



ANNO TERTIO

GULIELMI IV. REGIS.

Cap. lxxxii.

An Act for repairing the Road from *Offham* to
Ditchelling in the County of *Sussex*.

[10th June 1833.]

WHEREAS an Act was passed in the Fifty-second Year of the Reign of King *George* the Third, intituled *An Act for repairing the Road from Offham to Ditchelling in the County of Sussex*: And whereas the Trustees acting under or by virtue of the said recited Act have proceeded in the Execution thereof, and have borrowed considerable Sums of Money upon the Credit of the Tolls authorized to be taken on the said Road, which Money still remains due, and cannot be repaid, nor can the said Road be effectually repaired, improved, and maintained in repair, unless the Term and Powers of the said Act be enlarged: And whereas it is expedient that the said recited Act should be repealed, and other Provisions granted in lieu thereof: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That upon the Day of the Commencement of this Act the said recited Act shall be and the same is hereby declared to be repealed.

Recited Act
repealed.

II. And be it further enacted, That this Act shall be put in execution, for and during the Term hereinafter mentioned, for
[Local.] 21 E the

This Act to
be put in ex-

execution for
repairing the
Road.

the Purpose of repairing, improving, and maintaining in repair the Road commencing at a Point upon the Turnpike Road leading from the upper End of the Town of *Lewes* to *Witchcross* in the County of *Sussex*, about a Quarter of a Mile to the North of *Offham Street*, to the Entrance of the Town of *Ditchelling* in the said County where the same meets and falls into the Turnpike Road leading from the Town of *Brighthelmstone* to the Town of *Lindfield* in the County aforesaid, through the several Parishes of *Hamsey* and *Saint John under the Castle of Lewes*, the Hamlet of *Chiltington*, and the several Parishes of *Chailey*, *Plumpton*, *Street*, *Westmeston*, and *Ditchelling*, all in the said County of *Sussex*.

Trustees.

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the said County of *Sussex*, together with *George Awcock*, *Thomas Attree*, *John Attree* of *Ditchelling*, *Sir Charles Merrick Burrell* Baronet, *J. K. Shaw Brooke* Clerk, *William Borrer*, *John Borrer junior*, *George Berry*, *Henry Burtenshaw*, *James Brown*, *John Boys*, *Nathaniel Beard*, *Thomas Beard*, *John Marten Cripps*, *William John Campion*, *Henry Campion*, *Samuel Clarke* Clerk, *Peter Guerin Crofts* Clerk, *John Cheesman*, *Chrusophilus Chitty*, *John Constable* Clerk, *Edward Champness* Clerk, *Samuel Woodgate Durrant*, *John Ellman*, *Edward Egles*, *Thomas Ellis*, *William Anthony Fitzhugh* Clerk, *John Fuller*, *John Guy*, *George Grantham*, *George Grantham junior*, *John Godlee*, *John Hoper*, *George Hoper*, *Thomas Hodson*, *John Hodson*, *James Hodson*, *William Hodson*, *Nathaniel Hall*, *William Franklin Hick*, *James Jenkins* Clerk, *James Ingram*, *Thomas Read Kemp*, *Nathaniel Kemp*, *Richard Knight*, *Richard Knight junior*, *Christopher Kell*, *Nathaniel Polhill Kell*, *William Polhill Kell*, *William Balcombe Langridge*, *John Markham*, *William Courthope Mabbott*, *William Madgwick*, *George Mott*, *Thomas Partington*, *Henry Partington* Clerk, *Edward Olive Thomas Partington*, *James Powell*, *John Rickman*, *Peter Rowland*, *James Redman*, *Sir George Shiffner* Baronet, *George Shiffner* Clerk, *Henry Shiffner*, *Thomas Shiffner*, *William Lucas Shadwell*, *Richard Stapeley*, *Thomas Tourle*, *William Tanner*, *John Tanner*, *Thomas Tanner*, *Richard Verrall*, *William Verrall*, *Harry Verrall*, and *John Wood of East End*, and their Successors, being duly qualified to act as Trustees of Turnpike Roads in *England*, shall be and they are hereby appointed Trustees for repairing, improving, and maintaining the said Road, and for otherwise putting this Act into execution.

Power to
appoint
additional
Trustees.

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

Meetings of
Trustees.

V. And be it further enacted, That the Trustees for executing this Act shall meet at the County Hall in the Town and Borough
of

of *Lewes* on the Day of the Commencement of this Act, or as soon after as conveniently may be, and proceed in the Execution of this Act, and shall and may then and from Time to Time after adjourn to and meet at such Time and Times, and at the same Place or such other Place or Places on the Line or in the Neighbourhood of the said Road, as they shall from Time to Time think proper.

VI. And be it further enacted, That the several Toll Gates, Turnpikes, Bars, Chains, Side Bars, and Toll Houses erected and now standing and being in or upon or across the said Road, or on the Sides thereof, shall remain and be continued until removed by any Order or Orders of the said Trustees; and it shall be lawful for the said Trustees to order and cause to be erected and set up or built upon, in, or across the said Road or any Part thereof, or on the Sides thereof, when, where, and as they shall judge necessary, any Toll Gate or Toll Gates, Bar or Bars, and Chain or Chains, and also from Time to Time to order and cause to be taken down and removed, or altered or discontinued, the same present Toll Gates or Turnpikes, or Bars or Chains, and such future Toll Gates, Bars, and Chains, or any or either of them, as they the said Trustees shall from Time to Time think proper.

Toll Gates now standing may be continued, and others erected.

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

Power to take Tolls.

For every Horse, Mule, or other Beast drawing any Coach, Chariot, Tolls.

Landau, Berlin, Chaise, Calash, Barouche, Curricle, Phaeton, Taxed Cart, or other such Carriage, the Sum of Four-pence:

For every Horse, Mule, or Pair of Oxen, Bullocks, or other Neat Cattle drawing in any Waggon, Cart, or other Carriage of the like Nature, with Wheels of less Breadth than Six Inches, the Sum of Four-pence:

For every Horse, Mule, Ass, or Pair of Oxen, Bullocks, or other Neat Cattle, drawing any other Carriage of the like Nature with Wheels of the Breadth of Six Inches or upwards, the Sum of Two-pence:

For every Ass drawing any Carriage of the like Nature, the Sum of One Penny:

For every Horse, Mule, or Ass, laden or unladen, and not drawing, the Sum of One Penny:

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

For every Drove of Calves, Pigs, Sheep, or Lambs, the Sum of Four-pence *per* Score, and so in proportion for any greater or less Number:

For every Beast employed in drawing any Carriage or Carriages laden with Timber, Plank, Boards, Wood, Bricks, or Tiles, Gun or any

any other Iron, Hop Poles, Marl, Chalk, Marl or Chalk Sand, Stone, Gravel, or Coals, passing through any Gate or Gates, Turnpike or Turnpikes, to be continued or erected by virtue of this Act, between the Tenth Day of *October* and the Tenth Day of *March* in every Year, Double the Tolls or Duties which the same would otherwise be liable to pay at each Gate or Turnpike through which such Carriage or Carriages so laden shall pass, and at which they shall be liable to pay Toll; provided that such Double Toll shall not be imposed, demanded, or taken on account merely of any small Quantities of Iron, Wood, Boards, Scaffolding, or other Poles in such Carriage not exceeding Three Hundred Weight:

For every Coach, Waggon, Vehicle, or other Carriage, of whatsoever Description, propelled or moved by Steam, Gas, or Mechanism, any Sum not exceeding Two Shillings.

Tolls vested
in Trustees.

VIII. And be it further enacted, That the said respective Sums of Money or Tolls shall be demanded and taken before any Horse, Mule, Ass, or other Beast or Cattle, or Carriage whatsoever, drawing or not drawing, shall be permitted to pass through any Toll Gate or Turnpike, or Side Gate or Side Bar, or Chain, which shall be continued, erected, or placed by virtue of this Act in, upon, or across the said Road, or on the Sides thereof, or any Part thereof, and which said respective Sums of Money or Tolls shall be and are hereby vested in the said Trustees, and shall be applied for the Purposes of this Act in manner herein-after directed.

Fraction of
a Half-
penny in
Tolls.

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

No Toll to
be paid on
repassing.

X. Provided always, and be it further enacted, That when the Toll shall have been paid for or in respect of any Horse or Horses or other Beast or Cattle, or of any Carriage, passing through any Toll Gate or Turnpike, Side Gate or Side Bar, or Chain, erected or to be erected on the said Road, such Horse or other Beast (except as is herein-after excepted) drawing any Carriages, or any Carriage so propelled as aforesaid, shall, on a Ticket being produced denoting such Payment, be permitted to return once through the same Toll Gate or Turnpike, Side Gate or Side Bar, or Chain, Toll-free on the same Day; and such Horses or other Beasts not drawing, or Cattle, shall, on a like Ticket being produced, pass and repass the same Toll Gate or Turnpike, Side Gate, Side Bar, or Chain, any Number of Times during the same Day.

Limitation
of Tolls.

XI. Provided always, and be it further enacted, That no more than One full Toll and a Half shall be demanded or taken from any Person or Persons passing and repassing the same Day with or driving the same Horses, Cattle, Sheep, Beasts, or Carriages through all the Toll Gates or Turnpikes continued or erected by virtue of this Act; and that all and every Person and Persons having paid the full Toll imposed by this Act at any one of such Toll Gates or Turnpikes, producing a Note or Ticket denoting the Payment thereof, shall pass and

and repass during the same Day, to be computed as aforesaid, with or drive the same Horses, Cattle, Sheep, Beasts, or Carriages through any other of the said Toll Gates or Turnpikes continued or erected by virtue of this Act, upon Payment of One Half of the Toll to which he or they would have otherwise been liable, and upon producing a like Note or Ticket of his or their having paid such Half Toll in addition to such full Toll as aforesaid shall pass and repass during the same Day any Number of Times with the same Horses, Cattle, and Carriages Toll-free through the same and all other the Toll Gates or Turnpikes along the whole Line of the said Road.

XII. Provided also, and be it further enacted, That the Tolls hereby made payable for or in respect of Horses or Beasts drawing any Stage Coach, Diligence, Van, Caravan, or Stage Waggon, or other Stage Carriage or Cart, and also for or in respect of every Carriage moved or propelled by Steam or Machinery, or by any other Power than by animal Power, conveying Passengers or Goods for Pay, Hire, or Reward, shall be payable and paid every Time of passing along the said Road or any Part thereof: Provided also nevertheless, that no further or additional Toll shall be payable in respect of any Horses or Beasts drawing any Stage Coach, Diligence, Van, Caravan, Stage Waggon, or other Stage Carriage or Cart, on account only of the Horses or Beasts drawing the same having been changed between any Gates freeing each other by Tickets.

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

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

Post Chaises,
&c. on every
new Hiring.

XIV. Provided always, and be it further enacted, That the said Trustees shall not be empowered to make or extend the Line of the said Road into a certain Piece of the Lands or Grounds belonging to the Right Honourable the Earl of *Liverpool* in the Parish of *Saint John under the Castle of Lewes* (marked in the Map or Plan Number Two of the said Road, deposited with the Clerk of the Peace for the County of *Sussex* in the Year One thousand eight hundred and twelve, at the Commencement of the said recited Act,) more than to the Distance of Twenty-five Yards in any One Place from the Southern Hedge adjoining the present Road near *Court House*, without the Consent in Writing of the said Right Honourable the Earl of *Liverpool*, or the Owner or Owners thereof for the Time being, first had and obtained for that Purpose.

Not to ex-
tend Line
of Road
through cer-
tain Lands
without Cons-
ent.

XV. And be it further enacted, That all the Monies which shall have been raised and produced by virtue of the said recited Act hereby repealed, and which shall be remaining undisposed of on the Day of the Commencement of this Act, and also the Monies which shall arise and be produced by and from the Tolls in this Act mentioned, together with the Monies which shall be borrowed upon the Credit thereof, and all Monies which shall arise and be produced by virtue thereof, shall be applied to and for the several Uses, Intents,

Application
of Tolls and
Money bor-
rowed.

and Purposes, and in the Order and Manner following; (that is to say,) in the first place, in Payment of all the Costs, Charges, and Expences in, about, and relating to the applying for, preparing, and obtaining and passing of this Act; and in the next place, (after Payment of the necessary Expences from Time to Time for Books, Advertisements, Salaries of Officers, and other necessary current Expences incidental to the Execution of this Act,) in paying and discharging the Interest now due or hereafter to accrue and become due upon any Monies now due and owing on the Credit of the said recited Act, or which shall hereafter be borrowed on the Credit of this Act; and in the next place, in defraying the Expences of altering, widening, improving, repairing, diverting, and keeping in repair the said Road, and otherwise in executing the Purposes of this Act; in the next place, in reducing, paying off, and discharging the several Principal Sums of Money which have been borrowed or which may be borrowed on the Credit of the Tolls heretofore arising on the said Road by virtue of the said recited Act; and lastly, in paying off and discharging the several Principal Sums of Money which may hereafter be borrowed and secured on the Credit of this Act.

Public Act. XVI. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others.

Term of Act. XVII. And be it further enacted, That this Act shall commence upon the Second *Tuesday* next after the passing thereof, and shall continue and be in force for Thirty-one Years, and from thence to the End of the then next Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW SPOTTISWOODE,
Printers to the King's most Excellent Majesty. 1833.