



ANNO QUADRAGESIMO SECUNDO

GEORGI II. REGIS.

Cap. 13.

An Act to enlarge the Powers and explain and amend an Act, made in the Twenty-second Year of the Reign of His late Majesty King *George* the Second, intituled *An Act for the better repairing the Highways, and cleansing the Streets, within the Parish of Saint Leonard, Shoreditch, in the County of Middlesex, and for better enlightening the open Places, Streets, Lanes, Passages, and Courts there, and regulating the Nightly Watch and Bedels within the said Parish*; and for paving, repairing, and regulating certain Footways, Squares, Streets, Lanes, and other publick Passages and Places in the said Parish; and for removing Nuisances, Obstructions, and Annoyances therein.

[24th March 1802.]

WHEREAS an Act was passed in the Twenty-second Year of 22 G. 2. c. 50. the Reign of His late Majesty King *George* the Second, for the better repairing the Highways and cleansing the Streets within the Parish of *Saint Leonard, Shoreditch*, in the County of *Middlesex*, and for better enlightening the open Places, Streets, Lanes, Passages, and Courts there, and regulating the Nightly Watch and Bedels within

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the said Parish: And whereas the Rates by the said Act authorized to be raised have been found inadequate to the Purposes for which they were intended: And whereas by the said Act, only certain Roads within the said Parish can be repaired, and no Power is thereby given to repair and regulate the other Highways, Roads, Streets, Passages, and Places in the said Parish; and there having been a very considerable Number of Houses and Buildings of late Years erected and built within the said Parish, and many new Streets made and formed therein, it would be of publick Utility and Convenience to have and place certain Footways, and the several Squares, Streets, Highways, Lanes, and other publick Passages and Places within the said Parish (which are not included in any Turnpike or Paving Acts), under the Direction of the Trustees to be appointed in pursuance of this Act, or to be thereby authorized to carry the said recited Act and this Act into Execution; and that the said Trustees should be empowered to cause such Part or Parts thereof, as they may think necessary, to be paved, repaired, and regulated, and to prevent Nuisances, Annoyances, and Obstructions therein for the future: And whereas the said former Act hath in many other Respects been found ineffectual and insufficient to answer the Purpose thereby intended; 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 from and after the Twenty-fourth Day of *June* One thousand eight hundred and two, all and every the Powers, Authorities, Directions, Provisions, Penalties, Forfeitures, Regulations, Clauses, Matters, and Things whatsoever contained in the said recited Act, except such or so much thereof as shall be repealed, varied, altered, or rendered unnecessary by this Act, shall be extended to this Act, and be deemed as Part thereof, and shall operate and be in full force in respect to this Act, and all the Purposes thereof, as fully and effectually to all Intents and Purposes as if the same were herein repeated and specially enacted; and that all the Trustees appointed or to be appointed in or by virtue of the said recited Act shall be, and they are hereby appointed Trustees to put the said recited Act and this Act in Execution; and this Act, and all the Powers, Authorities, Regulations, and Provisions herein contained, shall commence and take effect upon the said Twenty-fourth Day of *June* One thousand eight hundred and two, and be thenceforth executed together with the said former Act, for the several Purposes therein and herein respectively contained.

Powers of the former Act extended to this Act.

Directing the Manner how new Trustees shall be appointed.

II. And whereas the Trustees elected and appointed in pursuance of the said recited Act, amount to Seventy-two in Number: And whereas the Whole of the said Parish consists of, or is commonly divided into, the following Districts or Liberties; that is to say, One District or Liberty called *Church End*, a Second District or Liberty called *Hoxton*, a Third District or Liberty called *Moorfields*, and a Fourth District or Liberty called *Hollywell Street*: And whereas by the said recited Act, in case of the Death, Removal out of the said Parish, or Refusal to act, of any of the said Trustees, other fit Persons, qualified according to the said recited Act, may be elected and appointed indiscriminately from among the Inhabitants of any of the said Districts or Liberties, in the Place and Stead of such Trustees as shall so die, remove, or refuse to act; but it would be expedient to have Eighteen of the said Trustees elected and appointed

from among the Inhabitants of each of the said Districts or Liberties respectively; and it is expedient that such Mode of Election should be established; be it therefore further enacted, That after the passing of this Act, when and as often as it shall be necessary, according to the said recited Act, that any new Trustee or Trustees should be elected and appointed, the same shall be so elected and appointed in the Manner directed by the said recited Act, as that the Number of Trustees elected and appointed from among the Inhabitants of each of the said Districts or Liberties respectively, may amount to Eighteen in Number and no more; and that when and as often as any Person having been so appointed shall, by Death or otherwise, cease to be a Trustee, another fit Person shall be elected and appointed a Trustee in his Place and Stead, from among the Inhabitants of the District or Liberty of which the said Person so ceasing to be a Trustee was an Inhabitant.

III. And be it further enacted, That the said Trustees, or any Nine or more of them, shall and may from Time to Time, as they shall see Occasion, cause all or any of the Squares, Streets, Lanes, Courts, Yards, Alleys, Passages, and Places, or any Part or Parts thereof within the said Parish, whether Foot or Carriage Ways, and not included in any other Paving or Turnpike Act, to be new paved or repaired in such Manner as they shall think proper; and to repair and keep in Repair all the Highways, Passages, and Places within the said Parish, which shall not be paved by virtue of this Act, with Ballast or Gravel; and also shall and may from Time to Time cause the several Footways of the Road or Street called *Hoxton Town*, and the Footways of the Road called *Old Street Road*, *The Curtain Road*, and *Worship Street*, within the said Parish, and the Footways of *Kingsland Road* from the House known by the Sign of the *Cherry Tree*, extending Northward as far as the Houses and Buildings are or shall or may hereafter be in Continuity, and such Parts of the Footway of the Road called *Hackney Road* as are within the said Parish, and lie in front and adjoining to Dwelling Houses and Buildings there, to be paved or repaired, as they the said Trustees or any Nine or more of them shall think proper; and for such Purposes may from Time to Time cause to be dug, carted, and carried away out of or brought into the same, or any of them, or any Part or Parts thereof, or into any convenient Place or Places near or adjoining thereto, such Gravel, Stones, and other Materials as they shall judge necessary, and may likewise cause the Ground thereof to be raised or lowered, the Course of the Channels running in or through the same to be turned or altered, and the Water Pipes which now are laid or hereafter shall be laid under Ground to be taken up, and new laid in such Places, Manner, and Form, as they shall think proper; and shall and may cause all or any Posts, Rails, Fences, or other Bars in any such Squares, Streets, Lanes, Alleys, Courts, Passages, or Places, as they shall judge useless or to be a Nuisance or Obstruction either to Foot Passengers, or to Horses or Carriages, to be taken away, removed, or altered, as they shall think fit; and likewise, to cause all Steps or Slopes, Bulks, Stalls, Dung Holes, Saw Pits, Show Glasses, Show Boards, and all other Matters and Things encroaching upon or projecting over or into the Footway, as also all Steps and Doors opening or leading from the Footway or Carriage Way into Houses, Vaults, Cellars, Warehouses, or other Buildings or Places, to be removed, filled up, or altered, as they the said Trustees, or any Nine or more of them, shall judge necessary and expedient; and may employ such

Trustees may
pave Streets,
&c. and
Footways.

Surveyors,

Surveyors, Artificers, Workmen, Labourers, and others, and may issue Money for the above Purposes, and may do all and every such Acts and Things for accomplishing the aforesaid Ends and Designs, as they shall think necessary, and shall pay for the same out of the Monies arising by virtue of the said recited Act or this Act; and all and every such Surveyor and Surveyors, Artificers, Workmen, and others so employed and acting under the Direction of the said Trustees, are and is hereby indemnified for what they or he shall do or cause to be done respecting the Matters aforesaid.

Penalty on obstructing Workmen.

IV. And be it further enacted, That if any Person or Persons shall obstruct, hinder, or molest any Surveyor, Officer, Workman, or other Person or Persons whomsoever employed by virtue of the said recited Act or this Act, in the Performance or Execution of his or their Duty, every such Person so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings, nor less than Five Shillings.

Penalty on altering the Form of Pavements without Consent of Trustees.

V. And be it further enacted, That if any Person or Persons shall alter, or cause to be altered, the Form of any Pavement which shall be new made or repaired by virtue of this Act, without the Consent of the said Trustees, or any Nine or more of them, or put up any Post or Posts, Step or Steps, or erect any Bulk or Bulks, or Stall or Stalls, or place any Show Glass or Show Boards, or make any Dung Hole or Saw Pit, or do any other Matter or Thing which may occasion any Incroachment, Nuisance, or Annoyance therein or thereupon, every such Person so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds, nor less than Forty Shillings; over and above the Expences of relaying and reinstating such Pavement, and taking down such Posts, Bulks, or Stalls, and removing or altering such Show Boards or Show Glasses, or filling up such Dung Holes or Saw Pits, or removing any other Incroachment, Nuisance, Annoyance, or Obstruction therein or thereupon, according to the Direction of the said Trustees, or any Nine or more of them.

Notice to be given of taking up Pavements for repairing any Vault, Drain, &c.

VI. And be it further enacted, That when and so often as any Part of the Pavement of the said Squares, Streets, Lanes, Passages, or Footways, or the Ground in any Road or Highway within the said Parish, shall be taken up for the Purpose of making, repairing, altering, cleansing, or emptying any Sewer, Vault, or Drain, or of laying, altering, or amending any Water Pipe or Plug, or for any other Purpose whatsoever, the Person or Persons so taking up such Pavement or Ground shall immediately give Notice thereof to the Surveyor to the said Trustees for putting the said recited Act and this Act in Execution, in order that the same may with all convenient Speed be laid down and repaired under the Inspection of the said Surveyor; and the Charges and Expences thereof, and of all Gravel and Ballast to be used in such Road or Highway, shall be paid by the Person or Persons, Company or Companies of Water Works, or Commissioners of Sewers, who shall take, or cause or procure to be taken up the said Pavement or Ground, or any Part or Parts thereof.

Trustees may contract with Companies for relaying such Pavement.

VII. Provided always, and be it further enacted, That it shall be lawful for the said Trustees for putting this Act in Execution, or any Nine

or

or more of them, from Time to Time, to compound and agree with the said Companies and Commissioners of Sewers, or any of them, or any other Person or Persons respectively, for a certain Sum of Money, by the Foot or other Measure as the said Trustees shall think reasonable, in lieu and in stead of laying down or repairing such Pavement and Ground as shall be necessarily taken up for any of the Purposes aforesaid.

VIII. And be it further enacted, That in case such Person or Persons, Company or Companies of Water Works, or Commissioners of Sewers respectively, shall neglect or refuse to make good such Pavement or Ground within Two Days next after Notice thereof in Writing shall be left by the Surveyor appointed or to be appointed by the said Trustees, at the Dwelling House or last Place of Abode of any such Person or Persons, or of the Secretary or Secretaries, Clerk or Clerks of such Company or Companies of Water Works, or Commissioners of Sewers respectively, then the said Trustees shall be at Liberty to cause the same to be done, and to deliver a Bill containing an Account of the Expence thereof; and in case such Person or Persons, Company or Companies of Water Works, or Commissioners of Sewers, shall neglect to pay the same for Five Days after Notice thereof, it shall be lawful for the said Trustees, and they are hereby authorized and empowered to bring, or cause to be brought, any Action or Actions, in the Name or Names of their Treasurer or Clerk, for the Recovery of such Sum or Sums of Money respectively; and in case any such Person or Persons hereby directed to give such Notice to the Surveyor to the Trustees for putting the said recited Act and this Act in Execution as is before directed, shall neglect so to do for the Space of Twenty-four Hours after such Pavement or Ground shall be so taken up, such Person or Persons shall, for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings.

On Refusal of making good the Pavement and Payment, an Action may be brought.

IX. And whereas the Pavement in the said several Squares, Streets, Footways, and Places authorized to be paved or repaired by virtue of this Act, and the Ground in the Roads and Highways within the said Parish, may be frequently broken up or damaged by the bursting and overflowing of Sewers, or by the breaking and bursting of any Water Pipe or Pipes, or otherwise; be it therefore further enacted, That to defray the Costs, Charges, and Expences attending or incident to the repairing or making good the Pavement of the Squares, Streets, Lanes, and Places authorized to be paved by virtue of this Act, and repairing the Ground in such Roads and Highways, the Person or Persons causing or occasioning the said Pavements, Roads, or Highways, or any Part thereof, to be broke or damaged, shall stand Debtor upon an implied Promise to the said Trustees or their Paviour or Surveyor, for such Repair, as for Work and Labour done and Materials found for the Use of such Person or Persons; and the said Trustees, or their Paviour or Surveyor, upon Non-payment thereof, may, are, and is hereby authorized and empowered to commence and prosecute One or more Action or Actions, Suit or Suits, against such Person or Persons, in any of His Majesty's Courts of Record at *Westminster*, or where the Debt shall amount to or exceed the Sum of Forty Shillings, and be under Five Pounds, in the Court of Record within the Manors of *Stepney* and *Hackney*, in the County of *Middlesex*, and the Hamlets and Liberties of the same; or where any Debt shall be under Forty Shillings, by any Suit in the Court of Requests for the Tower Hamlets within the said County of *Middlesex*, or in any

Paying for Damage done to Pavements by the bursting of Sewers or Water Pipes.

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other Courts of Requests within the Jurisdiction of which such Person or Persons shall reside, wherein he and they shall recover a reasonable Satisfaction for such Work and Labour and Materials, together with Costs of Suit; but where the Commissioners of Sewers, Companies of Water Works, or other Person or Persons, occasion such Damage to the said Pavement, Roads, or Highways, that then the respective Treasurers of such Commissioners of Sewers or Companies of Water Works, shall stand Debtors for such Repairs upon an implied Promise to the said Trustees, or their Paviour or Surveyor, who is and are hereby authorized to commence such Action, Suit, or Proceeding as aforesaid, against any such Treasurer, wherein he or they shall recover a reasonable Satisfaction for such Work, Labour, and Materials, together with full Costs of Suit; and such Treasurers respectively is and are hereby authorized and allowed to take Credit in his or their Accounts for the Monies he or they shall pay or disburse on account of any such Repair.

To prevent
Nuisances by
private Drains
or Cefs Pools.

X. And be it further enacted, That when any private Drain, Vault, Sewer, or Cefs Pool shall fall in or become ruinous or choaked up so as to affect or injure the Pavements of the said Squares, Streets, Lanes, Footways, and Places authorized to be paved or repaired by virtue of this Act, or any Road or Highway therein, or any of them, or shall become offensive to the Inhabitants thereof, the Occupier or Occupiers of the several Messuages, Lands, and Tenements which shall or may have the Use of such Drains, Vaults, Cefs Pools, or Sewers, shall, within Seven Days after Notice delivered or left for him, her, or them, at the said several Messuages or Dwelling Houses of such Occupier or Occupiers, from the said Trustees or their Surveyor or Paviour, proceed to and with all convenient Speed effectually cleanse, repair, and amend such Sewer, Vault, Drain, or Cefs Pool, or in Default thereof it shall be lawful for the said Trustees or their Surveyor to cause the same to be done; and the Charges and Expences thereof, and of repairing the Pavements damaged thereby, shall stand charged on the said several Messuages, Lands, and Tenements, and be paid by the said respective Occupier or Occupiers thereof, according to their respective Rights and Interests therein, and the Quota or Share each Party shall pay of such Charges and Expences shall be ascertained, proportioned, and assessed by the Award or Arbitrament of the said Trustees, or any Nine or more of them; and in case Default shall be made in Payment of any of the said Proportions of the said Charges, the same shall be recovered by Distress and Sale of the Goods and Chattels of the Occupier and Occupiers of any or either of the Messuages, Lands, or Tenements which shall be charged by such Award with the Payment thereof, by Warrant under the Hands and Seals of the said Trustees, or any Nine or more of them; or the said Trustees may, at their Election, prosecute one or more Action or Actions, Suit or Suits, in any or either of such Courts as aforesaid, against the said respective Proprietors or Owners of any of the said several Messuages, Lands, or Tenements of which there shall be no Occupier or Occupiers for their said respective Proportions of the said Charges.

Trustees to
pay for alter-
ing Pipes for
the Purposes
of this Act.

XI. And be it further enacted, That if for the Purposes of this Act it shall at any Time be found necessary to raise, sink, or otherwise alter the Situation or Position of any of the Pipes or Plugs laid down or placed by the said Companies, or any of the Leaden Pipes, which the said Trustees,

or any Nine or more of them, are hereby empowered to cause to be done as often and in such Places as they shall think proper, the same shall be paid for out of the Monies arising by virtue of the said recited Act or this Act, and shall be done with as little Detriment or Inconvenience to the said Company or Companies, or other Persons, as the Circumstances of the Case will admit of.

XII. And be it further enacted, That when and so often as it shall hap- Where any of
the Water
Pipes break,
Notice to be
given to the
Water Com-
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pen that any Pipe or Pipes belonging to any Water Company, shall break or burst in any of the said Squares, Streets, Lanes, Courts, Yards, Alleys, Passages, Footways, Roads, Highways, and Places, paved or repaired by virtue of this or the said recited Act, the Surveyor to the said Trustees, or such other Person as they shall appoint for that Purpose, may and shall give immediate Notice thereof to the Paviour to the Water Company, to whom he apprehends such Pipe or Pipes does or do belong, and require him to take up the Pavement, and open the Ground at or near the Place where the Water issues, by reason of such Pipe or Pipes breaking or bursting, within Twenty-four Hours next after such Notice given to such Paviour, or left at his last or usual Place of Abode; and if upon taking up of the Pavement, and opening the Ground, it shall appear that the Pipe or Pipes so broken or burst doth not or do not belong to the Water Company whose Paviour shall have taken up such Pavement, and opened such Ground, then and in such Case the Surveyor or Surveyors so authorized as aforesaid, shall give immediate Notice to the Paviour of that Company to whom it shall appear that the said Pipe or Pipes doth or do belong, such Notice to be given or left with such Paviour, or at his last or usual Place of Abode; and the Paviour of the Company to whom such Pipe or Pipes shall belong, is hereby required to repair the same, and fill in and ram down the Ground, within Twenty-four Hours after such Notice given or left as aforesaid, and also within Two Days after such Pipe or Pipes shall be repaired, and the Ground filled in, to give Notice to the Paviour or Pavieurs contracting with the said Trustees, or to the Surveyor or other Person as aforesaid, of such Pipe or Pipes being repaired, and such Ground being filled in, such Notice to be given to such Contractor, Surveyor, or other Person, or left at his or their last or usual Place of Abode; and in case it shall happen that the Paviour who first receives such Notice, shall take up such Pavement, and open such Ground, and it shall then be discovered that the Pipe or Pipes burst or broken doth not or do not belong to the Company to whom he is Paviour, then and in such Case the Paviour of the Company to whom such Pipe or Pipes doth or do belong, shall make Satisfaction to the Paviour who so took up such Pavement and opened such Ground, for such Work; and in case the Paviour to whom such Notice shall be so given to take up such Pavement, and open such Ground, shall neglect or refuse to do the same within the said Twenty-four Hours after Notice given, every such Paviour shall, for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings; and in case the Paviour of the Company to whom such Pipe or Pipes so broken or burst shall belong, shall neglect or refuse to repair and amend the same, and fill in and ram down the Ground so taken up, for the Space of Two Days next after such Notice given, or shall neglect to give Notice to the Paviour or Pavieurs contracting with, or the Surveyor to the said Trustees, or to such other Person as aforesaid, such Paviour shall, for every such Offence, forfeit and pay any Sum not exceeding
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Forty Shillings; and if any Person or Persons contracting with the said Trustees to relay such Pavements so broken or taken up for any the Reasons aforesaid, shall neglect or refuse to lay such Pavement in a good, sufficient, and effectual Manner, within Two Days after Notice given to him or them, or if the Surveyor or other Person to whom such Notice shall be given, shall neglect to acquaint the Contractor of such Notice, then and in every such Case the Person or Persons so offending shall forfeit and pay any Sum not exceeding Forty Shillings.

Paviours and Turncocks to give Notice of their Place of Abode.

XIII. And be it further enacted, That the several and respective Paviours and Turncocks of the said several and respective Water Companies shall, and they are hereby required, within the Space of Twenty-one Days next after the Commencement of this Act, or within the Space of Seven Days next after he or they shall be appointed Paviour or Paviours, Turncock or Turncocks to such Company or Companies, give Notice in Writing to the Surveyor or Surveyors for the Time being to the said Trustees for putting the said recited Act and this Act in Execution, which Notice shall contain the Name and Place of Abode of such Paviour or Turncock, as also to what Company he is a Paviour or Turncock, and in what District he has the Care of such Company or Companies Pipes; and in like Manner the Surveyor or Surveyors to such Trustees for the Time being shall within the respective Times aforesaid give Notice to the respective Paviours and Turncocks of the said several Companies of his or their own Place or Places of Abode, and also to the Surveyor or Surveyors to the Commissioners of Sewers, of the Names and Places of Abode of such Contractor or Contractors, and of the Paviour or Paviours employed by such Trustees; and every Person or Persons neglecting or refusing to give such Notice as aforesaid, within the Time before respectively specified for that Purpose, shall for every such Offence forfeit and pay any Sum not exceeding the Sum of Forty Shillings.

Trustees may direct Grates over Sewers to be altered.

XIV. And be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Nine or more of them, from Time to Time to direct the Grates already or hereafter to be placed over any Sewers, to be removed or replaced in such Manner and at and to such Place and Places as they shall think most proper, so as the same be not detrimental or prejudicial to the publick Sewers, and be from Time to Time done at the Expence of the said Trustees, and paid for out of the Money arising by virtue of this or the said former Act; any Law, Usage, or Custom to the contrary notwithstanding.

Power to arch over, fill up, or alter Sewers or Drains, and to build new ones, to be vested in the Commissioners of Sewers.

XV. And be it further enacted, That it shall and may be lawful for the said Trustees, at their own proper Costs and Charges, to cause all or any Sewer or Sewers, Drain or Drains, which shall lie and be near the said Pavements or other Works which shall belong thereto, to be filled or stopped up, arched over, widened, or otherwise altered, as they shall think necessary for making and completing the same Pavements and other Works, so as they the said Trustees do and shall previous to their stopping up the same, make and build, and they are hereby authorized and required to make and build, in lieu of the said Sewers and Drains so to be filled and stopped up, other good Sewers and Drains of sufficient Depth and Width for carrying off the Waters from the Premises adjoining or near to the said Works, and as serviceable and convenient in all Respects as the Sewers
or

or Drains so to be filled up; and so that all such widening, altering, and building such Sewers and Drains by them as aforesaid, shall be done under the immediate Direction and Inspection of His Majesty's Justices and Commissioners of Sewers for the Division of *Holborn* and *Finsbury*, the Parish of *Saint Leonard Shoreditch*, and the Liberty of *Norton Falgate*, and the Borders and Confines of the same, or their Surveyor or Agents for the Time being, to whom the said Trustees shall give Ten Days Notice before they shall begin to do the same, such Powers and Authorities only to continue during their actually carrying on such Works, and not after or longer; and all such new Sewers or Drains as shall be so made, shall, immediately on their being made, become vested in, and be and remain under the immediate Jurisdiction of the said Commissioners of Sewers, who shall have and exercise the Powers and Authorities already vested in them as Commissioners upon and over the same.

XVI. And be it further enacted, That the said Trustees, or any Nine or more of them, may and they are hereby authorized and empowered, from Time to Time to contract in Writing with any Person or Persons for paving or keeping in Repair any such Squares, Streets, Lanes, Courts, Yards, Alleys, Footways, Passages, and Places as shall be appointed to be paved or repaired by virtue of this Act, or may cause the same or any Part or Parts thereof to be so paved or repaired under their own Direction; which Contract shall be entered in a Book or Books to be kept for that Purpose by the Clerk to the said Trustees; but previous to the making any such Contract, Fourteen Days Notice at least shall be given in the Parish Church of *Saint Leonard Shoreditch*, and also advertized Three Times at least in some public Newspaper circulated within the said Parish, expressing the Intention of entering into every such Contract.

Trustees may contract for Paving.

XVII. And be it further enacted, That all Persons inhabiting any of the said Squares, Streets, Lanes, Courts, Yards, Alleys, Footways, Passages, and Places within the said Parish, shall sweep, scrape, and clean the Footway before their respective Houses and Buildings, or cause the same to be done, every Day between the Hours of Six and Nine in the Morning (*Sundays* excepted), upon Pain of forfeiting for every such Neglect the Sum of Five Shillings.

Footways to be swept.

XVIII. And be it further enacted, That the Property of the present and future Pavements, Posts, Bars, Steps, and other Materials of the Streets, Squares, Lanes, Courts, Yards, Alleys, Footways, Passages, and Places, which shall be paved or repaired by virtue of this Act, and of all Utensils and Things which shall be provided at the Expence of the said Trustees, and made use of for any of the Purposes of this Act, shall be and the same is and are hereby vested in the said Trustees, and they are hereby authorized and empowered to bring or cause to be brought, in the Name of their Treasurer or Clerk, any Action or Actions, or to prefer, order, and direct the preferring of Indictments against any Person or Persons who shall injure or destroy, steal, take, or carry away any or any Part thereof; or if any Person or Persons shall wilfully or maliciously break up or otherwise damage or spoil any of the Works done or carrying on in pursuance of this Act, or any Part or Parts thereof, every Person so offending therein respectively, and being thereof convicted on the Oath of a Witness or Witnesses before any Justice or Justices of the Peace for

Property of Pavements, &c. vested in Trustees.

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the County of *Middlesex*, shall for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings, to be levied and recovered by Distress and Sale of the Goods and Chattels of every such Offender, by Warrant under the Hand and Seal or Hands and Seals of the Justice or Justices before whom such Conviction shall be made, which Forfeiture shall be applied to the respective Purposes of the said recited Act and this Act; and in case the Person or Persons so offending and convicted shall have no Goods or Chattels, or none can be found whereon the same may be levied, then and in such Case such Justice or Justices shall and may, by Warrant under his or their Hand and Seal or Hands and Seals, commit such Person or Persons respectively to the House of Correction for the County of *Middlesex*, there to remain for any Space not exceeding Six Weeks, nor less than Fourteen Days, and the Person or Persons so committed shall not be discharged until he, she, or they shall have paid such Penalty, or until the Expiration of the Time for which he, she, or they shall have been so committed.

Materials not used may be disposed of.

XIX. And be it further enacted, That the said Trustees, or any five or more of them, may, and they are hereby authorized and empowered to sell and dispose of all Stones and Posts, and all or any of the Materials which shall belong to the old Pavement, as well of the Carriage as of the Footways to be paved or repaired by virtue of this Act, and to apply the Purchase Money arising by such Sale to the respective Purposes of the said recited Act and this Act; or the said Trustees may cause the same Stones, Posts, or other Materials to be made use of and worked up for the Use of any of the Places required to be paved or repaired under and by virtue of this Act, as they may think fit; provided that no such Stones or Materials be disposed of unless by publick Sale or Auction.

New Streets may be paved by the Trustees upon Application of Two Thirds of the Owners or Proprietors;

such Streets may then be comprehended.

XX. And be it further enacted, That if at any Time hereafter Two Thirds or more in Number, or Two Thirds or more in Value of the Owners or Proprietors of Houses, Lands, Tenements, and Hereditaments, within any new-built Square, Street, Lane, Alley, Passage, or Place within the said Parish of *Saint Leonard Shoreditch*, shall be desirous to have the same paved or repaired, and cleared of Incroachments, Nuisances, Obstructions, and Annoyances, and shall by Writing under their Hands, signify such their Desire to the said Trustees, and the said Trustees, or any Nine or more of them, present at any Meeting to be held for that Purpose, of which Meeting Fourteen Days Notice shall be given as aforesaid, shall approve thereof, that then it shall be lawful for the said Trustees to cause the same to be done; and the Pavement of the said new-built Squares, Streets, Lanes, Alleys, Passages, and Places, comprehended in such Desire in Writing, shall, after an Order made by the said Trustees, or any Nine or more of them, for the Purposes aforesaid, be from thenceforth vested in the said Trustees; and such Square, Street, Lane, Alley, Passage, or Place, shall remain under the same Government, Direction, and Management of them and the Persons appointed by them for that Purpose, as the said several other Squares, Streets, Lanes, Alleys, Courts, Yards, Passages, and Places authorized to be paved or repaired; and the said Trustees, Officers, Workmen, Servants, and other Persons acting under them, shall have the same Power and Authority in, over, and through such new-built Square, Street, Lane, Alley, Passage, or Place, applied for as aforesaid, and over the several Inhabitants, Landlords, Tenants, and Occupiers thereof,

Companies, Commissioners, Bodies Politic and Corporate, and their Officers, Servants, and Workmen, and all and every other Person or Persons whatsoever interested in or entitled to any Privilege therein, and every Matter and Thing relating to the Premises, as the said Trustees and their Officers, Servants, and Workmen acting under them, are invested with under this Act, for the better Management, ordering, regulating, and rendering more commodious, the several Squares, Streets, Lanes, Courts, Yards, Alleys, Passages, and Places hereby authorized to be paved or repaired; and every Clause, Matter, or Thing contained in this Act, shall be construed, adjudged, deemed, and taken to extend to every such new-built Square, Street, Lane, Alley, Passage, or Place applied for as aforesaid.

XXI. And whereas by the said recited Act the said Trustees are empowered, for the Purposes of the said Act, to make a Rate or Assessment upon the Tenants and Occupiers of any Lands, Messuages, Houses, Warehouses, and other Buildings and Tenements within the said Parish, not exceeding the Sum of One Shilling and Four-pence in the Pound, for the first Three Years after the Commencement of the said Act, and not exceeding One Shilling and Two-pence in the Pound in each succeeding Year: And whereas the Monies which have been from Time to Time raised under and by virtue of the said Assessments have been found insufficient to answer and defray the necessary Charges and Expences attending the due Execution of the said Act; be it therefore further enacted, That so much of the said recited Act as empowers and directs the said Trustees to make such Rate or Assessment in Manner therein mentioned, shall, from and after the Twenty-fourth Day of *June* One thousand eight hundred and two, be and the same is hereby repealed.

For repealing
the former
Rate.

XXII. And be it further enacted, That from and after the Twenty-fourth Day of *June* One thousand eight hundred and two, the said Trustees, or any Nine or more of them, shall and may, and they are hereby authorized and empowered, for the Purposes of defraying the Charges and Expences of cleansing the Squares, Streets, Lanes, Courts, Alleys, Yards, Passages, and open Places within the said Parish, and for buying, setting up, maintaining, and repairing the Lamps, and keeping and maintaining the Nightly Watch and Bedels within the said Parish, Once in every Year, or oftener if they shall think proper, to make a Rate or Rates, Assessment or Assessments, upon all and every the Tenants and Occupiers of any Land, Messuage, House, Shop, Warehouse, Coach-house, Stable, Cellar, Vault, Building, Tenement, or Hereditament within the said Parish of *Saint Leonard Shoreditch*; so as such Rate or Rates, Assessment or Assessments, do not in the Whole exceed the Sum of One Shilling and Sixpence in the Pound in any one Year, according to the yearly Rent or yearly Value of such Lands, Messuages, Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Buildings, Tenements, and Hereditaments respectively; and so in proportion for any less Time than a Year.

The Trustees
to make a new
Rate for
cleansing,
lighting, and
watching.

XXIII. And be it further enacted, That when and as soon as the said Trustees shall have caused any of the Squares, Streets, Lanes, Courts, Yards, Alleys, Footways, Passages, and Places, authorized to be paved or repaired by virtue of this Act, or any Part or Parts thereof respectively,

Trustees to
make a Rate
for new pav-
ing Streets,
&c.

to

to be new paved, it shall and may be lawful for the said Trustees, or any Nine or more of them, as soon as conveniently may be, Once or oftener in every Year if Occasion shall require, to make an additional Rate or Rates, Assessment or Assessments, upon all and every Tenants and Occupiers of any Land, Ground, House, Shop, Warehouse, Coach-house, Cellar, Vault, Building, Tenement, or Hereditament, within such Squares, Streets, Lanes, Courts, Yards, Alleys, Passages, and Places respectively, as far as such Pavement shall extend; so as such additional Rate or Rates, Assessment or Assessments, do not exceed the Sum of One Shilling and Sixpence in the Pound in any one Year, according to the yearly Rent or yearly Value of such Lands, Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Buildings, Tenements, and Hereditaments respectively, and so in proportion for any less Time than a Year: Provided always, that where any of the Footways only shall be new paved or repaired by the said Trustees, by virtue of this Act, the Rate or Rates, Assessment or Assessments, to be made for and in respect to such Pavement of the Footways only, shall not exceed One Half of the additional Rate or Rates, Assessment or Assessments, last herein-before directed to be made for paving any of the Squares, Streets, Lanes, Courts, Yards, Alleys, Passages, and Places aforesaid; any thing herein contained to the contrary notwithstanding.

Only Half
Rate for Foot-
ways.

Rate for re-
pairing High-
ways, &c.

XXIV. And be it further enacted, That from and after the Twenty-fourth Day of *June* One thousand eight hundred and two, it shall and may be lawful to and for the said Trustees, or any Nine or more of them, and they are hereby authorized and empowered, for the Purposes of repairing and keeping in Repair all and every the Highways, Footways, and Passages, in the said Parish (which are not included in any Turnpike or Paving Act or Acts), Once in every Year, or oftener if they shall think proper, to make a Rate or Rates, Assessment or Assessments, upon all and every Tenants and Occupiers of any Lands or Grounds within the said Parish, or any House, Shop, Warehouse, Coach House, Stable, Cellar, Vault, Building, Tenement, or Hereditament, in any Lane, Passage, or Highway, in the said Parish (which shall not be assessed by virtue of this Act to the Rate herein directed to be made for paving, nor be included within any other Paving Act or Acts); so as such Rate or Rates, Assessment or Assessments, do not in the Whole exceed the Sum of Three-pence in the Pound in any one Year, according to the yearly Rent or Value of such Lands or Grounds, Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Buildings, Tenements, or Hereditaments.

Houses let
out in Tene-
ments how to
be rated.

XXV. And whereas many Houses within the said Squares, Streets, Lanes, Courts, Yards, Alleys, Passages, and Places, are by the several Owners and Proprietors thereof, let out in Lodgings or Tenements to divers Tenants, or let at or under or after the Rate of Eight Pounds by the Year, or in proportion for any less Time than a Year, to One or more Tenant or Tenants, whereby it will be difficult to rate the same, or to recover such Rates and Assessments when made; for Remedy whereof, be it further enacted, That it shall and may be lawful for the said Trustees, or any Nine or more of them, from Time to Time, and at all Times, to rate and assess the Owner or Owners, Lessee or Lessees of such Houses or Tenements as shall be let to or occupied by Two or more Tenants, or let

at

at; or under, or after the Rate of Eight Pounds by the Year, or in Proportion for any less Time than a Year, to one or more Tenant or Tenants, which Rate and Assessment shall be paid by one or more of the Tenants or Occupiers of any Part or Parts of such Houses or Tenements; and in case any Occupier or Occupiers of any Part of such Houses or Tenements shall refuse to pay the same, then the said Rate or Assessment shall be levied by Distress and Sale of the Goods of him, her, or them so refusing to pay the same, or of any other Goods or Chattels on the Premises; and such Occupier or Occupiers of such Houses and Tenements respectively, is and are hereby required and authorized to pay such Sum and Sums of Money as shall be so rated or assessed on the Owner or Owners of such Houses in pursuance of this Act, and to deduct the same out of their Rent, and the Owner or Owners, Proprietor or Proprietors thereof are hereby required to allow such Deductions and Payments upon the Receipt of the Residue of their Rents; and every such Tenant paying such Rate or Rates, Assessment or Assessments, shall be acquitted and discharged of and from so much Money as the said Rate or Rates, Assessment or Assessments shall amount unto, as if the same had been actually paid to such Person or Persons to whom his, her, or their Rents would have been or shall be due and payable; and in Default of Payment of the said Rate or Rates, Assessment or Assessments, the same shall be and remain a Charge upon the said Premises, and shall and may be recovered of and from the Owner or Owners, Proprietor or Proprietors thereof, by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at *Westminster*, or in any Court for the Recovery of Small Debts within the Tower Hamlets, to be commenced and prosecuted by the said Trustees in the Name of their Treasurer, Clerk, or Collector for the Time being, in which Action or Suit no Protection or Essoign, or Wager of Law, nor more than One Imparance shall be allowed.

XXVI. And be it further enacted, That all Monies raised or collected by virtue or by means or under the Authority of the said former Act or this Act, shall be, and the same are hereby vested in the said Trustees, and shall be applied to the several and respective Purposes of the said former Act and this Act, for which they are hereby authorized to be raised, and to and for no other Use or Purpose whatsoever.

XXVII. Provided always, and be it further enacted, That it shall and may be lawful for the said Trustees, or any Nine or more of them, from Time to Time to compound with the Owner or Owners, Proprietor or Proprietors of any such divided Houses or Tenements for the Rate by this Act authorized to be paid upon such divided Houses or Tenements; so as in such Composition there be not remitted to any such Owner or Owners, Proprietor or Proprietors respectively, more than One Half of the Rate or Assessment by this Act laid upon such Houses or Tenements respectively.

XXVIII. And, forasmuch as it is reasonable that all public Buildings and all dead Walls and void Spaces of Ground should be rated and assessed in a due Proportion towards the paving and repairing to be done by virtue of this Act, it is hereby further enacted, That it shall be lawful for the said Trustees, or any Nine or more of them, at their Discretion, and they are hereby required from Time to Time to rate and assess for the

[*Loc. & Per.*]

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Purposes

Monies vested in Trustees.

Power to compound.

Public Buildings, &c. to be rated.

Purposes of paving or repairing all Chapels, Meeting Houses, Schools, Alms Houses, Hospitals, dead Walls, Warehouses, and other public Buildings whatsoever (charged or not charged to the Land Tax), situate, standing, lying, and being in any Square, Street, or Place, paved or repaired by virtue of this Act, which now is or hereafter may be built or in building, at a Rate not exceeding One Shilling and Sixpence in the Pound, according to the clear yearly Income arising from such Chapels, Meeting Houses, Alms Houses, Hospitals, or Schools and Warehouses, and other public Buildings respectively; and where there is not any such clear yearly Income, or the same cannot be fully ascertained, then and in either of the said Cases the same shall be charged and assessed at a Rate not exceeding Sixpence *per* Square Yard in any one Year of the Pavement paved under the Direction of the said Trustees, and belonging or adjoining to the Front or Sides of such Chapel, Meeting House, School, Warehouse, or other public Building; and the said Trustees, or any Nine or more of them, shall also at their Discretion, yearly or oftener if needful, assess all dead Walls and void Spaces of Ground, and which are not charged in respect of any Dwelling House or other Building, by the Pound Rate or otherwise by virtue of this Act, so that the whole of such Rate or Assessment shall not in any one Year exceed one Moiety of the Rate for paving as aforesaid for every Square Yard of Pavement paved or repaired under the Direction of the said Trustees, situate as aforesaid, or belonging to or lying before such Yards, dead Walls, or void Spaces of Ground; and the said Rate or Rates, Assessment or Assessments, to be made for any Chapel or Meeting House, shall be paid by the Ministers, the Elders, or Deacons thereof; and the Rates or Assessments for any School, Warehouse, or other public Building, dead Wall, or void Space of Ground, shall be paid by the respective Owner or Owners, Proprietor or Proprietors thereof.

Vacant
Ground how
to be charged.

XXIX. Provided always, and it is hereby enacted and declared, That nothing in this Act contained shall extend, or be construed to extend, to empower the said Trustees to charge or make chargeable any One Proprietor, Owner, or Lessee of any vacant Ground, with more than Two hundred Square Yards of paving or repairing on account of any such vacant Ground in any One Square, Street, Lane, or other Place, until the same shall be built upon.

Rates to be
signed by Nine
Trustees, who
are to grant
Warrants to
levy and col-
lect the same.

XXX. And be it further enacted, That all the Rates made by virtue of this Act shall be allowed and signed by Nine or more of the said Trustees, who are also hereby empowered and required to grant a Warrant or Warrants for collecting thereof, as also for levying the same by such Person or Persons as the said Trustees shall nominate or appoint, and which Warrants shall be sufficient Authority to the respective Persons thereby authorized for the Purposes therein mentioned; and the said Rates, after the same shall be allowed and signed by the said Trustees, shall be collected quarterly; and if any Person or Persons shall refuse, neglect, or omit to pay the Sum or Sums of Money which he, she, or they shall be rated or assessed at by virtue of this Act, for the Space of Ten Days after personal Demand made thereof, or Demand in Writing left at the Place of Abode or Habitation of such Person or Persons, then and in every such Case it shall be lawful for the Person or Persons who shall be authorized by such Warrant as aforesaid, and he and they is and are hereby authorized

authorized and required to levy the same by Distress and Sale of the Goods and Chattels of such Person or Persons so neglecting, refusing, or omitting to pay the same, rendering the Overplus (if any) after deducting the reasonable Charges and Expences of such Distress and Sale, to the Owner thereof; and in case no such Goods and Chattels can be found to be so distrained, or in case such Goods or Chattels shall be locked up or secured or removed from the Person or Persons authorized to distrain as aforesaid, so that he or they cannot distrain the same, then and in either of the said Cases, upon Information thereof given to any one or more Justice or Justices of the Peace for the said County, it shall be lawful for such Justice or Justices, and he and they is and are hereby required, to commit the Offender or Offenders to the Common Gaol or House of Correction for the County or Place where such Offence shall have been committed, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, or until the Payment of such Rate or Assessment, and the reasonable Charges occasioned by the Non-payment thereof.

XXXI. Provided always, and be it further enacted, That it shall and may be lawful to comprize in every such Warrant of Distress, or by Schedule thereto, the several Persons in Arrear for the said Rates, or for any Part or Share thereof so to be proportioned or divided as aforesaid, so as the said respective Persons be particularly named therein, with the respective Sums in Arrear, and when due; and when any Copy shall be demanded of such Warrant, a Copy thereof, with the Name of the Person demanding the same, and the Sum or Sums of Money thereby required to be levied by him, extracted from such Schedule, shall be deemed, adjudged, and taken to be a complete and perfect Copy of such Warrant; any Law, Usage, or Custom to the contrary notwithstanding.

Comprizing
in Warrant
of Distress
Persons in
Arrear for
Rates.

XXXII. And be it further enacted, That when any Person or Persons who have or hath been rated and assessed by virtue of this Act, shall quit his, her, or their Dwelling House, Warehouse, Shop, Vault, Cellar, or Tenement, whereupon such Rate or Assessment has been made, before he, she, or they shall have paid the same, and shall afterwards refuse to pay the same when due and demanded as aforesaid by the Person or Persons authorized and appointed to collect and receive the same, that then and in every such Case it shall be lawful for such Person or Persons as shall be appointed by the said Trustees, by Warrant under the Hand and Seal of any one or more Justice or Justices of the Peace acting in and for the said County; which Warrant the said Justice or Justices are hereby authorized and required to grant in any Place within their respective Jurisdictions, or out of the Limits thereof, such Warrant being first backed or countersigned by some Magistrate in the County, City, or Liberty where the Distress is to be made, to distrain the Goods and Chattels of such Person or Persons so neglecting or refusing, and the same to sell, rendering the Overplus (if any shall be), after deducting the reasonable Charges and Expences of such Distress and Sale, to the Owner of such Goods and Chattels: Provided always, that the said Trustees, if they think proper, may sue for all or any of the Rates or Assessments which shall be made by virtue of this Act, and all Arrears due thereupon and unpaid, in any of His Majesty's Courts at *Westminster*, or in any Court whatsoever in the County of *Middlesex* for the Recovery of Small Debts, in the Name or

Occupiers
quitting with-
out paying
Rates to be
followed.

Names

Names of the Treasurer, Clerk, or Collector, for the Time being ; in which Action, no Effoign, Protection, or Wager of Law, or more than One Imparlance shall be allowed.

Persons paying Rates exempt from paving, &c;

XXXIII. And be it further enacted, That all Persons paying the respective Rates and Assessments by this Act laid and assessed for the Purpose of paving or repairing, shall be, and every of them is and are hereby exempted and discharged from the Expence of paving or keeping in Repair the Squares, Streets, Lanes, and other Places, or such Parts thereof whereon any such respective Rate shall be laid, and also from all Penalties which may or might be incurred by Reason of their neglecting to pave or keep the same in Repair.

but not to excuse Ar-rears.

XXXIV. Provided always, and it is hereby enacted, That nothing in this Act contained shall prevent the collecting any Arrears of any Rate or Assessment due from any Person or Persons under or by virtue of the said recited Act.

Trustees Powers to remit a Part of Rates.

XXXV. And whereas it may be reasonable to excuse some Persons from the Payment of the said Rates or Assessments, on account of their Poverty ; be it further enacted and declared, That it shall be lawful for the said Trustees, or any Nine or more of them, and they are hereby authorized and empowered, to grant to such Person or Persons such Relief in the Payment of any Rate or Assessment as they the said Trustees shall think proper, so as such Reduction doth not exceed One Moiety of the Assessment payable by such Person or Persons.

Collectors to pay Money as received to the Treasurers.

XXXVI. And be it further enacted, That the Collector or Collectors of the Rates and Assessments aforesaid shall, and is hereby required, to pay the Money, as he or they shall receive the same, to the Treasurer or Treasurers for the Time being to the said Trustees ; and upon Payment thereof, such Collector or Collectors shall take a Receipt for the same of the said Treasurer or Treasurers, which shall be given without Fee or Reward ; and if any such Collector or Collectors shall at any Time keep or retain in his or their Hands more than the Sum of Twenty Pounds for any Time beyond the Space of Ten Days (provided the said Treasurer or Treasurers shall, within that Time, be ready to receive the same), he or they shall forfeit and pay any Sum not exceeding Five Pounds.

Money may be borrowed on the Credit of the Rates.

XXXVII. And whereas it will be necessary, for the more speedy and effectual carrying the Powers and Provisions of the said recited Act and this Act into Execution, to enable the said Trustees to borrow and raise a Sum of Money for those Purposes ; be it therefore enacted, That it shall and may be lawful for the said Trustees, and they are hereby empowered, from Time to Time when they shall judge it necessary, at any public Meeting to be held for that Purpose, to borrow and take up at Interest any Sum or Sums of Money upon the Credit of the Rates or Assessments to be made by virtue of this Act, and by any Writing or Writings signed by the said Trustees, or any Nine or more of them, to assign the said Rates or Assessments to such Person or Persons who shall advance and lend such Money thereupon, as a Security or Securities for the several Sums so borrowed, with Interest for the same ; which Interest shall be payable and paid quarterly by the Treasurer or Treasurers to the

faid Trustees, out of the Monies to arise by or from the said Rates or Assessments by virtue of this Act.

XXXVIII. And whereas many Persons may choose to advance Money for the Purchase of Annuities to be secured upon and payable out of the Rates and Assessments to be raised by virtue of this Act, be it therefore further enacted, That it shall be lawful for any Person or Persons to contribute, advance, and pay into the Hands of the said Trustees, or their Treasurer for the Time being, any Sum or Sums of Money for the absolute Purchase of One or more Annuity or Annuities, to be paid and payable during the full Term of the natural Life of such Person or Persons as shall be nominated by or on Behalf of such Contributor or Contributors at the Time of Payment of the respective Contribution; so as such Annuity or Annuities do not exceed the Rate of Ten Pounds by the Hundred by the Year, and so in Proportion for any less Sum to be paid as aforesaid; all which said Annuities so to be purchased shall be payable and paid by the Treasurer to the said Trustees for the Time being out of the Monies to arise by or from the said Rates and Assessments, by quarterly Payments, the first Payment to be made to the respective Purchasers, or their Assigns, at the Expiration of Three Calendar Months after Payment of their respective Purchase Monies: Provided that no such Money shall be borrowed by virtue of this Act, unless at a Publick Meeting to be held for that Purpose, whereof Twenty-one Days Notice shall be given in some public Newspaper circulated within the said Parish; and so that the total Sums to be borrowed on Life Annuities and at Interest as aforesaid, shall not exceed in the Whole the Sum of Ten thousand Pounds.

Or to grant Annuities.

The Whole by both Methods of borrowing not to exceed 10,000l.

XXXIX. Provided always, and be it further enacted, That the better to enable the said Trustees to pay the Money borrowed upon the Credit of the said Rates and Assessments in Manner aforesaid, it shall be lawful for the said Trustees, or any Nine or more of them, at any Time or Times until the Sum so borrowed and all Interest due thereon shall be fully paid and satisfied, as any such Annuitant or Annuitants or Nominees shall die, to permit any Person or Persons to purchase of them the said Trustees One or more Annuity or Annuities in the Room of such Annuitant or Annuitants or Nominee so dying, upon the Life of such Person or Persons, upon such Terms and Conditions, and payable in such Manner as above-mentioned; so that the Sum or Sums to be contributed for the Purchase of any Annuity or Annuities to be granted by virtue of this Act, together with the Monies borrowed on Interest as aforesaid, shall not at any one Time exceed the Sum of Ten thousand Pounds.

If any Annuitants die, any Person may purchase others till Mortgage Money paid off.

XL. And be it further enacted, That all and every Annuity and Annuities so to be purchased shall be and is and are hereby charged upon, and shall be paid and payable from Time to Time out of the Monies arising by the Rates and Assessments to be made by virtue of this Act; and all and every the Contributor or Contributors upon the Credit of this Act duly paying the Consideration or Purchase Money as aforesaid for any such Annuity or Annuities, his, her, or their respective Executors, Administrators, and Assigns, shall have, receive, and enjoy, and shall be entitled by virtue of this Act to have, receive, and enjoy the respective Annuity or Annuities so to be purchased out of the said Rates or Assessments,

Annuities charged upon the Rates.

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ments,

ments, during the Term of the natural Life of the Person to be nominated; and that all and every such Purchaser and Purchasers, and their Executors, Administrators, and Assigns, shall have good, sure, and absolute and indefeasible Estates and Interests in the Annuities so by him, her, or them respectively to be purchased, according to the Tenor and true Meaning of this Act; and that every Contributor for the Purchase of any such Annuity or Annuities as aforesaid, and his, her, or their Assigns, upon Payment of the Consideration or Purchase Money, shall have a Receipt or Receipts for the same, and also an Order for Payment of the said Annuity or Annuities for and during the natural Life of the Person who shall be so nominated as aforesaid, by quarterly Payments; which Order shall be signed by the said Trustees, or any Nine or more of them, and after signing thereof the same shall be firm, valid, and of good Effect in the Law, according to the true Purport and Meaning of this Act.

Clerk to enter all Securities for Money borrowed by Annuities on Lives.

XLI. And be it further enacted, That the Clerk to the said Trustees for the Time being shall enter in a Book or Books to be for that Purpose provided and kept by the said Trustees, all Securities for Monies borrowed or Annuities granted by virtue or in pursuance of this Act, and of all Assignments or Transfers thereof, expressing in Words at Length the Names, Surnames, Additions, Place of Abode, and other Descriptions of all such Persons as shall from Time to Time be entitled to such Securities, and also the Name, Surname, Addition, Place of Abode, and other Description of every Person for whose Life any Annuity shall be granted by virtue of this Act, and the Days whereon the said Annuity shall be payable; to which Book and Books the Person and Persons entitled to and possessed of such Annuity, and all and every the Person and Persons liable to the Payment of the said Rates and Assessments, shall at all reasonable Times have Access, with free Liberty to inspect the same, without Fee or Reward.

For Assignment of Securities.

XLII. And be it further enacted, That it shall be lawful for any Person or Persons entitled to any of the Securities aforesaid, and his, her, and their Executors, Administrators, or Assigns, at any Time or Times, by Writing under his, her, or their Hand or Hands respectively, to assign or transfer such Security, by Indorsement on the Back thereof, to any Person or Persons whatsoever, and so *toties quoties*; and such Assignments or Transfers, after they shall respectively be entered by the Clerk of the said Trustees in Manner aforesaid (which he is hereby required to do without Fee or Reward), shall entitle the Person or Persons to whom they shall be respectively made, and his, her, or their respective Executors, Administrators, and Assigns, to the Benefit of the Security or Securities so assigned or transferred.

Trustees to contract for cleansing the Streets, &c.

XLIII. And be it further enacted, That the said Trustees, or any Nine or more of them, may and they are hereby authorized and empowered, at any of their Meetings, to contract and agree in Writing, with any Person or Persons for the cleansing and keeping clean all or any of the said Squares, Streets, Lanes, Courts, Yards, Alleys, Passages, or Places within the said Parish, and for doing and performing every Thing relative thereto; and which Contract and Contracts shall specify the Particulars

culars contracted for, and Sum or Sums of Money, Price or Prices agreed upon to be paid, received, or taken by the said Trustees and Contractor or Contractors respectively, and the Time or Times when all or any the Matters and Things agreed or contracted for shall be done and performed, and the Penalties to be suffered in case of Non-performance thereof, and all and every other such Particulars and Covenants as the said Trustees or any Nine or more of them shall see necessary or think proper; all and every of which Contracts shall be entered in a Book or Books to be kept for that Purpose, by the Clerk or Clerks to the said Trustees; but previous to the making any such Contract, Fourteen Days Notice at the least shall be given in some Newspaper circulated within the said Parish, expressing the Intention of the said Trustees to enter into such Contract.

XLIV. And be it further enacted, That if any Person or Persons, other than the Scavenger or Scavengers who shall be appointed by or contract with the said Trustees, or those employed under him or them, shall collect or carry away any Dust, Cinders, or Ashes, from any House, Out-house, or other Premises, in any Road, Square, Street, Lane, Alley, Yard, Court, or Place, within the said Parish, then and in every such Case, it shall be lawful for any Person or Persons whomsoever, who shall see such Offence committed, to seize, and also for any Person or Persons to assist in seizing the Offender or Offenders, and without any Warrant to convey and deliver him, her, or them into the Custody of a Peace Officer, in order to be secured and conveyed before some Justice of the Peace for the said County of *Middlesex*; and every such Person or Persons so offending shall forfeit and pay any Sum not exceeding Forty Shillings for every such Offence; and in case the said Penalty be not forthwith paid, every such Offender or Offenders shall be committed to the House of Correction for the said County, for any Time not exceeding Six Weeks, unless such Penalty or Penalties shall be sooner paid.

Penalty on Persons, except the Scavenger, collecting Dust or Ashes.

XLV. Provided always, That in case the Person or Persons so offending be not apprehended, then the Owner or Owners of the Cart or Carriage in which such Dust, Ashes, or Cinders shall be put or placed in order to be carried away, or of any Horse or Beast drawing or carrying away the same, shall forfeit and pay the said Penalty.

If such Offender not apprehended, the Owner of the Horses and Cart to pay the Penalty.

XLVI. And be it further enacted, That the said Trustees shall and may cause all Trees, Signs, Sign-posts, Sign-irons, Dyers Racks, Dyers, Scowerers, and Barbers Poles, and all Porches, Penthouses, Boards, Spouts, and Gutters, projecting into or over the Highways or Footways, and all other Incroachments, Projections, or Annoyances whatsoever, (Bow Windows already erected excepted), within the Squares, Streets, Lanes, Courts, Yards, Alleys, Passages, and Places to be paved or repaired by virtue of this Act, to be taken down and removed; and shall cause all Signs, Boards, and Gutters to be affixed and placed close to or on the Front of the Houses, Shops, Warehouses, or Buildings whereunto they respectively belong, or on such Part of the said Warehouses or Buildings as the said Trustees shall think proper and convenient, the Expence whereof shall be paid out of the Money to be raised by virtue of this Act, and shall return to the respective Owners all or so much of such Signs, Sign-posts, Poles, Sign-irons, Boards, Spouts, and Gutters, as shall not be affixed or put up,
or

All Projections to be removed.

or otherwise made use of in the Alterations directed by the said Trustees in pursuance of this Act; and that for the future, all Signs, Sign-boards, and Gutters shall be placed and fixed close to or on the Fronts of the Houses, Shops, Warehouses, or Buildings to which they respectively belong, and not otherwise; and if any Person or Persons shall at any Time hereafter hang, place, or erect any Sign, Sign-post, or other Post, Sign-iron, Pole, Porch, Penthouse, Board, Spout, Gutter, or other Projection, Obstruction, or Annoyance whatsoever, or cause the same to be done contrary to the Directions aforesaid, and the true Intent and Meaning of this Act, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds nor less than Forty Shillings.

To prevent
Accidents by
Areas, Cellars,
&c. not
being secured.

XLVII. And be it further enacted, That if any Area or Cellar shall be left open, uncovered, or unsecured, or any Area or Cellar Door or Window, or any Kirb or Flap, Grates or Bars, of or belonging to any Area or Cellar, or Area or Cellar Door or Window, within any of the Squares, Streets, Lanes, Courts, Yards, Alleys, Footways, Passages, and Places already paved or repaired, or hereafter to be paved or repaired, by virtue of this Act, shall be worn out, decayed, or out of Repair, or shall be laid, placed, or fixed in an improper Manner, so as to render the passing and repassing of Persons along the said Streets and Places or any of them dangerous, unsafe, or inconvenient, then and in every such Case it shall be lawful for the said Trustees or their Surveyor, or any other Person employed by them respectively; to give or leave Notice in Writing at the House or Premises to which the same shall or may belong, to and for the Tenant or Tenants, Occupier or Occupiers thereof, to cover in, secure, alter, repair, and amend the same, within the Space of Two Days next after every such Notice so given or left as aforesaid, within which said Space of Time it shall be lawful for such Tenant or Tenants, Occupier or Occupiers as aforesaid, and he, she, or they is and are hereby required and authorized to cause the same to be done in a good and substantial Manner, and to deduct and retain the reasonable Costs and Charges thereof out of his, her, or their respective Rent or Rents; and the Owner or Owners of such Premises, or Person or Persons in the Perception of the Rents and Profits thereof, is and are hereby required to allow such Deduction and Payment upon Receipt of the Residue of his, her, or their respective Rents; and the said Tenant or Tenants, Occupier or Occupiers, shall be and is and are hereby acquitted and discharged of and from so much of his, her, or their Rent or Rents as the Money so paid by him, her, or them as aforesaid shall amount unto; and in case such Tenant or Tenants, Occupier or Occupiers shall, (after such Notice as aforesaid), refuse, neglect, or omit to cover in, secure, alter, repair, or amend the same, or to cause the same to be so done, it shall be lawful for the said Trustees or their Surveyors to cause the same to be so covered in, secured, altered, repaired, and amended, and to charge such Tenant or Tenants, Occupier or Occupiers, with the whole Expence thereof, who is and are hereby required and authorized to pay the same to the said Trustees or their Surveyor, upon Demand, and to deduct the same out of his, her, or their Rent or Rents as aforesaid; and the Landlord or Landlords, Owner or Owners, or Person or Persons in the Perception of the Rents and Profits of such Premises, is and are hereby required to allow such Deduction as aforesaid; and in case such Tenant or
Tenants,

Tenants, Occupier or Occupiers shall upon such Demand made by the said Trustees or their Surveyor as aforesaid, refuse, neglect, or omit to pay the same, that then and in such Case it shall and may be lawful for any One or more of His Majesty's Justices of the Peace for the said County, by Warrant under his or their Hands and Seals, to levy the same by Distress and Sale of the Goods and Chattels of the Person or Persons so refusing or neglecting to pay the same (Proof upon Oath having been first made before him or them of such Work having been done, and of the Amount of the Expence of doing the same, and of such Neglect or Refusal to pay the Charges thereof as aforesaid); and in case such House and Premises shall be empty and unoccupied, then and in such Case the same shall remain a Charge upon the Premises, and shall be paid by the First Tenant or Occupier thereof (who shall and may and is hereby authorized to deduct the same out of his or their Rent, in Manner as aforesaid), or by the Owner or Owners, Proprietor or Proprietors of such House and Premises, and in case of his, her, or their Refusal to pay the same, that then it shall be lawful for any One or more Justice or Justices of the Peace as aforesaid, to levy the same by Distress and Sale of his, her, or their Goods and Chattels in Manner as herein mentioned.

XLVIII. And be it further enacted, That the said Trustees shall and may cause to be painted, engraved, or described, in Stone or Wood or otherwise, and to be affixed in a conspicuous Part of and upon One or more House or Houses, Building or Buildings, at or near each End, Corner, or Entrance or other Part of each of the said Squares, Streets, Lanes, Courts, Yards, Alleys, Passages, and Places, the Name by which each respective Square, Street, Lane, Court, Yard, Alley, Passage, and Place, is properly or usually called or known, or shall hereafter be called or known, and may also cause every House, Shop, or Warehouse, in each of the said Squares, Streets, Lanes, Courts, Yards, Alleys, Footways, Passages, and Places, to be marked and numbered in such Manner as they shall judge most proper for distinguishing the same; and if any Person or Persons shall wilfully destroy, pull down, injure, obliterate, or deface any such Names, Descriptions, Marks, or Numbers, or any Part or Parts thereof, or cause or procure the same to be done, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings.

Names of Streets to be affixed up, and Houses numbered.

XLIX. And be it further enacted, That if any Person or Persons shall throw, cast, or lay, or cause to be thrown, cast, or laid, any Soil, Rubbish, Dirt, Timber, Dust, Dung, Suds, Filth, or any other Annoyance, into any open Place, Square, Street, Lane, Court, Alley, Footway, or other public Passage or Place within the said Parish, or saw any Stone or Timber in any such Square, Street, Lane, Court, Yard, Passage, or Place, or kill, slaughter, singe, burn, scald, dress, or cut up, or cause to be killed, slaughtered, singed, burned, scalded, dressed, or cut up, any Beast, Swine, Calf, Sheep, Lamb, or any other Cattle, in any of the open Places, Roads, Squares, Streets, Lanes, Courts, Yards, Alleys, Passages, and Places within the said Parish, every Person or Persons so offending, shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings; and if any Swine or other Cattle or Beast shall be found wandering about the Highways, Roads, Squares, Streets, Lanes, Courts, Yards, Alleys, Passages, and Places within the said Parish, the Owner or Owners thereof shall for every such Offence forfeit and pay any Sum not exceeding Twenty

For laying a Penalty on Persons committing certain Annoyances.

[Loc. & Per.]

3 D

Shillings;

Shillings; and it shall be lawful for the Surveyor or other Officer appointed by the said Trustees, or any other Person or Persons, to impound such Swine or other Cattle or Beast in the common Pound, or such other Place in or near the said Parish as shall be appointed for that Purpose by such Surveyor or Officer, and the same there to detain until the said Forfeiture, and the Expence of impounding and keeping such Swine or other Cattle or Beast, shall be fully paid and satisfied; and if such Penalty and Expences shall not be paid within Four Days after such Swine or other Cattle or Beast shall be so impounded, it shall be lawful for the Surveyor or Officer appointed by the said Trustees to sell or cause such Swine or other Cattle or Beast to be sold, and the Overplus (if any) to be paid to the Owner or Owners thereof; provided that whether such Swine or other Cattle or Beast shall be so impounded or not, the Owner or Owners thereof shall nevertheless be liable to the said Penalty.

Bonfires, &c.

L. And be it further enacted, That if any Person or Persons shall make or assist in making any Fire or Fires, commonly called Bonfires, or shall set fire to or let off or throw any Squib, Serpent, Rocket, or any Gun, Gunpowder, or other Firework, in any of the Roads, Squares, Streets, Lanes, Alleys, Courts, Yards, Passages, and open Places within the said Parish, or if any Person or Persons shall put or place any Stall, Board, Basket, Wheelbarrow, Wares, Merchandizes, Casks, or Goods of any Kind, in or upon any of the Carriage or Footways, or shall drain or suffer to be drained any Soil, Blood, or other Filth, into any of the Channels of the said Roads, Squares, Streets, Lanes, Courts, Yards, Alleys, Footways, Passages, and Places, or drive or place, or cause to be driven or placed any Coach, Cart, Waggon, Dray, or other Carriage upon any of the Carriage Ways within the said Parish, so as to occasion any Obstruction or Annoyance whatsoever, and shall not immediately remove the same when required so to do by any Person or Persons whomsoever, or shall run, drive, or draw, or cause to be run, driven, or drawn, any Coach, Waggon, Cart, Dray, or other Carriage, or any Wheel, Sledge, Truck, or Wheelbarrow, or shall ride, lead, place, or drive, or cause to be rode, led, placed, or driven, any Horse, Ass, Mule, or other Cattle, upon any of the Footways of the open Places, Roads, Squares, Streets, and Lanes, within the said Parish, he, she, or they shall forfeit for every such Offence any Sum not exceeding Forty Shillings; and it shall be lawful for the Surveyor or Officer appointed by the said Trustees, or any other Person or Persons whomsoever, who shall see any of such Offences committed, to seize, and also for any other Person or Persons to assist in seizing the Offender or Offenders, and without any other Warrant to convey and deliver him, her, or them, into the Custody of a Peace Officer, in order to be secured and conveyed before some Justice of the Peace for the County of *Middlesex*, who, upon Proof being made upon Oath of any such Offence or Offences as aforesaid, shall commit the Offender or Offenders to the House of Correction for the said County, for any Time not exceeding Thirty Days nor less than Seven Days, unless the said Penalty and all Charges attending the same shall be sooner paid; and in case the said Offender or Offenders cannot be apprehended, then and in every such Case it shall be lawful for any Person or Persons whomsoever to seize or cause to be seized any such Stall, Boards, Baskets, Wheelbarrow, Wares, Merchandizes, Casks, Goods, Coach, Cart, Waggon, Dray, or other Carriage, and all Goods and other Things which may be therein or on the same, together with

with the Horse or Horses, Beast or Beasts (if any shall be thereunto belonging), with the Harness, Gear, Tackle, and Accoutrements thereof, and also such Wheels, Sledge, Truck, or Wheelbarrow, and all Goods and Things which may be in or on the same, and cause the same to be removed or taken to such Place in or near the said Parish as shall be appointed for that Purpose by such Surveyor or Officer, there to be kept and detained until the Owner or Owners thereof, or his or their known Servant or Servants, shall and do pay to the Person or Persons in whose Custody the same shall be the said Penalty, together with the Charges of removing the same, and of keeping such Horse or Horses, or other Beast (if any); and in case the Goods, Carriages, Drays, Horse or Horses, or other Cattle, Materials, Articles, Matters, or Things so removed shall not be demanded, and the said Penalty and Charges paid, within Four Days next after such Removal, then it shall be lawful for such Surveyor or Officer to order the same to be appraised and sold; and the Money arising therefrom shall be applied, one Moiety to the Person who shall apprehend any such Offender, or seize, carry, or take to the said Place any such Cart, Carriage, or Beast, or shall seize any such Stall, Board, Basket, Wheelbarrow, Casks, Goods, Wares, Merchandizes, Materials, Articles, and Things, and the other Moiety to the Treasurer of the said Trustees, to be applied for the Purposes of the said recited Act and this Act, returning the Overplus (if any), after deducting the said Penalty and the Charges attending such Removal, and of maintaining and keeping such Horse or Horses or other Beast, and of appraising and selling such Cart, Carriage, Horse, or Beast, or such other Articles, Matters, or Things seized as aforesaid, unto the Owner or Owners thereof.

LI. Provided always, That if any Coach, Cart, Waggon, Dray, or other Carriage shall be so placed, or suffered to stand or continue as aforesaid, or any Horse, Ass, or Cattle shall be so driven or led, or any Stall, Boards, Baskets, Wheelbarrows, Wares, Merchandizes, Casks, Goods, Materials, or Things, shall be so put or placed as aforesaid, in or upon the said Carriage or Footways, or any of them, and the same shall not be seized or impounded as aforesaid, the Owner or Owners of such Coach, Cart, Waggon, Dray, or other Carriage, Stall, Boards, Baskets, Wheelbarrows, Wares, Merchandizes, Casks, Goods, Materials, and Things, shall nevertheless forfeit and pay for every such Offence, any Sum not exceeding the Sum of Forty Shillings.

In case Carriages, &c. are not secured by virtue of this Act, the Owner nevertheless to forfeit 40s.

LII. And be it further enacted, That if any Person or Persons shall begin to empty any Boghouse or Boghouses, or to take away any Night Soil from any House or Houses within the said open Places, Roads, Squares, Streets, Lanes, Courts, Yards, and Alleys, or come with any Carts or Carriages for that Purpose, save and except between the Hours of Eleven of the Clock in the Night and Five of the Clock in the Morning from *Lady Day* to *Michaelmas*, and between Eleven of the Clock at Night and Six of the Clock in the Morning from *Michaelmas* to *Lady Day*, or if any Person or Persons shall put or cast, or cause to be put or cast out of any Tub, Cart, or otherwise, any such Night Soil in, upon, or near any of the Highways, Roads, open Places, Squares, Streets, Lanes, Courts, Yards, and Alleys within the said Parish, it shall be lawful for any Constable, Headborough, Bedel, or Watchman (and he and they are hereby strictly charged and required and directed so to do), or any other

For punishing Persons guilty of certain Nuisances.

other Person or Persons whomsoever, to apprehend and carry any Person or Persons guilty of the said Offences to any Watch House of the said Parish, and from thence to convey him, her, or them, as soon as conveniently may be, before some Justice of the Peace for the said County of *Middlesex*, who (upon Oath made of such Offence or Offences as aforesaid), shall commit such Offender or Offenders to the House of Correction for the same County, for any Time not exceeding Thirty Days nor less than Fourteen Days; and the Owner or Owners of any Carts, Carriages, Horses, or Beasts employed in and about emptying or removing such Night Soil, save and except within the Hours hereby allowed, shall forfeit and pay any Sum not exceeding Forty Shillings for every such Offence; and any Person or Persons may seize such Carts or Carriages or the Horses or Beasts drawing the same, and drive, remove, or take such Carts or Carriages, Horses or Beasts, to such Place in or near the said Parish as the Inspector or Officer appointed by the said Trustees shall order and direct, there to be detained until the Owner or Owners shall pay the said Penalty, together with all Charges relating thereto; and in case the same shall not be demanded, and the said Penalty and Charges paid within Four Days next after such Seizure, then it shall be lawful for such Inspector or Officer to order the same to be appraised and sold, and the Money arising therefrom shall be applied in Payment of such Penalty and Charges, returning the Overplus (if any) to the Owner or Owners thereof on Demand.

Penalty on
carrying away
Slop, &c.
other than in
covered Carts.

LIII. And be it further enacted, That if any Person or Persons shall drive or cause to be driven any Cart or other Carriage with any Sope Lees, Slop, Filth, or Channel Mire, or Dirt therein, through or in any of the Squares, Streets, Lanes, Roads, or Highways within the said Parish, without such Cart or other Carriage having a proper Covering to prevent the same from stopping or spilling in any of the said Squares, Streets, Lanes, Roads, or Highways, or shall fill any such covered Cart or other Carriage so as to run over, or cast any Sope Lees, Slop, Mire, or Channel Dirt or Filth in or upon any of the said Squares, Streets, Lanes, Roads, or Highways, it shall and may be lawful for any Person or Persons whatsoever, who shall see such Offence committed, to seize and apprehend, and also for any other Person to assist in taking and apprehending the Offender or Offenders; and he or they is and are hereby authorized so to do without any other Warrant, and to convey and deliver him or them into the Custody of a Peace Officer, in order to be secured and conveyed before some Justice of the Peace for the said County, and every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings; and in case the said Penalty be not immediately paid, such Justice may commit such Offender or Offenders to the House of Correction for the County of *Middlesex*, for any Time not exceeding Fourteen Days nor less than Seven Days: Provided always, that in case the Person or Persons so offending cannot be apprehended, then the Owner or Owners of such Cart or Carriage in which such Sope Lees, Slop, Filth, Mire, or Channel Dirt shall be put or placed, shall be liable to and shall forfeit and pay such Penalty as aforesaid.

Hoards not
to be set up
without
Leave.

LIV. And be it further enacted, That no Person or Persons whatsoever shall erect, build, or set up, or cause to be erected, built, or set up,
any

any Hoard by way of Inclosure, or any Scaffold, or any Posts, Bars, Rails, Boards, or any other Materials, or Thing or Things for building or repairing any House, Tenement, or other Works, or for any other Purpose whatsoever, within the Squares, Streets, or Places to be paved or repaired by virtue of this Act or any of them, without Leave or Licence first had and obtained under the Hands of Two or more of the said Trustees, or their Surveyor or Surveyors; and the said Trustees, or their Surveyor or Surveyors, is and are hereby authorized to grant the same forthwith without Fee or Reward, and without waiting for a general Meeting for that Purpose, to every Person so applying for such Licence; and no Person whatsoever shall erect, build, or set up any such Scaffold, Hoard, or Inclosure, or any other Materials or Things as aforesaid, in any other Manner, or suffer the same to remain for any longer Time than shall be allowed or expressed in such Licence to be signed as aforesaid, nor without a Light being placed thereto in the Night Time, upon Pain of forfeiting any Sum not exceeding Twenty Shillings nor less than Ten Shillings, for every Twenty-four Hours that the same or any Part thereof shall be continued contrary to the said Licence, or to the Directions of this Act: Provided always, that if any such Hoard, Inclosure, or Scaffold, or any Posts, Bars, Rails, Boards, or other Materials, Thing or Things, for building or repairing, or for any other Purpose whatever as aforesaid, shall be so erected, built, or set up, without the Leave or Licence of the said Trustees, or their Surveyor or Surveyors, so had and obtained and signed as aforesaid, or shall be put up in any other Manner, or be continued for any longer Time than shall be allowed and expressed in such Licence, and the Owner or Proprietor thereof cannot be found, then and in either of the said Cases it shall be lawful for the said Trustees to cause the same to be taken down and removed, and the Materials thereof to be deposited in some proper Place within the said Parish, there to be kept and detained until the Owner or Owners thereof, or his, her, or their known Servant or Servants, shall and do pay to the Treasurer for the Time being to the said Trustees the said Penalty, together with the Costs and Charges of removing, detaining, and keeping the same; and in case the same shall not be claimed, and the said Penalty and Charges paid within the Space of Five Days next after such taking down and removing thereof, then it shall and may be lawful for the said Trustees to order the same to be sold and disposed of, and the Money arising therefrom to be applied to the Purposes of this Act.

On what Occasions Trustees may order Hoards to be removed.

LV. And be it further enacted, That all Penalties and Forfeitures by this Act imposed, (the Manner of levying and recovering whereof is not hereby otherwise particularly directed), shall, upon Conviction of the Offender or Offenders, either by his or her own Confession or by the Oath or Oaths of any credible Witness or Witnesses, be levied and recovered by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal of any Justice of the Peace acting in and for the said County of *Middlesex*, which Warrant such Justice is hereby empowered to grant upon the Confession of the Party or Parties, or upon the Information of a credible Witness or Witnesses upon Oath; and the Penalties and Forfeitures, when recovered, after rendering the Overplus (if any be) upon Demand, to the Party or Parties whose Goods and Chattels shall be so distrained and sold, the Charges of such Distress and Sale being first deducted, shall be paid, One Moiety thereof to the Informer or Informers, and the other Moiety thereof to the Treasurer to the said

Penalties not otherwise provided for, how to be recovered.

[*Loc. & Per.*]

3 E

Trustees

Trustees for the Time being, and be applied towards the Purposes of the former Act and this Act; and in case sufficient Distress cannot be found, or such Forfeiture and Penalties shall not be paid forthwith, it shall be lawful for such Justice, and he is hereby authorized and required, by Warrant under his Hand and Seal, to cause such Offender or Offenders to be committed to the Common Gaol of the County where such Offence shall be committed, or where such Offender shall be convicted, there to remain, without Bail or Mainprize, for any Time not exceeding Two Calendar Months nor less than Twenty-one Days, unless such Penalty and Forfeiture, and all reasonable Charges, shall be sooner paid and satisfied.

Distress not to be deemed unlawful for Want of Form;

but Parties aggrieved may recover.

Plaintiff not to recover if Tender of Amends be made.

LVI. And be it further enacted, That where any Distress shall be made for any Sum or Sums of 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 or Parties making the same be deemed a Trespasser or Trespassers on account of any Defect or Want of Form in any Proceedings relating thereto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers *ab initio*, on account of any Irregularity which shall be done by the Party or Parties distraining; but the Person or Persons aggrieved by such Irregularity, shall and may recover full Satisfaction for the special Damage in an Action on the Case: Provided always, that no Plaintiff shall recover in any Action for any such Irregularity, Trespass, or other Proceedings, if Tender of sufficient Amends shall be made by or on Behalf of the Party or Parties who shall have committed or caused to be committed any such Irregularity, Trespass, or wrongful Proceeding before such Action brought, and the Defendant or Defendants in any such Action, by Leave of the Court where such Action shall depend, may, at any Time before Issue joined, pay into the Court such Sum of Money as he or they shall think fit, whereupon such Proceedings or Orders and Judgements shall be had, made, and given, in and by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Power of Appeal to the Quarter Sessions.

LVII. Provided always, and be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Thing done in pursuance of this Act, such Person or Persons shall and may, within Three Calendar Months next after the Cause of Complaint shall arise, appeal to the Justices of the Peace at the next General or Quarter Sessions of the Peace to be holden in and for the County of *Middlesex*, such Appellant or Appellants first giving, or causing to be given, Ten Days Notice in Writing, of his, her, or their Intention to bring such Appeal, and of the Cause or Causes thereof, to the Clerk or Treasurer to the said Trustees, and within Four Days next after such Notice, enter into a Recognizance or Recognizances before some Justice of the Peace in and for the said County, with Two sufficient Sureties conditioned to try such Appeal mentioned in such Notice, and abide the Order and pay such Costs as shall be awarded by the said Justices, and the Matter of such Appeal shall be heard and determined by the said Justices at the next General or Quarter Sessions of the Peace to be holden in and for the said County, or any Adjournment thereof, or at any Adjournment of the then last General or Quarter Sessions of the Peace in and for the said County, which shall first happen after the Expiration of One Calendar Month from the Day of giving such Notice; and the said Justices at such Sessions or Adjourn-

Adjournments, upon due Proof of such Notice being given, and of the entering into such Recognizance or Recognizances, shall hear and finally determine the Causes and Matters of such Appeal in a summary Way, and award such Costs for the Appellant or Appellants, or Respondent or Respondents, as they the said Justices shall think proper; and the Determination of such Justices shall be final, binding, and conclusive, to and upon all Parties concerned or interested therein.

LVIII. Provided always, That upon all Appeals from any of the Rates or Assessments to be made or imposed by the Authority of the said recited Act or this Act, the Justices of the Peace (where they shall see just Cause of Relief) shall, and are hereby empowered to amend the said Rates and Assessments, in such Manner only as shall be necessary for giving Relief to the Person or Persons so appealing, without altering such Rates and Assessments with respect to any other Person or Persons mentioned in the same.

Justices to amend Rates appealed against, without altering the other Rates.

LIX. And be it further enacted by the Authority aforesaid, That any of the Inhabitants of the said Parish of *Saint Leonard Shoreditch*, shall, before any Justice or Justices of the Peace, or upon any Trial, Hearing, Examination, or otherwise, in, about, touching, or concerning this Act, or any of the Matters or Things herein contained, be, and be deemed a competent Witness or Witnesses, notwithstanding his or her being such Inhabitant, or paying any of the Rates laid or assessed by the Authority of this Act; and that any Justice of the Peace for the County of *Middlesex* may act in the Execution of this Act, notwithstanding he shall be a Trustee, or be contributing to the Rates aforesaid; any Law, Statute, or Usage to the contrary notwithstanding.

Inhabitants deemed competent Witnesses, &c.

LX. And be it further enacted, That no Proceeding to be had touching the Conviction of any Offender or Offenders against this Act, or any Order made, or other Matter or Thing to be done or transacted in or relating to the Execution of this Act, shall be vacated or quashed for Want of Form, or be removed by *Certiorari*, or any other Writ or Process whatsoever, in any of His Majesty's Courts of Record at *Westminster*; any Law or Statute to the contrary notwithstanding.

Proceedings not to be quashed for Want of Form.

LXI. And, for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That all and every Justice and Justices of the Peace, before whom any Person or Persons shall be convicted of any Offence against this Act, shall and may cause the Conviction to be drawn up in the Form or to the Effect following:

Form of Conviction.

‘ *Middlesex,* } BE it remembered, That, on the Day
 ‘ to wit. } of in the Year of the Reign
 ‘ of is convicted before me, One
 ‘ of His Majesty's Justices of the Peace for the County of *Middlesex*, of
 ‘ [*specifying the Offence*] contrary to an Act of Parliament made in the
 ‘ Year of the Reign of King *George* the Third [*specify-*
 ‘ *ing the Title of the Act*]. Given under my Hand and Seal the Day and
 ‘ Year first above written.’

LXII. Provided always, and be it enacted, That the Charges and Expences of procuring and passing this Act shall be paid out of the first Monies that shall be raised by virtue of this Act.

Expences of the Act.

LXIII. And

Limitation of
Actions.

LXIII. And be it further enacted, That no Action or Suit shall be brought, commenced, or prosecuted against any Person or Persons for any thing done in pursuance of this Act, unless Thirty Days Notice shall be first given in Writing to the Clerk or Treasurer to the said Trustees, signed by the Plaintiff or Plaintiffs; or unless the same shall be commenced before the Expiration of Three Calendar Months next after the Fact committed; or unless Tender of reasonable Amends hath not or shall not have been made by or in Behalf of the Defendant or Defendants in such Action or Suit; nor unless such Action or Suit shall be laid and brought in the County of *Middlesex*; and the Defendants in any Action or Suit to be commenced for any thing done in pursuance of this Act, shall and may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the Matter or Thing for which such Action or Suit shall be brought was done in pursuance and by the Authority of this Act; and if such Matter or Thing shall appear to have been so done, or if it shall appear that such Action or Suit was brought before Thirty Days Notice thereof was given in Writing to the Clerk or Treasurer to the said Trustees, signed by the Plaintiff or Plaintiffs, or if it shall appear that such Action or Suit was not commenced before the Expiration of Three Calendar Months next after the Fact committed, or if it shall appear that Tender of reasonable Amends was made by or in Behalf of the Defendant or Defendants in such Action or Suit before such Action or Suit was commenced or brought, or if such Action or Suit shall be brought in any other County or Place than the County of *Middlesex*, that then the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall become nonsuited, or discontinue his, her, or their Action or Suit, after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgement shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover Treble Costs, and shall have such Remedy for the same as any Defendant or Defendants hath or have in any other Cases by Law.

Treble Costs.

Public Act.

LXIV. And be it further enacted, That this Act shall be deemed, adjudged, and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and other Persons whomsoever, without specially pleading the same.

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