



ANNO TERTIO

GULIELMI IV. REGIS.

Cap. lxxxvii.

An Act for more effectually repairing the Road
from *Rugby Bridge* in the County of *Warwick*
to the Town of *Hinckley* in the County of
Leicester. [10th June 1833.]

WHEREAS an Act was passed in the Fifty-second Year
of the Reign of His late Majesty King *George* the
Third, intituled *An Act for repairing and widening* 52G.3. c.82.
the Road from Rugby Bridge in the County of Warwick to the Town
of Hinckley in the County of Leicester: And whereas the Trustees
appointed in and by virtue of the said recited Act have proceeded
in the Execution thereof, and have repaired and improved the said
Road, and have for that Purpose, in pursuance of the Powers to them
thereby given, borrowed a considerable Sum of Money on the Credit
of the Tolls thereby granted, which Sum still remains undischarged,
and cannot be paid off, nor can the said Road be properly maintained
and kept in repair, unless the Term and Powers of the said recited
Act be further continued and enlarged: And whereas it is expedient
that the said recited Act should be repealed: May it therefore please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 Par-
liament assembled, and by the Authority of the same, That the said Recited Act
recited Act of the Fifty-second Year of the Reign of His said late Majesty repealed.
[Local.] 22 A Majesty

Majesty King *George* the Third shall, on the Twenty-fourth Day of *June* One thousand eight hundred and thirty-three, be and the same is hereby repealed.

This Act to
take effect
for repairing
the Road.

II. And be it further enacted, That instead thereof this Act shall commence and take effect and be put in execution, for and during the Term herein-after mentioned, for more effectually amending, improving, and maintaining the said Road; (that is to say,) the Roads leading from the Bridge across the *Avon* at *Rugby* in the County of *Warwick*, through the Parishes of *Newbold-upon-Avon*, *Little Harborough*, and *Great Harborough*, and through the Hamlet of *Pailton* in the Parish of *Monks Kirby*, to the Turnpike Road leading from *Market Harborough*, through *Lutterworth* in the said County of *Leicester*, to the City of *Coventry*, and from the said Turnpike Road at or near the Place called the *Strettation Gate*, through the said Parish of *Monks Kirby*, and the Parishes of *Withybrook*, *Wolvey*, and *Little Burton*, all in the County of *Warwick*, and from thence across the *Watling Street Road*, and through the Hamlet of *Sketchley* in the Parish of *Burbage*, to the Turnpike Road in the Town of *Hinckley* leading from the said Town of *Hinckley* to the Town of *Nuneaton*, and also the Road leading from the said Village of *Newbold-upon-Avon*, through the said Parish of *Newbold*, to the Angle of the Turnpike Road leading from *Rugby* to *Lutterworth* aforesaid.

Trustees.

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting for the several Counties of *Warwick* and *Leicester* respectively, together with the Honourable *John Simpson*, the Reverend *Thomas Arnold* Doctor of Divinity, the Reverend *John Thomas Parker*, the Reverend *James Hoare Christopher Moor*, the Reverend *Philip Bracebridge Homer*, the Reverend *Charles Allen Anstey*, the Reverend *James Prince Lee*, the Reverend *William Birch*, the Reverend *Thomas Smith*, the Reverend *Hervey Wilmot Sitwell*, the Reverend *William Sutton*, the Reverend *Percy William Powlett*, *William Terry* Doctor of Medicine, *Thomas George Skipwith*, *John Caldecott*, *Henry Grimes senior*, *Henry Grimes junior*, *Thomas Caldecott*, *William Butlin*, *George Fielding*, *John Harvey Thursby*, *Washington Hibbert*, *George Harris*, *Harry Scott Gibb*, *Thomas Walker*, *Charles Bucknill*, *Samuel Bucknill*, *William Wise*, *Charles Butlin*, *Bonamy Price*, *Robert Stanley*, *Thomas Sansome*, *Richard Spooner Jacques Winterton*, *William Williams Bromfield*, *Walter Watson*, *John Allibone*, *Thomas Wall*, *William Luck*, *Edward Sale*, *Joseph Tenaway*, *William Lucas Sutton*, *John Worth*, *Thomas Norman*, *William Norman*, *William Winterton*, and their Successors, being duly qualified according to the Laws respecting Turnpike Roads in *England*, shall be, and they and their Successors, to be duly elected according to the Laws respecting Turnpike Roads in *England*, are hereby appointed Trustees for putting this Act and the several Acts relating to Turnpike Roads in *England* into execution.

Trustees
may appoint
additional
Trustees.

IV. And be it further enacted, That it shall be lawful for the Trustees appointed by this Act, and they are hereby authorized, at any Meeting from Time to Time to be held for that Purpose, to
nominate

nominate, elect, and appoint any Number of Persons duly qualified to act as Trustees of Turnpike Roads in *England*, not exceeding Five in the whole, to be Trustees for the Purposes of this Act, in addition to the Number of Trustees hereby nominated and appointed; and such Trustees so to be elected and appointed, being duly qualified, shall be Trustees for the Purposes of this Act, and are hereby vested with the same Powers and Authorities for executing this Act as if they had been hereby expressly and by Name nominated and appointed.

V. And be it further enacted, That the Trustees for executing this Act shall meet together at the *Spread Eagle Inn* in *Rugby* aforesaid, or at some other convenient House or Place in or near to the said Roads by this Act authorized to be maintained and kept in repair, on the Twenty-fourth Day of *June* One thousand eight hundred and thirty-three, or as soon after as conveniently may be, between the Hours of Eleven in the Forenoon and One in the Afternoon, and shall then and there proceed to carry this Act into execution; and the said Trustees shall and may then, and from Time to Time afterwards, adjourn to and meet at such Place or Places on or near the said Roads by this Act authorized to be maintained and kept in repair as may be found convenient, and as they shall appoint.

First Meeting of Trustees.

VI. 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 Tolls at each and every Turnpike, Toll Gate, Side Gate, Bar, and Chain which now is or hereafter shall be set up or continued upon, across, or on the Side of the said Roads by this Act authorized to be maintained and kept in repair, before any Horse or other Beast, and before any Carriage, as herein-after mentioned, shall be permitted to pass through the same; (that is to say,)

Tolls.

For every Horse or other Beast of Draught drawing any Coach, Sociable, Berlin, Landau, Vis-à-vis, Barouche, Curricule, Chariot, Chaise, Chair, Calash, Gig, Whiskey, Caravan, Hearse, Litter, or other such like Carriage, any Sum not exceeding Sixpence:

For every Horse or other Beast of Draught drawing any Waggon, Wain, Cart, or Dray having the Sole or Bottom of the Fellies of the Wheels thereof of the Breadth of Six Inches or upwards, any Sum not exceeding Four-pence:

For every Horse or other Beast of Draught drawing any Waggon, Wain, Cart, or Dray having the Sole or Bottom of the Fellies of the Wheels of the Breadth of Four and a Half Inches and of less Breadth than Six Inches, any Sum not exceeding Five-pence:

For every Horse or other Beast of Draught drawing any Waggon, Wain, Cart, or Dray having the Sole or Bottom of the Fellies of the Wheels thereof of less Breadth than Four and a Half Inches, any Sum not exceeding Sixpence:

For every Horse, Mule, or Ass, laden or unladen, and not drawing, any Sum not exceeding One Penny Halfpenny:

For every Drove of Oxen or Neat Cattle, any Sum not exceeding One Shilling and Three-pence *per Score*, and so in proportion for any greater or less Number:

For

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

And for every Carriage of whatever Description and for whatever Purpose, which shall be drawn or impelled or set or kept in Motion by Steam, or by any other Power or Agency than being drawn by any Horse or Horses, or Beast or Beasts of Draught, or other animal Power, any Sum not exceeding Two Shillings.

No more than Two Tolls to be taken on the whole Line of Road.

VII. Provided always, and be it further enacted, That no more than Two full Tolls shall be demanded or taken for passing and re-passing on the same Day (to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night), with the same Horse, Beast, Cattle, or Carriage, through all the Toll Gates or Turnpikes to be continued or erected by virtue of this Act.

Toll to be paid every Time of passing.

VIII. Provided also, and be it enacted, That no Horse or Horses or other Beast or Beasts of Draught for which Toll shall have been paid at any of the said Turnpikes, Toll Gates, Side Gates, Bars, or Chains, and which shall return or pass on the same Day through any of the same Turnpikes, Toll Gates, Side Gates, Bars, or Chains, or any other Turnpike, Toll Gate, Side Gate, Bar, or Chain, upon, across, or on the Side of the said Roads by this Act authorized to be maintained, improved, and kept in repair, drawing another or different Waggon, Cart, or other Carriage whatsoever, shall return or pass through the same or any other Turnpike, Toll Gate, Side Gate, Bar, or Chain, on the same Day, without paying Toll again, and in the same Manner as on a first Time of passing, any thing herein contained to the contrary thereof notwithstanding.

Stage Coaches to pay every Time of passing ;

IX. Provided also, and be it further enacted, That for and in respect of all Horses or Beasts of Draught drawing any Stage Coach, Waggon, Van, Caravan, Cart, or Stage Carriage whatsoever, carrying Passengers or Goods for Payment, Hire, or Reward, and for and in respect of all Waggons, Coaches, and Carriages whatsoever drawn, impelled, or set or kept in Motion by Steam or by any other Power or Agency than being drawn by any Horse or Horses or Beast or Beasts of Draught, for which Toll shall have been paid for passing through any of the said Turnpikes, Toll Gates, Side Gates, Bars, or Chains, and which shall return on the same Day through the same Turnpike, Toll Gate, Side Gate, Bar, or Chain, the Tolls hereby made payable shall be paid for every Time of passing or returning through the same Turnpike, Toll Gate, Side Gate, Bar, or Chain, in like Manner as if no Toll had before been paid thereat on the same Day : Provided always, that no further or additional Toll shall be payable in respect of any such Stage Coach, Waggon, Van, Caravan, Cart, or Stage Carriage, on account only of the Horses drawing the same having been changed.

Post Chaises on every fresh Hiring.

X. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid for or in respect of all Horses or Beasts of Draught drawing any Post Chaise or other Carriage for Hire,
for

for every Time of passing or returning through any of the said Turnpikes, Toll Gates, Side Gates, Bars, or Chains, as often as any new or fresh Hiring thereof shall be made or take place.

XI. And be it further enacted, That all Monies, Tolls, Penalties, and Effects which shall have been raised and produced by virtue of the said recited Act hereby repealed, and which shall remain undisposed of at the Time of passing this Act, and also all the Monies which shall arise and be produced by or from the Tolls made payable by this Act, together with the Monies which shall be borrowed on the Credit thereof, and all other Monies which shall arise by virtue thereof, shall be applied to and for the several Uses, Intents, and Purposes, and in the Order and Manner following; (that is to say,) in the first place, in the Payment of all the Costs, Charges, and Expences which shall have been incurred in applying for, preparing, obtaining, and passing this Act, and otherwise relative thereto respectively, with Interest for the same; secondly, in Payment of the Expences of erecting, and providing, altering, and repairing Turnpikes, Toll Houses, Side Gates, Side Bars, Chains, and Weighing Machines, with suitable Outbuildings, upon, across, and by the Sides of the said Roads by this Act authorized to be maintained and kept in repair, and of Books, Advertisements, Salaries of Officers, and other Expences incidental to the Execution of this Act; thirdly, in paying and keeping down the Interest of all Principal Monies which at the Commencement of this Act shall be due and owing to any Mortgagee or Mortgagees of the Tolls arising by virtue of the said recited Acts hereby repealed, in preference to the Interest of any Monies to be borrowed on the Credit of the Tolls which shall be payable by virtue of this Act; fourthly, in paying and keeping down the Interest of the Principal Monies which shall be borrowed on Security of the Tolls which shall be payable by virtue of this Act; fifthly, in amending, improving, and keeping in repair the said Roads by this Act directed to be maintained, improved, and kept in repair, and in making, providing, and keeping in repair proper and sufficient Footpaths, Causeways, Bridges, Sewers, Soughs, Fences, Rails, Posts, Boards, and other necessary Matters and Things thereon, and in repaying the Principal Monies which at the Commencement of this Act shall be due and owing on Security of the Tolls arising by virtue of the said recited Act hereby repealed; and, lastly, in repaying the Principal Monies hereafter to be borrowed on the Credit of the Tolls arising by virtue of this Act.

Application
of Monies.

XII. Provided always, and be it further enacted, That no Money arising from any of the Tolls mentioned in this Act shall be applied in or towards the Repair of any Branch Road comprised in this Act, unless some Toll Gate, Toll Bar, or Turnpike shall be erected and continued upon such Branch Road, nor unless the said Tolls shall be demanded and taken thereat, pursuant to the Powers and Provisions of this Act: Provided also, that no more Money shall be expended by the said Trustees in or towards the Repair of any such Branch Road than shall be collected thereon, or borrowed on the Credit of the Tolls collected thereon.

Expence of
Repairs of
Branch
Road.

1938

3° GULIELMI IV. *Cap.*lxxxvii.

No Money
to be ex-
pended in
repairing
Streets.

XIII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to empower the said Trustees to lay out or apply any Money in paving or repairing, lighting or watching, any Street, Highway, or Place in the Town of *Hinckley*, or to collect any Tolls by virtue of this Act therein.

Public Act.

XIV. 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.

Commence-
ment and
Continuance
of Act.

XV. And be it further enacted, That this Act shall commence and take effect upon the Twenty-fourth Day of *June* One thousand eight hundred and thirty-three, and shall continue and be in force and be executed for and during the Term of Thirty-one Years, and from thence to the End of the then next Session of Parliament.

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