



ANNO QUADRAGESIMO SECUNDO

GEORGI II. REGIS.

Cap. 17.

An Act for continuing the Term, and altering and enlarging the Powers of Two Acts, passed in the Second and Seventeenth Years of the Reign of His present Majesty, for repairing and widening several Roads in the Counties of *Cornwall* and *Devon*, leading to the Borough of *Saltash*, in the County of *Cornwall*. [24th March 1802.]

WHEREAS an Act was made in the Second Year of the Reign of His present Majesty, intituled, *An Act for repairing and widening several Roads in the Counties of Cornwall and Devon, leading to the Borough of Saltash, in the County of Cornwall*, whereby certain Tolls, Powers, and Authorities were given and granted for amending, widening, and keeping in Repair the said Roads, and for carrying the said Act into Execution; and which Act was to have Continuance for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament: And whereas another Act was made in the Seventeenth Year of the Reign of His present Majesty, for continuing the Term and enlarging the Powers of the said recited Act: And whereas the Trustees appointed by or in pursuance of the said Acts have proceeded in the Execution thereof, and borrowed several considerable Sums of Money upon the Credit of the Tolls thereby granted, and have, from Time to Time, duly applied the same in the Repair of the said Roads, and for the other Purposes of the said Acts, which Money still remains due, together with a considerable Arrear of Interest: And whereas several Parts of the said Roads are very much out of Repair, being in so ruinous a Condition as to be unsafe for Passengers and Carriages, and cannot be properly amended and kept in Repair;

[Loc. & Per.] 3 M

Former Acts
to continue
in force,
subject to
Amendments.

Repair, nor the Money owing be repaid, unless the Term granted by the said Acts (which is near expiring) be further continued, the Tolls increased, and some of the Provisions thereof altered and enlarged: 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same, That from and immediately after the Commencement of this Act, the Term granted by the said recited Acts shall be repealed; and that the said recited Acts, and all the Clauses, Powers, Authorities, Provisions, Exemptions, Penalties, Forfeitures, Matters, and Things therein contained (except such Parts thereof as are hereby varied, altered, or repealed, and also such as relate to Exemption from Stamp Duties), shall be and remain in full Force and Effect, and, together with this present Act, shall be put in Execution for the several Purposes thereby and hereby intended, for and during the Term hereinafter granted, as fully and effectually, in all Respects and to all Intents and Purposes whatsoever, as if the same were expressly repeated and re-enacted in the Body of this present Act; which said Term hereby granted shall be, and is hereby declared to be subject and liable to the Payment of all Monies now due on the said Roads on the Credit of the said recited Acts, or which shall or may be hereafter borrowed or become due on the Credit of the said recited Acts, and of this Act, and all Interest due and to become due for the same respectively.

Additional
Trustees.

II. And be it further enacted, That Sir *John Saint Aubyn* Baronet, *Francis Saint Aubyn*, *James Saint Aubyn*, *Addis Archer*, *John Pollexfen Bastard*, *Edmund Bastard*, *John Buller*, *James Buller*, *James Buller junior*, the Reverend *John Buller*, *John Blake*, *John Blatchford*, *Charles Carpenter*, *Thomas Cleather*, the Reverend *Thomas Culme*, *Sir William Call* Baronet, *John Tillie Coryton*, *Sir John Thomas Duckworth*, *Sir William Elford*, *Baronets*, *Jonathan Elford*, *Jonathan Elford junior*, the Reverend *John Strode Foot*, *Perry Fitzherbert*, *John Pierson Foote*, the Reverend *George Fortescue*, *James Glencross*, *Peter Goodman Glubb*, *Robert Hawker D.D.* *Edward Henn*, *Andrew Hilley*, the Reverend *David Horndon*, *John Hawkins Surgeon*, *Richard Julian*, *Henry Saint John*, *Peter Jacobson*, *Philip Langmead*, *John Clark Langmead*, *Manasab Lopes*, *William Langmead*, *John Mill*, *Thomas Mumford*, *George Marshall*, *Richard Morice*, *Richard Nelson*, *Richard Nelson junior*, *John Spurrall Pote*, *William Pote*, *Robert Sargent*, *William Symons*, *Martin Thomas*, *Peter Tonkin*, *John Tonkin*, *Edward Trelawney*, *John Wilcox*, the Reverend *Thomas Williamson*, and the Reverend *Jonathan Williams*, shall be and they are hereby added to and joined with the Trustees appointed by or in pursuance of the said recited Acts, for putting the same and this Act into Execution; and the Trustees herein nominated, and their Successors (being qualified according to the Directions of the said recited Acts), are hereby empowered to act in the Execution of the said recited Acts and of this present Act, as fully and effectually, to all Intents and Purposes, as if they had been appointed Trustees by or in pursuance of the said recited Acts.

Authorizing
Double Tolls
to be taken on
Sundays.

III. And be it further enacted, That it shall and may be lawful to and for the Collectors of the Tolls arising upon the Roads mentioned and comprized in the said recited Acts and this Act, or either of them, and they are hereby directed and required, on every *Sunday* or *Lord's Day* throughout

throughout the Year (to be computed from Twelve of the Clock in every *Saturday* Night to Twelve of the Clock in the next succeeding *Sunday* Night), to demand, receive, and take of and from all Persons subject to the Payment of any of the same Tolls, Double the Toll or Sum which such Persons would have been liable to pay on any other Day in the Week.

IV. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Grounds, or Hereditaments purchased, taken, or used by virtue of the Powers of the said recited Acts and this Act, for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatick, or Person or Persons under any Disability or Incapacity, as in the said first recited Act particularly mentioned, such Money shall, in case the same shall amount to the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Trustees for executing the said Acts and this Act, to the Intent that such Money shall be applied under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Grounds, or other Hereditaments, in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrances, or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Grounds, or other Hereditaments standing settled therewith to the same or the like Uses, Trusts, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested under the like Direction and Approbation of the said Court in the Purchase of other Lands, Grounds, or other Hereditaments which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Grounds, or other Hereditaments which shall be so purchased, taken, or used as aforesaid, stood settled or limited, or such of them as at the Times of making such Conveyance and Settlement shall be existing undetermined and capable of taking Effect; and in the mean Time and until such Purchase shall be made, the said Money shall, by Order of the said Court of Chancery, upon Application thereto, be invested by the said Accountant General in his Name, in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would, for the Time being, have been entitled to the Rents and Profits of the Lands, Grounds, or other Hereditaments, so hereby directed to be purchased, in case such Purchase or Settlement were made.

Application
of Compensation
Money
where ex-
ceeding 200^l.

V. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Grounds, or other Hereditaments, purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons

Application
where the
Compensation
does not
exceed 200^l.
and is above
20^l.

for

for the Time being entitled to the Rents and Profits of the Lands, Grounds, or other Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank, in the Name and with the Privy of the said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in Manner here-before directed; or otherwise the same shall be paid at the like Option to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by Five or more of the said Trustees (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Principal Money, and the Dividends arising thereon, may be applied in any Manner herein-before directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

Application
where the
Money is less
than 20/.

VI. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next before mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Grounds, or other Hereditaments so purchased, taken, or used for the Purposes of the said Acts and this Act, in such Manner as the said Trustees, or any Five or more of them, shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

For paying
the Expences
of the Act.

VII. And be it further enacted, That the Costs, Charges, and Expences incident to, and attending the procuring and obtaining of this Act, together with lawful Interest for the same, from the Time of advancing the same till the Time of Payment, shall be paid and satisfied by the said Trustees; and that it shall be lawful for the said Trustees, or any Five or more of them, and they are hereby required to order and direct the Payment of the said Charges and Expences, with Interest as aforesaid, out of the first Monies collected, borrowed, or received by virtue of the said recited Acts and this Act, in Preference to all other Payments and Disbursements whatsoever.

Publick Act.

VIII. 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 other Persons whomsoever, without specially pleading the same.

Commence-
ment and
Continuance
of the Act.

IX. And be it further enacted, That this Act shall commence and take place upon the *Wednesday* Fortnight next after the passing thereof, and shall continue in force for and during the Term of Twenty-one Years and from thence to the End of the then next Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's most Excellent Majesty. 1802.