



ANNO QUADRAGESIMO SECUNDO

GEORGII III. REGIS.

Cap. 72.

An Act for completing the rebuilding of the Tower of the Parish Church of *Saint Anne*, within the Liberty of *Westminster* in the County of *Middlesex*, and a new Vestry Room, Watch House, Engine House, and Vaults, for the Use of the said Parish; and for repairing the said Church, improving the Church Yard, and making certain Regulations relating to the said Parish. [28th May 1802.]

WHEREAS the Tower of the Church belonging to the Parish of *Saint Anne*, within the City and Liberty of *Westminster* in the County of *Middlesex*, being in a very ruinous Condition, it became necessary in the Month of *June* One thousand eight hundred that the same should be taken down and rebuilt; and such Tower was soon afterwards accordingly taken down, and a considerable Progress hath been

[*Loc. & Per.*]

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been

been since made in rebuilding the same : And whereas by the taking down of the said Tower several Parts of the said Parish Church were unavoidably damaged, and such Church doth now also stand in Need of general Reparation ; and certain Improvements and Amendments upon and to the Church Yard of the said Parish are also requisite, for the better and more decent Interment of the Dead : And whereas the Place lately used as a Vestry Room for the said Parish was included in the said Tower, and besides being inconveniently situated, and too small for that Purpose, was also in a ruinous State ; and the Watch House and Engine House belonging to the said Parish were also so much out of Repair, that it became necessary they should be taken down, and a new Vestry Room and Watch House and Engine House, with Vaults under the same, have been lately begun, and are now nearly finished, for the Use of the said Parish : And whereas the Debts and Expences already incurred, and which must necessarily be incurred in the taking down and rebuilding of the said Tower, the building of the said Vestry Room, Watch House, Engine House, and Vaults, and the Repairs necessary to be done to the said Church and Church Yard, will together amount to a considerable Sum of Money, and the Sum necessary to pay such Debts and Expences cannot be raised according to the Method prescribed by the Laws now existing, without being very oppressive on the Inhabitants of the said Parish, and occasioning considerable Distress to the poorer Classes of Housekeepers ; for which Reason it is expedient that Provision should be made for the more easily raising of the same, and also such other Money as shall be necessary for those Purposes : And whereas the present Mode of raising the yearly Sum of One hundred Pounds, now payable to the Rector of the said Parish for the Time being, hath been found inconvenient, and it is expedient that a more easy and less expensive Method of raising the same should be provided, and that proper Regulations should be made respecting the Collection of the Rates made for the Relief of the Poor of the said Parish, and the providing for the better Management and good Government of the Poor thereof ; but as the said useful and necessary Purposes cannot be effectuated without the Aid and Authority of Parliament : May it therefore please Your Majesty that it may be enacted ; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Reverend *Stephen Eaton*, the Right Honourable Sir *Joseph Banks* Baronet, Knight of the most Honourable Order of the Bath, the Reverend *Joseph Jefferson*, General *Charles Rainsford*, *Hugh Dive* Esquire, *William Knox* Esquire, *William Jones Adair* Esquire, *Benjamin Gee* Esquire, *Edward Bowman* Esquire, *William Yarnold*, *Richard West*, *Thomas Dawes*, *George Fife*, *James Marshall*, *Francis Glossop*, *Thomas Atkinson*, *Thomas Holroyd*, *John Porker*, *George Willmer*, *James William Wild*, *Richard Moorby*, *Elias Peter Pett*, *John Barlow*, *John Hopps*, and the Rector of the said Parish for the Time being, the Clerk of the said Parish for the Time being (if in holy Orders, and a Householder and Resident therein), the Churchwardens and Overseers of the said Parish for the Time being and their Successors, to be hereafter elected under or by virtue of this Act, shall be and they are hereby appointed Trustees for carrying this Act into Execution.

Trustees.

II. And

II. And be it further enacted, That it shall be lawful for the said Trustees, or any Seven or more of them, and they are hereby required to meet together at the Place used for the Meeting of the Vestry of the said Parish of *Saint Anne*, or in any other convenient Place within the said Parish, on the Second *Tuesday* next after the passing of this Act, or as soon after as conveniently may be, between the Hours of Ten and Two of the Clock on that Day; and the said Trustees, or any Seven or more of them, so assembled, shall and may proceed to put this Act in Execution, and then and from Time to Time afterwards may adjourn themselves to meet, or may meet according to the Summons herein-after directed to be given, at such Time or Times, and Place or Places within the said Parish, as such Trustees, or any Seven or more of them, shall think proper and convenient: (Provided always, that reasonable Notice of all such Adjournments or Meetings, in Writing or printed, signed by the Clerk or Clerks to the said Trustees for the Time being, shall be given to or left for the Trustees resident within the said Parish, at their last or usual Places of Abode), and if there shall not appear at any Meeting to be appointed as aforesaid Trustees to act at such Meeting, or to adjourn to another Day, then and in either of such Cases the said Clerk or Clerks shall, and is and are hereby required to adjourn such Meeting, and to summon the Trustees to meet at the Place where the last Meeting was appointed to be held, within Fifteen Days next after the Day on which such Meeting was to have been held as aforesaid, (such Summons to be in Writing or printed, signed by the Clerk or Clerks to the said Trustees, and to be delivered to such Trustees at their last or usual Place of Abode, within a reasonable Time before such Meeting); and in case the said Clerk or Clerks shall happen to die before such Summons shall issue, or shall neglect to issue such Summons, then the Churchwardens for the Time being of the said Parish shall and may, and they are hereby required to issue such Summons within Seven Days from the Time the said Trustees ought to have been summoned by the said Clerk or Clerks in Manner aforesaid; and the Trustees at all such Meetings shall pay their own Expences: Provided always, that the said Trustees, or Seven or more of them, shall, during such Time as any of the Powers or Authorities given to them in or by virtue of this Act shall exist or continue, meet and assemble for the Purposes of this Act, or some or One of them, Once at least within every Three Calendar Months.

Meetings of
the Trustees,

III. And be it further enacted, That all and every the Powers, Acts, Matters, and Things by this Act directed or authorized to be done or executed by the said Trustees, shall and may be done and executed by or before any Seven or more of them; and every Question shall be determined by a Majority of the Votes of the Trustees present at every such Meeting as aforesaid, and such Determination shall be as valid and of as full force as if done or executed by or before all the said Trustees; and the Rector of the said Parish, if present, and in his Absence One of the Churchwardens of the said Parish, shall be Chairman at every Meeting held under this Act; and in case the Rector and Churchwardens shall respectively be absent, then the Trustees present at every Meeting shall, before they proceed to Business, elect One of the Trustees then present to be Chairman of such Meeting; and if at any Meeting a Question shall

Seven Trustees to be a
Quorum for
executing the
Act.

Chairman.

be

be put to the Vote, and there shall happen to be an equal Number of Votes for and against the Question (including the Vote of the said Chairman), then and in such Case it shall be lawful for the said Chairman, and he is hereby required to give another and the casting or decisive Vote, which shall determine the Question.

Appointment
of new Trustees.

IV. And, in order to keep up a constant Succession of Trustees for executing the Purposes of this Act, until the same shall be fully answered and satisfied; be it further enacted, That when any of the Trustees named in or appointed by virtue of this Act, or hereafter to be appointed under or by virtue hereof, shall die, resign, or refuse to act under the same, or shall have ceased for One Year to reside in the said Parish, or shall in any other Manner be disqualified from acting as a Trustee, then and in every such Case it shall and may be lawful for the Inhabitants of the said Parish, having a Right to assemble in Vestry, within Twenty Days after Notice thereof to the Churchwardens of the said Parish for the Time being, to assemble in Vestry, and there nominate, elect, and appoint One or more fit and proper Person or Persons, being resident in the said Parish, to be a Trustee or Trustees for the Purposes of this Act, in the Place and Stead, or Places and Steads of the Trustee or Trustees so dying, resigning, refusing to act, ceasing to reside, or in any Manner becoming disqualified: Provided always, that in case the Inhabitants of the said Parish shall not make such Appointment or Appointments in Manner and within the Time aforesaid, then and in every such Case it shall and may be lawful for the surviving and remaining Trustees, or any Seven or more of them, and they are hereby required, at their next or other subsequent Meeting, to make such Appointment or Appointments; and which Person or Persons, so in either Case to be chosen and appointed, shall be, and is and are hereby vested with the several Powers given or granted by this Act to the Trustees herein-before named.

Qualification
of Trustees.

V. Provided also, and be it further enacted, That no Person (other than and except the Persons herein-before named, and the Rector, Clerk, Churchwardens, and Overseers of the Poor of the said Parish of *Saint Anne* for the Time being), shall act as a Trustee in the Execution of this Act, unless such Person shall be an Inhabitant Householder, paying Scot and bearing Lot, nor unless he shall either in his own Right, or in Right of his Wife, be in the actual Possession of a Real or Personal Estate, or a Real and Personal Estate together, of the Value of Two thousand Pounds, over and above all Debts and Reprisals; and in case any Person, other than the Persons herein-before named, and the Rector, Clerk, Churchwardens, and Overseers for the Time being, not being so possessed as aforesaid, shall act as a Trustee in the Execution of this Act, every such Person shall for every such Offence forfeit and pay the Sum of Fifty Pounds, to any Person or Persons who shall sue for the same, such Forfeiture to be recovered by Action of Debt, or on the Case, or by Bill, Plaint, or Information, in any of His Majesty's Courts of Record at *Westminster*; and every Person so prosecuted for acting as such Trustee, shall prove that he is qualified, or not incapable of acting as aforesaid, or otherwise shall pay the said Forfeiture, upon Proof given of his having acted

acted as a Trustee in the Execution of this Act; and that no Person to be hereafter appointed (except as aforesaid), shall act as a Trustee in the Execution of this Act, until he shall have taken and subscribed an Oath to the Effect following; (that is to say),

‘ I DO swear, That I am seised and possessed of a Real Estate [or, Personal Estate, or, a Real and Personal Estate together, as the Case may be] of the Value of Two thousand Pounds, over and above all Debts and Reprisals.

‘ So help me GOD.’

Which Oath it shall and may be lawful for any Two of the Trustees to administer; but nevertheless all Acts done by such Person or Persons before he or they shall become disqualified, shall be valid and effectual in Law.

VI. And be it further enacted, That all the Acts, Orders, Resolutions, and Proceedings of the said Trustees, relative to the Execution of this Act, and the Names of the Trustees who shall be present at their respective Meetings, shall be entered by the said Clerk or Clerks for the Time being in a Book or Books to be provided and kept for that Purpose, and signed by the Chairman presiding thereat; and all such Entries being so signed shall be deemed Originals, and shall and may be produced and read in Evidence in all Courts and Places whatsoever; and all which Acts, Orders, Resolutions, and all other the Proceedings of the said Trustees, shall from Time to Time, and at all convenient Times, be open to the Inspection and Perusal of all Person and Persons, who shall be liable to and pay the Rates and Assessments under and by virtue of this Act, without any Fee or Reward; and on the Twenty-sixth Day of July in every Year, except that Day shall happen on a Sunday, and then on the next Day, the Accounts and Proceedings of the said Trustees to the Twenty-fifth Day of March preceding, shall be laid before the Inhabitants of the said Parish, to be for that Purpose assembled in Vestry, for their Examination.

Proceedings to be entered in a Book.

VII. And be it further enacted, That all such Trustees appointed or to be appointed under or by virtue and for the Purposes of this Act, as are or shall be Justices of the Peace, may act as Justices notwithstanding their being Trustees, except in Cases where they may be personally interested; and that in all Cases where any Justice or Justices of the Peace is or are hereby authorized to do any Act, Matter, or Thing, it shall be lawful to or for such Trustee or Trustees, being such Justice or Justices, to execute the same in such Way and Manner as he or they might have done if he or they had not been a Trustee or Trustees under this Act; and that in all Cases where any Parties, Witnesses, or other Persons, are to be heard or examined by or in the Presence of the said Trustees, in or about any Matter or Thing relating to this Act, it shall be lawful for the said Clerk or Clerks, in the Presence of the said Trustees, to administer an Oath to, or take the Affirmation of such Parties, Witnesses, or Persons respectively.

Trustees being Justices may act as such.

Officers to be appointed.

VIII. And be it further enacted, That it shall be lawful for the said Trustees from Time to Time to appoint a Clerk or Clerks, Collector or Collectors of the Money to be raised under or by virtue of this Act, and a Surveyor or Surveyors, and such other Officers and Servants as they shall think proper, taking such Security as they the said Trustees shall think necessary from such Clerk or Clerks, Collector or Collectors, and shall and may from Time to Time remove such Clerk or Clerks, Collector or Collectors, Surveyor or Surveyors, or other Officers or Servants, and appoint others in the Room and Stead of such of them as shall be so removed, or shall die, or discontinue or resign his or their Office or Offices, or be incapable of performing the same; and that such Trustees shall and may, out of the Monies arising under this Act, pay or cause to be paid to all and every or any of such Collector or Collectors, Surveyor or Surveyors, and other Officers or Servants, such Salaries or Allowances as they the said Trustees shall judge a reasonable Compensation for his or their respective Trouble and Services; and shall and may, for the Two First Years, pay or cause to be paid to such Clerk or Clerks such Salary and Allowance as the said Trustees shall judge a reasonable Compensation for his or their Trouble and Services, but that the future Allowance or Salary to be paid and made to such Clerk or Clerks, shall from Time to Time be fixed and ascertained by the Inhabitants duly assembled in Vestry, before the said Trustees shall pay or allow the same.

Trustees may sue and be sued in the Name of their Clerk or Clerks.

IX. And be it further enacted, That the said Trustees shall and may sue and be sued in the Name of their Clerk or Clerks for the Time being to be appointed under this Act; and that no Action or Suit which may be brought by or against the said Trustees, or any of them, in relation to this Act, in the Name of their Clerk or Clerks, shall abate or be discontinued by the Death or Removal of such Clerk or Clerks, or by the Act of him or them, without the Consent of the said Trustees; but the Clerk or Clerks for the Time being shall always be deemed Plaintiff or Plaintiffs, Defendant or Defendants, in every such Action or Suit, as the Case may be: Provided always, that all and every such Clerk or Clerks shall be reimbursed, out of the Monies to be raised by virtue of this Act, all such Costs, Damages, and reasonable Expences, as he or they shall be put unto, or become charged or chargeable with by reason of his or their being so made Plaintiff or Defendant, or Plaintiffs or Defendants as aforesaid.

Tower of the Church, etc. to be finished.

X. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby required and directed, to cause the Tower of the said Parish Church of *Saint Anne*, and the said Vestry Room, Watch House, and Engine House, and the Vaults under the same, to be finished, rebuilt, and completed, according to the present Plans and Contracts respectively made and entered into, or to be made or entered into for those Purposes; and also to cause the said Church to be well and substantially repaired, and the said Church Yard, and the Walls, Gates, and Fences thereof to be substantially repaired and improved, in such Way and Manner as they the said Trustees shall or may deem proper or necessary.

XI. And be it further enacted, That all and every Contracts or Contract, Agreements or Agreement, entered into and made and now existing, and which before the passing of this Act shall be made or entered into by the Committee appointed by the Vestry of the said Parish, for all or any of the Purposes aforesaid, shall be and be deemed to be good and valid to all Intents and Purposes, and shall accordingly be performed by the said Trustees according to the Tenor or Tenors thereof, and the Observance or Performance thereof may be enforced or compelled by the said Trustees by such Ways and Means as the Observance and Performance of any Contract or Agreement to be made by the said Trustees, by virtue of this Act, may be enforced or compelled, in such and the same Way and Manner as if such Contracts or Agreements had been entered into by the said Trustees; and also that the said Trustees, at any of their Meetings to be held in pursuance of this Act, shall and may, and they are hereby authorized and empowered, to contract or agree with any Person or Persons for the doing of any Work or Works which they the said Trustees shall think proper or necessary to be done in the Execution of this Act, and for providing and furnishing proper Materials for all or any of the Purposes aforesaid; all which Contracts shall be signed by the Parties, and shall specify the Work to be done, the Prices to be paid, the Time within which the same shall be completed, the Quality of the Materials, and the Penalties for the Non-performance thereof; and the said Trustees may take such Security from the Contractors for the due Performance of such Contracts as to them shall seem necessary, and shall cause the Works to be done in pursuance of any such Contracts to be surveyed; and if the same shall appear not to be performed according to such Contract, the Surveyor shall report the same to the said Trustees at any of their Meetings; and the said Trustees may cause an Action to be brought in the Name of their Clerk or Clerks in any of His Majesty's Courts of Record at *Westminster*, for the Recovery of the Penalty contained in such Contract.

Contracts for Works already entered into made binding.

XII. And be it further enacted, That it shall be lawful for the said Trustees to compound and agree with any Person or Persons against whom they shall bring, or cause to be brought, any Action or Actions, Suit or Suits, for the Recovery of any Penalty or Penalties contained in any such Contract or Contracts, for or on Account of any Breach or Non-performance of any such Contract or Contracts, or any Part or Parts thereof, or in anywise relating thereto, for such Sum or Sums of Money as they shall think proper; and all and every the Sum and Sums of Money which shall be received in consequence of such Composition, shall be applied to the Purposes of this Act, in the same Manner as such whole Penalty, if paid or recovered, would have been applicable.

Trustees may compound for Breaches of Contract.

XIII. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and required, by Writing under the Hands of any Seven or more of them, from Time to Time to make an Assessment or Assessments, Rate or Rates, upon all and every Person and Persons who do or shall inhabit, hold, use, occupy, possess, or enjoy, any Land, Ground, House, Shop, Warehouse, Vault, Coach House, Cellar, Stable, Garden, Tenement, and Hereditaments, within the

Rates.

the said Parish, in any Sum of Money not exceeding Sixpence in the Pound in any One Year, of or upon the annual or improved Rent or Value of such Lands, Grounds, Houses, Shops, Warehouses, Vaults, Coach Houses, Cellars, Stables, Gardens, Tenements, and Hereditaments, and to order and direct the Collector or Collectors to be appointed in pursuance of this Act, to demand, collect, and receive from such Occupiers of such Lands, Grounds, Houses, Shops, Warehouses, Vaults, Coach Houses, Cellars, Stables, Gardens, Tenements, and Hereditaments, such Rates and Sums of Money as shall be so assessed or rated as aforesaid, either by Half-yearly or Quarterly Payments, all which Rates and Assessments so to be made and collected, and all other Monies to arise and come to the Hands of the said Trustees by virtue of this Act, are hereby vested in the said Trustees, in Trust to be applied by them for the Purposes aforesaid; and the said Rates and Assessments shall commence upon or take Place from such Day or Time as the said Trustees shall by any Writing under their Hands direct or appoint, and shall continue payable for and during such Time as any of the Annuities to be granted or secured under or in pursuance of this Act, or any of the Monies to be borrowed on Bond upon the Credit of this Act, as herein-after mentioned, or any Interest for the same, shall be subsisting or payable, or shall remain due or owing, and no longer.

Manner of
raising Money
for the Pur-
poses of this
Act.

XIV. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and required to raise, by the granting and Sale of Life Annuities, to any Person or Persons whose Age shall not be less than Forty Years, or by Way of Loan upon Bonds, to be entered into or given by or by the Order and Direction of the said Trustees, any Sum or Sums of Money not exceeding in the Whole the Sum of Six thousand Pounds, to be applied in or towards the Costs, Charges, and Expences already incurred and to be incurred in or about or relating to the taking down and rebuilding such Tower as aforesaid, and in or about or relating to the building, finishing, and completing of the said Vestry Rooms, Watch House, and Engine House, and the Vaults under the same, and providing the necessary Fixtures and Furniture for such Vestry Rooms and Watch House, and the repairing the said Church and Church Yard, according to the Directions of this Act; and for the several Purposes aforesaid, or any of them, it shall and may be lawful for any Person or Persons whomsoever to contribute, advance, and pay into the Hands of the said Trustees, or such Person as they may appoint to receive the same, any Sum or Sums of Money either for the absolute Purchase of Annuities, or by Way of Loan, and such Annuities shall be paid and payable by the said Trustees at the House or Houses, Office or Offices of the Clerk or Clerks to the said Trustees, or in such other Place as the said Trustees shall appoint for that Purpose, Half-yearly, during the natural Life or Lives of the Person or Persons for whose Life or Lives such Annuities shall be granted, and a Proportional Part of each such Annuity shall be paid from the last Half-yearly Day of Payment thereof, to the Day of the Death of each Annuitant, or his or her *Cestuique Vie*, and the Interest of the Money to be so borrowed on Bond as aforesaid, shall be paid and payable by the said Trustees, at or in the same Place or Places, unto the Persons advancing the
same

same, and their respective Executors, Administrators, and Assigns, by equal Half-yearly Portions or Payments, until the Principal of the Money so borrowed shall be repaid from or out of such Rates as aforesaid, when and as the same shall amount to a sufficient Sum to discharge any One or more of such Bond or Bonds.

XV. And, in order that no Preference may be given to any of the Persons who may advance or lend any Money by Bond upon the Credit of the Rates or Assessments to be made under this Act; be it further enacted, That the said Trustees shall cause the Numbers of all the Bonds in Force (of which One or more shall be intended to be paid off), to be written upon distinct Pieces of Paper of an equal Size, and all such Papers shall be rolled up in the same Manner, as nearly as may be, and put into a Box or Wheel, and the Number or Numbers of the said Bonds shall be drawn separately out of such Box or Wheel by the said Clerk or Clerks for the Time being, in the Presence of the said Trustees, or any Seven or more of them, at some or One of their Meetings; and such Bonds shall be paid off and discharged according to the Rotation in which the Numbers thereof shall be drawn at every such Ballot, beginning with the First, and proceeding progressively to the Second, Third, Fourth, Fifth, and every other Number drawn, as far as the Money then in the Hands of the said Trustees will extend to pay; and after every such Ballot, the said Trustees shall cause Notice, signed by their Clerk or Clerks, to be given to or left at the usual Place of Abode of the Person or Persons who shall be entitled to the Money to be paid off pursuant to such Ballot, signifying to such Creditor or Creditors that at the End of Six Calendar Months, to be computed from the Day of giving or leaving such Notice, the said Trustees intend to pay such Sum or Sums of Money as shall be expressed in such Notice, and the Interest due thereon, at a Place therein also to be mentioned; and the Interest of the Principal Money so to be paid off shall, from and after the End of the said Six Calendar Months, cease and be no longer payable, unless such Money shall be demanded pursuant to such Notice and not paid; but the Principal Money, in respect whereof such Notice shall be given, and also the Interest due at the Expiration of such Notice, shall nevertheless be payable on Demand.

Manner of
paying off
Bonds.

XVI. And be it further enacted, That all and every the Annuity and Annuities to be granted and secured under or by virtue of this Act, shall be so granted by a Writing on Parchment or Vellum, and shall be executed by the said Trustees, in the Words or to the Effect following; *widelicet,*

WE, Seven of the Trustees appointed by and acting under an Act, passed in the Forty-second Year of the Reign of King George the Third, intituled [*set forth the Title of this Act*] do, by virtue of the said Act, and in Consideration of the Sum of
paid to us by _____ before the Sealing and Delivery of these Presents, (as appears by the Receipt indorsed hereon), grant and secure unto the said _____ his [*or her*] Executors, Administrators, and Assigns, an Annuity of _____ out
[*Loc. & Per.*] _____ 13 Y _____ of

Form of Grant
of Annuity
and Bond for
securing Money
borrowed,

of the Rates made or assessed and to be made or assessed by the Trustees
 of or acting under the said Act, for the Purposes therein mentioned, which
 said Annuity shall be paid to the said his [or her] Execu-
 tors, Administrators, and Assigns, upon the Day of
 and the Day of in every Year, by equal
 Half-yearly Payments, during the natural Life and up to the Day of
 the Death of and the First Payment thereof shall be
 made upon the Day of now next ensuing.
 In Witness whereof, we have hereunto set our respective Hands and
 Seals, the Day of in the Year of our
 Lord
 Witnesses

And also that all and every the Sum and Sums of Money to be advanced,
 lent, and paid, to or to the Order of the said Trustees upon the Credit
 of this Act, on Bond Security, shall be secured by a Bond written on
 Parchment or Vellum, under the Hand and Seal of the Clerk or Clerks
 of the said Trustees; and every such Bond shall be signed in the Margin
 thereof by Seven or more of such Trustees, and shall be in the Words or
 to the Effect following; *videlicet*,

KNOW all Men by these Presents, that the Trustees appointed by and
 acting under an Act, passed in the Forty-second Year of the Reign
 of King George the Third, intituled, [*here set forth the Title of this Act*],
 and their Successors, are held and firmly bound to
 in the Sum of to be paid to him
 [or her] the said or to his [or her] certain
 Attorney, Executors, Administrators, or Assigns. In Witness whereof
 the Clerk [or One of the Clerks, *as the*
Case may happen] of the said Trustees, and by their Order, hath here-
 unto set his Hand and Seal, this Day of
 in the Year of our Lord

Executed in the Presence of,
 and signed by the Order of us
 the undersigned Trustees.

The Condition of the above-written Obligation is such, that if the above
 named his [or her] Executors, Administrators,
 or Assigns, shall, under and according to the true Intent and Meaning
 of the above mentioned Act of Parliament, be well and truly paid the
 full and just Sum of (this Day advanced
 and lent by him [or her] the said upon the Credit
 of the said Act), together with Interest for such Sum of
 whilst the same shall remain unpaid, after the
 Rate of *per Centum per Annum*, by equal
 Half-yearly Portions or Payments, then this Obligation is to be
 void.

Signed and Sealed in the Presence of

All which Grants or Securities shall be and are hereby declared to be
 good, valid, and effectual, according to the Purport, true Intent, and
 Meaning

any of such Bonds and the Monies thereby respectively secured, to any Person or Persons whomsoever, in the Words or to the Effect following; (*videlicet*),

‘ I DO hereby transfer the within written Bond, with all my Right and
 ‘ Title to the Principal and Interest thereby secured, unto
 ‘ Executors, Administrators, and Assigns. Witness
 ‘ my Hand and Seal, this Day of
 ‘ in the Year of our Lord
 ‘ Witness

All which Assignments or Transfers respectively, shall be produced and notified to the Clerk or Clerks of the said Trustees, within Four Calendar Months after the Date thereof, who shall cause an Entry of such Transfers or Assignments to be made in the Book or Books herein-after directed to be kept for entering the said Annuities or Securities, containing the Dates, Names of Parties, and the Sums of Money or Annuities therein mentioned to be assigned and transferred, for which the said Clerk shall be paid the Sum of Ten Shillings, and no more; and after such Entry shall be made, every such Assignment or Transfer shall be deemed to pass the legal Property of and in such Annuity or Security as shall be thereby assigned, and entitle such Assignee, and his, her, or their Executors, Administrators, and Assigns, to the full Benefit thereof; and such Assignee may in like Manner assign and transfer again, and so *toties quoties*.

Rates to be
 chargeable
 with Monies
 borrowed.

XVIII. And be it further enacted, That the several Rates and Assessments hereby directed to be made, collected, levied, and paid, shall be charged and chargeable with and for the Payment of all and every such Annuity and Annuities as aforesaid, and all Arrears thereof respectively, and all Sums of Money to be advanced, lent, or paid, and secured by Bond as aforesaid, and the Interest thereof respectively, from Time to Time, and shall vest in the Annuitant or Annuitants, or other Person or Persons advancing, lending, or paying Money as aforesaid, his, her, or their Assignee or Assignees; and in case, and after Default of Payment of such Annuity or Annuities, or other Monies so to be advanced, lent, or paid, or the Interest thereof, or any Part thereof respectively, for the Space of One Calendar Month after the same shall have become due and have been demanded, until the same shall have been fully paid and satisfied, together with legal Interest for such Arrears of Annuities from the Time the same ought to have been paid, until Payment and Satisfaction thereof, and of the Costs and Charges occasioned by the Non-payment of the same; and such Annuitant or Annuitants, his, her, or their Assignee or Assignees, in case there shall be any Arrear of such Annuity or Annuities, and until full Payment thereof respectively, with such Interest and Charges as aforesaid, and such other Person or Persons as aforesaid, his, her, and their Assignee and Assignees, until Re-payment of the Money advanced, and the Interest thereof, according to the Stipulation for Payment thereof, shall, upon giving Thirty Days Notice in Writing, and in Default of Payment at or before the End of such Thirty Days, have the same Powers, Rights, and Privileges of assessing, collecting, distraining, and levying the said Rates and Assessments, as the said Trustees, or their Collector or Collectors, could have had in case the said Annuity or Annuities

nunities, or other Money to be advanced as aforesaid, and the Interest thereof, had been regularly and fully paid and satisfied; and for that Purpose the Trustees shall deliver over, or cause to be delivered over to, such Person or Persons as aforesaid, the then existing Rates and Assessments, and all Monies then in Hand, and collected on Account thereof.

XIX. Provided always, That no Annuity to be granted and secured under this Act shall be paid or recoverable, unless upon the Demand of each Half-yearly Payment thereof, the Person for whose Life the same shall have been so granted and secured, shall personally appear before the Clerk or Clerks to the said Trustees (to whom the Person or Persons entitled to such Annuity or Annuities shall then produce, or cause to be produced, the original Security or Securities for the same), or in case of his or her Non-appearance, the Person or Persons entitled to receive such Annuity, or his, her, or their Agent or Agents, shall produce such Security or Securities, and a Certificate, to the said Clerk or Clerks of the Life of such *Cestuique Vie*, signed by the officiating Minister of the Parish wherein he or she shall be residing upon the Day when such Annuity became due, or such other Evidence as shall be satisfactory to the said Trustees, if such *Cestuique Vie* shall be then in the United Kingdom of Great Britain and Ireland; and in Case any such *Cestuique Vie* shall not be within the said United Kingdom, then such other good and sufficient Proof of his or her being living upon the Day when each Half-yearly Payment of the said Annuity or Annuities shall respectively become due, shall be produced to the said Clerk or Clerks, as shall be satisfactory to the said Trustees.

No Annuity to be paid or recoverable unless a proper Certificate is produced.

XX. And be it further enacted, That there shall be provided and kept by the said Trustees, in the Office of the Clerk or Clerks to the said Trustees, a Book or Books, in which shall be fairly written in Words at Length the Names and proper Additions of all such Persons who shall be the Purchasers of any such Annuity or Annuities as aforesaid, and of all Persons who shall have lent any Monies on the Credit of the said Rates and Assessments, to which Book or Books it shall be lawful for the said respective Purchasers or Persons lending any Money on the Credit of the said Rates and Assessments, their respective Executors, Administrators, or Assigns; and to and for every Person or Persons who shall be liable to pay any Rates or Assessments to be made by virtue or in pursuance of this Act, from Time to Time, and at all seasonable Times, to have Recourse and to inspect the same without Fee or Reward.

Names of Annuityants and Bond Creditors to be entered in a Book.

XXI. And be it further enacted, That if upon the Extinction of all the Annuities to be granted and secured under or in pursuance of this Act, and after Payment of all Arrears thereof, and the Payment of all and every the Monies to be borrowed on Bond upon the Credit of this Act, and the Interest to become due for the same, there shall be any Surplus of the said Rates or Assessments then remaining in the Hands of the Trustees for the Time being, they the said Trustees shall pay, apply, and dispose of all such Surplus Monies for such Purpose or Purposes as the Inhabitants of the said Parish, or the major Part of them, to be for that Purpose in Vestry legally called or assembled, shall order, direct, or appoint.

Application of Surplus Monies.

Collectors to
account:—

XXII. And be it further enacted, That the Collector or Collectors to be appointed by the said Trustees under and by virtue of this Act, to collect or receive any Money for or on Account of the said Rates or Assessments, or otherwise for the Purposes aforesaid, shall from Time to Time, as often as he or they shall be thereunto required by the said Trustees, deliver in Writing under his or their Hand or respective Hands, to the said Trustees, on Oath, (which Oath the said Trustees, or any One or more of them, is or are hereby empowered to administer), a true and perfect Account of all such Sum or Sums of Money as he or they hath or have received, collected, or levied by virtue of this Act, or which shall have been rated or assessed as aforesaid, and not received, and of all other Matters and Things relating to his or their said Office or Offices, and shall also from Time to Time, when thereunto required by the said Trustees, or any Seven or more of them, deliver in all Books, Papers, and Vouchers relating thereto, and shall pay unto the said Trustees, or to such other Person or Persons as they shall by any Writing under their Hands authorize and empower to receive the same, all such Monies as shall be in his, their, or any of their Hands; and in case any such Collector or Collectors shall at any Time, without having received such Notice or Requisition, have in his or their Hands any Sum or Sums of Money above the Sum of Fifty Pounds, to be collected by virtue of this Act, for the Space of Ten Days, without paying over the same to the said Trustees, or to such Person or Persons as they shall have directed or appointed to receive the same, every such Collector or Collectors shall, for every such Neglect or Omission, forfeit any Sum not exceeding Fifty Pounds, to be recovered by Action in any of His Majesty's Courts of Record at *Westminster*, in the Name or Names of the Clerk or Clerks to the said Trustees for the Time being, in which Action no Essoign, Protection, or Wager of Law, or more than One Imparlance, shall be allowed; and in case any such Collector or Collectors as aforesaid shall neglect or refuse to account in Manner aforesaid, or to deliver such Books, Papers, and Vouchers as aforesaid, then any Two Justices of the Peace for the said County of *Middlesex*, or City and Liberty of *Westminster*, shall and may and are hereby required, upon Complaint thereof, to examine and enquire of and concerning such Neglect or Refusal, as well by the Confession of the Parties themselves, as by the Oath or Oaths of One or more credible Witnesses or Witnessess; and if any such Collector or Collectors shall be convicted of such Neglect or Refusal before such Justices of the Peace, then the said Justices shall, upon Conviction, commit the Person or Persons so offending to the County or other Gaol, there to remain without Bail or Mainprize till he or they shall have made and delivered a true and perfect Account, and shall also have delivered all such Books and Papers remaining in his or their Hands as aforesaid; and in case any such Collector or Collectors as aforesaid, shall refuse or neglect to pay any such Sum or Sums of Money so collected or received by him or them, under or by virtue of this Act, and which shall remain in his or their Hands as aforesaid, it shall be lawful for any Two of the said Justices, by Warrant under their Hands and Seals, directed to such Person or Persons as the said Trustees shall appoint, to levy such Sum or Sums of Money by Distress and Sale of the Goods and Chattels of such Collector or Collectors, rendering the Surplus, (if any), on Demand,
after

after the Charges of such Distress and Sale are deducted and paid, unto such Collector or Collectors; and for Want of sufficient Distress, to commit or cause such Collector or Collectors to be detained in the said County or other Gaol, by Warrant under the Hands and Seals of Two or more of the said Justices, until he or they shall have paid over all the Monies in his or their Hands, or have compounded for the same to the Satisfaction of the said Trustees, and shall have paid such Composition Money in Manner aforesaid, which Composition the said Trustees are hereby authorized and empowered, in their Discretion, to make and accept accordingly.

XXIII. And, in order that the Rates made and to be made for the Relief of the Poor of the said Parish of *Saint Anne*, may be the better and more effectually collected; be it further enacted, That it shall be lawful for the Churchwardens and Overseers of the Poor for the Time being of the said Parish, or the major Part of them, and they are hereby authorized and empowered from Time to Time, and at all Times hereafter, by some Writing under their respective Hands and Seals, annually or otherwise, to appoint One Person (he being a Householder and Resident in the said Parish), to be the Collector of all or any of the Rates made and to be made for the Relief of the Poor of the said Parish, and from Time to Time to remove such Person (notwithstanding the Time or Times for which he shall have been appointed a Collector may not then be expired), and appoint another or other Person in his Place or Stead, and out of such Rate or Rates to be so collected as aforesaid, to make such Allowance to such Collector for his Trouble in collecting the same, not exceeding Three-pence in the Pound upon the Monies to be collected by him, as they the said Churchwardens and Overseers for the Time being, or the major Part of them, shall think proper; and the Demands made by such Collector to be so appointed as aforesaid, of all or any Part or Parts of such Rates as last aforesaid, shall be deemed and considered as legal Demands, in the same Manner as if the same were made by the said Overseers for the Time being; and such Collector shall have the Benefit of all Laws to which Overseers of the Poor are entitled: Provided always, that it shall be lawful for the Churchwardens and Overseers for the Time being, from Time to Time to make and pay to such Collector such further and other Allowance for his Trouble in making such Collection, as the Inhabitants of the said Parish, in Vestry duly assembled, shall fix and appoint.

For appoint-
ing additional
Collector of
the Poor
Rates.

XXIV. And be it further enacted, That the said Churchwardens and Overseers for the Time being, shall and they are hereby required to take such Security of and from every Collector to be so by them appointed, for the faithful accounting by him, when and so often as he shall be thereunto required, for all such Monies as he shall receive by virtue of such Appointment, as to the said Churchwardens and Overseers for the Time being, or the major Part of them, shall appear a sufficient Security for the Monies to be from Time to Time received by such Collector; and the said Collector shall and he is hereby required to make up and render to the said Churchwardens and Overseers, so often as he shall be thereunto required, a full and perfect Account of all the Monies so to be collected

Collector to
give Security
and account.

collected and received by him, by virtue of such Appointment as aforesaid, and produce and deliver all Books, Papers, and Vouchers relating thereto, and to pay over such Monies so by him collected, when and so often as the same shall amount to Twenty Pounds or upwards, into the Hands of the said Churchwardens and Overseers for the Time being, or to such other Person or Persons as they, or the major Part of them, shall by Writing under their Hands in that Behalf direct or appoint to receive the same; and if any such Collector shall refuse or neglect to give a just Account, or to produce and deliver any of such Books, Papers, or Vouchers as aforesaid, or to pay the Monies remaining in his Hands in Manner aforesaid, it shall be lawful for any Two Justices of the Peace for the said County of *Middlesex*, or City and Liberty of *Westminster*, upon Complaint to them made by One or more of such Churchwardens and Overseers, and Proof thereof by the Oath of any One or more of them, (which Oath such Justices are hereby authorized and empowered to administer), by Warrant under their Hands and Seals, to commit such Collector to the Common Gaol, there to remain without Bail or Mainprize until he shall have made a true Account, and produced and delivered up such Books, Papers, or Vouchers as aforesaid, and satisfied and paid such Money as upon the said Account shall appear to be remaining in his Hands; and such Collector shall also be subject to all the Laws now in force against Overseers of the Poor, who shall not duly account for Monies received by him or them for or on the Behalf of any Parish or Parishes, and shall be punishable and punished in such and the same Way and Manner as if he had actually been an Overseer of the Poor of the said Parish: Provided nevertheless, that the said Churchwardens and Overseers for the Time being of the said Parish of *Saint Anne*, shall from Time to Time be answerable and accountable for the full Amount of the Monies received by such Collector, in such and the same Way and Manner as they would have been, or remained answerable or accountable, if such Monies had been collected and received by such Overseers, and this Act had not been made; any Thing herein contained to the contrary thereof in anywise notwithstanding.

For collecting Rates on divided Houses.

XXV. And whereas there are divers Houses in the said Parish which are let out to several Persons occupying different Apartments therein, and other Houses are let ready furnished to Lodgers, whereby the Payment of the said Rates or Assessments hereby authorized to be made, and also the Rates made and to be made for the Relief of the Poor of the said Parish, may be evaded; be it therefore further enacted, That every Person or Persons, whether Landlord or Landlords, Tenant or Tenants, who shall let his, her, or their House or Houses, in separate Apartments, or ready-furnished, to a Lodger or Lodgers, shall or may, for the several Purposes of this Act, and also with respect to such Poores Rates as last aforesaid, be deemed and taken to be the Occupier or Occupiers thereof, and may be rated and assessed accordingly, and shall be liable and subject to the Payment of the several Sums so respectively rated and assessed, in the same Manner as if he, she, or they, was or were the actual Occupier or Occupiers thereof.

XXVI. And be it further enacted, That in case any Person or Persons renting or occupying any House, Building, Tenement, Ground, or other Hereditament, within the said Parish, shall become Bankrupt, or shall assign his, her, or their Effects, to any other Person or Persons, then and in such Case the Assignee or Assignees of the Estate and Effects of such Person or Persons, and the Goods and Chattels of such Person or Persons, shall be and continue liable to the Payment of the Rates and Assessments charged or to be charged on such House, Building, Tenement, Ground, or other Hereditament, under or by virtue of this Act, or made or to be made for the Relief of the Poor of the said Parish, in such and the same Way and Manner, to all Intents, Effects, Constructions, and Purposes whatsoever, as such Person so becoming Bankrupt, or assigning his, her, or their Effects, and his, her, and their Goods, Chattels, Estate, or Effects, would have been or continued liable in case such Person or Persons had not so become Bankrupt, or so assigned his, her, or their Effects; and also that in case any Person shall remove out of or from, or quit the Possession of any House, Building, Tenement, Ground, or Hereditament, within the said Parish, before any Rate or Assessment charged thereon by virtue of this Act, or made or to be made for the Relief of the Poor of the said Parish shall be paid, or if any Person shall enter into the Occupation of any House, Building, Tenement, Ground, or Hereditament, out of or from which any other Person shall have so removed before Payment of any such Rate or Assessment, or which at the Time of rating or assessing the same shall be empty or unoccupied, then the Person so removing out of or from, or quitting the Possession, and the Person entering into the Occupation of any such House, Building, Tenement, Ground, or Hereditament, shall be respectively liable to the Payment of every Rate or Assessment, in Proportion to the Time such Person or Persons possessed or occupied the same respectively, in like Manner as if the Person or Persons so removing or quitting as aforesaid had remained in the Possession and Occupation of such House, Building, Tenement, Ground, or Hereditament, or the Person or Persons so entering into the Occupation thereof had been originally rated or assessed, which Proportion (in case of Dispute) shall be ascertained by any Two of His Majesty's Justices of the Peace for the said County of *Middlesex*; or the City and Liberty of *Westminster*.

For apportioning Rates.

XXVII. Provided always, That this Act, or any Thing herein contained, shall not alter, affect, or make void, any Covenant or Agreement between Landlord and Tenant, relating to or concerning the Payment of any Rates or Assessments within the said Parish.

Not to alter any Agreement between Landlord and Tenant.

XXVIII. And be it further enacted, That in case any of the Monies to be collected or payable for Payment of any Annuitant or Annuitants, his, her, or their Assignee or Assignees, or other Person or Persons lending or advancing any Money by virtue of this Act, his, her, or their Executors, Administrators, or Assigns, shall be lost or irrecoverable by Insolvency or otherwise, the said Trustees shall and may make a new and additional Rate or Assessment, Rates or Assessments, not exceeding Twopence in the Pound, for supplying and making good such Deficiencies, and the Charges occasioned by or on Account of the same, which shall be collected and levied in Manner aforesaid.

Making good Monies lost by Insolvency.

[*Loc. & Per.*]

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XXIX. And

XXIX. And be it further enacted, That in case any Person or Persons charged with any Rate or Assessment made or to be made by virtue of this Act, shall refuse or neglect to pay the Money rated or assessed upon him, her, or them respectively, it shall be lawful for any One or more of His Majesty's Justices of the Peace for the said County of *Middlesex* or City and Liberty of *Westminster*, and he and they are hereby authorized and required to summon, by Writing under his or their Hand and Seal or Hands and Seals, all and every Person and Persons so charged, and who shall have so refused or neglected as aforesaid, (on Oath being made before such Justice or Justices by the Collector or Collectors of such Rates or Assessments for the Time being, of his or their having attended upon or at the last or usual Place of Abode of such Person or Persons then intended to be summoned, and having personally or otherwise demanded or requested Payment of the Rate or Rates of such Person or Persons having refused or neglected to pay the same), to appear before such Justice or Justices at a Time and Place to be mentioned in such Summons (Service by such Collector or Collectors, or any of the Constables of the said Parish of every such Summons, either by delivering the same to the Person or Persons thereby intended to be summoned, or leaving the same at his, her, or their last or usual Place of Abode, to be deemed good Service); and if any Person or Persons so summoned, shall refuse or neglect to attend at the Time and Place mentioned in such Summons or Summonses, or if he, she, or they do or shall attend, and shall not make it appear to such Justice or Justices that he, she, or they is or are not chargeable with such Rate or Assessment, Rates or Assessments, all and every the Person and Persons who shall have been so summoned shall pay as well such Rate or Assessment, Rates or Assessments, as the reasonable Costs and Charges attending such Summons; and in all Cases where the said Rate or Assessment, Rates or Assessments, Costs and Charges, shall not be paid upon the Return of such Summons, it shall be lawful for any One or more of such Justices, and he and they is and are hereby authorized and required (on Oath being made before him or them of the due Service of such Summons or Summonses as aforesaid), to grant a Warrant or Warrants under his or their Hand and Seal, or Hands and Seals, authorizing and directing such Collector or Collectors, or any Constable or Constables of the said Parish, to levy all such Rates or Assessments, and all Arrears thereof, and the Expence of the Summons, Warrant, and Levy, by Distress of the Goods and Chattels of the Party so neglecting or refusing, which shall be found either in the said Parish or elsewhere, or of any other Goods or Chattels which shall be found upon the Premises, in respect whereof the said Rates or Assessments so unpaid shall be made; and if within Five Days next after any such Distress shall be so made, the said Rate or Rates, Assessment or Assessments, and Arrears, and the Costs and Charges attending the said Summons and Warrant, and of such Distress, and keeping Possession of such Goods and Chattels, shall not be paid and satisfied, it shall be lawful for such Collector or Collectors, Constable or Constables, to cause the said Goods and Chattels, or so much thereof as shall be sufficient, to be sold to pay the said Rate or Rates, Assessment or Assessments, together with such Arrears, Costs, Charges, and Expences as aforesaid, returning the Overplus of the Money arising by such Sale, and the

the Goods and Chattels remaining unsold (if any) to the Owner or Owners of the said Goods and Chattels respectively, on Demand thereof made by him, her, or them.

XXX. And be it further enacted, That in case any Person or Persons who may have been rated or assessed within the said Parish under or by virtue of this Act, or under or by virtue of any Act made for the Relief of the Poor, shall quit his, her, or their House or Houses, Shop or Shops, Warehouse or Warehouses, Coach House or Coach Houses, Stable or Stables, Cellar or Cellars, Tenement or Tenements, Hereditament or Hereditaments, or other Premises whereon any Rate or Assessment, Rates or Assessments, shall have been made, before he, she, or they shall have paid the same, and shall afterwards refuse or neglect to pay the same when demanded of such Person or Persons, or at his, her, or their then Place or Places of Abode, by the said Collector or Collectors in Manner aforesaid, then and in every such Case it shall be lawful for any One or more of His Majesty's Justices of the Peace for the said County of *Middlesex* or City and Liberty of *Westminster*, and he and they is and are hereby required to grant a Warrant or Warrants under his or their Hand and Seal, or Hands and Seals, (on Oath being made before him or them of the Person or Persons having been so rated, and of his, her, or their having quitted the Premises aforesaid, and of the said Rate or Assessment, Rates or Assessments, having been demanded of or from, or at the then Place of Abode of such Person or Persons), authorizing and directing such Collector or Collectors, or any Constable or Constables of the said Parish, or of the Parish or Place where such Person or Persons shall then reside, to levy all such Rates or Assessments, and all Arrears thereof, and the Costs and Charges attending the Summons, and Warrant of Distress, and Sale of the Goods and Chattels of the Person or Persons so refusing or neglecting, (such Warrant being first countersigned by some Magistrate of the County, City, or Liberty, where the Person or Persons shall then reside, if he, she, or they shall have quitted the said Parish, and which such Magistrate is hereby required to countersign); and if within Five Days next after any such Distress shall be so made, the said Rate or Rates, Assessment or Assessments, and Arrears, and the Costs and Charges attending the said Summons and Warrant, and of such Distress, and keeping Possession of such Goods and Chattels, shall not be paid and satisfied, it shall be lawful for such Collector or Collectors, Constable or Constables, to cause the said Goods and Chattels of the said Person or Persons so quitting the said Premises without having paid his, her, or their Rate or Assessment, Rates or Assessments as aforesaid, or so much thereof as shall be sufficient to be sold to pay the said Rate or Assessment, Rates or Assessments, and all Arrears thereof, and all the Costs, Charges, and Expences aforesaid, returning the Overplus of the Money arising from such Sale, and the Goods and Chattels remaining unsold (if any) to the Owner or Owners of such Goods and Chattels respectively, upon Demand thereof made by him, her, or them.

For recovering Rates from Persons, etc.

XXXI. And be it further enacted, That the Goods and Chattels of each and every Person renting and occupying any separate Part or Apartment of or in any House or Building, and the Goods and Chattels in every

Rates to be paid by Tenants and repaid by Landlords.

every House and Building let ready-furnished, (though not assessed under or by virtue of this Act, or under any Act made for the Relief of the Poor), shall, after such Summons as is herein-before directed to be given, be liable to be distrained and sold, by virtue of a Warrant under the Hand and Seal of One of His Majesty's Justices of the Peace for the County of *Middlesex*, or the said City and Liberty of *Westminster* (which Warrant every such Justice of the Peace is hereby directed to issue) for Payment of the said Rates or Assessments; and that each and every Person who shall pay any such Rates or Assessments as ought to have been paid by his, her, or their Landord or Landlords, or upon whose Goods and Chattels the same shall be levied in pursuance of this Act, shall and may deduct the same from and out of the Rent due and payable or to become due and payable to his, her, or their Landlord or Landlords so letting out the same; and the Receipt and Receipts for such Payment shall be a sufficient Discharge to every such Person for so much Money as he, she, or they shall have so paid, or which shall have been so levied on his, her, or their Goods and Chattels in pursuance of this Act, and shall be allowed by such Landlord or Landlords of such Houses or Buildings in Part or full Payment, as the Case may be, of the Rent due or to become due to him, her, or them, from such Person or Persons as aforesaid: Provided always, that no such Tenant or Occupier of any Part or separate Apartment of or in any House or Building shall, by the Payment of such Rate or Assessment in Manner aforesaid, be deemed to acquire any Settlement in the said Parish by such Payment, but that the Landlord or Owner shall be deemed and construed, to all Intents and Purposes, to have paid the same; any Law, Statute, or Usage to the contrary notwithstanding.

Disputes to be settled by Justices.

XXXII. And be it further enacted, That in case any Disagreement shall arise respecting the Amount of the Costs, Charges, and Expences relating to any Summons, Warrant, Distress, keeping Possession, Appraisement or Sale of the Goods and Chattels of any Person or Persons authorized by this Act, the same shall be settled and ascertained by the Justice or Justices granting such Summons or Warrant of Distress.

Poor Rates may be inspected by the Clerk to the Trustees.

XXXIII. And be it further enacted, That it shall and may be lawful to and for any Clerk or Clerks, Receiver or Collector, to be appointed by the said Trustees in pursuance of this Act, or any other Person or Persons to be appointed by the said Trustees for that Purpose, at all convenient Times to inspect the Books of Assessments or Rates of the Poor or Land Tax for the said Parish, for better ascertaining the Rates and Assessments to be raised and levied by virtue of this Act, and to take Copies thereof if necessary, at the Expence of the said Trustees.

Provision respecting the Payment of 100 l. per Annum to the Rector.

XXXIV. And whereas by an Act, passed in the Thirteenth Year of the Reign of His late Majesty King *Charles* the Second, intituled, *An Act for making Part of the Parish of Saint Martin in the Fields a new Parish, to be called the Parish of Saint Anne*, within the Liberty of *Westminster*; it was provided that the clear yearly Sum of One hundred Pounds, thereby directed to be paid unto and for the Use of the Rector of the said Parish of *Saint Anne* for the Time being, by equal quarterly Portions,

Portions, should be raised by a special Rate on the Inhabitants of the said Parish for the Time being, and which Rate was by the said Act directed to be made annually on each *Thursday* in every *Easter* Week, in consequence of Notice to be given thereof on *Easter* Day in every Year: And whereas the making and collecting of such special Rate hath been found to be inconvenient and expensive to the Inhabitants of the said Parish; be it therefore further enacted, That it shall and may be lawful to and for the Churchwardens and Overseers of the Poor for the Time being of the said Parish, and they are hereby authorized from Time to Time regularly to pay the said yearly Sum of One hundred Pounds by equal quarterly Portions, unto the Rector of the said Parish for the Time being, from and out of the Rates made and to be made for the Relief of the Poor of the said Parish, the First quarterly Payment thereof to be made on such of the usual quarterly Days of Payment of the said yearly Sum of One hundred Pounds, as shall first happen after the passing of this Act, but so nevertheless as that in the First Rate to be made next after *Easter* in every Year for the Relief of the Poor of the said Parish, a separate Assessment shall be always made in respect of the Whole of such yearly Sum of One hundred Pounds, in Addition to such First Rate for the Relief of the Poor; and whilst the said yearly Sum of One hundred Pounds shall be so regularly paid by such Churchwardens and Overseers as aforesaid, no separate or distinct Rate or Assessment shall be made for raising the same, other than as aforesaid; and the Surplus Money arising from any Rate or Rates already made or collected for raising the said yearly Sum of One hundred Pounds, and now in the Hands of the present Churchwardens or either of them, shall be paid over to the Overseers of the Poor of the said Parish, to be by them used and employed in Aid of the Poor Rates: Provided always, that nothing herein contained shall extend to prejudice, weaken, or destroy the Force or Effect of the said last mentioned Act, with respect to the raising and Payment of the said yearly Sum of One hundred Pounds, but that the same shall be and remain in full force and virtue; and in case any quarterly Payment or Portion of the said yearly Sum of One hundred Pounds, shall at any Time after the passing of this Act remain unpaid to the Rector for the Time being of the said Parish, for the Space of Twenty Days next after the quarterly Day of Payment whereon the same shall become due, then and from thenceforth, and at any Time or Times thereafter, the said yearly Sum of One hundred Pounds shall, upon the Demand in Writing of the Rector for the Time being of the said Parish, to be delivered to the Churchwardens for the Time being, be raised and paid in the Manner mentioned in and according to the Directions and true Intent and Meaning of the said last mentioned Act: Provided nevertheless, that if the *Sunday* happening next after the Delivery of such Demand shall not be *Easter* Day, then the Churchwardens for the Time being shall, upon the *Sunday* next after receiving such Demand, give Notice of making a separate Rate for raising the said yearly Sum of One hundred Pounds, and the Arrears thereof, as by the said Act is directed to be given on *Easter* Day, and such Rate shall then be made and raised accordingly; any Thing in the said Act contained to the contrary thereof notwithstanding.

XXXV. Provided also, and be it further enacted, That in case any Person or Persons, being of the Persuasion of the People called *Quakers*,
 [Loc. & Per.] 14 B shall

Mode of enforcing Payment of Rector's Rates on Quakers.

shall refuse or decline to pay the said Rate so separately assessed for answering the said yearly Sum of One hundred Pounds, then it shall and may be lawful to and for the Churchwardens and Overseers of the Poor of the said Parish of *Saint Anne* for the Time being, or the Person who shall be appointed to collect the same, to give a proper and full Discharge for so much of the said Rate for the Relief of the Poor as shall be demanded with such separate Assessment; and in case any Distress shall be made for or in respect or on Account of such separate Assessment only, then such Distress shall be made, expressing the same to be for the Purpose of raising and paying the Share of such separate Assessment of the Person or Persons so refusing as aforesaid; and the Costs of making any such Distress, including the Sale of the Goods to be distrained, shall not exceed the Sum of Ten Shillings.

Punishing
Persons buy-
ing or receiv-
ing in Pawn
Cloaths or
other Things
from Poor in
Workhouse.

XXXVI. And whereas many Persons, maintained and cloathed in the Workhouse of the said Parish by the Churchwardens and Overseers thereof, pawn and dispose of their Cloaths and Apparel, and the Goods and Chattels deposited in or belonging to the Workhouse, and by the Laws now in being, no Punishment can be inflicted on them, or on the Person or Persons buying or receiving the same into Pawn; be it therefore further enacted, That if any Person or Persons shall knowingly buy, receive into Pawn, or secrete any of the Cloaths or Wearing Apparel of any of the Poor who are or shall be received into and maintained in the Workhouse or Workhouses of the said Parish, or any of the Goods or Materials carried into the said Workhouse or Workhouses to be wrought up, manufactured, or used by the Poor there, or any of the Goods and Furniture of the said Workhouse or Workhouses, or shall receive or buy any of the Provisions allotted to or provided for the Poor in the said Workhouse or Workhouses, or shall be aiding or assisting therein, every Person so offending shall forfeit for every such Offence any Sum not exceeding the Sum of Five Pounds, upon Conviction by the Oath of One or more credible Witness or Witnesses, before any One or more Justice or Justices of the Peace for the said County of *Middlesex* or City and Liberty of *Westminster*, which Penalty shall be levied by Warrant under the Hand and Seal or Hands and Seals of the said Justice or Justices, by Distress and Sale of the Goods and Chattels of the Offender or Offenders, and One Moiety of such Penalty shall be paid to the Informer or Informers, and the other Moiety to the Overseers of the Poor of the said Parish, or One of them, for the Use of the Poor of the said Parish; and if no Goods or Chattels can be found whereon to make such Distress, or if the said Penalty shall not be forthwith paid, 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 Offender or Offenders to the House of Correction, there to be kept to hard Labour for any Time not exceeding Three Calendar Months, unless such Penalty and all Expences shall be sooner paid and satisfied.

For reward-
ing industri-
ous Poor.

XXXVII. And, to the End that the poor Persons in the said Workhouse or Workhouses may be encouraged so to behave themselves as to set good Examples to others; be it further enacted, That it shall and may be lawful to and for the Overseers for the Time being of the said Parish, and they are hereby authorized and empowered to order such
Gratuities

Gratuities or Rewards to be paid, given, or distributed to or among such of the said poor Persons whose Industry, Skill, or good and moral Conduct may appear to merit the same, as they the said Overseers, or either of them, may think expedient, but so that no Part of the Money to be given or paid in such Gratuities or Rewards shall be expended in the Purchase of unwholesome or unnecessary Liquors, the drinking whereof the Governor, Master, Mistress, Matron, and other Officers superintending such Workhouse or Workhouses, are hereby strictly enjoined to prohibit and prevent.

XXXVIII. And be it further enacted, That whenever any poor Person or Persons shall be ordered to be removed from the said Parish of *Saint Anne*, to the Parish or Place of his, her, or their legal or supposed legal Settlement, it shall be lawful for the Overseers of the Poor for the Time being of the said Parish, to cause such poor Person or Persons to be removed in the usual Manner of removing Paupers, by some Person or Persons to be appointed by such Overseers for that Purpose, by Writing under their Hands; and every Overseer of the Poor, or other proper Officer of the Parish or Place to which such poor Person or Persons shall be ordered to be removed as aforesaid, shall and is hereby required to receive every such poor Person or Persons in like Manner as he would have been if such poor Person or Persons had been delivered to such Officer by One of the Overseers of the Poor of the said Parish of *Saint Anne*; any Law, Custom, or Usage to the contrary notwithstanding.

Removal of
Poor.

XXXIX. And be it further enacted, That any Inhabitant or Inhabitants of the said Parish shall and may, and he, she, or they, is and are hereby declared to be a competent Witness or Witnesses in any Action, Suit, Complaint, Prosecution, or Proceeding to be had, conducted, made, prosecuted, or carried on, under the Authority of this Act, and in all other Cases respecting or relating to the Poor of the said Parish, or the Settlement of any Pauper or Paupers, in such and the same Manner, as he, she, or they would or might have been, if he, she, or they, was or were resident in any other Parish or Place.

Inhabitants
may be Wit-
nesses.

XL. And whereas the Churchwardens of the said Parish are entitled to receive certain Proportions of the Fees payable on all Burials within the said Parish, and certain other Monies have customarily been paid to them for the Use of the Church of the said Parish, and there is now some, and may hereafter probably be a considerable Surplus in the Hands of the Churchwardens for the Time being, of the Money which hath arisen and may arise from such Proportions of the said Fees and Payments, and which, after Payment of the Debts now due in respect of the said Church, and the decent and proper Repairs of the said Church, and the Salaries, Gratuities, and other Expences usually payable thereout, is not applicable to any specifick Use or Purpose; be it therefore enacted, that the Churchwardens for the Time being of the said Parish, shall from Time to Time, with the Consent of the Inhabitants in Vestry duly assembled, when such Surplus Money shall exceed the Sum of One hundred Pounds, pay over such Surplus exceeding the same Sum of One hundred Pounds, unto the Trustees appointed or to be appointed under or by virtue of this

Application of
certain Fees
payable to
Churchwar-
dens.

Act,

Act, to be applied by them in Aid of the Rates and Assessments hereby directed to be made, according to the true Intent and Meaning of this Act.

Paying Expences of the Act.

XXI. And be it further enacted, That all the Costs, Charges, and Expences of preparing, obtaining, and passing this Act, and all other Charges incident or relating thereto, shall be borne, paid, and defrayed out of the First Monies which shall be raised under or by virtue of this Act.

Distress not to be unlawful for Want of Form.

XLII. And be it further enacted, That where any Distress shall be made for any Money by virtue of 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 afterwards be done by the Party or Parties so distraining; but the Person or Persons aggrieved by such Irregularity, may recover full Satisfaction for the special Damage in an Action on the Case.

Plaintiff not to recover if Tender of Amends made.

XLIII. Provided always, That no Plaintiff or Plaintiffs shall recover in any Action or Actions for any such Irregularity, Trespass, or other Proceedings, if Tender of sufficient Amends shall be made by or on the Behalf of the Party or Parties who shall have committed or caused to be committed any such Irregularity, Trespass, or other wrongful Proceedings, before such Action brought; and in case no such Tender shall have been made, it shall and may be lawful for the Defendant or Defendants in any such Action, by Leave of the Court where such Action shall depend, at any Time before Issue joined, to pay into Court such Sum of Money as he or they shall see fit, whereupon such Proceedings, Order, and Judgement, 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.

Proceedings not to be quashed for Want of Form.

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

Appeal to the Trustees.

XLV. Provided always, and be it further enacted, That if any Person or Persons shall think himself, herself, or themselves, aggrieved or over-rated by any Rate or Assessment to be made under or in pursuance of this Act, he, she, or they may appeal and complain thereof to the said Trustees, who may examine the Appellant or Appellants, or any Witnesses or Witnesses, upon Oath, touching or concerning the Matter of such Appeal, and relieve the Person or Persons appealing or not, and make such Order therein as to them shall seem meet.

Appeal to Sessions.

XLVI. Provided also, and be it further enacted, That if any Person or Persons shall find himself, herself, or themselves, aggrieved by any Order, Direction, or Appointment of the said Trustees, or by Means of any
any

any Rate or Assessment to be made under or by virtue of this Act, or any Order or Conviction of One or more Justice or Justices of the Peace, it shall and may be lawful to and for such Person or Persons to appeal to the next General Quarter Sessions of the Peace to be held in and for the County of *Middlesex*, or City and Liberty of *Westminster*, before the Justices then and there assembled; and such Justices are hereby authorized and empowered to summon and examine Witnesses upon Oath, and to hear and determine the Matter of the said Appeal, and to make such Order therein as to them shall seem meet, which Order shall be final and conclusive to and upon all Parties, but so as that such Appeal shall be made within Four Calendar Months next after the Cause of Complaint shall have arisen; and that the Person or Persons so appealing, shall first give or cause to be given Ten Days Notice at the least, in Writing, of his or her Intention of appealing as aforesaid, and of the Matter or Cause thereof, to the Clerk or Clerks to the said Trustees for the Time being, and within Three Days after such Notice enter into a Recognizance before some Justice of the Peace for the said County, or the said City and Liberty, with Two sufficient Sureties conditioned to try such Appeal at the then next General Quarter Sessions, and to abide the Order of and pay such Costs as shall be awarded by the Justices at such Quarter Sessions, or any Adjournment thereof; and such Justices, upon the Hearing and finally determining the Matter of such Appeal, shall and may, and they are hereby directed and required to award such Costs to the Parties appealing or appealed against, as they shall think proper; and their Determination in or concerning the Premises shall be conclusive and binding upon all Parties, to all Intents and Purposes whatsoever.

XLVII. And be it further enacted, That no Action or Suit shall be commenced against any Person or Persons for any Thing done in pursuance or by virtue of this Act, until Twenty Days Notice shall be given thereof in Writing to the Clerk or Clerks to the said Trustees for the Time being, nor after sufficient Satisfaction or Tender thereof hath been made to the Party or Parties aggrieved, or after Two Calendar Months next after the Fact committed, for which such Action or Actions, Suit or Suits, shall be so brought; and every such Action which shall be so brought, shall be laid and tried in the said County of *Middlesex*, and not in any other County or Place; and the Defendant or Defendants in such Actions or Suits, and every of them, may plead the General Issue and give this Act and the special Matter in Evidence at any Trial or Trials which shall be had thereupon; and if the Matter or Thing shall appear to have been done under or by virtue of this Act, or if it shall appear that such Action or Suit was brought before Twenty Days Notice thereof was given as aforesaid, or if any such Action or Suit shall not be commenced within the Time before limited, or shall be laid in any other County or Place than as aforesaid, then the Jury or Juries shall find for the Defendant or Defendants therein; and if a Verdict or Verdicts shall be found for such Defendant or Defendants, or if the Plaintiff or Plaintiffs in such Action or Actions, Suit or Suits, shall become nonsuit, or suffer a Discontinuance of such Action or Actions; or if upon any Demurrer or Demurrers in such Action or Actions, Judgement shall be given for the Defendant or Defendants therein, then and in any of the Cases aforesaid, such Defendant or Defendants shall have Treble Costs;

Limitation of
Actions.

[*Loc. & Per.*]

14 C—F

and

and shall have such Remedy for recovering the same, as any Defendant or Defendants may have for his, her, or their Costs, in any other Cases by Law.

Publick Act.

XLVIII. And be it further enacted, That this Act shall be taken and allowed in all Courts of Justice as and is hereby declared to be a publick Act, and all Judges, Justices, and others, are hereby required to take Notice thereof as such, without the same being specially pleaded.

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