



Beverley Freemen Act 2010

CHAPTER i

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Schedule — Extended Beverley Area



Beverley Freemen Act 2010

CHAPTER i

An Act to re-state and extend the categories of person entitled by birthright to be enrolled as a Freeman of Beverley; to extend the area within which entitlement to be a Pasture Freeman may arise; to modify legislation relating to such entitlement; and for related purposes. [21st January 2010]

WHEREAS

- (1) The custom and practice of admitting persons to the freedom of Beverley was preserved by section 248 of the Local Government Act 1972 (c. 70) in relation to the borough of Beverley:
- (2) By long practice entitlement to be admitted as a Freeman of Beverley is regulated by an Order of the Mayor, Aldermen and Burgesses of the Town and Borough of Beverley made on 2 August 1813 and entitled “Regulations as to Freedoms”:
- (3) The functions of the Freemen of Beverley in relation to the regulation and use of the Beverley common pastures are governed by an Act (1836 c. lxx) the title of which is “An Act to provide for the better regulation of certain common pastures within the Borough of Beverley in the East Riding of the County of York” (“the 1836 Act”);
- (4) Section 27 of the 1836 Act requires the maintenance of a roll (the “Pasture Freemen’s Roll”) of those of the Freemen of Beverley who are resident within the municipal borough (“the Pasture Freemen”) and section 5 of that Act provides for the Pasture Freemen annually to appoint 12 pasture masters from amongst themselves:
- (5) For the purposes of the 1836 Act the municipal borough is the municipal borough as defined in Schedule O to the Parliamentary Boundaries Act 1832 (c. 64):

- (6) The area of the municipal borough (which was itself altered after 1832) is significantly smaller than the area of Beverley as it exists today:
- (7) The Beverley Pasture Masters are responsible for the regulation and maintenance of the Beverley common pastures, which are an important facility providing pasturage for animals:
- (8) The restricted area of the municipal borough for this purpose has contributed to a severe decline in the number of people entitled to be included on the Pasture Freeman's Roll to the extent that the numbers of Pasture Freeman are insufficient to secure the continued appointment of the Beverley Pasture Masters for the foreseeable future:
- (9) The Beverley common pastures are vested in East Riding of Yorkshire Council, which is also responsible for maintaining the roll of Pasture Freeman:
- (10) It is expedient to safeguard the Beverley Pasture Masters' continued existence by extending the pool of potential Pasture Freeman so that the number of Pasture Freeman can be maintained, if not increased:
- (11) In relation to the promotion of the Bill for this Act the East Riding of Yorkshire Council has complied with the requirements of section 239 of the Local Government Act 1972:

May it therefore please Your Majesty that it may be enacted, and be it enacted, by the Queen'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, as follows:—

1 Citation

This Act may be cited as the Beverley Freeman Act 2010.

2 Interpretation

In this Act—

“the 1813 Order” means the Order of the Mayor, Aldermen and Burgesses of the Town and Borough of Beverley made on 2 August 1813 and entitled “Regulations as to Freedoms”;

“the 1836 Act” means the Act (1836 c. lxx) the title of which is “An Act to provide for the better regulation of certain common pastures within the Borough of Beverley in the East Riding of the County of York”;

“the extended Beverley area” means the area described in the Schedule.

3 Entitlement to inclusion on rolls maintained under sections 27 and 31 of the 1836 Act

The entitlement of any person to be included in either of the rolls maintained by a proper officer of the East Riding of Yorkshire Council in accordance with section 27 or section 31 of the 1836 Act shall be determined by reference to the extended Beverley area.

4 Proof of entitlement to freedom

- (1) Any person who applies to be admitted by birthright to the freedom of Beverley shall provide such information in support of the application as the East Riding of Yorkshire Council may reasonably require.
- (2) The 1813 Order so far as it remains capable of having effect in relation to the procedure for admission by birthright to the freedom of Beverley shall cease to have effect.

5 Modification and amendment of the 1836 Act

In the 1836 Act so far as it remains capable of having effect—

- (a) any reference to the borough of Beverley shall have effect as if it were a reference to the extended Beverley area;
- (b) any reference to the limits of the borough of Beverley shall be construed as a reference to the limits of that area;
- (c) in sections 31 and 33, for “Widows Roll” there shall be substituted “Successors Roll”; and
- (d) in section 72, after “Male;” there shall be inserted the words “and the words “widow” and “widowhood” and any other word importing the feminine gender only shall extend and be applied to a male as well as a female”.

6 Costs of Act

The costs, charges and expenses of and incidental to the preparing for, obtaining and passing of this Act paid or payable by the East Riding of Yorkshire Council may in whole or in part be defrayed out of revenue.

SCHEDULE

Section 2

EXTENDED BEVERLEY AREA

The parish of Beverley as constituted by article 2 of the East Riding of Yorkshire (Parishes) Order 1999 (S.I. 1999/154) and the civil parishes of Molescroft and Woodmansey as shown on the map deposited in connection with that Order.

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