



ANNO SEXTO

GULIELMI IV. REGIS.

Cap. xii.

An Act for building new Courts of Assize at *Bodmin* for the County of *Cornwall*, and for providing Judges Lodgings, and other Purposes connected therewith. [22d April 1836.]

WHEREAS the Assizes and Commissions of Gaol Delivery in and for the County of *Cornwall* have been heretofore alternately holden at *Launceston* and *Bodmin*, but His Majesty's Most Honourable Privy Council have lately signified their Intention of causing the same to be holden at *Bodmin* only, whenever it shall have been notified to the Lords of His Majesty's Most Honourable Privy Council that Courts have been provided sufficiently commodious for the Dispatch of Civil and Criminal Business: And whereas the present Building at *Bodmin* aforesaid accustomedly made use for holding the Summer Assizes in and for the said County, and also the Building used for the Lodgings and Accommodation of His Majesty's Justices of Assize, are respectively the Property of the Corporation of *Bodmin*, and are at present in a very dilapidated State; and at the General Quarter Sessions of the Peace held at *Bodmin* in and for the said County on the Fourteenth Day of *October* One thousand eight hundred and thirty-four, it was presented by *John Hearle Tremayne* and *Richard Gully Bennet* Esquires, Two of His Majesty's Justices of the Peace acting in and for the said County, on

[Local.]

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their

7 G. 4. c. 63.

The Justices at their General Quarter Sessions may enter into Contracts for the Purchase of certain Buildings at Bodmin for the Erection of a Shire Hall, &c.

their own View, that the Hall at *Bodmin* aforesaid accustomedly made use of for holding the Summer Assizes in and for the said County, and also the Lodgings for the Accommodation of His Majesty's Justices of Assize at *Bodmin* aforesaid, were insufficient, inconvenient, defective, and in want of Repair and Improvement, and that there was a Necessity for the Re-erection of a new Shire Hall for holding the Assizes in and for the said County: And whereas at the General Quarter Sessions of the Peace held at *Bodmin* in and for the said County on the Sixth Day of *January* One thousand eight hundred and thirty-five, after taking into consideration the Presentment made at the then last Sessions relating to the Assize Hall and Judges Lodgings at *Bodmin*, it was determined that the same was well founded, and it was thereupon confirmed; and it was further ordered that immediate Steps should be taken to treat with the Corporation of *Bodmin* for their Right and Interest in the present Buildings and Ground immediately adjacent, and that the Plan then suggested for a new Assize Hall should be adopted, subject to such Alterations as might thereafter be suggested and approved of: And whereas an Act was passed in the Seventh Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act to provide for repairing, improving, and rebuilding Shire Halls, County Halls, and other Buildings for holding the Assizes and Grand Sessions, and also Judges Lodgings, throughout England and Wales*: And whereas Doubts have arisen whether the Powers and Provisions of the said recited Act extend or are applicable to the said Buildings now actually belonging to the Corporation of *Bodmin*, although respectively used as and for the Shire Hall and Judges Lodgings at the Summer Assizes for the said County of *Cornwall*; and it is expedient that such Doubts should be removed, and that the Justices of the Peace for the same County should be expressly authorized and empowered to purchase and accept a Conveyance or Conveyances of the said Buildings, and of any adjoining Buildings, Lands, Grounds, or Hereditaments convenient to be added or appropriated thereto, and thereupon to erect and build a new Shire Hall, with Lodgings for the Accommodation of His Majesty's Justices of Assize, and other Offices and Conveniences, at the Expence of the said County, conformably to the Powers and Provisions of the said recited Act, and in like Manner as if the same Buildings and Premises had been expressly included in and were authorized to be purchased, built, repaired, enlarged, or improved by or under the Provisions of the same Act; but such Purposes cannot be effected without the Aid and Authority of Parliament: 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 it shall be lawful for the Justices of the Peace in and for the said County of *Cornwall* in General Quarter Sessions assembled, or at any Adjournment thereof (of which due Notice shall be Twice given in some Newspaper or Newspapers circulating within the said County), or the major Part of them then present, and they are hereby fully authorized and empowered, at any Time and from Time to Time after the passing of this Act, to make such Order or Orders, and enter into such Contract or Contracts, as they shall think fit or expedient, for or concerning the purchasing, taking, or acquiring from the Corporation of *Bodmin*, and every or any other Person or Persons or Corporation interested therein, as well the said present Building at *Bodmin* aforesaid now accustomedly used for holding the

the Summer Assizes in and for the said County of *Cornwall*, as also the said Building now used or appropriated for the Lodgings and Accommodation of His Majesty's Justices of Assize, or any Part of the same respectively, and any other Buildings, Lands, Grounds, or Hereditaments lying near or contiguous thereto, or convenient to be acquired and used for the Improvement or Enlargement thereof, and also for or concerning the repairing or pulling down of the said Buildings or any of them, and for the erecting, building, and providing upon or near the Site thereof a new Shire or County Hall, with proper and suitable Offices and Accommodations for the convenient holding of the Assizes and General Quarter Sessions of the Peace and other public Meetings in and for the said County, and also for or concerning the erecting, hiring, or providing a House or Lodgings for the Reception and Accommodation of His Majesty's Justices, and for the furnishing, fitting up, repairing, maintaining, and supporting the same Shire or County Hall and House or Lodgings when so erected, built, hired, or repaired, and all Matters and Things incident or relating thereto, and also to make any Order or Orders for or concerning the paying, satisfying, discharging, or defraying of all and every the Costs, Charges, and Expences of and attending the erecting, building, purchasing, providing, furnishing, repairing, maintaining, and supporting the said Shire or County Hall and House or Lodgings, and other the Premises incident thereto, and also of all and every the Costs, Charges, and Expences of obtaining and passing this Act and carrying the same into execution.

II. And be it further enacted, That in order to defray the necessary Expences attending the Execution of this Act, the said Justices of the Peace at their said General Quarter Sessions, or any Adjournment thereof, may and shall assess and tax a special County Rate or Rates on all Places liable to contribute to the County Rate, which said special County Rate shall and may be collected, levied, and recovered in like Manner and by such Ways and Means and under such Penalties as any ordinary County Rate may by Law be collected, levied, and recovered.

A County Rate to be levied for paying the Expences attending the Execution of the Act.

III. Provided always, and be it further enacted, That it shall be lawful for the said Justices of the Peace at their said General Quarter Sessions, or any Adjournment thereof (if they shall unanimously agree so to do) to direct that every Tenant at Rack Rent, paying such Rent as aforesaid, may deduct and detain out of the Rent payable to his or her Landlord or Landlords for the Premises in respect of which such Rate is payable One Half Part of the full Amount of such Rate; and every Tenant at Rack Rent, having paid such Rate in manner as aforesaid, shall be and is hereby acquitted and discharged of and from the Payment of so much Money as such Half Part shall amount to, as fully and effectually as if the same had been actually paid to any such Landlord or Landlords in part of the Rent due from such Tenant.

Tenants at Rack Rent to pay towards the Expences of the Act.

IV. And be it further enacted, That the said Shire or County Hall and Judges Lodgings, when so erected and built or repaired as aforesaid, and all the Offices, Buildings, Conveniences, and Appurtenances thereto respectively belonging, and the Fixtures, Furniture, and other Effects therein, shall be and become and are hereby declared to be vested in the Justices of the Peace for the Time being of the said County of *Cornwall*,

Vesting the new Shire Hall and Judges Lodgings in the Justices of the Peace

in

for the County
for the Time
being, in
Trust, &c.

in Trust from Time to Time to permit the same to be respectively held, used, occupied, and enjoyed for the Purposes aforesaid, and the same shall thenceforth be adjudged, deemed, considered, and taken to be within the Powers and Provisions, and the Object, Intent, and Meaning of the said recited Act passed in the Seventh Year of the Reign of His said late Majesty King *George* the Fourth, to all Intents, Effects, Constructions, and Purposes whatsoever; and such Act, and the several Clauses, Powers, and Provisions therein contained, shall (so far as Circumstances will permit, and as shall not be repugnant to the Spirit, Object, or Meaning of this Act,) be applicable and in force to and for the Execution of this Act and the several Matters aforesaid as fully and effectually as if the same Clauses, Powers, and Provisions were repeated and re-enacted in this Act.

Extending
the Powers of
the recited
Act to this
Act.

V. And be it further enacted, That all and every the Clauses, Powers, and Provisions contained in the said Act of the Seventh Year of the Reign of His Majesty King *George* the Fourth, or in a certain other Act passed in the Fourth Year of the Reign of His same Majesty, intituled *An Act for consolidating and amending the Laws relating to the building, repairing, and regulating of certain Gaols and Houses of Correction in England and Wales*, with relation to the Sale, Purchase, and Conveyance of Houses, Buildings, Lands, Tenements, or Hereditaments by any Person or Persons, or Body or Bodies Politic or Corporate, or by any Guardians, Committees, Husbands, Trustees, or Attornies of Infants, Lunatics, Idiots, or Persons under Coverture or any other Disability, and with relation to the Valuation of such Houses, Buildings, Lands, Tenements, or Hereditaments, and the Application of the Money for such Purchase, shall, so far as the same are or can be applicable, be applied and extended to the Sale and Purchase, Conveyance and Valuation of Houses, Buildings, Lands, Tenements, or Hereditaments, for the Purposes of this Act, in as full, ample, and extensive a Manner, to all Intents and Purposes, as if such Clauses, Powers, and Provisions had been or were repeated and re-enacted in this Act.

Expences to
be paid by
means of spe-
cial County
Rates, and
the Money
borrowed to
be discharged
within 14
Years.

VI. Provided always, and be it further enacted, That the Justices of the Peace for the said County in their respective Quarter Sessions shall and they are hereby required to make Provision, by means of special County Rates as aforesaid, and by their Orders and Directions (which they are hereby authorized to give), in such Manner that the whole Money to be borrowed under the Authority of this or the said recited Act, together with the Interest thereon, shall be fully paid and discharged within a Time to be limited, not exceeding Fourteen Years from the Time of raising or borrowing the same.

Public Act.

VII. 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.

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