place within the said Parish, with Cart and Bell, or with Bell only where there may be no Carriage Road, and at their Approach therewith, and not before, by the ringing of such Bell, or by Voice or otherwise, give Notice to the Inhabitants in such Streets, and also in every Court or Passage wherein such Cart or Carriage cannot pass, of their coming; and such Persons shall immediately, without receiving any Pay, Hire, or Reward other than is expressed in such Contract, sweep, collect, remove, and carry away the Dirt, Dust, Dung, Cinders, Ashes, Rubbish, Filth, and Soil (except Filth from any Privy or Necessary House) from such Streets, Squares, Lanes, Alleys, Courts, Yards, or other open and public Passages, Ways, and Places within the said Parish, and from the several and respective Houses and Premises therein; and the Persons so contracting or employed as aforesaid shall cause the Words "Scavenger's Cart" to be painted in large Roman Letters in the Front or on some conspicuous Part of every Cart or Carriage used for the Purpose aforesaid, on pain of forfeiting any Sum not exceeding Forty Shillings for every Neglect therein.

Penalty on
Persons de-
positing
Rubbish, &c.
and not re-
moving the
same.

XLVIII. Provided always, and be it further enacted, That all Rubbish, Earth, Dust, Filth, and Soil occasioned by building, repairing, amending, or altering any House or Building, which shall be deposited in any such Street, Square, Lane, Alley, Court, Yard, or other open and public Passage, Way, or Place, shall be taken and carried away by the Owner or Occupier of the House or Building from which the same shall be taken or proceed, within the Space of Twenty-four Hours after Notice in Writing to remove the same shall have been given by the Surveyor of the Highways to such Owner or Occupier, either personally or by leaving the same with some Inmate or Servant upon the Premises, upon pain of forfeiting and paying any Sum not exceeding Five Pounds for every Day which he shall wilfully neglect to remove the same.

Penalty on
Persons per-
mitting Dust,
&c. to be
removed by
any other
than the
Person duly
employed.

XLIX. And be it further enacted, That if any Occupier of any House or Building in any of the public Squares, Streets, Lanes, Courts, Yards, and other public open Passages, Ways, and Places (except Manufacturers and others authorized to do so by the said recited Act), shall permit such Soil, Ashes, Cinders, Rubbish, Dust, Dirt, or Filth to be taken away by any other Person than the Person contracting with or employed by the said Churchwardens and Overseers to remove the same, every such Occupier so offending shall forfeit any Sum not exceeding Five Pounds.

Penalty on
Contractor
or Person.

L. And be it further enacted, That if any Person contracting with or employed by the said Churchwardens and Overseers to cleanse the Streets, Squares, and other public Places within the said Parish, shall

shall neglect or refuse to remove any Dirt, Dust, Dung, Cinders, Ashes, Rubbish, Filth, and Soil (except as aforesaid) from any House or other Premises, within Three Days after Notice, either orally or in Writing, to remove the same, shall have been given by the Occupier of such House or Premises, or by any One of his Servants, to such Contractor with or Person employed by the Churchwardens and Overseers, either personally or at his Residence, or to the Person employed by him for collecting the same, every Person so neglecting or refusing shall for every such Neglect or Refusal forfeit and pay any Sum not exceeding Five Pounds, one Moiety of which Penalty shall be paid to the Informer, and the other Moiety shall be applied for the Use of the Poor of the said Parish.

employed to
remove
Dust, &c.
refusing to
do so on
Application.

LI. And be it further enacted, That if any Person, having entered into any Contract with the Churchwardens and Overseers of the said Parish for cleansing the Streets, Squares, Lanes, Courts, Yards, and other public open Passages, Ways, and Places within the said Parish, or any of them, or for carrying away the Dirt, Dust, Dung, Cinders, Ashes, Filth, and Soil from the same, or from the Houses, Buildings, and Premises therein, shall refuse or neglect or omit to go with Cart and Bell (or with Bell only where there shall be no Carriage Road) into every Street, Square, Lane, Court, Yard, public open Passage, Way, and Place within the said Parish, twice at least in every Week, and on such other Days and Times as the said Churchwardens and Overseers shall from Time to Time or at any Time direct or appoint, and give Notice of his Approach by Sound of Bell, Voice, or otherwise, or if any such Person as aforesaid shall at any Time refuse or neglect or omit to sweep, collect, remove, and carry away all the Dirt, Dust, Dung, Cinders, Ashes, Rubbish, Filth, and Soil (except Filth from any Privy or Necessary House) from such Streets, Squares, Lanes, Alleys, Courts, Yards, and other open and public Places, Ways, and Passages within the said Parish, and from the several Houses, Buildings, and Premises therein, or shall in any Manner refuse, neglect, or omit to perform any of the Terms, Stipulations, or Conditions of the Contract which he may have so entered into with the Churchwardens and Overseers as aforesaid, it shall be lawful for any Justice of the Peace for the County of *Surrey*, upon Complaint made to him of any such Refusal, Neglect, or Omission, to summon, by Writing under his Hand, the Person who shall have so entered into such Contract as aforesaid, to appear, at a Time and Place to be mentioned in such Summons, before such Justice or before some other Justice of the Peace for the County of *Surrey*, and which Summons may be served either by Delivery thereof to the Person summoned, or by leaving the same at his Dwelling House or usual Place of Abode, or with any of his Servants; and if the Person summoned shall neglect or refuse to attend at the Time and Place mentioned in such Summons, or if he shall attend and not show good and sufficient Cause to the Justice then present for his Refusal, Neglect, or Omission, it shall be lawful for such Justice, upon Proof by Oath (or Affirmation, if the Party making the same be a Quaker,) of such Refusal, Neglect, or Omission, and in case of such Neglect or Refusal to attend as aforesaid, of the due Service of such Summons, to convict the Offender, and to

Penalty on
Contractor
neglecting
or refusing
to fulfil his
Contract.

[*Local.*]

6 N

adjudge

adjudge him to pay for every such Offence a Sum not exceeding Ten Pounds, and Costs, and if such Offender shall not on Conviction pay such Penalty and Costs, it shall be lawful for such Justice to commit such Offender to the Common Gaol or House of Correction of the said County, there to be kept without Bail or Mainprize for any Time not exceeding Three Calendar Months, unless such Penalty and Costs be sooner paid and satisfied; but nothing herein contained shall hinder the said Churchwardens and Overseers from commencing or prosecuting any Action at Law against such Person and his Surety or Sureties, if any, for or in respect of such Refusal, Omission, or Neglect.

Ten Trustees to be appointed by the Vestry, and to be a Body Corporate by the Name of "The Trustees of the Estates belonging to the Poor of the Parish of Saint Giles, Camberwell, in the County of Surrey."

LII. And be it further enacted, That it shall and may be lawful for the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, and they are hereby authorized and required, within the Space of Three Calendar Months next after the passing of this Act, to elect and choose Ten Persons being Inhabitants of the said Parish to be Trustees of the Estates belonging to the Poor of the said Parish; which Persons to be so elected and chosen Trustees as aforesaid, and their Successors to be appointed as herein-after mentioned, shall be and are hereby declared to be One Body Politic and Corporate, by the Name and Style of "The Trustees of the Estates belonging to the Poor of the Parish of *Saint Giles, Camberwell*, in the County of *Surrey*," and by that Name shall have perpetual Succession and a Common Seal, and by that Name shall and may sue and be sued, and shall and may receive, hold, possess, and retain the Lands, Tenements, and Hereditaments herein-after vested in them for the Purposes herein-after mentioned, without incurring any of the Penalties or Forfeitures of the Statute of Mortmain.

Legal Estates of Premises left in Trust for the Parish to be divested out of the present Feoffees, and vested in Trustees.

LIII. And be it further enacted, That the legal Estates in Fee Simple of and in all Messuages, Lands, Tenements, and Hereditaments, and all Annuities and Rent Charges heretofore granted, devised, or given in Trust for the Use, Relief, or Benefit of the Poor of the said Parish of *Saint Giles, Camberwell*, only, and not jointly with any other Parish, shall, from and after the Appointment of the Trustees hereby incorporated, be divested out of the respective Persons in whom the same now are or shall at the passing of this Act be vested, and shall be and are hereby transferred to and absolutely vested in the Trustees of the Estates belonging to the Poor of the Parish of *Saint Giles, Camberwell*, in the County of *Surrey*, upon such and the same Trusts, and subject to all Charges and Incumbrances affecting the same, as the same Premises are or may be subject or liable to in the Hands of the Person or Persons so intended to be divested of such legal Estate as aforesaid; and all Lands, Tenements, and Hereditaments which shall be purchased, hired, or taken on Lease by the Churchwardens and Overseers on behalf of the said Parish shall be conveyed, assigned, and demised to the said Trustees, in Trust for the said Parish; and the said Trustees shall and may and they are hereby empowered to accept and take and hold, by the Name and Description aforesaid, all such Messuages, Lands, Tenements, Hereditaments, Annuities, and Rent Charges, and all other Lands, Tenements, and Hereditaments, and all Monies in

the public Stocks or Funds belonging to or held by any Person or Persons in Trust for the said Parish; and all Actions, Suits, Indictments, and other Proceedings for or in relation to any such Buildings, Lands, Tenements, Hereditaments, or the Rent thereof, or any such Monies as aforesaid, or the Covenants contained in any Lease or Agreement for a Lease of the said Buildings, Lands, Tenements, or Hereditaments, shall be brought and instituted by and in the Name of the Trustees of the Estates belonging to the Poor of the Parish of *Saint Giles, Camberwell*, in the County of *Surrey*.

LIV. And be it further enacted, That whenever any of the Trustees to be elected and chosen as herein-before is directed, or to be elected and chosen in manner herein-after mentioned, shall die, or shall refuse to act, or shall resign, or become incapable of acting, or shall cease to be an Inhabitant of the said Parish, or shall, by the Resolution of the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, be removed or discharged from his Office of Trustee, or be declared to be no longer a Trustee, and which Removal and Discharge, and Declaration, the Inhabitants of the said Parish so assembled as aforesaid are hereby authorized and empowered, if they shall see Occasion, to make, then and so often as the same shall happen it shall and may be lawful for the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, to appoint any other Person, being an Inhabitant of the said Parish, to be a Trustee in the Stead or Place of the Trustee so dying, or refusing, or resigning, or becoming incapable of acting, or ceasing to be an Inhabitant of the said Parish, or being so removed or discharged, or declared to be no longer a Trustee as aforesaid; and immediately thereupon, and without any other Authority than the Minutes of the Vestry at which such Appointment shall be made, the Person so appointed, or elected or chosen as aforesaid, shall be to all Intents and Purposes one of the Trustees of the Estates belonging to the Poor of the Parish of *Saint Giles, Camberwell*, in the County of *Surrey*, and be competent to act as such; and in like Manner, when and as often as any Person shall, by the Resolution of the said Inhabitants in Vestry assembled, or the major Part of them, be removed or discharged from the Office of Trustee, or declared to be no longer a Trustee, his Office shall, immediately upon the passing of such Resolution, and without any other Authority than the Minutes of the Vestry at which such Resolution shall be passed, become vacant.

Power to
appoint new
Trustees.

LV. Provided always, and be it further enacted, That although full Power is hereby given to the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, to appoint a new Trustee whenever any Trustee shall die, or refuse to act, or resign, or become incapable of acting, or cease to be an Inhabitant of the said Parish, or be removed, or discharged, or declared to be no longer a Trustee, yet it shall be discretionary in the Vestry Meetings not to exercise such Power until the Number of the Trustees shall be reduced below Five; but whenever the Number of Trustees shall be reduced below Five, then and so often the Exercise of the said Power shall be no longer discretionary, but the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, shall immediately pro-

The Exercise
of the Power
of appointing
Trustees on
Vacancies to
be discre-
tionary until
the Number
is reduced
below Five;
then to be
imperative.

cee

ceed to the Election and Choice of new Trustees, so as to make up the full Number of Ten Trustees.

Every Trust-
tee on being
elected to
sign his
Name in a
Book.

LVI. And be it further enacted, That every Person to be elected and chosen a Trustee as herein-before directed shall, within the Space of Three Calendar Months after such Election, signify his Acceptance of the said Office by signing his Name in a Book to be provided for that Purpose; and if any Person to be so elected and chosen as afore-said shall not, within the Space of Three Calendar Months thereafter, signify his Acceptance of the said Office in the Manner herein-before directed, he shall cease to be a Trustee, and his Office shall thereupon become vacant.

Vestry Clerk
to be the
Clerk of the
Trustees, and
Service of
Notice on
such Clerk
sufficient.

LVII. And be it further enacted, That the Vestry Clerk for the Time being of the said Parish shall be the Clerk to the said Trustees; and in all Cases in which it may be necessary for any Person to serve any Notice or Writ, or other legal Proceeding, upon the said Trustees, the Service thereof upon the Clerk of the said Trustees, either personally or by leaving the same or a Copy thereof at the Office of such Clerk, or in case there shall be no Clerk, personally or by leaving the same or a Copy thereof on or at the Place of Abode of any One of the said Trustees, shall be deemed good and sufficient Service of the same respectively on the said Trustees.

Notices to be
given by the
Trustees
may be
signed by
the Clerk.

LVIII. And be it further enacted, That in all Cases in which it may be necessary for the said Trustees to make any Demand upon or give any Notice to any Lessee or Tenant, or other Person, such Demand or Notice may be signed by the Clerk of the said Trustees, and need not be under the Common Seal of the Trustees, and may be in Writing or in Print, or partly in Writing and partly in Print.

Power to
grant build-
ing or re-
pairing
Leases.

LIX. Provided always, and be it further enacted, That as to, for, and concerning all Messuages, Lands, Tenements, and Hereditaments which may for the Time being be vested in the Trustees of the Estates belonging to the Poor of the Parish of *Saint Giles, Camberwell*, in the County of *Surrey*, it shall and may be lawful to and for the said Trustees, and they are hereby expressly authorized and empowered, with the Consent of the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, from Time to Time and at any Time, to demise and lease all or any Part of the said Messuages, Lands, and Hereditaments unto any Person who shall have improved, or shall be willing and shall accordingly covenant and agree to improve the same, by building, rebuilding, repairing, or altering any of such Messuages, Lands, and Hereditaments, and who shall have expended or shall agree to expend such Sums of Money in the said Improvement as shall be thought adequate, for any Term or Number of Years not exceeding Ninety-nine Years, for new building, or Thirty Years for repairing or altering Buildings already erected, such Terms of Years respectively to take effect in Possession and not in Reversion or by way of future Interest, and the said Leases to be made either with or without Liberty for the Lessee to take down all or any Part of any Building which may be standing on the Premises therein comprised, or any Part thereof, and Liberty to
use

use or dispose of the Materials thereof in such Manner as shall be agreed upon, and also to lay out and appropriate any Part of the Ground to be comprised in such Lease or Leases as and for a Garden or Yard to any Messuage built or to be built, as and for a Way or Passage, or in any other Manner, or for any other reasonable Purpose, for the Use and Convenience of the Lessees and other the Tenants and Occupiers of the said Estates respectively, in such Manner as shall be mentioned and agreed upon in every such Letting, so that in every such Lease there be made payable to the said Trustees quarterly, during the Continuance of the Term to be by such Lease created, the best and most improved yearly Rent that can be reasonably had or gotten for the same, clear of all Taxes and Deductions, without taking any Sum of Money or other Thing by way of Fine, Premium, or Foregift, or in case the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, shall think it for the Benefit of the said Charity Estates respectively that the said Trustees should take any Sum of Money or other Thing by way of Fine or Premium for granting such Lease, they are to be at liberty so to do to the Extent of the Value of One Third of such best and most improved yearly Rent as aforesaid, reserving in all Cases not less than Two Third Parts of such Rent; and so as the Lessee in every such Lease do execute and deliver a Counterpart of such Lease, and thereby enter into Covenants to pay the Rent to be reserved in such Lease, and also to pay all parliamentary and parochial Taxes, Charges, Assessments, and Impositions affecting the Hereditaments so to be demised under this Power, and also to erect and build, or repair or alter, as the Case may require, and from Time to Time to keep in repair, the Houses, Erections, or other Buildings which may have been or which may be agreed to be erected and built, or repaired or altered as aforesaid, and to surrender and deliver up unto the said Trustees Possession of the Ground and Hereditaments to be comprised in every such Lease, and of the Buildings to be erected thereon, in good Order, Condition, and Repair, at the Expiration or other sooner Determination of the Term in and by such Lease to be granted; and also a Covenant to insure and keep insured all such Buildings in some Office or Offices from Loss or Damage by Fire, in full Three Fourths of the Value of the Buildings respectively, and to lay out the Money to be received by virtue of such Insurance in rebuilding or repairing, as the Case may require, such Buildings as shall be so destroyed or damaged by Fire; and so as in every such Lease there be inserted and contained a Power for the said Trustees, and their Surveyors and Agents, to enter upon the Tenements and Hereditaments to be demised, and to inspect the State and Condition thereof; and also a Power or Condition of Re-entry on Non-payment of the Rent thereby to be reserved for Twenty-one Days next after any Payment thereof shall become due, or in case of Non-performance of any of the Covenants on the Part of such Lessee therein to be contained; and so as no Lessee to whom any such Lease be made, his Executors, Administrators, or Assigns, be by any Clause or Words therein contained authorized to commit Waste, or be made punishable for Waste, save only in respect to any Building which may be lawfully taken down in order to make room for new Buildings or other Improvements; and every

[Local.] 6 O such

such Lease may contain such other Covenants as the Parties may agree upon.

Repairing
Leases may
be granted
in Reversion.

LX. Provided always, and be it further enacted, That in case the Trustees of the Estates belonging to the Poor of the Parish of *Saint Giles, Camberwell*, in the County of *Surrey*, shall deem it to be for the Interest of the said Charity Estates respectively to grant any new Lease of the same Estates respectively, or any Part thereof, for the Purpose of Improvement by repairing as aforesaid, at any Time within Five Years next preceding the Expiration of any subsisting Lease of the same, then and in every such Case it shall and may be lawful for the said Trustees, and they are hereby authorized and empowered, with the Consent of the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, to grant such new Reversionary Lease to any Person who shall be already possessed of the Premises therein to be comprised for a Term or Number of Years equal, within One Year or within any Time less than One Year, to the Term or Number of Years which shall then be remaining unexpired in the said subsisting Lease, but so that such new Lease shall be in all other respects conformable to the Provisions herein-before contained.

Power to
grant Leases
at Rackrent.

LXI. And be it further enacted, That it shall and may be lawful to and for the said Trustees, with the Consent of the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, to grant a Lease of any Part of the Charity Estates so vested in them as aforesaid, for any Term or Number of Years not exceeding Twenty-one Years, in Possession, but not in Reversion or by way of future Interest, at Rackrent, so as the Lessee do execute a Counterpart of such Lease, and so as every such Lease do contain proper Covenants by and on the Part of the Lessee for Payment of the Rent to be reserved thereon, and of all Taxes, parliamentary and parochial Charges, Assessments, and Impositions affecting the Hereditaments so to be demised, and also for repairing and insuring the same, and for surrendering the same at the Expiration or other sooner Determination of the Term by such Lease created, and also a Power or Condition of Re-entry in case of Non-payment of Rent for the Space of Twenty-one Days next after any Payment thereof shall become due, or in case of Non-performance of any of the Lessee's Covenants; and every such Lease may contain such other Covenants as the Parties may agree upon.

Agreements
for Leases.

LXII. Provided always, That all lawful Contracts or Agreements executory for granting Leases under and in pursuance of any of the Powers herein-before mentioned, duly entered into by the said Trustees, with the Consent of the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, and signed by the Clerk of the said Trustees on their Behalf, and warranted by this Act, shall be binding and conclusive upon the said Trustees, so that in every such Contract or Agreement there shall be inserted a Clause or Condition for vacating the same, or for Re-entry into such Part of the Land and Buildings therein comprised and agreed to be let as shall not be built upon or repaired in the Manner therein stipulated,

lated, within a reasonable Time to be therein appointed; and the said Trustees shall have full Power and Authority, with the Consent of the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, and of all other Parties interested, to vary or alter the Terms of any such Agreement, and to execute any Lease being conformable to the Authorities herein-before contained, although the same Lease may not be conformable in all Respects to any such Agreement.

LXIII. And be it further enacted, That the Rents and Profits of the several Charity Estates so vested in the Trustees of the Estates belonging to the Poor of the Parish of *Saint Giles, Camberwell*, in the County of *Surrey*, and the Dividends of all Monies in the Public Funds which shall at any Time be held by them, shall be paid by the said Trustees to the Treasurer appointed to receive the Monies to be collected for the Relief and Maintenance of the Poor, to be applied upon the Trusts and for the Purposes to which such Rents, Profits, and Dividends are by Law respectively liable.

Rents and Profits of Charity Estates to be paid over to the Treasurer of the Poor Rate.

LXIV. And be it further enacted, That it shall and may be lawful for the Inhabitants of the said Parish in Vestry assembled, or the major Part of them, and they are hereby authorized and empowered, once in every Year, to elect and choose Fifteen Persons, being Inhabitants of the said Parish, to be a Committee for distributing the Rents of the Charity Estates of the said Parish for the ensuing Year; and the said Committee shall meet when and as often as they think it expedient so to do; and it shall be lawful for the said Committee, or any Five or more of them, in the Manner most consistent with the Trusts to which the Rents, Profits, and Dividends of the Charity Estates of the said Parish of *Saint Giles, Camberwell*, shall, at Law or in Equity, be respectively liable, to direct and regulate the Mode of distributing the Rents and Profits of the said Charity Estates, and the Dividends of the said Monies in the Funds, and the Manner and Time in and at which the same shall be paid, and the Class of Persons amongst whom the same shall be distributed.

Committee to be appointed to direct the Application of the Rents of the Charity Estates.

LXV. And be it further enacted, That in all Actions, Prosecutions, Informations, Causes, and Proceedings whatsoever, relating to or concerning the Execution of this Act or the said recited Act, or the said Parish of *Saint Giles, Camberwell*, whether the same be had between the said Parish and any other Parish or Parishes, or between it and any Person or Persons whomsoever, no Inhabitant of the said Parish shall be deemed incompetent to give Evidence by reason of his or her being rated or assessed by virtue of this Act or the said recited Act; any Law or Usage to the contrary notwithstanding.

Inhabitants to be competent Witnesses.

LXVI. And be it further enacted, That the Churchwardens and Overseers of the Poor, and the Surveyor of the Highways of the said Parish, shall once in every Year, within Twenty-eight Days after the Determination of their respective Offices, cause a full and distinct Account, in Writing, of the Monies respectively by them received and paid as such Churchwardens, Overseers, and Surveyors, during the then last Year, to be made out, and also cause such a Number of printed

Churchwardens and others to make out and publish their Accounts.

printed Copies of such Accounts, or a Summary thereof, as they in their Discretion shall think necessary, for Distribution among the Inhabitants of the said Parish paying Scot and Lot, and when the same shall be so printed cause Notice thereof to be published in the Parish Church of *Saint Giles, Camberwell*.

Recovery
and Appli-
cation of
Penalties.

LXVII. And be it further enacted, That all Fines, Penalties, and Forfeitures inflicted or imposed by the said recited Act or this Act, the Manner of levying and Recovery whereof is not therein or herein particularly directed, may, in case of Non-payment thereof, be recovered in a summary Way by the Order and Adjudication of any One Justice of the Peace for the said County of *Surrey*, on Complaint to him for that Purpose exhibited, and afterwards be levied, as well as the Costs, if any, of such Proceedings, on Non-payment, by Distress and Sale of the Goods and Chattels of the Offender or Person liable to pay the same, by Warrant under the Hand and Seal of such Justice, who is hereby authorized and empowered to summon and examine any Witnesses upon Oath or Affirmation of and concerning such Offences, Matters, and Things, and to hear and determine the same; and the Surplus (if any) of the Money so raised and recovered, after discharging the Fine, Penalty, or Forfeiture for which such Warrant shall be issued, and the Costs and Expences of recovering and levying the same (if any such there shall be), shall be returned to the Owner of the Goods and Chattels so seized and distrained; all which Penalties not herein directed to be otherwise applied shall be paid to the Treasurer appointed to receive the Monies to be collected for the Relief and Maintenance of the Poor, to be applied for the Purposes of the said recited Act or of this Act, in such Manner as the Churchwardens and Overseers of the Parish in Vestry assembled shall order and direct; and it shall be lawful for the said Justice to order any Offender so convicted to be detained in safe Custody until Return can be conveniently made to such Warrant of Distress, unless such Offender can give sufficient Security, to the Satisfaction of such Justice, for his Appearance before the said Justice, or before some other Justice for the said County, on such Day as shall be appointed for the Return of such Warrant, such Day not being later than Seven Days from the Day of taking any such Security, and which Security any such Justice is hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had whereupon to levy the said Penalty and such Costs as aforesaid, and the same shall not be forthwith paid, or in case it shall appear to the Satisfaction of any such Justice, upon the Confession of the Offender or otherwise, that he hath not sufficient Goods and Chattels whereupon such Penalties and Costs would be levied if a Warrant of Distress were issued, such Justice shall not be required to issue such Warrant of Distress; but in such Case such Justice shall and he is hereby required, by Warrant under his Hand and Seal, to commit such Offender to the Common Gaol or House of Correction for the said County, there to remain without Bail or Mainprize, and if so directed by such last-mentioned Warrant, there to be kept to hard Labour for any Time not exceeding Six Calendar Months, unless such Offender shall have paid such Penalty,
and

and all Costs and Charges attending such Proceeding, as aforesaid, to be ascertained by such Justice, or shall otherwise be discharged by due Course of Law : Provided always, that in all Cases when the Penalty imposed by this Act shall exceed the Sum of Ten Pounds no summary Proceedings shall be had or taken for the Recovery thereof before a less Number than Two Justices.

LXVIII. And be it further enacted, That in all Cases wherein any Penalty or Forfeiture imposed by the said recited Act or this Act is made recoverable by Information before a Justice of the Peace, it shall be lawful for any Justice of the Peace to whom Complaint shall be made on Oath or Affirmation of any Offence against the said recited Act or this Act, to summon the Party complained against, and any Witness the said Justice may think proper, 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, whether he be present or absent, 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.

Justices may proceed by Summons in the Recovery of Penalties.

LXIX. And for the more easy Conviction of Offenders against the said recited Act and this Act, be it further enacted, That every Justice of the Peace before whom any Person shall be convicted of any Offence against the said recited Act or this Act shall and may cause the Conviction to be drawn up in the Form set forth in the Schedule annexed to this Act, or as near thereto as Circumstances will permit.

Conviction to be drawn up in Form set forth in Schedule.

LXX. And be it further enacted, That in all Cases where any Justice of the Peace is authorized by the said recited Act or this Act to examine any Person, or to take cognizance of or to hear or determine any Matter or Complaint, it shall be lawful for such Justice and he is hereby empowered to administer an Oath to or receive the Affirmation of any Person being a Quaker before he shall be examined by or before such Justice.

Power for Justices to administer Oaths.

LXXI. And be it further enacted, That whenever in this Act any Word or Words is or are used or employed importing the Singular Number or the Masculine Gender only, such Word or Words shall extend to and shall be construed to include several Persons as well as One Person, and Females as well as Males, and a Body or Bodies Politic, Corporate, or Collegiate, Corporation or Corporations Aggregate or Sole, as well as Individuals, unless it be otherwise specially directed or provided for, or there be something in the Subject or Context repugnant to such Construction ; and where any Forfeiture or Penalty is payable to a Person or Party aggrieved, it shall be payable to a Body Corporate in any Case where such Body is the Party aggrieved.

Rules for the Construction of certain Words in this Act.

LXXII. And be it further enacted, That in all Cases where any Justice is empowered by the said recited Act or this Act to impose any

Justices may mitigate Penalties.

[*Local.*]

6 P

Penalty

Penalty or Forfeiture, it shall be lawful for such Justice to mitigate the same at his Discretion.

Persons giving false Evidence to be prosecuted.

LXXIII. And be it further enacted, That if any Witness who shall be examined by or before any Justice of the Peace or otherwise under the Authority of the said recited Act or this Act, upon Oath or Affirmation, shall wilfully and corruptly give false Evidence, and shall be thereof convicted, such Person so giving false Evidence shall be subject to the same Punishment as Persons convicted of Perjury are by Law subject or liable to.

Distress not to be avoided for Want of Form.

LXXIV. And be it further enacted, That when any Distress shall be made for any Sum of Money to be levied by virtue of the said recited Act or this Act, the Distress itself shall not be deemed unlawful, nor shall the Party making a Seizure be deemed a Trespasser on account of any Defect or Want of Form in such Distress or any Proceeding relating thereto, nor a Trespasser *ab initio* on account of any subsequent Irregularity in the prosecuting of such Distress, but any Person aggrieved by such Irregularity may recover Satisfaction for the especial Damage in an Action on the Case.

Forms of Proceedings.

LXXV. And be it further enacted, That the Forms of Proceedings relative to the several Matters contained in the said recited Act and this Act, which are set forth and expressed in the Schedule hereunto annexed, shall be used upon all Occasions, with such Additions or Variations only as may be necessary to adapt them to the particular Exigencies of the Case; and that no Objection shall be made or Advantage taken for Want of Form in any such Proceedings by any Person or Persons whomsoever.

Saving the Rights of the Trustees of the Surrey and Sussex Roads.

LXXVI. Provided always, and be it further enacted, That nothing herein contained shall be deemed, construed, or taken to alter, take away, abridge, or in any Manner interfere with the Rights, Powers, Authorities, Provisions, Penalties, Forfeitures, Matters, and Things mentioned in and granted by or under an Act passed in the Ninth Year of the Reign of His late Majesty King George the Fourth, intituled *An Act for more effectually amending the Road leading from the Stones End, in Blackman Street in the Borough of Southwark in the County of Surrey, to Highgate in the County of Sussex, and several other Roads therein mentioned, and for other Purposes relating thereto*; but all such Rights, Powers, Authorities, Provisions, Penalties, Forfeitures, Matters, and Things shall remain as good, valid, and effectual, to all Intents and Purposes, as if this Act had not been made.

Saving the Rights of the Commissioners of Sewers.

LXXVII. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be deemed or construed to extend, to take away, prejudice, diminish, or interfere with any of the Rights, Powers, or Authorities vested in the Commissioners of Sewers for the Limits extending from *East Moulsey in Surrey to Ravensborne in Kent*; but all such Rights, Powers, and Authorities vested in them shall be as good, valid, and effectual as if this Act had not been made.

LXXVIII. And be it further enacted, That all the Costs, Charges, Costs of Act and Expences of preparing, applying for, and obtaining this Act, and how to be all other Charges incident thereto, shall be paid and defrayed by and defrayed. out of the first Money which shall come into the Hands of the said Churchwardens and Overseers for the Purposes or under the Authority of the said recited Act or this Act.

LXXIX. 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.

LXXX. And be it further enacted, That this Act shall commence Commence- upon the passing thereof, except where any other Commencement is ment of Act. herein particularly directed.

SCHEDULE to which the foregoing Act refers.

No. 1.

Poor Rate.

SAINT GILES, CAMBERWELL.

A RATE or Assessment made on the Inhabitants, Occupiers, and Holders of Lands, Grounds, Houses, Shops, Warehouses, Storehouses, Wharfs, Cellars, Coach Houses, Stables, Vaults, Buildings, Tenements, Hereditaments, and Premises within the District of _____ in the Parish of Saint Giles, Camberwell, in the County of Surrey, on the Day of _____, for the necessary Relief of the Poor of the said Parish, and for other Purposes relating thereto, pursuant to the Provisions of several Acts of Parliament relating to the Poor, and particularly in pursuance of the Provisions of an Act of Parliament made and passed in the Fifty-third Year of the Reign of His late Majesty King George the Third, intituled [*set out the Title*], and of another Act of Parliament made and passed in the Third Year of the Reign of His Majesty King William the Fourth, intituled [*set out the Title*], at and after the Rate of _____ in the Pound, upon or according to the annual Value of the same Premises respectively.

} Churchwardens.

}

} Overseers.

No. 2.

Church Rate.

SAINT GILES, CAMBERWELL.

A Rate or Assessment made on the Inhabitants, Occupiers, and Holders of Lands, Grounds, Houses, Shops, Warehouses, Storehouses, Wharfs, Cellars, Coach Houses, Stables, Vaults, Buildings, Tenements, Hereditaments, and Premises within the District of _____ in the Parish of Saint Giles, Camberwell, in the County of Surrey, on the Day of _____, at and after the Rate of _____ in the Pound, upon or according to the annual Value of the same Premises respectively, whereof the Sum of _____ in the Pound is for the Purposes of the Parish Church, its Bells and Ornaments, and the remaining Sum of _____ in the Pound is for the Purposes of the new Church of Saint George, Camberwell, and in Repayment of the Monies borrowed, and Interest thereon, pursuant to several Orders of Vestry relating thereto respectively.

} Churchwardens.

No. 3.

Highway Rate.

SAINT GILES, CAMBERWELL, SURREY.

DISTRICT OF

AN ASSESSMENT or COMPOSITION, in lieu of Statute Duty, from the
Day of

In pursuance of sundry Acts of Parliament made and passed in the Thirteenth, Thirty-fourth, Forty-fourth, Fifty-fourth, and Fifty-fifth Years of the Reign of His late Majesty King George the Third, for the Amendment and Preservation of the Highways, and of an Act of Parliament made and passed in the Third Year of the Reign of His Majesty King William the Fourth, intituled [*set out the Title of the present Act*], and of an Order of Vestry bearing Date the Day of , and of a certain Warrant bearing Date the Day of One thousand eight hundred and , under the Hands and Seals of Two of His Majesty's Justices of the Peace in and for the County of Surrey, whereby the Rate of Composition to be paid by Persons compounding for their Statute Duty is fixed and settled, as provided for by the said Acts, at the Rate of in the Pound per Day for Days, or in the Pound on the annual Value of the respective Premises.

Surveyor.

No. 4.

Notice by a Lessor or Owner of his Desire to compound.

I hereby give you Notice, That I am desirous of compounding for the Payment of the Rates and Assessments to be made upon the Inhabitants of the Parish of Saint Giles, Camberwell, for the Relief and Maintenance of the Poor, and for the Repairs of the Parish Church, and for the Repairs of the Highways (as the Case may be) of the said Parish, in respect of the Premises hereunder written. Dated this Day of One thousand eight hundred and

Name and Description of Person desirous of compounding.	Whether Owner or Lessor.	Description of Property proposed to be compounded for.	Where situated.	Whether occupied or unoccupied.	Name of Tenant or Occupier.	Amount of Rent paid by each Tenant or Occupier.		
						£	s.	d.

To the Churchwardens and Overseers of the Poor of the Parish of St. Giles, Camberwell. (Signed) A. B.

[Local.]

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Information upon which to obtain a Summons for Payment of Rates.

Surrey,
to wit.

} BE it remembered, That on this Day of
in the Year of our Lord One thousand eight hundred and ,
at the Parish of Saint Giles, Camberwell, in the County of Surrey aforesaid,
, a Collector of the Parochial Rates
for the said Parish, cometh in his proper Person before me, One of His Majesty's Justices of the Peace acting in and for the said County, and giveth me to understand and be informed that the several Persons herein-after named, being Occupiers or Owners of Premises in the said Parish, were respectively duly assessed and rated for and towards the necessary Relief of the Poor, and for the Repairs of the Parish Church, and for the Repairs of the Highways of the said Parish, or have compounded for the said Rates respectively, at the several Sums of Money set in Figures opposite to their respective Names, and that such several Persons have respectively refused or neglected, and still do refuse or neglect to pay the said Rates or Compositions respectively; wherefore the said Informant humbly prays that the said several Persons may be summoned to appear before me, or some other Justice of the Peace, to shew Cause why they respectively refuse or neglect to pay the said several Sums so due and owing from them as aforesaid.

[illegible]

I received the Information the Day and Year first above written.

Affidavit of Demand of Rates to be indorsed on Information.

The before-named _____, upon his Oath [*or Affirmation, if a Quaker*] saith, That he has attended upon or at the Dwelling Houses or last known Places of Abode of all and every the Person and Persons herein-before named, and hath demanded the several Rates or Compositions or Sums of Money herein-before severally set against their respective Names, and that such several Persons have respectively refused or neglected to pay the same.

Sworn before me,
this Day of

No. 8.

Summons for Rates.

SAINT GILES, CAMBERWELL, SURREY.

To Mr.

Surrey, } YOU are hereby summoned and required personally to be and appear
to wit. } before me, or such other of His Majesty's Justices of the Peace
acting in and for the County of Surrey as shall be present at the Vestry
Hall, Camberwell, on next, at o'Clock
in the noon, to shew Cause why you refuse to pay the Sum
of Pounds Shillings and
pence, due from you for the under-mentioned Rates, Assess-
ments, or Compositions, to the Officers of the Parish of Saint Giles, Camber-
well; viz^t.

	£	s.	d.
Poor Rate - - - - -			
Church Rate - - - - -			
Highway Rate - - - - -			
Summons - - - - -	£		

and why a Warrant should not be granted to distrain for the same; and if
you fail to appear at the Time and Place aforesaid you will be proceeded
against as if you had appeared and had not shewn Cause for such Refusal.

Given under my Hand, this Day of One
thousand eight hundred and

No. 9.

Affidavit of Rate being due, and of Service of Summons to be indorsed on
Information.

SAINT GILES, CAMBERWELL, SURREY.

, One of the Collectors of the parochial Rates for
the Parish of Saint Giles, Camberwell, aforesaid, upon his Oath [or Affirm-
ation, if a Quaker,] saith, That the several Rates, Compositions, or Sums of
Money respectively set against the Names of the several Persons specified in
the foregoing Information are now justly due and owing from such several
Persons; and upon his Oath [or
Affirmation, if a Quaker,] saith, That he has duly served a Summons signed by
Esquire, a Justice of the Peace for the County of
Surrey, upon each of the Persons named in the foregoing Information, to appear
on the Day of to shew Cause why he refuses to pay
the Rate, Composition, or Sum of Money set against his Name in the foregoing
Information.

Sworn before me,
this Day of

Name and Residence of Persons assessed or compounding.	Name of Occupiers and Description of Premises, where Assessment or Composition to be levied.	Particulars of Sums due.			Total Sum due from each Defaulter, and to be distrained for.		
A. B. of			£	s.	£	s.	d.
		Poor Rate - -					
		Church Rate -					
		Highway Rate					
		Costs - - -					

No. 11.

Return of Constable, if no Distress found, to be indorsed on the Warrant.

I A. B. Constable of the Parish of St. Giles, Camberwell, in the County of Surrey, do hereby certify and make Oath, [*or affirm, if a Quaker,*] That by virtue of this Warrant I have made diligent Search for the Goods of the within-named , and that I can find no sufficient Goods whereon to levy the Sums set opposite to their respective Names. As witness my Hand the Day of

Sworn before me, the Day }
and Year above written. }

No. 12.

Information of an Offence committed.

Surrey, } BE it remembered, That on the Day of in the Year of our
to wit. } Lord , A. B. of, &c. informeth me, One of His Majesty's
Justices of the Peace for the County of Surrey, that
of [*here describe the Offence, with the Time and Place*], contrary to an Act passed in the Third Year of the Reign of His Majesty King William the Fourth, intituled "An Act" [*here set forth the Title of this Act*], which hath imposed a Penalty of for the said Offence.
Taken the Day of before me,
C. D.

Form of Conviction.

Given under my Hand and Seal the Day and Year first above written.

Warrant to distrain for a Forfeiture.

Surrey, } TO the Constables, Beadles, and other Peace Officers of the
to wit. } Parish of Saint Giles, Camberwell, in the County of Surrey.

Whereas A. B. of _____ in the County of _____ was this Day convicted before me, C. D. Esquire, One of His Majesty's Justices of the Peace for the said County, by virtue of an Act passed in the Third Year of the Reign of His Majesty King William the Fourth, intituled "An Act" [*here set forth the Title of this Act*], for that he the said A. B. did [*here state the Offence, with the Time and Place*], and I have therefore adjudged the said A. B. to have forfeited the Sum of _____ [*insert the Forfeiture*], together with the Sum of _____ for Costs (*if any given*), which said Sum of _____ the said A. B. hath refused to pay; These are therefore in His Majesty's Name to command you, or any or either of you, forthwith to levy the said Sum of _____ by Distress and Sale of the Goods and Chattels of the said A. B., such Goods and Chattels being kept before the same are sold until the Seventh Day after such Distress shall be made, including the Day on which it shall be made and the Day of such Distress, and if such Seventh Day shall happen to be Sunday, then such Sale shall be on the next or following Day, and out of the Money arising by such Sale, that you do pay [*here state the Manner in which the Forfeiture is to be applied*], returning the Overplus (if any), on Demand, to the said A. B., the reasonable Charges of such Distress, and of any Removal, keeping Possession, Appraisement, and Sale, being first deducted; and if sufficient Distress cannot be found or had or taken, then that you certify the same to me, to the End that such further Proceedings may be had therein as to the Law doth appertain: And I do hereby strictly charge and command

3^o GULIELMI IV. *Cap.* xxxiii..

command all and singular the Constables and other His Majesty's Peace Officers within their respective Jurisdictions and Liberties to be aiding and assisting in all Things relating to the Premises.

Given under my Hand and Seal this Day of in the
Year of our Lord C. D.

No. 15.

Oath to be taken by Surveyor or Valuer or other Person appointed to value Property to be assessed.

I A. B. do swear [*or, being one of the people called Quakers, do solemnly affirm,*]
That I will honestly and impartially, according to the best of my Skill and Judgment, execute the Trust reposed in me as a Surveyor or Valuer under or by virtue of an Act passed in the Third Year of the Reign of His Majesty King William the Fourth, intituled "An Act" [*here set forth the Title of this Act*]. So help me God. [*Or being a Quaker, omit the Words 'So help me God.'*]

Sworn before me, at }
this Day of . }

A. B.
A Justice of the Peace.

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