



ANNO QUADRAGESIMO PRIMO

GEORGI II. REGIS.

Cap. 97.

An Act for amending and rendering more effectual, an Act passed in the Thirty-first Year of the Reign of His present Majesty, for the better Regulation and Government of the Company of Cutlers, within the Liberty of *Hallamshire*, in the County of *York*, and within Six Miles of the said Liberty, and of their Journeymen and Apprentices.

[20th June 1801.]

WHEREAS an Act of Parliament was passed in the Thirty-first Year of His present Majesty's Reign, intituled, *An Act for the better Regulation and Government of the Company of Cutlers, within the Liberty of Hallamshire, in the County of York, and within Six Miles of the said Liberty; and of their Journeymen and Apprentices*: And whereas some of the Provisions of the abovementioned Act have been found inconvenient, and it is expedient that some Parts of the said Act should be repealed, and that other Parts thereof should be explained and amended; may it therefore please Your Majesty that it may be enacted, and be it enacted by the King's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

Preamble.

31 Geo. III.

[*Loc. & Per.*]

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sent

So much of recited Act as relates to the Widow of a Freeman carrying on Trade, repealed; and so much of the said Act as relates to the binding Apprentices, and inrolling Indentures, not to extend to Parish Apprentices.

sent Parliament assembled, and by and with the Authority of the same, That so much of the said Act as relates to the Widow of any Freeman of the said Company, using, exercising, or carrying on all or any of the Trades, Arts, or Occupations, of her late Husband, either during her Widowhood, or any future Coverture, and to allowing her, at any Time during her Widowhood, to sell the Mark or Trade of her deceased Husband, to any Person entitled to carry on the same, shall be, and the same is hereby repealed; and that so much of the said Act, as relates to the Manner in which Apprentices serving under a Contract Indenture, or Instrument in Writing, to any Member of the said Company, should gain and be entitled to their Freedom; and so much thereof as relates to the inrolling of the said Contract Indenture, or Instrument of Apprenticeship, in the Books of the said Company, within Two Calendar Months after the Execution thereof, shall not be held to extend to any of the Provisions of this present Act, respecting the Mode in which Parish Apprentices, bound or to be bound to any Freeman of the said Company, shall gain and be entitled to his Freedom in the said Company.

A Freeman empowered to give his Mark by Will;

II. And be it further enacted by the Authority aforesaid, That from and after the passing of this Act, any Freeman of the said Company, using or exercising the Art or Trade of a Maker of Knives, Sickles, Shears, Scissors, Razors, Files, and Forks, or any of them, within the said Lordship or Liberty, or Six Miles Compass of the same, who shall have gained or acquired by Service, Purchase, or otherwise, a Mark for the marking of his Goods, shall have full and free Liberty, Power, and Authority, to give the said Mark by his last Will and Testament to any Person or Persons whomsoever, in like Manner as any other Personalty to him belonging, subject to the Life Estate and Interest of any such Freeman's Widow therein: Provided nevertheless, That the Widow of any such Freeman shall not, by any such Gift or Will, or by any Thing in this Act contained, be deprived of the said Mark, or be prevented from using, exercising, or carrying on all or any of the Trades, Arts, or Occupations of her late Husband, either during her Widowhood, or any future Coverture, or from selling the said Mark of her deceased Husband to any Person entitled to carry on the Business of her deceased Husband, for and during the Space of her natural Life, subject nevertheless, after her Decease, to such Gift by Will as her said Husband, through whom she derives the same, shall have made thereof.

subject to his Widow's Life Estate therein.

Regulation respecting Freeman's Mark.

III. Provided also, That in Case such Freeman shall have made no such Gift by Will of his said Mark, then the said Mark shall, in Case he leave a Widow immediately after her Death, and in Case he leave no Widow immediately after his Death, go to and be enjoyed by such of his Family and Relations, as shall be entitled thereto in the same Manner, and subject to the same Rules, as any other of his personal Property whatsoever.

In Default of Payment of Mark Rent for a certain Time, to be considered as surrendered.

IV. Provided, That if the Person to whom such Freeman shall so give the said Mark as aforesaid, or in Case such Freeman shall not make any such Gift thereof, if the Executors or Administrators of such Freeman shall not claim and pay the Mark Rent for such Mark, within the Space of Five Years next after the Decease of such Freeman, in case he shall not happen to leave a Widow; but if he shall leave a Widow, then within Five Years after her Death, then and from thenceforth the said Mark shall be

be considered as surrendered to the Master, Wardens, Searchers, and Assistants of the said Company, who may afterwards, if they think proper, assign the same to any other Freeman of the said Company.

V. And be it further enacted, by the Authority aforesaid, That from and after the Twenty-fourth Day of *June*, One thousand eight hundred and one, all Persons who heretofore have been bound, or who shall hereafter be bound by the Churchwardens and Overseers of the Poor of any Parish, Township, or Place, within the said Lordship or Liberty of *Hallamshire*, or Six Miles Compass of the same, to serve as a Parish Apprentice, under any Contract, Indenture, or Instrument in Writing, to any Freeman of the said Company residing in any such Parish, Township, or Place, where such Parish Apprentice at the Time of his being so bound, did or shall belong, using or exercising the Art or Trade of a Maker of Knives, Sickles, Shears, Scissors, Razors, Files, and Forks, or some or One of them, within the said Lordship or Liberty, or Six Miles Compass of the same, who shall go before any of His Majesty's Justices of the Peace of the County, Riding, City, or Place, where such Person shall reside, and shall prove to the Satisfaction of such Justice that he hath under the said Contract, Indenture, or Instrument, regularly served a Freeman within the said Lordship or Liberty, or within Six Miles Compass thereof, in some One of the said above-recited Trades, for the Space of Seven Years, (such Justice being, and he is hereby required to give a Certificate thereof to such Person or Persons applying for the same), shall, on the Production of the said Certificate, and without any other Form or Ceremony whatever, be entitled to, and gain his Freedom in the said Company, and the said Master, Wardens, Searchers, and Assistants of the said Company shall, and they are hereby required, on the Application of every such Person claiming to be entitled to his Freedom, at any of their monthly Meetings, and upon Payment by him of the usual Fees, to grant the Freedom of the said Company to such Person, and also to assign to him a Mark, to be struck, engraved, or used by him upon such Goods and Wares as he shall be entitled to make according to the true Intent and Meaning of this Act, and of the said Act passed in the Thirty-first Year of His present Majesty's Reign.

Parish Apprentices to be entered to their Freedoms on proving that they have served a Freeman for Seven Years.

Persons working at the manufacturing Part on 14th of June 1801, and who shall have so worked for Seven preceding Years, to have their Freedom on Payment of double Fees, although not bound.

VI. And be it further enacted, That every Person who on the said Twenty-fourth Day of *June* One thousand eight hundred and one, shall be actually and *bonâ fide* working at the manufacturing of Knives, Sickles, Shears, Scissors, Razors, Files, and Forks, or any of them, within the said Lordship or Liberty, or within Six Miles Compass of the same, and shall have actually so worked at the manufacturing thereof for the Space of Seven Years then next preceding, although he may not have served a legal Apprenticeship to such Trade, shall be admitted to his Freedom of the said Company, if he or they shall demand the same at any Time within Six Calendar Months after the said Twenty-fourth Day of *June* One thousand eight hundred and one, and shall have a Mark assigned to him or them, on Payment of the double the usual Fees payable for the same, to the Master, Wardens, Searchers, and Assistants of the said Company: Provided that nothing herein contained shall extend, or be construed to extend, to entitle any Person to his Freedom, who hath been during the said Seven Years employed as a Warehouseman, Clerk, or Partner, with any Freeman of the said Company.

Persons working at the manufacturing Part on 14th of June 1801, and who shall have so worked for Seven preceding Years, to have their Freedom on Payment of double Fees, although not bound.

VII. And

In what Cases
Masters not
prevented
from taking
Apprentices,
&c.

VII. And whereas Doubts have arisen whether the said Act of the Thirty-first of *George* the Third extends to prevent or hinder any Freeman of the said Company from taking any other Apprentice, if at the Time of such Taking, any Freeman's Son, or Parish Apprentice, or Child brought up at the Boys Charity School in *Sheffield*, or any Apprentice on whose Binding there hath been or shall be paid the Sum of Five Pounds to the said Master, Wardens, Searchers, and Assistants, being then with the said Freeman as an Apprentice, shall not have served Three Years of his Apprenticeship; be it therefore enacted, That none of the Provisions in the afore-recited Act shall extend, or be construed to extend, to prevent any such Freeman from, or make him liable to any Penalty or Fine, for taking any other Apprentice, although his former Apprentice (such former Apprentice being a Freeman's Son, or Parish Apprentice, or a Boy brought up at the Boys Charity School in *Sheffield* aforesaid, or an Apprentice on whose Binding there hath been, or shall be paid the Sum of Five Pounds to the said Master, Wardens, Searchers, and Assistants of the said Company), shall not have served Three Years of his Apprenticeship.

A Freeman's
Apprentice
serving the
Widow, to be
deemed an
Apprentice,
although not
bound.

VIII. And whereas Doubts have also arisen upon the Construction of the said Act, whether a Freeman's Apprentice, after such Freeman's Death, serving with or working for his Widow, shall be deemed to be an Apprentice while so serving with or working for her; be it therefore further enacted, That after the Death of any such Freeman, his Apprentice serving with or working for such Freeman's Widow, within the said Lordship or Liberty of *Hallamshire*, or Six Miles Compass of the same, in such of the said Trades of a Maker of Knives, Sickles, Shears, Scissors, Razors, Files, and Forks, as his said Master shall have used, exercised, or carried on, shall be deemed and taken to be an Apprentice within the true Intent and Meaning of the recited Act, although he may not be bound to the said Widow by or under any Contract, Indenture, or Instrument in Writing.

Expences of
this Act, how
to be paid.

IX. And be it further enacted, That the Expences attending the obtaining and passing of this Act shall be paid by the Master, Wardens, Searchers, and Assistants of the said Company, out of the common Stock of the said Company.

Publick Act.

X. And be it further enacted, That this Act shall be deemed and taken to be a publick Act, and shall be judicially taken Notice of as such by all Judges, Justices, and all other Persons, without especially pleading the same.