



ANNO QUADRAGESIMO TERTIO

GEORGI III. REGIS.

Cap. 60.

An Act for repealing so much of an Act, made in the Third Year of the Reign of King George the Second, intituled, *An Act for cleansing the Ports, Harbours, and Rivers of the City of Cork, and of the Towns of Galway, Sligo, Drogheda, and Belfast, and for erecting a Ballast Office in the said City, and each of the said Towns, as relates to the Port and Harbour of the Town of Sligo; and for repealing an Act, made in the Fortieth Year of the Reign of His present Majesty, intituled, An Act for paving, cleansing, lighting, and improving the Streets, Quays, Lanes, and Passages, in the Town of Sligo, in the County of Sligo; for establishing a Nightly Watch in the said Town; for supplying the said Town with Pipe Water, and for improving and regulating the Port and Harbour thereof; and for*

[Loc. & Per.]

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making

making better Provision for the paving, lighting, watching, cleansing, and improving of the said Town of *Sligo*; and for regulating the Porters and Carmen employed therein; and for the better Regulation and Improvement of the Port and Harbour thereof. [11th June 1803.]

3 Geo. 2.
c. 21.

40 Geo. 3.
c. 99.

WHEREAS by an Act, made in the Third Year of the Reign of His late Majesty King *George* the Second, intituled, *An Act for cleansing the Ports, Harbours, and Rivers of the City of Cork, and of the Towns of Galway, Sligo, Drogheda, and Belfast, and for erecting a Ballast Office in the said City, and each of the said Towns*, certain Powers and Authorities were given to certain Persons therein mentioned, for the Purpose of improving and regulating the Port and Harbour of the Town of *Sligo*, in the County of *Sligo*: And whereas by One other Act, made in the Fortieth Year of the Reign of His present Majesty, intituled, *An Act for paving, cleansing, lighting, and improving the Streets, Quays, Lanes, and Passages, in the Town of Sligo, in the County of Sligo; for establishing a Nightly Watch in said Town; for supplying the said Town with Pipe Water, and for improving and regulating the Port and Harbour thereof*, certain Powers and Authorities were given to certain Persons therein named, who were made One Body Corporate, for effecting the said several Purposes: And whereas it would tend greatly to the Comfort and Convenience of the Inhabitants of the said Town of *Sligo*, and also be of great Benefit to the Shipping frequenting the said Port and Harbour, and facilitate the Execution of the several Purposes intended thereby, if so much of the said recited Act, made in the Third Year of the Reign of His late Majesty King *George* the Second, as relates to the Port and Harbour of *Sligo*, and if the said Act made in the Fortieth Year of the Reign of His present Majesty were repealed; and if other and better Provisions were made for paving, lighting, watching, cleansing, and improving the said Town of *Sligo*, and for regulating the Markets thereof, and for regulating and improving the Port and Harbour thereof; and if the Carmen and Porters employed in carrying Corn, Coals, and Merchandize, within the said Town, were made subject to certain Rules and Regulations, and the Rate of their Wages or Hire fixed or determined: 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 so much of the said recited Act made in the Third Year of the Reign of His late Majesty King *George* the Second, as relates to the Port and Harbour of *Sligo*, and also the said recited Act made in the Fortieth Year of the Reign of His present Majesty, shall be and the same is and are hereby repealed, and declared to be null and void to all Intents and Purposes whatsoever.

Such Part of
3 Geo. 2. c. 21.
as relates to
the Port of
Sligo; and 40
Geo. 3. c. 99.
repealed.

Commission-
ers.

II. And be it further enacted, That the Representatives in Parliament for the County of *Sligo*, and for the Borough of *Sligo* for the Time being, the Provost and Burgesses for the said Borough for the Time being, *Thomas*

mas Holmes, William Barrett, Andrew Faussett, Thomas Ormsby, James Wood, John Irwin, Roger Parke, William Harlot Phibbs, Abraham Martin, Andrew Hume, Charles Martin, Alexander Hume, the Reverend Charles West, Alexander M'Creery, Neal M'Donald, Albert Blest, Ignatius Everard, John King, John M'Mullin, William Phillips, Thomas Burnside, Jones Irwin, John Ellis, and Henry Hart, and their Successors, to be elected in Manner herein mentioned, shall be and they are hereby declared to be Commissioners for carrying this Act into Execution.

III. And be it further enacted, That when and so often as any of the Commissioners herein nominated, (save and except the Representatives in Parliament for the County and Borough of *Sligo* for the Time being, and the Provost and Burgeses for the said Borough for the Time being), or to be elected in Manner herein mentioned, shall die, or shall refuse to act in the Execution of this Act, then and in such Case the surviving or remaining Commissioners shall at their First Meeting after such Death or Refusal shall be known to them, and they are hereby required to declare the said Vacancy, and to cause Notice to be given thereof by Advertisement in some Newspaper or Newspapers printed or circulated in the said Town, or otherwise, and thereby to appoint a Day and Place, not sooner than Fourteen Days from the Date of such Notice, for the supplying such Vacancy by the Election of a new Commissioner or Commissioners; and that at the Place and Day so appointed, the several Householders of the said Town of *Sligo* and Precincts thereof, whose Holdings within the said Town or Precincts thereof shall be of the annual Value of Twenty Pounds, shall and may meet, and such Householders who shall be present at such Meeting shall and may elect by Ballot, from among the Householders of the said Town and its Precincts, or Persons residing within Five Miles thereof, some Person or Persons to be a Commissioner or Commissioners in the Room or Stead of every such Commissioner so dying or refusing to act; and all and every Person or Persons so elected shall be, and he and they is and are hereby vested with the same Powers and Authorities for carrying this Act into Execution, as the Person or Persons in whose Room or Stead he or they shall be so elected was or were vested with.

For electing
new Commis-
sioners.

IV. Provided always, and be it enacted, That when and so often as any of the Commissioners herein nominated, who now are Householders of the Town of *Sligo* aforesaid, or who shall, at the Time of their Election in Manner aforesaid, be Householders of the said Town, shall happen to die, or refuse to act in the Execution of this Act, then and in such Case the Commissioner or Commissioners to be elected in his or their Room or Stead shall be elected from among the Householders of the said Town or Precincts thereof, to the End that at all Times for ever Sixteen of the Commissioners for carrying this Act into Execution (exclusive of the Provost and Burgeses of the Borough of *Sligo*), shall be Householders of the said Town of *Sligo* aforesaid.

Sixteen of the
Commission-
ers to be
Householders
of the Town.

V. And be it further enacted, That if any Person or Persons nominated or elected a Commissioner or Commissioners as aforesaid, (save and except the Representatives in Parliament for the County and Borough of *Sligo* for the Time being, and the Provost and Burgeses for the said Town

In case of
neglecting to
act for 18 Ca-
lendar
Months.

Town for the Time being), shall neglect to act in the Execution of this Act during the Space of Eighteen Calendar Months, then and in every such Case such Neglect shall be and be deemed to be a Refusal to act within the Intent and Meaning of this Act.

Qualification
of Commis-
sioners.

VI. Provided always, and be it enacted, That no Person to be elected by such Householders in Manner aforesaid, shall be capable of acting as a Commissioner in the Execution of this Act, unless he shall at the Time of his acting be in his own Right, or in the Right of his Wife, in the actual Possession and Receipt of the Rents and Profits of a Real Freehold Estate lying within the said County of *Sligo*, of the clear yearly Value of Fifty Pounds, or be in the actual Possession of a beneficial Freehold Lease of Premises lying within the County or Town of *Sligo*, of the annual Value of One hundred Pounds, or shall be possessed of a Real or Personal Estate of the Amount or Value of One thousand Pounds: Provided always, that no Person shall be capable of acting as a Commissioner in the Execution of this Act, except in administering the Oath hereinafter mentioned, (which Oath the said Commissioners, or any One or more of them, is and are hereby required to administer to any other of the said Commissioners), until he shall have taken and subscribed the Oath following:

Oath.

I *A. B.* do swear, That I am duly qualified to act as a Commissioner in the Execution of an Act, made in the Forty-third Year, of the Reign of King *George* the Third, intituled [*here recite the Title of this Act*] according to the Provisions and Directions of the said Act; and that I will truly and impartially, according to the best of my Skill and Judgement, execute and perform the Powers and Authorities reposed in me as a Commissioner in pursuance of the said Act.

So, help me GOD.

Penalty for
acting, if not
qualified.

And if any Person so elected not being so qualified, or if any Person herein nominated or so elected, not having taken and subscribed the Oath aforesaid, shall act as a Commissioner in the Execution of this Act, every such Person shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered, with full Costs of Suit, in any of His Majesty's Courts of Record at *Dublin*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, or more than One Imparance shall be allowed; and the Person so sued or prosecuted shall prove that he is qualified as aforesaid, or otherwise shall pay the said Penalty, without any other Proof or Evidence being given on the Part of the Plaintiff or Prosecutor, than that such Person hath acted as a Commissioner in the Execution of this Act.

Commission-
ers not to act
if interested.

VII. Provided also, That no Person shall be capable of acting as a Commissioner in the Execution of this Act, during such Time as he shall hold any Office or Place of Profit under the said Commissioners, or during such Time as he shall have any Share or Interest in any Contract or Work to be done in pursuance of this Act; but it shall and may be lawful to and for the Justices of the Peace for the said County of *Sligo*, to act as such in the Execution of this Act, notwithstanding their being Commissioners, and to administer an Oath, to any Person or Persons for the

more

more certain Determination of the said Commissioners in any Matter relative to the Execution of this Act pending before the said Commissioners.

VIII. And be it further enacted, That the said Commissioners shall and they are hereby empowered and required to meet and assemble in the Court House of the said Town of *Sligo*, on the Fifth *Tuesday* after passing this Act, between the Hours of Twelve and Four in the Afternoon, for the Purpose of carrying this Act into Execution, and shall and may then and from Time to Time afterwards adjourn themselves to meet at the Place aforesaid (so as such Time do not interfere with any other publick Meeting or Business of the said Town or County of *Sligo*), or at any other convenient Place in the said Town or Precincts thereof, as they the said Commissioners, or the major Part of them present at such Meeting, shall appoint; and if it shall so happen that there shall not appear at any such Meeting of the said Commissioners a sufficient Number to act or to adjourn to another Day (Three Commissioners to be deemed sufficient for the Purpose of Adjournment), or if they shall refuse or neglect to adjourn, then and in every such Case the Clerk to the said Commissioners, or any Two or more of the said Commissioners, shall and may call a Meeting at the Place where the last Meeting was to have been holden, by Notice in Writing to be affixed or put upon the Door of the Place of Meeting, or by publick Notice to be given by Advertisement in some publick Newspaper printed or circulated within the said Town, at least Three Days before such Meeting; and that at all Meetings to be holden in pursuance of this Act the said Commissioners shall defray their own Expences.

Meetings of
Commission-
ers.

IX. And be it further enacted, That no Act of the said Commissioners shall be or be deemed to be good, valid, or effectual, unless the same be done at some Meeting to be holden in pursuance of this Act, except as may be herein excepted; and that all the Powers and Authorities by this Act granted to the said Commissioners, shall and may be exercised from Time to Time by the major Part of them who shall attend at any Meeting to be holden in pursuance of this Act, the Number of such Commissioners present at such Meeting not being less than Seven; and all the Orders and Proceedings of the major Part of such Commissioners present at such their several Meetings shall have the same Force and Effect as if the same were made or done by all such Commissioners for the Time being (save and except as may be herein excepted); and at every Meeting of the said Commissioners a Chairman shall and may be appointed; and when and as often as it shall so happen that there shall be an Equality of Votes at any such Meeting upon any Question (including the Vote of the Chairman), then and in such Case it shall and may be lawful to and for the Chairman to give the decisive or casting Vote.

No Act valid
unless at a
Meeting, &c.

X. Provided always, That no Order made by the said Commissioners shall be revoked or altered unless at some Meeting to be holden for that Purpose, of which Fourteen Days Notice shall be given as aforesaid, and in such Notice the Intention of such Meeting be declared, and unless a greater Number of Commissioners shall attend at such Meeting to revoke or alter the same than were present to make such Order; any Thing in this Act contained to the contrary thereof, notwithstanding.

No Order to
be revoked
unless by a
greater Num-
ber of Com-
missioners
than made it.

[*Loc. & Per.*]

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XI. And

Proceedings
to be entered.

XI. And be it further enacted, That the said Commissioners shall cause to be provided and kept a proper Book or Books, and fair and regular Entries to be made therein of all their Acts, Orders, and Proceedings relative to the Execution of this Act, and of the Names of all such Commissioners as shall be present at their several Meetings; and all Entries in such Book or Books, being signed by the Chairman and Clerk then present, or either of them, shall be deemed Originals, and shall be allowed to be read as Evidence in all Cases, Suits, and Actions, touching or concerning any Thing done in pursuance of this Act.

Actions to be
brought in
the Names of
the Treasurer
or Clerk, or
One of the
Commission-
ers.

XII. And be it further enacted, That whenever any Action shall be brought by the Order of the said Commissioners against any Person or Persons by virtue or in pursuance of this Act, the same may be brought in the Name of their Clerk, or in the Name of any One of the said Commissioners, on Behalf of the said Commissioners; and no such Action shall abate or be discontinued by the Death or Removal of the Person in whose Name the same shall be brought; but no such Clerk or Commissioner, or any or either of them, shall be subject to the Payment of any Costs or Expences on Account thereof, but all such Costs and Expences shall be defrayed out of the Money received by virtue of this Act.

Commission-
ers may build
or purchase a
Room for
transacting
publick Busi-
ness.

XIII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, in case they shall think proper, and they are hereby authorized and empowered to rent for Lives or Years, erect, build, or purchase, or cause to be rented for Lives or Years, erected, built, or purchased, in such Part of the said Town, as they shall find most convenient, a proper Building with convenient Rooms therein, to be used by the said Commissioners for holding their several Meetings under this Act; and for the several Purposes of this Act; and it shall and may be lawful to and for the said Commissioners from Time to Time as often as shall by them be deemed necessary, to let or sell such Building, and to rent or purchase another in lieu thereof for the Purposes aforesaid: Provided nevertheless, that the said Commissioners shall not lay out and expend in such Building or Purchase more than the Sum of Five hundred Pounds, or pay for the annual Rent of any such Building more than Fifty Pounds, out of the several Funds by this Act vested in the said Commissioners.

For appoint-
ing Officers.

XIV. And be it further enacted, That the said Commissioners shall and may at their First or any subsequent Meeting, appoint One or more Clerk or Clerks, Treasurer or Treasurers, Collector or Collectors, Assessor or Assessors, Surveyor or Surveyors, and also such and so many Scavengers, Rakers, Cleansers of the Highways, Streets, Lanes, Markets, and other publick Places and Passages in the said Town and Precincts thereof, and also such and so many Keepers and Lighters of Lamps, and such and so many Ballast Masters, Harbour Masters, and other Officers and Persons for the Execution of this Act, as the said Commissioners shall think proper; and from Time to Time remove him or them, and appoint others as they shall find necessary or convenient; and by and out of the Monies to be raised by virtue of this Act may and are hereby empowered to appoint and pay such Salary and Allowances to such Officers, and to all other Persons by them the said Commissioners employed in the
Execution

Execution of this Act, as they shall think reasonable, not exceeding the Sum of One hundred Pounds for any One Person; and the said Commissioners shall and are hereby required to take such Security for the due Execution of their respective Offices by such Person and Persons as aforesaid, as the said Commissioners shall think proper; and all such Officers and Persons so to be appointed as aforesaid shall, under their Hands, at such Time and Times, and in such Manner as the said Commissioners shall direct, deliver to such Commissioners, or to such Person or Persons as they shall appoint, true and perfect Accounts in Writing of all Matters and Things committed to their Charge by virtue of this Act, and also of all Monies which shall have been by such Officer or Officers, and Person or Persons respectively received by virtue and for the Purposes of this Act, and how much thereof hath been paid and disbursed, and for what Purposes, together with the proper and legal Receipts or Vouchers for such Payments, and shall pay all such Monies as shall remain in their respective Hands to the said Commissioners, or to such Person or Persons as they shall appoint to receive the same; and every such Clerk or other Officer shall, upon the First *Friday* in the Month of *January* in each and every Year, or at the First Meeting of the said Commissioners then next following (although not thereunto required by the said Commissioners), lay their several Accounts before the said Commissioners, in order that the same may be audited, passed, and allowed by them, if approved of; and all the said Officers and Persons so accounting as aforesaid shall upon Oath verify their said Accounts; and if any such Officer or Person shall not make and render, or shall refuse to verify upon Oath any such Accounts, or to produce or deliver up the Receipts or Vouchers relating to the same, or to make Payment as aforesaid, or shall not deliver to the said Commissioners or to such Person or Persons as they shall appoint, within Seven Days after being thereunto required by such Commissioners, all Books, Papers, and Writings in his or their Custody or Power relating to the Execution of this Act, or shall refuse or neglect to pay such Monies, as upon the Balance of any Account or Accounts shall appear to be in their respective Hands; to the said Commissioners, or as they shall direct or appoint, then and in either of the Cases aforesaid such Commissioners may and are hereby authorized and empowered to bring, or cause to be brought, any Action or Actions against the Officer or Officers, Person or Persons so neglecting or refusing as aforesaid, in order for the Recovery of the Monies that shall be in the Hands of such Officer or Officers, Person or Persons respectively; or if Complaint shall be made by the said Commissioners, or by such Person or Persons as they shall appoint for that Purpose, of any such Refusal or Neglect as aforesaid, to any Justice of the Peace for the County or Place wherein such Officer or Officers, Person or Persons so neglecting or refusing shall be and reside, such Justice may and is hereby authorized and required, by a Warrant or Warrants under his Hand and Seal, to cause the Officer or Officers, Person or Persons so refusing or neglecting to be brought before him, and upon his or their appearing, or not being to be found, to hear and determine the Matter in a summary Way; and if upon the Confession of the Party or Parties, or by the Testimony of any credible Witness or Witnesses upon Oath (which Oath such Justice is hereby empowered to administer) it shall appear to such Justice that any of the Monies that shall have been collected or raised by virtue of this Act shall be in the Hands of such Officer or Officers, Person or Persons, such Justice may
and

and is hereby authorized and required upon Non-payment thereof, by a Warrant under his Hand and Seal, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer or Officers, Person or Persons respectively; and if no Goods or Chattels of such Officer or Officers, Person or Persons can be found sufficient to answer and satisfy the said Money, and the Charges of distraining and selling the same, or if it shall appear to such Justice upon the Confession of the Party or Parties, or by the Testimony of any credible Witness or Witnesses upon Oath (which Oath the said Justice is hereby empowered to administer), that any such Officer or Person shall not have made and rendered, or shall refuse to verify upon Oath, any such Account, or shall refuse to produce or deliver up the Receipts or Vouchers relating to the same, or shall not have delivered to the said Commissioners, or to such Person or Persons as shall have been appointed by them to receive the same, within Seven Days after being thereunto required by such Commissioners, all Books, Papers, and Writings, in his or their Custody or Power relating to the Execution of this Act, then and in any or either of the Cases aforesaid such Justice shall commit every such Offender to the Common Gaol or House of Correction for the County of *Sligo*, there to remain without Bail or Mainprize until he shall give and make a true and perfect Account and Payment, as aforesaid, or until he shall compound with the said Commissioners, and shall have paid such Composition in such Manner as they shall appoint (which Composition the said Commissioners are hereby empowered to make), and until he shall deliver up such Books, Papers, Vouchers, and Writings as aforesaid, or give Satisfaction in respect thereof to the said Commissioners.

Persons employed under the former Act to account.

XV. Provided always, and be it enacted, That all and every Person and Persons who shall have in their Custody or Possession any Money, Books, Accounts, Papers, Writings, or other Things received by virtue of the said recited Act, made in the Third Year of the Reign of His late Majesty King *George* the Second, relating to the said Port and Harbour of *Sligo*, or of the said recited Act, made in the Fortieth Year of the Reign of His present Majesty, shall account for the same and every Part thereof, and shall deliver up the same to the Commissioners hereby appointed, in like Manner, and shall be subject and liable to the like Penalties, as the several Clerks, Treasurers, Surveyors, and other Officers, appointed by virtue of this Act are subject and liable to, for refusing or neglecting to pay any Money received by them by virtue of this Act, to the said Commissioners, or for refusing or neglecting to deliver up any Books, Papers, Writings, or Accounts relating to the Execution of this Act, to the said Commissioners.

Officer taking any Fee or Reward besides his Salary, &c.

XVI. And be it further enacted, That if any Person who shall be employed as a Clerk, Treasurer, or Collector, Receiver or Surveyor, Collector or Assessor, Ballast Master, Harbour Master, or Pilot, or any other Officer or Servant, who shall be anywise employed by the said Commissioners for putting this Act into Execution, shall exact, take, or accept any Fee or Reward whatsoever, other than such Rates, Salaries, Allowances, and Rewards as are directed by this Act, or as shall be appointed, allowed, and approved of by the said Commissioners, in pursuance of the Directions of this Act, for or on Account of any Thing done or to be done by virtue of this Act, or on any Account whatsoever relative to putting

putting this Act into Execution, or shall anyways be concerned or interested in any Bargain or Contract made or to be made by the said Commissioners for the Purpose of putting this Act into Execution, every such Person so offending shall be incapable of ever serving or being employed under this Act, and shall over and above forfeit and pay the Sum of Twenty Pounds to any Person or Persons who shall sue for the same, by Action of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at *Dublin*, within Twelve Calendar Months after the Offence committed, in which said Suit no Essoign, Protection, or Wager of Law, or more than One Imparlance, shall be allowed.

XVII. Provided always, and be it enacted, That for the several Purposes of paving, flagging, lighting, cleansing, watching, and improving the said Town and Precincts thereof, and regulating and establishing any Market or Markets therein, and raising and levying any Rate or Assessment for defraying the Charges and Expences of the same, and removing Nuisances and Annoyances therein, no Part or Parts of the Precincts of the said Town of *Sligo* shall be or be deemed to be within the Intent or Purview of this Act, save and except such Part or Parts of such Precincts as shall lie or be situate within the Distance of One Mile *Irish* Admeasurement, of a certain Spot in *Market Street*, on which a Building or Erection formerly stood, called *The Market Cross*.

What shall be deemed Precincts of the Town.

XVIII. And whereas a correct and accurate Map or Survey of the said Town of *Sligo* would be of great Utility to the said Commissioners; be it therefore enacted, That it shall and may be lawful to and for the said Commissioners to direct a true and accurate Survey and Admeasurement of the said Town of *Sligo*, and Precincts thereof, and a Map or Plan thereof to be made by such Person or Persons as the said Commissioners shall appoint for such Purpose or Purposes; and when such Survey, Admeasurement, Map, or Plan, shall have been made as aforesaid, it shall and may be lawful to and for the said Commissioners, to cause from Time to Time such Alterations to be made therein, as shall be by them deemed right and expedient, and such Map or Plan shall be kept in the Place of Meeting of the said Commissioners for the Purposes of this Act.

Map of the Town to be made.

XIX. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, to erect or cause to be erected One or more Town Clock or Clocks, not exceeding Three Clocks in the Whole, within the said Town of *Sligo* and Precincts thereof, at such Place or Places as the said Commissioners shall think proper; and from Time to Time to repair and maintain such Clock and Clocks, or any of them, and the Costs, Charges, and Expences of erecting, making, repairing, and maintaining such Clock and Clocks, shall be paid out of the Monies to be raised by virtue of this Act.

Town Clocks to be erected.

XX. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to enter into any Contract or Contracts for paying, flagging, repairing, cleansing, or lighting the said Town of *Sligo*, and Precincts thereof, and for improving and cleansing the said Port and Harbour, and for erecting any Quay or Quays, Wharf or Wharfs, Dock or Docks, or for furnishing Materials, or any other Matters or necessary

Commissioners may contract.

[*Loc. & Per.*]

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Things

Things whatsoever, or for any Purpose or Purposes in Execution of this Act; but before any such Contract or Contracts shall be entered into, Twenty-one Days Notice at the least shall be given, in some One of the publick Newspapers printed or circulated in the said County of *Sligo*, or by causing such Notice to be affixed on Twelve or more conspicuous Places within the said Town of *Sligo*, or Precincts thereof, signed by the Clerk to the said Commissioners, expressing the Purpose or Purposes of such Contract or Contracts, in order that any Person or Persons willing to undertake the same may make Proposals for that Purpose, to be offered to the said Commissioners at a certain Time and Place in such Notice to be mentioned; and the said Commissioners shall and they are hereby required to take Security from every such Contractor for the due Performance of his or her Contract.

Contracts not to be entered into for more than Seven Years.

XXI. And be it further enacted, That no such Contract or Contracts shall be deemed good or valid, if the same shall have been made for a longer Space or Term than Seven Years from the Time of entering into such Contract or Contracts.

Commissioners may compound with Persons for Breach of Contracts.

XXII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners from Time to Time and at all Times hereafter, to compound and agree with any Person or Persons on Account of any Breach or Non-performance of such Contract or Contracts, for such Sum or Sums of Money as they shall think proper, so as the Sum so compounded and agreed for be not less than the Injury or Damage sustained by the Breach or Non-performance of such Contract or Contracts, and all Costs, Charges, and Expences which shall be occasioned thereby.

Contracts to be signed by the Commissioners.

XXIII. And be it further enacted, That every such Contract or Contracts shall specify the several Works to be done, and the Prices to be received or paid for the same, and the Time or Times when the said Works shall be completed, and the Penalties to be suffered in case of Non-performance thereof, and shall be signed by the said Commissioners, and also by the Person or Persons contracting to perform such Works respectively; which Contract or Contracts shall be entered in a Book or Books to be kept for that Purpose by the Clerk to the said Commissioners.

For getting Materials to repair the Streets.

XXIV. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and to and for all such Persons as they shall appoint, to search for, cut, dig, get, gather, and take away, any Beach, Stones, Flags, Gravel, Sand, or other Materials, for making, paving, or repairing the several Quays, Streets, Lanes, Passages, and Places, within the said Town of *Sligo* and Precincts thereof, out of or from any Common or Waste Ground, River, or Brook, in any Parish, Township, Hamlet, Division, District, or Place, near to the said Town of *Sligo*, without paying any Thing for the same, the Person or Persons appointed by or acting by or under the Authority of the said Commissioners filling up the Pits or Quarries, levelling the Ground, or sloping down the Banks where such Materials shall be taken, or railing or fencing off such Pits or Quarries, so that the same may not be dangerous to Passengers or Cattle; and also that such Person or Persons as aforesaid may, by Order of the said Commissioners (such Order to be made at some Meeting

Meeting of the said Commissioners to be holden in pursuance of this Act, and a Copy thereof to be given to such Person or Persons, attested and signed by the Clerk to the said Commissioners) search for, cut, dig, get, gather, and take away, any such Materials as aforesaid, in, off, from, and out of the private Lands, Fields, or Grounds of any Person or Persons, where the same may be had or found (such Lands, Fields, or Grounds, not being a Garden, Orchard, Yard, Park, Paddock, Walk or Walks, or Avenue to a House, or any Piece of Ground planted and set apart as a Nursery for Trees), making or tendering such Satisfaction for the Damages done thereby to the Owners and Occupiers of such Grounds, where and from whence the same shall be cut, dug, gotten, gathered, and carried away, or over which the same or any other Materials for making, paving, flagging, or repairing the several Quays, Streets, Lanes, Passages, and Places, or any of them, within the said Town of *Sligo* or Precincts thereof, shall be carried, according to their respective Rights and Interests in such Grounds as the said Commissioners shall adjudge reasonable; and in case of any Difference between the said Commissioners or other Person or Persons employed as aforesaid, and the said Owners or Occupiers, or any of them, concerning such Damages, it shall and may be lawful to and for any Two or more Justices of the Peace of the County, City, or Place, where such Materials shall be so cut, dug, gotten, gathered, taken, and carried away, on Ten Days Notice thereof in Writing being given by either Party to the other, or left at their respective Places of Abode, to hear, settle, and determine the Matters of such Payment and Damages.

XXV. Provided nevertheless, and be it enacted, That it shall not be lawful for the said Commissioners, or any Person or Persons appointed by or acting under the Authority of the said Commissioners, to dig, gather, get, take, or carry away, any Materials for making, paving, flagging, or repairing the several Quays, Streets, Lanes, Passages, and Places, or any of them, within the said Town of *Sligo*, or Precincts thereof, out of or from any inclosed Lands or Grounds, until Notice in Writing, signed by the Surveyor, or other Person acting under the Authority of the said Commissioners shall have been given to the Occupier of the Premises from which such Materials are intended to be taken, or left for such Occupier at his usual Place of Residence, to appear before the said Commissioners, or Two or more Justices of the Peace acting for the County, City, or Place where such Premises shall lie, to shew Cause why such Materials shall not be had from such Lands or Grounds; and in case such Occupier or his Agent shall attend pursuant to such Notice, but shall not shew sufficient Cause to the contrary, then and in such Case the said Commissioners or such Justices shall and may authorize such Surveyor, or other Person or Persons as aforesaid, to dig, get, gather, and carry away such Materials, at such Time or Times as to the said Commissioners or Justices shall seem proper; and if such Occupier shall neglect or refuse to appear by himself or his Agent, the said Commissioners or Justices shall and may make such Order therein as they respectively shall think fit, as fully and effectually, to all Intents and Purposes as if such Occupier or his Agent had attended.

Notice to be given to the Occupiers of inclosed Lands before Materials are to be taken.

XXVI. And be it further enacted, That if any Person or Persons who-soever shall take away any Beach, Stones, Flags, Gravel, Sand, or other Materials which shall have been dug or gathered by or by the Order of the

Penalty on taking away Materials got by Order of the Surveyor.

the said Commissioners in any Lands, Fields, Waste, or Grounds, River or Brook, for the several Purposes of this Act, or shall get or take away any Gravel, Stones, Flags, or other Materials, out of any Pit or Quarry which shall have been made for the Purpose of getting such Materials for the several Purposes of this Act before the Person or Persons so appointed or acting by or under the Authority of the said Commissioners, or his or their Workmen, shall have discontinued working therein for the Space of Four Weeks (except the Owner or Occupier of any private Ground, and Persons authorized by such Owner or Occupier to get Materials therein for his or her own private Use only, and not for Sale), every Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Forty Shillings.

Commissioners may pave, &c.

XXVII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to pave and keep in Repair, or cause to be paved, flagged, and kept in Repair from Time to Time, or to enter into any Contract for the paving, flagging, and keeping in Repair all or any Part or Parts of the Highways, Streets, Lanes, Passages, and Places, whether Foot or Carriage Way, within the said Town of *Sligo* and Precincts thereof; and for such Purposes may cause to be dug, carted, and carried out of, or brought into the same, or any of them, or any Part or Parts thereof, such Gravel, Stones, Flags, and all other Materials as they shall judge necessary; and may likewise cause the Ground thereof to be raised or lowered, the Course of the Channels running in or through the same to be turned or altered, new Grates to the Common Sewers to be added or replaced, and in what Numbers and Places they shall think proper, or to be taken up and new laid in such Places, Manners, and Form as they shall judge best; and proper Drains to be made for conveying and conducting the waste Water from and through the said Town of *Sligo* and the Precincts thereof; and for that Purpose shall and may from Time to Time enter into and upon the Premises through which such Drains are to be made, and at their Costs and Charges from Time to Time enlarge, alter, or repair the same, or any Part thereof, and may there have, take, and lay down, all such Materials which may be necessary for so doing, they committing no wilful Hurt or Spoil, and making full Satisfaction to the Owner or Owners thereof for all such Damage as shall there happen to be done; and also shall and may cause all or any Posts, Rails, Pales, or Trees in such Highways, Streets, Lanes, Passages, or Places, as they shall judge useless, or to be a Nuisance or Obstruction either to Foot Passengers or to Carriages, to be taken up and removed, and likewise all Steps, Bulks, Stalls, Dung Holes, Saw Pits, Shew Glasses, and Shew Boards encroaching upon the Footway, as also all Steps and Doors opening or leading from the Footway or Carriage Way into Vaults, Cellars, or other Places, to be removed, filled up, or altered, as they the said Commissioners shall judge necessary.

Property of Pavement, and other Materials, vested in the Commissioners.

XXVIII. And be it further enacted, That the Property of the Pavements, Flags, Stones, Bricks, Posts, Lamps, Carts, Horses, Iron Cranes, Machines, Engines, Timber, Furniture, and all other Materials and Things which shall be made use of for the Purposes of this Act, shall be and the same are hereby vested in the said Commissioners and their Successors, and they are hereby authorized and empowered to bring or cause to be brought any Action or Actions, or to prefer, and order
and

and direct the preferring of any Indictment or Indictments against any Person or Persons who shall steal, take, or carry away all or any Part of such Materials or Things; and in all such Actions and Bills of Indictment respectively, it shall be and be deemed sufficient to state generally that the Article or Articles, Thing or Things, for or on Account of which such Action or Actions shall be brought, or Bill or Bills of Indictment preferred, is or are the Property of the Commissioners for improving the Town and Harbour of *Sligo*, without particularly naming such Commissioners; and if any Person or Persons shall wilfully or maliciously break up, injure, destroy, or otherwise damage or spoil any of the said Materials or Things, or of any of the Works done in pursuance of this Act, or any Part or Parts thereof, every Person so offending therein, and being thereof convicted by the Oath of One or more Witness or Witnesses, before the Provost of the said Town, or in case of his Absence or Refusal before any Justice of the Peace for the said County, being a Commissioner under this Act, shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings, over and above all Costs and Charges of restoring or repairing such Materials or Things so injured, damaged, or destroyed, to be levied and recovered by Distress and Sale of the Goods and Chattels of every such Offender, by Warrant under the Hand and Seal of the said Provost or Justice, before whom such Conviction shall be made, and such Forfeiture shall be applied to the Purposes of this Act; and in case the Person or Persons so offending and convicted shall have no Goods or Chattels whereupon the same can be levied, then and in every such Case it shall and may be lawful to and for such Provost or Justice of the Peace as aforesaid, by Warrant under his Hand and Seal, to commit such Person or Persons respectively to the Common Gaol or House of Correction, there to remain for any Space not exceeding Three Calendar Months, to be reckoned from the Day of Commitment.

XXIX. And be it further enacted, That the Property of all Stones, Flags, Posts, and all and every Part and Parts of the old Materials which shall belong to the old Pavement, as well of the Carriage as of the Footways within the said Town and Precincts thereof, and all the Materials used in lighting the several Quays, Streets, Lanes, Passages, and Places, within the said Town or Precincts thereof, or which shall have been purchased by virtue of the said recited Act made in the Fortieth Year of the Reign of His present Majesty, shall be vested in the said Commissioners for putting this Act into Execution, and their Successors; and it shall and may be lawful to and for the said Commissioners, or their Surveyor or Surveyors for the Time being, by their Order, to sell and dispose of the same, or of all or any Part or Parts thereof, to such Person or Persons who shall be willing to buy or purchase the same, and to apply the Purchase Money arising by such Sale to the Purposes of this Act; and if any Person or Persons to whom such Materials, or any Part or Parts thereof shall be sold, shall refuse or neglect to pay for the same within Thirty Days after Sale thereof to him, her, or them, it shall and may be lawful to and for the said Commissioners to bring or cause to be brought any Action or Actions for the Recovery of the Money due for such Materials so sold; in which Action or Actions no Effoign, Protection, or Wager of Law, or any more than One Imparlance, shall be allowed.

Old Materials,
etc. vested in
Commission-
ers.

Old Materials
may be used.

XXX. Provided always, and be it enacted, That it shall and may be lawful to and for the said Commissioners to order all or any of the said Materials to be made use of in paving, flagging, or repairing or lighting any Quay, Highway, Street, Lane, Passage, or Place within the said Town or Precincts thereof.

Where Mate-
rials for pav-
ing may be
lodged.

XXXI. And be it further enacted, That during the Time any Highway, Street, Lane, Passage, or Place, shall be new paving, flagging, or repairing, or any of the Grates, Drains, or other Sewers therein, shall be altering or repairing, the said Commissioners shall have Power to order the necessary Materials to be lodged in that or any adjoining Highway, Street, Lane, Passage, or Place, or Highways, Streets, Lanes, Passages, or Places, according to their Discretion, as also to stop the Way through that or any adjacent Highway, Street, Lane, Passage, or Place, so long as they shall judge necessary; and all Persons acting under their Direction as aforesaid, are hereby indemnified from any Prosecution or Action whatsoever.

Paviours and
Carters to be
appointed,
and Horses to
be purchased.

XXXII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, from Time to Time to appoint such and so many Paviours, Artificers, Workmen, Labourers, Carters, and others, and also to purchase any Horses, Carts, Tools, and Implements, as they shall judge necessary for the Purpose of carrying this Act into Execution.

Land to be
provided for
depositing
Materials.

XXXIII. And be it further enacted, That the said Commissioners shall have full Power to purchase or rent Lands, so that no Lease be made for a longer Time than Thirty-one Years, within the said Town or the Precincts thereof, for depositing of Stone and other Materials for the several Purposes of this Act, and for depositing Soil, Ashes, Cinders, and Rubbish, and for Water Drains, in case they shall think proper so to do; and the Purchase Money or Rent thereof shall be paid out of the Money arising by virtue of this Act, and the Property thereof shall be and is hereby vested in the said Commissioners for the Purposes of this Act.

Pumps to be
erected.

XXXIV. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to make and erect, or cause to be made and erected, such and so many Pumps within the said Town of *Sligo*, and Precincts thereof, as to the said Commissioners shall seem right and proper, and from Time to Time to repair, alter, and maintain the same, or cause the same to be repaired, altered, and maintained, and all the Costs, Charges, and Expences of making, erecting, repairing, altering, and maintaining the said several Pumps, shall be paid out of the Monies to be raised by virtue of this Act.

Drains not to
be altered.

XXXV. And be it further enacted, That if any Person or Persons shall alter or cause to be altered any Drain or Drains, Sewer or Sewers, or the Form of any of the said Highways, Streets, Lanes, Passages, or Places hereby directed to be paved or kept in Repair by the said Commissioners, or the Manner of the Pavement thereof, or shall in anywise encroach thereon, or put up any Post or Posts, Step or Steps, or erect any Bulk or Bulks, Stall or Stalls, or any Building of any Kind whatsoever, so as
to

to be an Encroachment, or shall injure or damage any Pump or Pumps, or make any Dung Hole or Saw Pit in any of the said Highways, Streets, Lanes, Passages, or Places, every Person so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds, over and above the Expences of again altering such Drain or Drains, Sewer or Sewers, Channel or Course, and of relaying and reinstating such Pavements, or taking down such Posts, Bulks, Stalls, or Buildings, or of repairing such Pump or Pumps, or filling up such Dung Holes or Saw Pits according to the Directions of such Commissioners.

XXXVI. And be it further enacted, That the said Commissioners shall cause all Signs which now are, or at any Time hereafter shall be placed or hung in any Part or Parts of the said Highways, Streets, Lanes, Passages, or Places, to be fixed and placed close to or on the Front of such Houses respectively whereunto the same shall belong; and shall and may cause all Signs, Sign Irons, Sign Posts, Penthouses, Spouts, Shop Windows, and Cellar Windows, or any other Windows, or other Encroachments or Obstructions, Projections or Annoyances, in or upon the said Highways, Streets, Lanes, Passages, or Places, or any of them, to be removed or altered, in such Manner as they shall think fit; and shall and may cause all Water to be conveyed from the Roofs, Cornices, and Penthouses, by proper and sufficient Gutters, Pipes, or Trunks, to be affixed on the Fronts or Sides of the Houses, Shops, Warehouses, or other Buildings, whereunto the same belong, and to be brought down to the Pavement; and in case the Owner or Occupier of any House, Shop, Warehouse, or other Building in the said Town or Precincts thereof, to which any Sign, Sign Iron, Sign Post, Penthouse, Spout, Shop Window, or Cellar Window, or other Encroachment now or hereafter may belong, shall not, at the Costs and Charges of such Owner or Occupier, (as the Case may be), within Ten Days after Notice in Writing shall be given to them respectively, or left at their respective Dwelling Houses, under the Hands of the said Commissioners, remove or alter every such Sign, Sign Iron, Sign Post, Penthouse, Spout, Shop Window, Cellar Window, and other Encroachments and Annoyances, in such Manner as in such Notice shall be expressed, it shall and may be lawful to and for the said Commissioners to cause the same to be done, and to levy or cause to be levied the Costs and Charges attending the same, by Distress and Sale of the Goods and Chattels of the Owner, Tenant, or Occupier of every such House, Shop, Warehouse, or other Building to which the same may be attached or belonging, by Warrant under the Hand and Seal of the Provost of the said Town, or in case of his Absence or Refusal, of any Justice of the Peace of the said County of *Sligo*, being a Commissioner under this Act, rendering the Overplus, (if any), when demanded, to the Person whose Goods and Chattels shall have been so distrained and sold; or it shall and may be lawful to and for such Tenant or Occupier to fix up Pipes and Trunks of sufficient Length, and also to remove all such Annoyances, Projections, and Encroachments, and to deduct and retain the Charges and Expences thereof, and also any Money which shall or may be levied upon the Goods and Chattels of any such Tenant or Occupier as aforesaid, out of his or her Rent; and every Owner, Proprietor, or Landlord, is hereby required to allow the same accordingly: Provided always, that nothing herein contained shall

Penalty on altering the Form of the Street, and for removing Obstructions.

shall extend or be construed to extend so as to enable any Tenant or Tenants for any Life or Lives, or for any Term of Years, whose Term remaining in his, her, or their Lease or Leases, shall be equal to or exceed Ten Years, to make any such Deduction or Deductions out of his, her, or their Rent or Rents, for or on Account of any such Purposes as aforesaid.

Commissioners to purchase Lands for the Act.

XXXVII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to contract and agree with the Owners and Proprietors for the Purchase of any Buildings, Lands, Tenements, or Hereditaments, which they the said Commissioners shall judge necessary and proper to be purchased for the improving or widening any of the said Highways, Streets, Markets, Lanes, Passages, or Places, within the said Town or Precincts thereof, or for widening and improving the said Port and Harbour, or for making or erecting any Quay or Quays, Wharf or Wharfs, Dock or Docks thereto, or for erecting or making any Building or Buildings, or for any other the Purposes of this Act.

Bodies Politick, etc. empowered to sell.

XXXVIII. And be it further enacted, That it shall and may be lawful to and for all Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees for Lunatics and Idiots, or other Trustees whomsoever, not only for and on Behalf of themselves, their Heirs and Successors, but also for and on Behalf of their *Cestuique* Trusts, whether Infants or Issue unborn, Lunatics, Idiots, or Females Covert, who are or shall be seised in their own Right; and all and every Person and Persons whomsoever who are or shall be seised, possessed of, or interested in such Buildings, Lands, Tenements, or Hereditaments, or any Part thereof which shall be thought necessary to be purchased for any of the Purposes of this Act, to treat, contract, and agree with the said Commissioners for the Sale thereof, or of any Part thereof, and to sell and convey all or any Part thereof, and all Estate, Right, Title, and Interest whatsoever, of, in, and to the same, to the said Commissioners, or to such Persons and their Heirs for ever, as the said Commissioners shall direct, in Trust for them the said Commissioners for any of the Purposes of this Act; and that all Contracts, Agreements, Bargains, Sales, and Conveyances, which shall be so made by virtue and in pursuance of this Act, shall, without any Fine or Fines, Recovery or Recoveries, or other Conveyances or Assurances in the Law whatsoever, be good, valid, and effectual to all Intents and Purposes, not only to convey the Estate and Interest of the Person and Persons conveying, but also to convey all Right, Estate, Interest, Use, Property, Claim, and Demand whatsoever, of their said several and respective *Cestuique* Trusts, and all claiming or to claim by, from, or under them, any Law, Statute, Usage, or any other Matter or Thing whatsoever to the contrary thereof in anywise notwithstanding; and all Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees, Trustees, and all other Persons, are and shall be hereby indemnified for what they shall do by virtue and in pursuance of this Act.

XXXIX. And

XXXIX. And be it further enacted, That if any Owner or Proprietor, or other Person or Persons interested in any Buildings, Lands, Tenements, or Hereditaments, which the said Commissioners shall judge necessary or proper to be purchased, taken, or used for the Purposes of this Act, or any such Body Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, Feoffees, Guardians, Husbands, Committees, or other Trustees, upon Notice to him, her, or them given or left in Writing at the Dwelling House or Place of Abode of such Person or Persons, or of the Clerk or Head Officer of any such Body Politick, Corporate, or Collegiate, or at the House of the Tenant in Possession of the Premises, signed by the Clerk to the said Commissioners, shall, by the Space of Twenty-one Days next after such Notice given or left as aforesaid, neglect or refuse to treat, or shall not agree in the Premises with the said Commissioners, or by reason of Absence or otherwise shall be prevented from treating, or shall not within the before-mentioned Space of Twenty-one Days, produce and fully disclose the State of the Title to the Premises, which they are or shall be in Possession of, and to the Interest which they claim therein to the said Commissioners, then and in every such Case the said Commissioners shall, and they are hereby empowered and required to issue a Warrant under their Hands and Seals to the Sheriff of the County of *Sligo*, commanding such Sheriff to impanel, summon, and return a Jury, and the said Sheriff is hereby required accordingly to impanel, summon, and return a Jury of Twelve sufficient and indifferent Men, being Freeholders of the County of *Sligo*, qualified according to Law, to be returned for Trials of Issues in His Majesty's Courts at *Dublin*, to appear before the said Commissioners at such Time and Place as in such Warrant shall be appointed, such Time not being less than Fourteen nor more than Twenty-one Days after such Warrant shall be served upon the said Sheriff; and in case a sufficient Number of Persons qualified to serve as Jurymen shall not appear at the Time and Place so to be appointed as aforesaid, the said Sheriff shall return other honest and indifferent Men of the Standers by, or that can speedily be procured to attend that Service, (being so qualified as aforesaid), to make up the said Jury to the Number of Twelve, and every such Jury and Jurymen shall be liable and subject to the same Regulations, and to the same Pains and Penalties for Default, as if he and they had been returned for the Trial of any Issue joined in any of His Majesty's Courts at *Dublin*; and all Parties concerned may have their lawful Challenges against any of the said Jurymen, but shall not challenge the Array; and the said Commissioners are hereby empowered and required by a Summons or Notice to be signed by any Two or more of the said Commissioners, either previous to or at the Time of any such Meeting or Meetings, to summon and call before them all and every Person or Persons who shall be thought necessary to be examined as a Witness or Witnesses touching the Matters in question, and to hear and examine such Witness or Witnesses upon Oath; and the said Commissioners may order and authorize the said Jury, or any Six or more of them, to view the Place or Places, or Matter or Matters in question; which Jury upon their Oaths (which Oaths, as well as the Oaths to such Person or Persons as shall be called upon to give Evidence, the said Commissioners or any One of them is and are hereby empowered to administer) shall examine, assess, and ascertain the Sum of Money to be paid for the Purchase of such Lands, Tenements,

In case of
Persons not
treating for
such Lands,
a Jury to set-
tle the Re-
compence.

nements, or other Hereditaments, or the Recompence to be made for the Damages that shall or may be sustained as aforesaid, and shall assess separate Damages for the same; and the said Commissioners shall give Judgement for such Purchase Monies or Recompence so to be assessed by such Jury; which said Verdict, and the Judgement thereupon pronounced as aforesaid, shall be signed by the said Commissioners, and shall be binding and conclusive to all Intents and Purposes, against all Bodies Politick, Corporate, or Collegiate, and all other Persons, and shall be entered in the Rolls Office of His Majesty's High Court of Chancery in *Ireland*, and shall not be removed by *Certiorari* or other Process into any of His Majesty's Courts of Record at *Dublin*, or any other Court; any Law or Statute to the contrary thereof notwithstanding.

Compelling
the Sheriff to
summon the
Jury.

XL. And be it further enacted, That if the Sheriff so directed to summon and return a Jury as aforesaid, or his Deputy or Agent, shall make Default in the Premises, he shall for every such Offence forfeit and pay any Sum not exceeding One hundred Pounds, nor less than Fifty Pounds; and if any Person so summoned and returned as aforesaid upon such Jury shall not appear, or appearing shall refuse to be sworn or to give his Verdict, or in any other Manner wilfully neglect his Duty, contrary to the true Intent of this Act; or if any Person so summoned to give Evidence shall not appear, or appearing shall refuse to be sworn or examined, or to give Evidence, every Person so offending, having no reasonable Excuse, to be allowed by the said Commissioners, shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds.

By whom the
Expences of
the Jury to
be paid.

XLI. And be it further enacted, That in case any such Jury shall give in and deliver a Verdict or Assessment for more Money than shall by or on Behalf of the said Commissioners have been offered before the summoning and returning such Jury, as the Purchase Money, Recompence, or Satisfaction, for any such Right, Interest, or Property, or Damage as aforesaid, then the Costs and Charges of summoning and maintaining the Jury and Witnesses shall be borne and paid by the said Commissioners out of the Money arising by virtue of this Act; but if any such Jury shall give and deliver a Verdict or Assessment for no more or for less Money than shall by or on Behalf of the said Commissioners have been offered before the summoning and returning such Jury, as a Recompence or Satisfaction for any such Right, Interest, or Property, or Damage as aforesaid, then and in every such Case the Costs and Charges of summoning and maintaining the said Jury and Witnesses shall be borne and paid by the Person or Persons with whom the said Commissioners shall have such Controversy or Dispute; which said Costs and Expences shall be ascertained and settled by some Justice of the Peace for the County of *Sligo*, not interested in the Matter in question (who is hereby authorized and required to examine and settle the same), and shall and may be deducted out of the Money so assessed and adjudged, as so much Money advanced to and for the Use of such Person or Persons; and the Payment or Tender of the Remainder of such Monies shall be deemed and taken to all Intents and Purposes to be a Payment and Tender of the whole Sum or Sums so assessed and adjudged: Provided always, that in all Cases where any Person or Persons shall by reason of Absence have been prevented from treating with the said Commissioners, the Whole of such Costs

Persons ab-
sent, Commis-
sioners to be
charged with
the Expences.

Costs and Expences shall be borne and paid by the said Commissioners in Manner aforesaid.

XLII. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments, purchased, taken, or used, by virtue of the Powers of this Act for the Purposes thereof, which shall belong to any Body Politick, Corporate, or Collegiate, Feoffee in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee, for or on Behalf of any Infant, Lunatick, Idiot, Feme Covert, or other *Cestuique* Trust, or to any Person whose Lands, Tenements, or Hereditaments are limited in strict or other Settlement, or to any Person under any other Disability or Incapacity whatsoever, such Money shall, in case the same shall be equal to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *Ireland*, in the Name and with the Privity of the Accountant General of the High Court of Chancery in *Ireland*, to be placed to his Account there *ex parte* the said Commissioners, to the Intent that such Money shall be applied, under the Directions 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, Tenements, or Hereditaments, in the Discharge of any Debt or Debts, or other Incumbrances, or Part thereof, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments, standing settled therewith to the same or the like Uses, 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, Tenements, or 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, Tenements, and Hereditaments, which shall be so purchased, taken, or used as aforesaid, stood settled or limited, or such of them as at the Time 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 Government Securities; and in the mean Time and until the said Government Securities shall be ordered by the said Court of Chancery to be sold for the Purpose aforesaid, the Dividends and annual Produce of such Government Securities 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 said Lands, Tenements, or Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

Application of
Compensation
where equal to
200/.

XLIII. Provided also, and be it enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Hereditaments, purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under any Disability or Incapacity aforesaid, shall be less than the Sum of Two hundred Pounds, and shall be equal to or exceed Twenty Pounds, then and in all such Cases

Application of
Compensation
when less than
200/., and ex-
ceeding 20/.

Cases the same shall (at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or 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 of *Ireland*, in the Name and with the Privity of the said Accountant General of the High Court of Chancery in *Ireland*, and be placed to his Account as aforesaid, in order to be applied in Manner herein-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 Seven or more of the said Commissioners (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 therefrom, may be applied in Manner hereinbefore directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court of Chancery: Provided also, 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, Tenements, and Hereditaments so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Commissioners shall direct; or in case of Infancy or Lunacy, then such Money shall be paid 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.

Application where the Money is less than 20/.

On Payment of Purchase Money, Premises to be conveyed.

XLIV. And be it further enacted, That every Sum of Money to be agreed for or assessed as aforesaid shall be paid out of the Monies to be received by virtue of this Act, to the Party or Persons respectively entitled to such Monies, or their Agents; and upon Payment thereof, or in case of Refusal to accept the same, or on leaving the same in the Bank of *Ireland*, for the Use of such Parties or Persons, all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand, in Law and Equity, of the Person or Persons respectively for whose Use the same was paid, in, to, or out of such Buildings, Lands, Tenements, and Hereditaments, shall vest in the said Commissioners, for the only Uses and Purposes of this Act, and they shall be deemed in Law to be in the actual Possession thereof, to all Intents and Purposes, as fully and effectually as if every Person having an Estate in the said Premises had actually conveyed the same by Lease and Release, Bargain and Sale inrolled, Feoffment with Livery and Seisin, Fine and Recovery, or any other legal Conveyance whatsoever; and such Payments shall not only bar all Right Title, Interest, Claim, and Demand, of the Person or Persons to whose Use such Payment was made, but also shall extend to, and be deemed and construed to bar the Dower and Dowers of the Wife or Wives of such Person or Persons, and all Estates Tail in Reversion or Remainder, and the Issue or Issues of such Person or Persons, and every Person claiming under them, as effectually as a Recovery or Fine would do if levied or suffered by the proper Parties in due Form of Law.

XLV. And

XLV. And be it further enacted, That all and every Person and Persons who shall have any Mortgage or Mortgages on, or who shall have any Judgement or Judgements, or other Incumbrances upon or affecting any such Houses, Buildings, Erections, Lands, Tenements, or Hereditaments, which shall be purchased in pursuance of this Act, his, her, or their Heirs, Executors, Administrators, and Assigns respectively, shall, on Tender of the Principal Money and Interest due thereon, together with Six Calendar Months Interest of the said Principal Money, by the said Commissioners, or by such Person or Persons as they shall appoint, immediately assign such Mortgage or Mortgages, Judgement or Judgements, or other Incumbrances, to the said Commissioners, or to such Person or Persons as they shall appoint in Trust for them; or in case such Mortgagee or Mortgagees, Judgement Creditor or Creditors, or other Person or Persons entitled to the said Incumbrances, shall have Notice in Writing given to him, her, or them, from the said Commissioners, or any Person authorized by them, that they will pay off and discharge the Principal and Interest Money, which, at the Expiration of the said Six Calendar Months, to be computed from such Notice given, shall be due on such Mortgage or Mortgages, Judgement or Judgements, or other Incumbrances, that then, at the End of the said Six Calendar Months, on Payment or Tender of the Principal and Interest Money so due, such Mortgagee or Mortgagees, Judgement Creditor or Creditors, or Person or Persons entitled to the said Incumbrances, shall convey and assign his, her, and their respective Estates and Interests in the said mortgaged Premises to the said Commissioners; or to such Person or Persons as they shall nominate and appoint in Trust for them; and if any such Mortgagee or Mortgagees, Judgement Creditor or Creditors, or other Person or Persons entitled to the said Incumbrances, his, her, or their Heirs, Executors, Administrators, or Assigns, shall refuse so to do on such Tender or Payment, then all Interest on every such Mortgage, Judgement, and other Incumbrance, shall cease and determine.

Mortgagees to assign, on Tender of Principal, and Six Calendar Months Interest etc.

XLVI. And be it further enacted, That every Tenant at Will, or Lessee for a Year, or from Year to Year only, in Possession of any such Houses, Buildings, Lands, Tenements, or Hereditaments, or any Part thereof, which shall be purchased by the said Commissioners as aforesaid, shall deliver up the Possession of such Premises immediately to the said Commissioners; or to such Person as the said Commissioners shall appoint to take Possession of the same, in case the said Commissioners, or such Persons authorized by them, shall pay or tender to him, her, or them Six Calendar Months Rent of the said Premises; or in case the said Commissioners shall give to him, her, or them Six Calendar Months Notice to quit such Possession, then such Person or Persons in Possession shall at the End of the said Six Calendar Months, or as soon after as he, she, or they shall be required, peaceably and quietly deliver up the Possession of the said Premises to the said Commissioners, or to any Person authorized by the said Commissioners to take Possession thereof, in the Name of the said Commissioners; and that in case any such Person or Persons in Possession as aforesaid, shall refuse to give up such Possession as aforesaid, then and in such Case it shall and may be lawful to and for the said Commissioners to issue their Precept or Precepts to the Sheriff of the County of Sligo aforesaid, commanding him, by virtue of this Act, to deliver Possession of the said Premises to such Person or Per-

Tenants to give up the Possession of the Premises.

sons as shall in such Precept or Precepts be nominated to receive the same, in the Name of the said Commissioners, for the Purposes of this Act, and the said Sheriff is hereby required to deliver such Possession of the said Premises accordingly.

Form of Conveyance.

XLVII. And be it further enacted, That all Sales, Conveyances, and Assurances of any Buildings, Lands, Tenements, or Hereditaments, to be made to the said Commissioners, and their Successors, shall be made in the Form or to the Effect following; (*videlicet*),

‘ I, *A. B.* of _____ in Consideration of the
 ‘ Sum of _____ to me paid by the Commissioners
 ‘ acting by virtue of an Act of Parliament, made in the Forty-third
 ‘ Year of the Reign of King *George* the Third, intituled [*here insert the*
 ‘ *Title of this Act*] Do hereby grant and release to the said Commission-
 ‘ ers and their Successors all [*here describe the Premises to be conveyed*] and
 ‘ all my Right, Title, and Interest to and in the same, and every Part
 ‘ thereof, to hold to the said Commissioners and their Successors for
 ‘ ever.

‘ In Witness whereof I have hereunto set my Hand and Seal, this
 ‘ _____ Day of _____ in the Year of
 ‘ our Lord _____

And every such Sale, Conveyance, and Assurance so made, shall be good, valid, and effectual to all Intents and Purposes whatsoever; any Law, Statute, Usage, or Custom to the contrary thereof notwithstanding.

Names of Streets to be affixed up and Houses numbered.

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

Penalty on Persons not restoring Numbers.

XLIX. And be it further enacted, That when any Number or Numbers painted or put on any House, Shop, Warehouse, or other Premises within the said Town or Precincts thereof, shall be defaced or rubbed out, the Owner or Owners, Occupier or Occupiers of such House, Shop, Warehouse, or other Premises, where the Number or Numbers shall have been so defaced or rubbed out, shall upon personal Notice given to him, her, or them, or upon Notice in Writing left at his, her, or their last or most usual Place of Abode, by the Clerk to the said Commissioners, or by such other Person or Persons as the said Commissioners shall appoint, cause the same Number or Numbers to be in the same

same or like Manner painted or put on such House, Shop, Warehouse, or other Premises, within Ten Days after such Notice; and in case of Neglect or Refusal to comply with such Order, every such Owner or Occupier shall forfeit and pay for every such Offence, any Sum not exceeding Twenty Shillings.

L. And be it further enacted, That if any Person or Persons shall within any Highway, Street, Lane, Passage, or Place within the said Town of *Sligo* or Precincts thereof, throw, cast, or lay, or cause, permit, or suffer to be thrown, cast, or laid, any Ashes, Dust, Dirt, Rubbish, Offal, Dung, Soil, Filth, or other Annoyance; or shall set or place any Stall, Board, Basket, Wares, Merchandizes, Cask, or Goods of any Kind whatsoever, upon any of the Carriage or Footways, and shall not immediately remove the same when required so to do by any Person or Persons whomsoever; or permit or suffer to remain any Stage Coach, Cart, Car, Wain, Waggon, Dray, Sledge, or other Carriage, upon any of the Carriage Ways in any such Highway, Street, Lane, Passage, or Place, other than in any publick Market or Markets (except for the necessary Time of loading or unloading any Cart, Car, Wain, Waggon, Dray, Sledge, or other Carriage, or taking up or setting down Passengers, or harnessing or unharnessing the Horses or other Cattle from any Stage Coach, Cart, Car, Wain, Waggon, Dray, Sledge, or other Carriage, or except such Waggon, Wain, Car, Dray, Cart, or other Carriage shall be standing for Hire by virtue of this Act), and shall not immediately remove the same when required so to do by any Person or Persons whomsoever; or if any Person or Persons shall set or place, or cause to be set or placed in any of the Carriage or Footways, any Timber, Stones, Bricks, Lime, or other Materials or Things whatsoever, unless the same shall be inclosed as in and by this Act is directed, and shall not immediately remove the same, being thereunto required by any Person whomsoever, then and in every such Case it shall and may be lawful to and for the Provost of the said Town of *Sligo* for the Time being, or in his Absence or Refusal, to and for any Justice of the Peace for the said County of *Sligo*, being a Commissioner under this Act, upon View or upon Complaint made to him by One or more credible Witnesses or Witnessess, to issue a Warrant requiring such Offender or Offenders, to appear before him at such Time and Place as shall be in such Warrant specified; and every such Offender or Offenders shall for every such Offence, being thereof duly convicted upon the Oath of any credible Witness or Witnessess (which Oath such Provost or Justice is hereby authorized and required to administer), forfeit and pay any Sum not exceeding Forty Shillings; and it shall and may be lawful to and for any Person or Persons appointed by the said Commissioners, to seize any such Stall, Board, Basket, Wares, Merchandize, Stage Coach, Cart, Car, Wain, Waggon, Dray, Sledge, or other Carriage, together with the Horse or Horses, or other Cattle, if any shall be thereunto belonging, with the Harness, Gears, and Accoutrements thereof, or any such Timber, or other Materials or Things aforesaid, and cause the same to be removed to such Place or Places as he or they shall judge convenient and proper, giving Notice to the Owner or other Person having any Interest in the Stall, Board, Basket, Wares, Merchandize, Goods, Stage Coach, Cart, Car, Wain, Waggon, Dray, Sledge, or other Carriage, Horses or other Cattle, Materials or Things so removed, if he, she, or they can be found, of the Place or Places whereunto the

Penalty on leaving Carriages, etc. in the Streets.

same

same shall be so removed; and the same shall be there kept and detained, until such Owner or other Person interested therein as aforesaid, shall cause to be paid the said Penalty, together with the Charges of taking or removing the same, and of keeping such Horse or Horses, or other Cattle (if any); and in case the Stall, Board, Basket, Wares, Merchandize, Carriage, Horses or other Cattle, Materials or other Things, so removed shall not be claimed, and the said Penalty and Charges paid within Five Days next after such Removal thereof, then it shall be lawful to and for the Provost of the said Town of *Sligo*, or in case of his Absence or Refusal, to and for any Justice of the Peace for the said County of *Sligo*, being a Commissioner under this Act, by Warrant under his Hand and Seal, to order the same to be sold, and the Overplus of the Money arising by such Sale, shall be returned to the Owner or Owners thereof on Demand, after deducting the said Penalty, and the Costs and Charges, and Expences attending such seizing, removing, keeping, and selling the same; such Costs, Charges, and Expences, to be ascertained and allowed by such Provost or Justice of the Peace: Provided always, that it shall and may be lawful, until a Market or Markets shall have been established in Manner herein after mentioned, to set or place any Goods, Wares, or Merchandize, in any of the said Highways, Streets, Lanes, Passages, or Places, in such and the like Manner as if this Act had not been made: Provided also, that nothing herein contained, shall extend or be construed to extend so as to prevent the Proprietor of the Tolls and Customs of the Fairs and Markets of the said Town of *Sligo*, to permit Goods, Wares, and Merchandize, to be sold in such Highways, Streets, Lanes, Passages, or Places, on the usual and accustomed Days of holding Fairs and Markets within the said Town of *Sligo*.

Penalty for
Annoyances.

LI. And be it further enacted, That if any Person or Persons shall run, drive, carry, or place on any of the Footpaths or Causeways in any of the Streets, Lanes, Passages, and Places within the said Town or Precincts thereof, any Sledge, Wheelbarrow, Handbarrow, Truck, or Carriage whatsoever; or shall roll any Cask for the Space of Ten Yards; or wilfully ride, drive, lead, or place any Horse, or other Beast or Cattle, on any of the Footpaths or Causeways aforesaid; or shall kill, slaughter, finge, scald, dress, or cut up any Beast or Swine, Calf, Sheep, Lamb, or other Cattle in any of the said Streets, Lanes, Passages, or Places; or shall permit or suffer any Blood, Filth, or Annoyance whatsoever to run or drain from any Slaughter House, Soap House, Chandlery, Stable Yard, or Premises, into or upon any of the said Streets, Lanes, Passages, or Places; or shall hang up or expose to Sale any Goods, Wares, or Merchandize, or any other Matter or Thing, upon any Shop Window or otherwise, so as to obstruct or incommode the Passage of any of the said Footpaths or Carriage Ways, every Person so offending, in any of the Cases aforesaid, shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings.

Hoards to be
erected.

LII. And be it further enacted, That if any Person or Persons whomsoever shall make any Mortar, or deposit any Bricks, Stones, Lime, Sand, or any other Materials for building or repairing any House, Shop, Warehouse, Coach House, Stable, or Tenement, or other Works, or for any other Purposes, or shall sift, screen, or flake any Lime (except within a Hoard or Inclosure to be erected for those Purposes) in any Highway,

Highway, Street, Lane, Passage, or Place within the said Town or Precincts thereof, or cause the same to be done, he, she, or they shall forfeit and pay for every such Offence any Sum not exceeding Forty Shillings.

LIII. And be it further enacted, That if any Person shall suffer any Sort of Swine to stray or wander about any of the Highways, Streets, Lanes, Passages, or Places within the said Town or Precincts thereof, every such Person shall for each Head of Swine forfeit and pay any Sum not exceeding Four Shillings; and it shall and may be lawful to and for any Person or Persons appointed by the said Commissioners to seize and detain the same until such Penalty shall be paid; and in case the said Penalty shall not be paid within Five Days after such Seizure, it shall and may be lawful to and for the Provost of the said Town, or in case of his Absence or Refusal, to and for any Justice of the Peace for the said County of *Sligo*, being a Commissioner under this Act, to order such Swine, by a Warrant under his Hand and Seal, to be sold; and the Overplus of the Monies arising by such Sale shall be paid to the Owner or Owners thereof on Demand, after deducting the said Penalty, and the Costs and Charges of seizing, detaining, and selling the same.

Swine not to stray in the Streets, etc.

LIV. And be it further enacted, That all Houses and Buildings hereafter to be built or new fronted in the said Highways, Streets, Lanes, Passages, and Places, or any of them, shall be erected perpendicular from the Foundation; and if any Person or Persons shall at any Time or Times build or cause to be built a new Front otherwise than perpendicularly from the Foundation, it shall and may be lawful to and for the said Commissioners, by Warrant under their Hands and Seals, to cause the same to be pulled down and removed, the Costs and Charges whereof shall be paid and reimbursed to the said Commissioners, or to their Order, by the Owner or Owners of such Houses or Buildings.

Projections to be avoided.

LIV. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered, from Time to Time and at any Time or Times hereafter, to purchase, provide, affix, set up, alter, take down, and renew, such and so many Lamps, of such Sizes and Sorts, in such Places, and in such Manner as they shall think fit, and also to contract with any Person or Persons for lighting the said Lamps, and to cause the same to be lighted at such Seasons of the Year, and in such Hours of the Evening, and to continue burning for as many Hours, as shall to them seem necessary or proper for the well and sufficiently lighting of all or any of the said Streets, Lanes, Passages, and Places within the said Town and Precincts thereof.

Lamps to be set up.

LVI. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to order and direct Lamp Irons to be put or affixed against the Walls of all or any of the several Houses or Tenements within the said Town and Precincts thereof, or in such Manner and in such other Place as the said Commissioners shall think proper and convenient; and if any Person or Persons shall wilfully take away, break, throw down, or damage any Lamp that shall be set up for the Purposes

Lamp Irons to be affixed against Walls, etc.

of enlightening any of the said Highways, Streets, Lanes, Passages, or Places, or wilfully extinguish the Light or Lights within the same, or throw down or damage the Irons or other Furniture thereof, it shall and may be lawful to and for any Person or Persons whomsoever, who shall see such Offence committed, to seize, as also for any other Person or Persons to assist in seizing, the Offender or Offenders, and by the Authority of this Act, and without any other Warrant, to convey and deliver him, her, or them into the Custody of a Peace Officer, in order to be secured and conveyed before the Provost of the said Town of *Sligo* for the Time being, or, in case of his Absence or Refusal, before any Justice of the Peace for the said County of *Sligo*, being a Commissioner under this Act; and such Provost or Justice shall proceed to examine upon Oath any Witness or Witnesses, who shall appear or be produced to give Information or Evidence touching such Offence, (which Oath the said Provost or Justice is hereby authorized and required to administer); and if the Party or Parties accused shall be convicted of any such Offence, either by his, her, or their Confession, or upon such Information or Evidence as aforesaid, he, she, or they, so convicted, shall forfeit and pay any Sum not exceeding Forty Shillings for each Lamp or Lamp Iron so broken, thrown down, and damaged, or for every Light so extinguished as aforesaid, and moreover shall make full Satisfaction to the said Commissioners, or to such Person or Persons as they shall appoint to receive the same, for the Damage so by him, her, or them done as aforesaid; and in case such Offender or Offenders shall not on Conviction pay such Forfeiture, and make such Satisfaction as aforesaid, such Provost or Justice is hereby required to commit him, her, or them, to the Common Gaol or House of Correction for the said County of *Sligo*, there to be kept to hard Labour for any Space of Time not exceeding Three Calendar Months, and such Offender or Offenders shall not be discharged before the Expiration of the Time for which he, she, or they shall be so committed, unless such Forfeiture and Satisfaction shall be sooner paid and given.

Persons accidentally damaging Lamps, etc. to make Satisfaction, etc.

LVII. And be it further enacted, That in case any Person or Persons shall carelessly or accidentally break, throw down, or damage any Lamp or Lamps hung out or set up by Order of the said Commissioners, or the Irons or other Furniture thereof, and shall not immediately, upon Demand, make Satisfaction for the Damage done thereto, then and in every such Case it shall and may be lawful to and for the Provost of the said Town of *Sligo* for the Time being, or in case of his Absence or Refusal to and for any Justice of the Peace for the said County of *Sligo*, being a Commissioner under this Act, upon Complaint to him made by One or more credible Witness or Witnesses, to summon before him the Party or Parties who shall be complained of for doing such Damage as aforesaid; and upon hearing the Allegations and Proofs on both Sides, or Non-appearance of the Party or Parties so complained of, to award such Sum or Sums of Money by Way of Satisfaction to the Owner of such Lamp or Lamps, or to the said Commissioners, as the Case shall be, for such Damages as such Provost or Justice shall think reasonable; and in case of Neglect or Refusal to pay any Sum or Sums of Money so awarded, within Five Days after Demand, to cause the same to be levied as Fines, Penalties, and Forfeitures are by this Act directed to be levied.

LVIII. And

LVIII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners at any Meeting to appoint what Number of Watchmen they shall judge necessary to patrole and guard the said Streets, Lanes, Passages, and Places, within the said Town of *Sligo* and Precincts thereof, and shall appoint such honest and able-bodied Men to be employed in that Service as they shall think best qualified for the same; and the said Commissioners shall from Time to Time direct and set down in Writing at what Stands the said Watchmen shall be placed, in what Manner and how often it is required of them to go their Rounds, how they ought to be armed; how long they are to watch; what Wages and Allowances shall be given to them for their Attendance, and all such other Orders and Regulations for the Government and Direction of the Watchmen, and for the due Execution of this Act, as they shall think proper; and if any of the said Watchmen so appointed as aforesaid shall die, or shall be negligent in his or their Duty, or guilty of any Misbehaviour, or if it shall be found necessary to repeal, amend, or alter any of the said Nominations, Orders, and Regulations, it shall and may be lawful to and for the said Commissioners to nominate and appoint One or more Person or Persons, fitly qualified, in the Room and Stead of him or them so dying, and to displace him or them who shall be guilty of Neglect of Duty or Misbehaviour, and to impose any Fine not exceeding Twenty Shillings for every such Neglect or Misbehaviour, (such Fines to be deducted out of his or their Wages or Allowance); and also to make such further Orders and Regulations for the better Government and Direction of the said Watchmen as they shall think proper.

For chusing
Watchmen.

Commission-
ers to make
Orders con-
cerning
Watchmen,
etc.

LIX. And be it further enacted, That it shall and may be lawful to and for the said Watchmen, or any of them, and they are also hereby authorized and required, in their several Stations, during the Time of their keeping Watch and Ward as aforesaid, to apprehend and detain in the Watch House, or any other Place of Security within the said Town or Precincts thereof, any Malefactors, Rogues, Vagabonds, or other disorderly Persons, whom they shall find disturbing the Peace, or have just Cause to suspect of any evil Designs, and to carry him, her, or them, as soon as conveniently may be, before the Provost of the said Town of *Sligo* for the Time being, or in case of his Absence or Refusal, before any Justice of the Peace for the said County of *Sligo*, being a Commissioner under this Act, to be examined and dealt with according to Law.

Watchmens
Power and
Duty, etc.

LX. And be it further enacted, That if any Victualler or Keeper of a Publick House or Cellar shall knowingly and willingly harbour or entertain any Watchman employed by the said Commissioners, or permit or suffer any such Watchman to remain in such his or her Publick House or Cellar during any Part of the Time appointed for their being on Duty as aforesaid, every such Victualler or Keeper of a Publick House or Cellar shall for the First Offence, being thereof duly convicted, forfeit and pay any Sum not exceeding Forty Shillings, and for the Second and every other Offence any Sum not exceeding Five Pounds.

Victuallers
not to suffer
Watchmen,
etc. to be in
their Houses
during the
Hours of
Duty.

LXI. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to give such Rewards in Money to Watchmen as may be disabled, wounded, or hurt in the Execution of their Duty, as they the said Commissioners shall think reasonable, such
Money

Commission-
ers may re-
ward Watch-
men;

Money to be paid out of any Money to be raised for the Purposes of this Act.

and may build
Watch-houses
and Watch-
boxes.

LXII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to build and keep in Repair, or cause to be built and kept in Repair, any Watch-house or Watch-houses, and also any Number of Watch-boxes, as they from Time to Time shall judge proper; and if any Person or Persons shall take down or remove any such Watch-box, without the Consent of the said Commissioners at any Meeting, or shall wilfully break or damage any such Watch-box, every such Person shall for every such Offence, being thereof duly convicted before the Provost of the said Town of *Sligo* for the Time being, or in case of his Absence or Refusal, before any Justice of the Peace for the said County, being a Commissioner under this Act, forfeit and pay any Sum not exceeding Five Pounds.

Rules for
cleansing the
Streets.

LXIII. And be it further enacted, That all and every Person and Persons inhabiting within the said Town of *Sligo* or Precincts, shall, from and after the First Meeting of the said Commissioners to be held after the passing of this Act, sweep and cleanse, or cause to be swept and cleansed, the Foot Paths across the Channel within the said Town or Precincts thereof, before or on the Sides of their respective Houses, Warehouses, Shops, Stables, Walls, or other Buildings, Once in every Day, from the First Day of *April* to the First Day of *October*, before the Hour of Nine in the Forenoon, and from the First Day of *October* to the First Day of *April*, before the Hour of Ten in the Forenoon, upon Pain of forfeiting and paying, for every Offence or Neglect, any Sum not exceeding Five Shillings.

Commission-
ers may di-
rect the Streets
to be cleansed.

LXIV. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby required to nominate and appoint any Person or Persons, and to purchase any Cart or Carts, Car or Cars, or other Carriage or Carriages, and also any Horse or Horses, for the Purpose of cleansing the several Highways, Streets, Markets, Lanes, Passages, and Places within the said Town of *Sligo* and Precincts thereof, and of carrying away the Dust, Dirt, Cinders, or Ashes, from any House or Houses, or other Premises within the same, or it shall and may be lawful to and for the said Commissioners to contract with any Person or Persons for cleansing the same, and for carrying away the Dust, Dirt, Cinders, or Ashes, from any House or Houses, or other Premises within the same.

For prevent-
ing Ashes be-
ing taken
away by any
Person but
the Contract-
or.

LXV. And be it further enacted, That if any Person or Persons, other than the Person or Persons employed by or contracting with the said Commissioners for cleansing the several Streets, Lanes, Passages, and Places within the said Town of *Sligo*, or the Person or Persons employed by or acting under the Direction of such Contractor or Contractors, shall, on any Pretence whatever collect, gather, receive, or carry away, any Dust, Dirt, Cinders, or Ashes, from any Highway, Street, Market, Lane, Passage, or Place, within the said Town of *Sligo* or Precincts thereof, it shall and may be lawful to and for the Provost of the said Town for the Time being, or, in case of his Absence or Refusal, to and for

for any Justice of the Peace for the said County of *Sligo*, being a Commissioner under this Act, upon Complaint to him made, to grant a Warrant to bring before him such Offender or Offenders, at the Time and Place as in such Warrant shall be specified, or for any Person or Persons who shall see such Offence committed, to seize, and also for any other Person or Persons to assist in seizing the Offender or Offenders, together with the Horses, Asses, Cattle, Carts, Trucks, Wheelbarrows, or other Carriages or Implements made use of for carrying away the same; and by the Authority of this Act, and without any other Warrant, to convey him, her, or them, before such Provost or Justice, and such Provost or Justice shall; and he or they is and are hereby authorized and required to examine upon Oath, the Person or Persons apprehending such Offender or Offenders, or any Witness or Witnesses who shall appear to give Information touching such Offence; and if the Party or Parties shall be convicted of collecting, gathering, receiving, or carrying away any Dust, Dirt, Cinders, or Ashes, from any Highway, Street, Market, Lane, Passage, or Place, within the said Town of *Sligo* or Precincts thereof, not being the Person or Persons so employed by or contracting with the said Commissioners, or acting under his or their Authority, he, she, or they, shall respectively for the First Offence, forfeit and pay the Sum of Ten Shillings, for the Second Offence the Sum of Twenty Shillings, and for the Third and every subsequent Offence the Sum of Forty Shillings.

LXVI. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, by and with the Consent of the Owner or Owners of the Tolls and Customs of the Fairs and Markets of the said Town of *Sligo*, expressed in Writing under his, her, or their Hand and Seal or Hands and Seals, to appoint any Place or Places within the said Town or Precincts thereof as a publick Market or Markets for the Sale of Butchers Meat, Fish, Fowl, and Vegetables, and to erect or cause to be erected therein such and so many Stalls, Shambles, and other Conveniencies therein as to them shall seem proper, and to let the same to such Person or Persons as shall be willing to hire the same; and when such Market or Markets shall have been so appointed, and such Stalls, Shambles, and other Conveniencies erected, the said Commissioners shall and they are hereby required to cause written or printed Notices thereof to be given, by affixing the same on the Church, Chapel, Court House, and such other publick Places in the said Town and Precincts thereof as to the said Commissioners shall seem proper; and if any Person or Persons shall, after the Expiration of One Month after the affixing such Notices in Manner aforesaid, sell or expose to Sale any Butchers Meat, Fish, Fowl, or Vegetables on the Pavement or Flagging in any Highway, Street, Lane, Passage, or Place within the said Town or Precincts thereof, other than in such Market or Markets so appointed for selling or exposing to Sale such Butchers Meat, Fish, Fowl, and Vegetables, then and in every such Case every such Person shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings, on being convicted thereof before the Provost of the said Town of *Sligo* for the Time being, or, in case of his Absence or Refusal, before any Justice of the Peace for the County of *Sligo*, being a Commissioner under this Act, on the Oath of any credible Witness or Witnesses (which

Markets to be made.

Penalty for exposing Meat to Sale elsewhere than in the Market.

Oath such Provost or Justice is hereby empowered and required to administer).

Persons may
sell Butchers
Meat within
their Shops,
etc.

LXVII. Provided always, and be it enacted, That nothing herein contained shall extend or be construed to extend so as to hinder or prevent any Person or Persons from selling or exposing to Sale any Butchers Meat, Fish, Fowl, or Vegetables, in his, her, or their Shop or Shops, or other Building or Buildings: Provided also, that nothing herein contained shall extend or be construed to extend so as to defeat, lessen, or prejudice the Right or Rights to any Toll or Tolls that any Person or Persons whatsoever shall have or enjoy, for or in respect of any Market or Markets to be holden within the said Town of *Sligo* or Precincts thereof, nor to alter or change the Day or Days appointed by Law for holding or keeping any Market or Markets within the said Town of *Sligo* or Precincts thereof.

How yearly
Applotments
shall be made
for Sums to be
levied on In-
habitants, for
Purposes of
this Act, *etc.*

LXVIII. And be it further enacted, That the said Commissioners shall yearly and every Year direct and appoint the Sum to be raised and levied within the Year, on the Inhabitants of the said Town and Precincts, for the Purpose of defraying the Expence of paving, cleansing, lighting, watching, and improving the said Town and Precincts, and shall also nominate and appoint Seven of the Inhabitants of the said Town, not being Commissioners acting in Execution of this Act, to be Applotters, and that the said Applotters, or any Five or more of them, shall and may, and they are hereby required to value and estimate the yearly Value of the several Lands, Dwelling Houses, Mills, Out Houses, Offices, Cellars, Stables, Gardens and Yards, situate, lying, and being within the said Town and the Precincts thereof, together with such new Houses, Out Houses, and other Premises, as shall be from Time to Time hereafter built, erected, or established within the said Town, and to applot the Money to be raised and paid for the several Purposes aforesaid by a proportionable Poundage, according to the real and actual Value at which such Houses and other Premises shall be valued, specifying in such Applotment the Names of the different Persons inhabiting or possessing the same, subject and liable to pay the same; and that each of the said Applotter shall, previous to his acting as an Applotter, take and subscribe an Oath (or solemn Affirmation if of the People called *Quakers*) before the Provost of the said Town, that he will, according to the best of his Skill, Abilities, and Knowledge, faithfully and impartially, without Favour or Affection, Malice or Ill-will to any Person or Persons whomsoever, applot the said Sums so to be applotted as aforesaid; and if any of the Applotters so to be appointed pursuant to this Act, shall neglect, omit, or refuse to take the Oaths or Affirmation hereby required to be taken by each of the said Applotters or shall happen to die before the said Applotters, or any Five or more of them, shall have made the aforesaid Applotments, such Neglect, Refusal, or Omission, or Death, shall not invalidate the Applotments made or to be made by the others of the said Applotters, or any Five or more of them, but the same shall be good and valid; and the said Applotments, in Ten Days after the same shall be so made, shall be returned to the said Commissioners or the proper Officer by them appointed to receive the same in Writing, signed by the Applotters thereof, or any Five or more of them; and every Per-
son

son who shall be appointed an Applotter pursuant to this Act, and shall neglect, omit, or refuse to take upon him the said Office, or undertaking the same, shall neglect or omit the Execution thereof, or of any Part thereof, or shall neglect, omit, or refuse to return the Applotments to be made by him or them as aforesaid, in such Manner and within such Time as is herein-before directed, or shall without reasonable Cause neglect or omit for the Space of Forty-eight Hours after being served with a Summons in Writing, signed by the Provost of the said Town, to appear before the said Provost, and to take the Oath or Affirmation hereby required, or shall neglect or omit for Twenty Days after the Majority of the Applotters appointed pursuant to this Act shall have taken the Oath or Affirmation, to make the aforesaid Applotments pursuant to this Act, then and in every such Case each and every One of the said Applotters so offending, shall forfeit and pay any Sum not exceeding Ten Pounds, the same to be recovered by Distress and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal of the Provost of the said Town of *Sligo*, to be issued for that Purpose to the Constable of the said Town, or other proper Officer or Officers, and to be applied in Manner herein-after directed; and if it shall happen that no such Applotment as herein directed shall be made by the said Applotters, or any Five or more of them, within One Calendar Month after the said Applotters shall have been appointed pursuant to this Act, then and in every such Case each and every of the said Applotters shall from the End of such Month forfeit and pay any Sum not exceeding Twenty Shillings for every Day until the said Applotment shall be made and returned to the said Commissioners, or proper Officer by them appointed to receive the same, to be levied by Distress and Sale of the Goods and Chattels of every such Applotter, by and under such Warrant as aforesaid, and to be applied in Manner herein-after directed.

LXIX. And be it further enacted, That the said Commissioners shall and they are hereby required, after the annual Value of the several Houses, Buildings, Mills, Gardens, Tenements, and Hereditaments, situate and being within the said Town of *Sligo* and Precincts thereof, shall have been ascertained in Manner aforesaid, to rate, assess, and charge all such Houses, Buildings, Mills, Gardens, Tenements, and Hereditaments, situate within the said Town of *Sligo* or Precincts thereof, with an annual Rate or Assessment not exceeding the Sum of Two Shillings in the Pound, according to the annual Value thereof.

Rates to be levied.

LXX. And be it further enacted, That the said Commissioners shall and they are hereby required to cause publick Notice to be given by Advertisement in a publick Newspaper printed or circulated in the said Town, or by causing such Notice to be affixed on Twelve or more conspicuous Places within the said Town and Precincts thereof, signed by the Clerk of the said Commissioners, Fourteen Days at the least before such Rate or Assessment shall be confirmed by the said Commissioners; and the said Commissioners shall and they are hereby required to hear any Person or Persons interested in any Rate or Assessment, or any Person or Persons on his, her, or their Behalf, who shall object to any such Rate or Assessment; and it shall and may be lawful to and for the said Commissioners, and they hereby have full Power and Authority to amend any such Rate or Assessment,

Rates may be amended.

in

in case it shall appear that any Person or Persons shall have been rated or assessed too much or too little, and also to insert or strike out the Name or Names of any Person or Persons who ought or ought not to have been rated or assessed; and all such Rates or Assessments shall be entered in a Book or Books to be provided for that Purpose, in which Book or Books there shall be separate Columns; One Column for the Arrears standing out the preceding Year; One other Column for the Names of the several Persons to be charged in the said Rates or Assessments; One other Column to contain the whole Sum charged and assessed upon such Persons respectively; and One Column for the Arrears standing out and unpaid at the End of the Year, in order to be carried on to the next succeeding Year; and such Rate or Assessment shall commence on the First Day of *August* after the passing of this Act.

Houses under
5 l. not to be
rated.

LXXI. Provided always, and be it enacted, That nothing herein contained shall extend or be construed to extend so as to enable the said Commissioners to rate or assess any Person or Persons by virtue of this Act, for or in respect of any Houses, Buildings, Mills, Gardens, Lands, Tenements, or Hereditaments whatsoever, the annual Value whereof shall be less than the Sum of Five Pounds.

Land not
built on not
to be rated.

LXXII. Provided also, That nothing herein contained shall extend, or be construed to extend, so as to enable the said Commissioners to rate or assess any Person or Persons for or in respect of any Field, Park, Meadow, or Holding, used for grazing or Tillage, Gardens excepted.

Rates to be
collected.

LXXIII. And be it further enacted, That after the said Rates or Assessments shall have been made and confirmed by the said Commissioners, it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and required to cause the same to be collected and received, as soon as may be, of and from the Person or Persons respectively on whom the same shall be respectively rated, charged, or assessed; and shall and may as soon as may be after such Rates or Assessments shall be made and confirmed as aforesaid, issue their Order to the Collector or Collectors appointed by them for that Purpose for the Time being, requiring them jointly or severally to collect and receive the same; and such Collector or Collectors is and are hereby ordered and required to collect and receive the respective Sums of Money expressed and contained in such Rate or Assessment accordingly, within Two Calendar Months from the Date thereof, Duplicates of which Assessments, under the Hands of the said Commissioners, shall be delivered, together with the said Order, to each of the said Collectors, and such Collector or Collectors to whom any Order or Orders from the said Commissioners shall from Time to Time be directed, shall obey and execute the same in all Respects whatsoever; and the said several Collectors shall, and he and they is and are hereby required to pay the Money so collected and received by virtue of this Act, when and so often as he or they shall have collected the Sum of Ten Pounds, to the Clerk or Treasurer acting under the said Commissioners, or to such Person or Persons as they shall appoint to receive the same, to be applied for the Uses and Purposes of this Act; and such Collector or Collectors shall, and he and they is and are hereby required, at the Time of making every such Payment, to deliver to the Person or Persons
empowered

empowered to receive the same, a true and exact Copy or Duplicate of the Rate or Assessment whereby the same was collected, together with an Account thereof, and also of all and every Sum and Sums of Money rated or assessed in such Rates or Assessments as shall remain uncollected, together with the Reasons why the same shall not have been collected, in order that it may appear whether the Non-payment hath happened through the Insolvency of the Parties rated, or through the Default of the Collector or Collectors.

LXXIV. And be it further enacted, That the several and respective Tenants in Possession, or Occupiers of all Houses, Buildings, Mills, Gardens, Tenements, and Hereditaments, in the said Town and Precincts thereof, who shall be rated by this Act, are hereby required to pay such Sum or Sums of Money to the Collector or Collectors of the said Commissioners, as shall be rated upon such Houses, Buildings, Mills, Tenements, and Hereditaments: Provided always, that in case such respective Tenants or Occupiers are Lodgers by the Week or Month, (but not otherwise), they their respective Executors and Administrators, are hereby empowered to deduct and retain, out of their respective Rents, such Sum or Sums of Money as they respectively shall pay for or on Behalf of the Owner or respective Owners of such Premises respectively, which Sum or Sums of Money so paid, shall be considered as Money actually paid for Rent due or to become due to such Owner or respective Owners, who shall allow the Deduction upon the Receipt of the Remainder of his, her, or their Rent or respective Rents.

Tenants to pay Rates, and deduct from their Rents.

LXXV. And be it further enacted, That in case any Person shall remove out of or from, or quit the Possession of any House, Building, Mill, Garden, Tenement, or Hereditament, before the Rate or Assessment charged thereon by virtue of this Act shall be paid, or if any Person shall enter into the Occupation of any House, Building, Mill, Garden, Tenement, or Hereditament, out of or from which any other Person shall have so removed before Payment of the said Rate or Assessment, or which at the Time of rating or assessing the same as aforesaid, 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, Mill, Garden, Tenement, or Hereditament, shall be respectively liable to the Payment of the Rate or Assessment in Proportion to the Time such Persons possessed or occupied the same respectively, in like Manner as if the Person so removing or quitting as aforesaid, had remained in the Possession and Occupation of such House, Building, Mill, Garden, Tenement, or Hereditament, or the Person so entering into the Occupation thereof, had been originally rated or assessed; which Proportion (in case of Dispute) shall be ascertained by any Two or more of His Majesty's Justices of the Peace for the said County or Town of Sligo.

Persons quitting Houses, &c. to be subject to the Payment of Rate for the Time of their occupying the same.

LXXVI. And be it further enacted, That in case any of the Inhabitants or Occupiers, or any Owner or Owners, Proprietor or Proprietors, Lessor or Lessors, Lessee or Lessees of any House, Building, Mill, Garden, Tenement, or Hereditament within the said Town or Precincts thereof, and herein made liable to pay the Rate or Assessment made, laid, and assessed,

On Refusal to pay Rate, how to be recovered.

[Loc. & Per.]

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essed,

essed, by virtue of this Act, shall refuse or neglect to pay the Money rated and assessed upon him, her, or them respectively, and all Arrears due thereon, within Twenty-one Days after personal Demand made thereof by the said Collector or Collectors, or in Writing, signed with the Name or Names of the said Collector or Collectors, and left at the last or usual Place of Abode of such Person or Persons, it shall and may be lawful to and for the said Collector or Collectors, to collect and levy such Rates or Assessments, and all Arrears thereof, by Warrant under the Hand and Seal of the Provost of the said Town for the Time being, or in case of his Absence or Refusal, of any One of His Majesty's Justices of the Peace for the said County or Town of *Sligo*, being a Commissioner under this Act, by Distress and Sale of the Goods and Chattels of the Party so neglecting or refusing, which shall be found either in the said Town or Precincts thereof, or in any other County, City, or Liberty, (such Warrant being first backed or countersigned by some Magistrate for the County, City, or Liberty where the Distress is to be made, which Warrant such Magistrate is hereby required to back or countersign without Fee or Reward); and if within Eight Days next after such Distress shall be made, the said Rate or Assessment, together with all Arrears due thereon, shall not be paid, together with the reasonable Charges of taking and keeping the same, the said Collector or Collectors shall cause the said Goods to be appraised and sold, or such Part thereof as shall be sufficient to pay the said Rate or Assessment, together with all Arrears due thereon, and the reasonable Charges of making such Distress, and of keeping and selling the same, returning the Overplus (if any) to the Owner or Owners of such Goods and Chattels respectively.

Commissioners to license Carts, etc.

LXXVII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered from Time to Time, to license such and so many Waggons, Wains, Cars, Drays, Carts, and other Carriages, as to them shall seem right and proper, to ply or be kept for Hire, for the Purpose of carrying or conveying Goods, Wares, and Merchandize, and other Matters and Things within the said Town of *Sligo* and Precincts thereof; and also from Time to Time to license such and so many Persons who shall be willing or desirous of acting as Porters for Hire for the carrying of Burthens within the said Town and Precincts thereof, as to them the said Commissioners shall seem right and proper,

Penalty on driving Carts without a Licence;

or acting as Porters.

LXXVIII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to demand and take, or cause to be demanded and taken, for each and every such Licence by them granted for each and every Waggon, Wain, Car, Dray, Cart, or other Carriage, the Sum of Two Shillings and no more; and for each and every such Licence by them granted to each and every Person to be employed as a Porter, the Sum of One Shilling and no more; and such respective Sums when paid, shall be applied for the Purpose of paving, lighting, cleansing, and watching the said Town; and if any Person or Persons shall after the First Day of *August* next, ply or let for Hire, or carry or convey any Goods, Wares or Merchandize, or other Matter or Thing, in any Waggon, Wain, Car, Dray, Cart, or other Carriage for Hire within the said Town or Precincts thereof, not so licensed by the said Commissioners, then

then and in every such Case every such Person shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings; or if any Person or Persons shall after the First Day of *August* next, act as a Porter for Hire, or carry any Burthen for Hire within the said Town or Precincts thereof, not being licensed by the said Commissioners as aforesaid, every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Ten Shillings.

LXXIX. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, from Time to Time, to appoint such Stand or Stands for all such Waggon, Wain, Car, Dray, and other Carriages, and for the Carmen or Drivers thereof to stand and ply for Hire within the said Town and Precincts thereof, as to them the said Commissioners shall seem right and proper; and if any Person or Persons shall stand and ply for Hire in any other Place or Places than so appointed as a Stand or Stands with any Waggon, Wain, Car, Dray, Cart, or other Carriage, then and in every such Case every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings.

Commissioners to appoint Stands for the Carts.

LXXX. And be it further enacted, That each and every such Waggon, Wain, Car, Dray, Cart, and other Carriage, so used or kept for Hire, shall have the Name or Names of the Owner or Owners thereof, painted in White Letters on a Black Ground, each Letter being at least One Inch in Length on One Side thereof, or on such other Part or Parts as the said Commissioners shall direct, and shall have such Number or Numbers as the said Commissioners shall direct, painted in White on a Black Ground, each Number not being less than One Inch in Length on One Side thereof, or in such other Part or Parts as the said Commissioners shall direct; and if any Person or Persons shall stand or ply with or let for Hire, within the said Town or Precincts thereof, any such Waggon, Wain, Car, Dray, Cart, or other Carriage, not so painted as aforesaid, or having such Name or Names, or Number or Numbers painted thereon, or any Part or Parts thereof not clear and legible, every such Person so offending, shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings.

Carts to be numbered.

LXXXI. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to order and direct what Badge or Number each and every Porter so licensed shall carry or wear, and in what Part of the Body such Badge or Number shall be carried or worn; and if any Person or Persons shall ply, or act as a Porter or Porters within the said Town or Precincts thereof, not carrying or wearing such Badge or Number, or not carrying or wearing the same on such Part of the Body so appointed by the said Commissioners, or shall alter or deface, or suffer to be altered or defaced the same, every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings.

Porters to wear Numbers.

LXXXII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to fix and ascertain the several Rates or Fares to be paid for the Use of every such Waggon, Wain, Car, Dray, Cart, or other Carriage, for carrying and conveying Goods, Wares, or Merchandize,

Fares for Carts, &c.

Merchandize, and other Matters and Things, within the said Town and Precincts thereof, and also to fix and ascertain the Wages to be paid to all such Persons as shall be employed as Porters within the said Town and Precincts thereof, and from Time to Time to advance, lower, vary, or alter such Rates, Fares, and Wages or any of them, as to them the said Commissioners shall seem right and proper; and when and as often as such Rates, Fares, and Wages, or any of them, shall be fixed, ascertained, advanced, lowered, varied, or altered by the said Commissioners, the same shall from Time to Time be painted upon a Table or Tables, Board or Boards, which Table or Tables, Board or Boards, shall be fixed in such conspicuous Place or Places within the said Town of *Sligo* and Precincts thereof, as to the said Commissioners shall seem right and proper; and such Table or Tables, Board or Boards when so affixed, shall be and be deemed to be full and conclusive Notice of all such Rates, Fares, and Wages, to all Persons whomsoever.

Penalty on
Carmen and
Porters re-
fusing to be
employed, &c.

LXXXIII. And be it further enacted, That if any Owner or Driver of, or other Person attending any Waggon, Wain, Car, Dray, Cart, or other Carriage, standing or plying for Hire, so licensed as aforesaid, shall refuse to carry or convey any Goods, Wares or Merchandize, or other Matter or Thing, within the said Town of *Sligo* and Precincts thereof, when applied to by any Person or Persons whomsoever to carry or convey the same, or if any such Owner, Driver, or other Person, or Porter so licensed as aforesaid, shall demand or take any greater or larger Rate, Fare, or Wages than such Rate, Fare, or Wages as aforesaid, so fixed and ascertained by the said Commissioners, and of which such Notice shall have been given as aforesaid; or shall in anywise insult or otherwise misbehave himself or themselves, to any Person or Persons whomsoever hiring or employing him or them, or if the Driver of any such Waggon, Wain, Car, Dray, Cart, or other Carriage, shall not duly attend the same, or shall load any Timber or Iron across the same, so as such Timber or Iron shall project beyond the Wheels on either Side thereof, or shall ride on the Shafts, or in or on any Part of such Waggon, Wain, Car, Dray, Cart, or other Carriage, without Reins, or on any of the Horses or Cattle drawing the same, then and in every such Case every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings; and it shall and may be lawful to and for the said Commissioners, in case they shall think fit, to take away and revoke any Licence or Licences so granted for any Waggon or Waggon, Wain or Wains, Car or Cars, Dray or Drays, Cart or Carts, or other Carriage or Carriages, or to any Porter or Porters.

Provision for
securing the
Fare of Car-
ters and
Wages of
Porters.

LXXXIV. And be it further enacted, That if any Person or Persons shall refuse or neglect to pay on Demand to the Driver of any Waggon, Wain, Car, Dray, Cart, or other Carriage so licensed as aforesaid, or to any Porter or Porters so licensed as aforesaid, the Money justly due to him or them for his or their Labour or Service, according to the Rates, Fares, and Wages so ascertained and fixed as aforesaid, in pursuance of this Act, it shall and may be lawful to and for the Provost of the said Town of *Sligo*, or in case of his Absence or Refusal to act, to and for any Justice of the Peace for the said County of *Sligo*, being a Commissioner under this Act, upon Complaint made to him, to grant a Summons against the Person or Persons complained of, to appear before him at some Time and

Place

Place to be mentioned in such Summons, to answer the Matter of such Complaint; and on Proof on Oath of the Service of such Summons, it shall and may be lawful to and for such Provost or Justice to proceed in and to hear the Matter of such Complaint, whether the Person summoned shall appear or not; and to make such Order therein as to such Provost or Justice shall seem meet; and if the Person or Persons against whom such Order shall be made, shall not immediately pay down the Money (if any) which shall be ordered, as a Satisfaction to the Person or Persons for the Service done, and such further Sum for the Loss of Time thereby occasioned to the Complainant or Complainants; as to the said Provost or Justice shall seem meet, the same may be levied and recovered by Distress and Sale of the Goods and Chattels of the Offender or Offenders, by Warrant under the Hand and Seal of such Provost or Justice, and the Overplus (if any) of the Money arising by such Distress and Sale, after deducting the Costs and Charges of making and selling such Distress and Sale, shall be returned to the Owner or Owners of such Goods and Chattels; and in case sufficient Distress shall not be found, or such Money as aforesaid shall not be paid forthwith, it shall and may be lawful to and for such Provost or Justice to commit such Offender or Offenders to the Common Gaol or House of Correction for the County of *Sligo*, there to remain, without Bail or Mainprize, for any Time not exceeding Forty Days, unless such Money shall be sooner fully paid and satisfied.

LXXXV. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, from Time to Time and at all Times hereafter, to alter, extend, enlarge, and improve, or cause to be extended, enlarged, or improved, the present Quay of the said Town, and to erect and make, or cause to be erected and made, any new or additional Quay or Quays, as near as conveniently may be to the said Town, and One or more graving or floating Dock or Docks, and also any Wharf or Wharfs, and from Time to Time to maintain and keep in Repair or cause to be maintained and kept in Repair the same or any of them.

Quays, etc to be made.

LXXXVI. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby required to cause an accurate Survey to be taken, and Map or Plan to be made of the said Port and Harbour, and from Time to Time to cause any other Survey or Surveys to be taken, and Map or Maps, Plan or Plans to be made as to them shall seem right and proper, and all the Costs, Charges, and Expences of taking such Survey and Surveys, and making such Map and Maps, Plan and Plans shall be paid out of any Monies to be collected as Duties on any Ship or Vessel entering the said Port and Harbour by virtue of this Act.

Map of the Harbour to be made.

LXXXVII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to cleanse and deepen, or cause to be cleansed and deepened, the said Port and Harbour, and to put down or cause to be put down Moorings, and to erect or cause to be erected any Beacon or Beacons for improving the Navigation of the said Port and Harbour, and for the Safety of the Shipping resorting thereto, and from Time to Time to alter, repair, or remove such Moorings, or Beacon or Beacons, or any of them, by such Ways and Means as to them shall seem proper.

Commissioners may deepen the Harbour.

[*Loc. & Per.*]

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LXXXVIII. And

Commissioners to deepen the River Garwoge.

LXXXVIII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered to cleanse and deepen, or cause to be cleansed and deepened, the River *Garwoge*, from a certain Place called *Buckley's Ford* to the Turf Quay, by and with the Consent of the Owner or Owners, Proprietor or Proprietors of the Mills of *Sligo*, expressed in Writing under his, her, or their Hand and Seal or Hands and Seals, and by and with the Consent of the Owner or Owners, Proprietor or Proprietors of the Fishery at *Sligo*, expressed in Writing under his, her, or their Hand and Seal, or Hands and Seals.

Quay, Lands, and Works belonging to the same, vested in the Commissioners, &c.

LXXXIX. And be it further enacted, That, from and after the passing of this Act, the Right and Property of and in all Land and Beach to be purchased by the said Commissioners, and the present Quay or Quays, and all and every new or additional Quay and Quays, Dock and Docks, Wharf and Wharfs, and all Timber, Iron Work, Wood, Stone, and other Materials which shall be purchased for the Purposes of this Act, and the Property of all and every the Works to be erected in and about the Port and Harbour in pursuance of this Act, shall belong to, and the same is and are hereby vested in the said Commissioners for the Time being, who are hereby authorized and empowered to cause any Action or Actions to be brought, or any Bill or Bills of Indictment to be preferred, as the Case shall require, against any Person or Persons who shall steal, take, or carry away, detain, demolish, destroy, break down, or injure any Part or Parts thereof; and the said Commissioners shall from Time to Time have full Power to sell and dispose of all or any Part of such Materials that shall be found useless, to such Person or Persons as shall be willing to purchase the same, and the Money to arise therefrom shall be applied for the Purposes of this Act.

Harbour Duties.

XC. And, for defraying the several Costs and Charges of cleansing the said Port and Harbour, and of erecting and maintaining the several Works thereunto belonging, it shall and may be lawful to and for the said Commissioners to receive the several Duties herein-after mentioned (over and above any Sum or Sums of Money that shall be paid for Ballast in Manner herein-after directed), for and in respect of every Ship or Vessel entering the said Port and Harbour of *Sligo*; (that is to say),

For every Ship or Vessel which shall *bonâ fide* belong to or be the Property of any of His Majesty's Subjects, any Sum not exceeding the Sum of Sixpence for every Ton Burthen of such Vessel, for each and every Time that such Ship or Vessel shall enter the said Port and Harbour :

For every Ship or Vessel that shall not belong to or be the Property of any of His Majesty's Subjects, any Sum not exceeding the Sum of Nine-pence for every Ton Burthen of such Ship or Vessel, for each and every Time that such Ship or Vessel shall enter the said Port and Harbour :

For every Coasting Ship or Vessel, the Sum of Three-pence for every Ton Burthen of such Ship or Vessel, for each and every Time that such Ship or Vessel shall enter the said Port or Harbour :

And

And every such Sum and Sums of Money shall be paid by the Master or other Person having the Command of the Ship or Vessel so entering the said Port and Harbour to the Person or Persons appointed by the said Commissioners for receiving and collecting the same.

XCI. And be it further enacted, That the Tonnage of every such Ship or Vessel entering the said Port and Harbour of *Sligo*, shall be ascertained either by the Registry thereof, or by the outward gauging thereof, as it shall seem best to the said Commissioners, or by the Person or Persons appointed by them for collecting the said several Duties on the Tonnage of Ships and Vessels; and it shall and may be lawful to and for any Person or Persons acting by virtue or under the Authority of the said Commissioners, to outward gauge every such Ship or Vessel as shall enter into the said Port and Harbour of *Sligo*.

Computation
of the Ton-
nage.

XCII. Provided always, and be it enacted, That nothing herein contained shall extend or be construed to extend so as to enable the said Commissioners to demand or take any of the aforesaid Duties on Tonnage for or in respect of any Boat, Smack, Cot, Gabbard, Lighter, or Wherry which shall not have been registered, and which shall be usually employed in the said Port and Harbour, or any Part thereof; but it shall and may be lawful to and for the said Commissioners to demand and take from the Owner or Proprietor of every such Boat, Smack, Cot, Gabbard, Lighter, or Wherry, exceeding the Burthen of Three Tons, and not exceeding Ten Tons, the Sum of Five Shillings for a Licence, and the Sum of Two Shillings and Sixpence *per Annum* during such Time as such Boat, Smack, Cot, Gabbard, Lighter, or Wherry shall be employed in the said Port and Harbour; and it shall and may be lawful to and for the said Commissioners to demand and take from the Owner or Proprietor of every such Boat, Smack, Cot, Gabbard, Lighter, or Wherry, exceeding Ten Tons, the Sum of Ten Shillings for a Licence, and the Sum of Five Shillings *per Annum* during such Time as such Boat, Smack, Cot, Gabbard, Lighter, or Wherry shall be employed in the said Port and Harbour; and every such Licence shall be and be deemed a perpetual and not an annual Licence; and the Tonnage of every such Boat, Smack, Cot, Gabbard, Lighter, or Wherry, shall and may be ascertained by the said Commissioners by such Ways and Means as to them shall seem proper; and in case any Person or Persons shall employ or navigate in the said Port and Harbour any such Boat, Smack, Cot, Gabbard, Lighter, or Wherry, for or in respect whereof such Sum of Money for a Licence shall not have been paid, or for or in respect whereof any such annual Sum shall be in Arrear or unpaid, then and in every such Case it shall and may be lawful to and for any Person or Persons acting by virtue of or under the Authority of the said Commissioners, to enter into and upon such Boat, Smack, Cot, Gabbard, Lighter, or Wherry, and to seize and distrain the same, or any of the Masts, Rigging, or other Things therein found; and if such Sum or Sums of Money, and the reasonable Charges of such Seizure and Distress, and of detaining and keeping the same, shall not be paid within Ten Days next after such Seizure and Distress made, the Collector so seizing and distraining shall and may sell

Boats of a
certain De-
scription to be
licensed.

For ascertain-
ing the Ton-
nage of Boats.

sell the Boat, Smack, Cot, Gabbard, Lighter, Wherry, Mast, Rigging, or other Things so seized and distrained, or any Part thereof, rendering the Overplus (if any) upon Demand to the Owner or Owners thereof, after such Sum or Sums of Money, and all reasonable Charges for distraining, keeping, and selling the same, shall be deducted and paid.

Lighters, and Men with Tools for raising Ballast, to be kept.

XCIII. And be it further enacted, That the said Commissioners shall and they are hereby required to provide and keep from Time to Time a sufficient Number of Lighters or Gabbards, together with proper and sufficient Workmen, Tools, and Engines for the raising Ballast in such Part or Parts of the said Port and Harbour as shall be by them judged expedient, and shall furnish all Ships and Vessels wanting or requiring Ballast within the said Port and Harbour, with Ballast at the Rates herein-after mentioned, within Twenty-four Hours after Notice shall be given for that Purpose by the Commanders or Masters of such Ships or other Vessels to the Person who shall from Time to Time act as Ballast Master under the said Commissioners, if Wind and Weather shall permit the same to be done; and in case Wind and Weather shall not within such Twenty-four Hours permit the same to be done, then and in such Case such Ballast shall be furnished to such Ships or Vessels respectively within Twenty-four Hours after Wind and Weather shall permit the same to be done.

Ballast to be brought to the Side of the Vessel, and thrown in by the Crew.

XCIV. And be it further enacted, That the said Ballast so to be furnished as aforesaid shall be brought to the Sides of the Ships or Vessels which shall have Occasion for the same in the Lighters or Gabbards to be provided and kept as aforesaid, and thence immediately thrown into such Ships or Vessels by the Crews of such Ships or Vessels respectively.

When Wharfs are erected for storing of Ballast, Vessels to go alongside of such Wharfs, if they have not discharged their Cargoes below them.

XCV. Provided always, That when and so soon as One or more Wharf or Wharfs shall be erected for the saving and stowing of Ballast pursuant to the Powers herein contained, and that there shall be a sufficient Quantity of Ballast in and upon such Wharf or Wharfs for the supplying of any Ship or Vessel wanting the same, it shall and may be lawful to and for the said Commissioners, or the Officer or Officers to be appointed by them for that Purpose, to order and direct, at their Discretion, any Ship or Vessel requiring Ballast as aforesaid to go alongside of such Wharf or Wharfs, and take in such Ballast from the Side or Sides thereof, in which Case the said Commissioners, or their Officer or Officers, shall not be obliged to furnish such Ship or Vessel with Ballast in a Lighter or Lighters.

Lighters to be furnished for taking Ballast out of Vessels arriving therewith.

XCVI. And be it further enacted, That the said Commissioners shall furnish or cause to be furnished, at the Rates herein-after mentioned, to the Commanders or Masters of any Ships or Vessels which shall from Time to Time arrive within the said Port laden with Ballast, good and sufficient Lighters or Gabbards, with proper and sufficient Workmen and Tools for the taking and carrying such Ballast from such Ships or Vessels within Twelve Hours after Notice for that Purpose shall be given by such Commanders or Masters respectively at the Office of the Ballast Master to the said Commissioners, if Wind and Weather shall permit; and in case Wind and Weather shall not then permit the same to be done,

done, then within Twelve Hours after Wind and Weather shall permit the same to be done.

XCVII. Provided always, That *Sunday, Good Friday, or Christmas Day*, shall not be accounted any Part of the Twelve Hours aforesaid; and provided also, that when and so soon as such Wharf or Wharfs as aforesaid shall be so built and erected, it shall and may be lawful to and for the said Commissioners, or the Officer or Officers to be appointed by them for that Purpose, to order and direct, at their Discretion, any Ship or Vessel requiring to discharge and unlade Ballast, to discharge and unlade such Ballast at and upon such Wharf and Wharfs as aforesaid, in which case the said Commissioners, or their said Officer or Officers, shall not be obliged to furnish to the Commander or Master of any such Ship or Vessel any Lighter or Gabbard for the taking such Ballast from such Ship or Vessel.

Sunday, &c.
to be no
Part of the
Twelve Hours
aforesaid.

XCVIII. And be it further enacted, That in case the Crew of any Ship or Vessel shall neglect or refuse to take in or cast out their Ballast, so as to occasion any unreasonable or unnecessary Delay therein to any Lighter or Lighters, Gabbard or Gabbards, which may be employed under the said Commissioners to bring Ballast to, or take Ballast from such Ship or Vessel, then and in every such Case the Commander or Master of the Crew of every Ship or Vessel respectively, so neglecting or refusing to take in or cast out such Ballast, and so delaying such Lighter or Lighters, Gabbard or Gabbards, shall forfeit and pay for every such Offence any Sum or Sums of Money not exceeding Five Shillings for every Hour such Lighter or Gabbard shall be so unnecessarily detained by the Neglect or Default of the Crew of such Ship or Ships, Vessel or Vessels as aforesaid.

Penalty on
occasioning
Delay to the
Lighters.

XCIX. And be it further enacted, That if any Master or Commander of any Ship or Vessel, which shall be in the said Harbour, shall take or permit or suffer to be taken into such Ship or Vessel any Ballast whatsoever, from any Person or Persons save only from such Person or Persons as shall be thereunto appointed by the said Commissioners, or shall permit or suffer any Ballast whatsoever to be taken from such Ship or Vessel save only by such Person or Persons as shall be thereunto appointed, then and in every such Case every such Master or Commander so offending, and also the several Persons who shall deliver to, or take from such Ship or Vessel such Ballast as aforesaid, shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

No Ballast to
be taken from
any Person,
except the
Person ap-
pointed by the
Commission-
ers, &c.

C. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to demand and take the following Rates from every Ship or other Vessel that shall take in or put out any Ballast in the said Port or Harbour, for every Ton of Ballast that shall be taken in or put out in the said Port or Harbour; (that is to say),

Duties for
putting out
or taking in
Ballast.

For every Ton of Ballast that shall be taken into or put out of any Ship or Vessel in the said Port and Harbour, which shall *bonâ fide* belong to or be the Property of any of His Majesty's Subjects, the Sum of One Shilling and Sixpence:

For every Ton of Ballast that shall be taken into or put out of any Ship or Vessel in the said Port and Harbour, which shall not belong to

[*Loc. & Per.*]

13 G

or

or be the Property of any of His Majesty's Subjects, the Sum of Two Shillings :

And it shall and may be lawful to and for the said Commissioners, and for any Person or Persons acting by virtue of or under the Authority of the said Commissioners, to ascertain by gauging or weighing, or by such other Ways and Means as to them shall seem proper, the Weight of such Ballast, and Two thousand one hundred Pounds Weight of such Ballast shall for the Purposes of this Act be deemed and taken to be for One Ton Weight.

Commissioners to reduce Rates of Ballast.

CI. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to reduce, lessen, or diminish the several Rates for Ballast hereby made payable, or any of them, and again to raise and advance the same, or any of them, from Time to Time, in such Manner as to them the said Commissioners shall seem right and proper, so that no such Rates when raised or advanced do exceed the Rates herein made payable; any Thing herein contained to the contrary thereof in any wise notwithstanding.

Ballast Master to give Discharges.

CII. And be it further enacted, That the Ballast Master, or other Person or Persons appointed by the said Commissioners for the Purpose of collecting or receiving the said several Rates or Duties, and Ballast Money, in the Port and Harbour of *Sligo*, shall and he and they are hereby required, upon Payment or Tender of the several Duties by this Act directed to be paid for and in respect of the Tonnage of every Ship or Vessel that shall enter the said Port and Harbour of *Sligo*, and also of the Ballast Money, in case any such Ship or Vessel shall have taken in or discharged any Ballast in the said Port and Harbour, by the Master or Commander of such Ship or Vessel, to grant upon Demand to such Master or Commander, without Fee or Reward, a Discharge in Writing signed by him or them, purporting that the several Sums of Money, to be paid by virtue of this Act by such Master or Commander, had been paid and discharged; and if any Ballast Master, or other Person or Persons as aforesaid, shall refuse or neglect to give such Discharge on Demand, and upon such Payment or Tender as aforesaid, then and in every such Case every such Ballast Master or other Person shall, for every such Offence, forfeit and pay the Sum of Ten Shillings to the Master or Commander so demanding the same; and if any Collector, Customer, Comptroller, Receiver of Entries, or Ships Surveyor, Searcher, or other Officer who-soever of or concerning His Majesty's Customs at the Port of *Sligo*, or the Limits thereof, shall give or make out (except as is herein excepted) any Cocket to clear any Ship or Vessel out of or from the said Port and Harbour, save and except the Master or Commander of such Ship or Vessel shall produce and shew such Discharge, signed by such Ballast Master or other Person or Persons as aforesaid, then and in every such Case every such Collector, Customer, Comptroller, Receiver of Entries for Ships, Surveyor, Searcher, or other Officer so offending, shall for every such Offence forfeit and pay the Sum of Ten Shillings, and the Whole of such Penalty shall be paid to the said Commissioners, to be applied for the Purposes of this Act; and if any Person or Persons who-soever shall forge, counterfeit, or alter any such Discharge, every such Person so offending shall for every such Offence forfeit and pay the Sum of Ten Pounds, and One Moiety thereof shall be paid to the Informer, and

No Cocket to be granted until Discharge shall be produced.

Penalty for forging a Discharge.

and the other Moiety shall be paid to the said Commissioners for the Purposes of this Act; and all such respective Penalties shall and may be recovered by Civil Bill before the assistant Barrister at any Quarter Sessions of the Peace to be holden for the County of *Sligo*.

CIII. And be it further enacted, That it shall and may be lawful to and for the Ballast Master, or other Person or Persons appointed by the said Commissioners, to enter into and go on board of every Ship or other Vessel within the said Port and Harbour, for the Purpose of collecting and receiving the said several Sums due for Duties and Ballast Money, and on Non-payment or Tender thereof on Demand, it shall and may be lawful to and for such Ballast Master, or other Person or Persons, to seize and distrain such Ship or Vessel, and the Masts, Sails, Rigging, and Tackle thereunto belonging, or any Part thereof; and if such Sum or Sums of Money, and the reasonable Charges of such Seizure and Distress, and of detaining and keeping the same, shall not be paid within Ten Days next after such Seizure and Distress made, it shall and may be lawful to and for such Ballast Master, or other Person or Persons so seizing and distraining, to sell the Ship or Vessel, Masts, Sails, Rigging, and Tackle so seized and distrained, or any Part thereof, rendering the Overplus (if any) upon Demand, to the Owner or Owners thereof, after such Sum or Sums of Money, and all reasonable Charges for distraining, keeping, and selling the same shall be deducted and paid.

Ballast Masters
to distrain for
Duties.

CIV. And be it further enacted, That in case the Ballast Master, or other Person or Persons of the said Ballast Office, to be appointed by the said Commissioners, his or their Servants, shall neglect or refuse to take off from or bring in Ballast to any Ship or Vessel, within the said Port and Harbour, at the respective Times for doing thereof as aforesaid; in case the Master or Commander of such Ship or Vessel shall not have been ordered or directed as aforesaid, to take in or put out such Ballast at some Wharf or Wharfs within the said Port and Harbour, or if having been so ordered and directed, such Ship or Vessel shall not be able to obtain such Ballast at such Wharf or Wharfs, then and in any of the said Cases it shall and may be lawful to and for the Master or Commander of such Ship or Vessel, at any Time after Notice of such Neglect given at the said Office, to employ any other Lighter or Lighters, Gabbard or Gabbards, for the Purpose of taking off from or bringing Ballast into such Ship or Vessel; and it shall and may be lawful to and for the Person or Persons having the Conduct of the said Lighter or Lighters, Gabbard or Gabbards, so employed, to take up as much Ballast in the Channel of the said Port and Harbour as shall be requisite for ballasting such Ship or Vessel, or to carry off such Ballast as shall be in such Ship or Vessel, as the Case shall happen to be; and in every such Case, upon Oath thereof by the Master or Commander of such Ship or Vessel made before the Collector of the Port of *Sligo*, or other Officer of the Customs who shall be then resident in or near the said Town of *Sligo*, every such Master of such Ship or Vessel shall have his Discharge and Clearings out of the said Port and Harbour in like Manner as if he had produced such Discharge from the Ballast Master, or other Person or Persons appointed by the said Commissioners for granting the same as aforesaid; and the Owner or Owners of every Lighter or Gabbard which shall be so employed either in the bringing Ballast to or taking Ballast from such Ship or Vessel as aforesaid, on Account of such Neglect by the said

Upon Neglect
of the Ballast
Master or his
Servants in
taking Ballast
from any
Vessel, or
furnishing her
therewith, &c.

said Ballast Master, or other Person or Persons as aforesaid, shall be paid by the said Commissioners, or the said Ballast Master, Two Shillings for every Ton of Ballast he or they shall so put into, and One Shilling for every Ton of Ballast which he or they shall so take from such Ship or Vessel, such Sum or Sums to be recovered from the said Commissioners by the Owner or Owners of such Lighter or Lighters, Gabbard or Gabbards, in such Manner as any Penalty or Forfeiture may be recovered by virtue of this Act.

Penalty for taking Ballast but from the Place ordered by the Commissioners, &c.

CV. And be it further enacted, That if any Person or Persons that shall be employed by the said Commissioners for the Purpose of taking up or drudging for Ballast, shall take up or drudge for Ballast in any other Part or Parts of the said Port and Harbour than as directed by the said Commissioners, or other Persons acting by virtue of and under their Authority, or if any Person or Persons employed by the said Commissioners with any Lighter or Lighters, Gabbard or Gabbards, for the Purpose of carrying Ballast, shall carry or convey any Goods, Wares, or Merchandize, to or from any Ship or Vessel in the Port and Harbour, then and in any of the Cases aforesaid, every such Person so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds.

Harbour Master to moor Ships.

CVI. And be it further enacted, That it shall and may be lawful to and for the Harbour Master, or other Person or Persons appointed by the said Commissioners for that Purpose, to give such Orders and Directions as to him or them shall seem meet for the birthing or mooring of any Ships or other Vessels in the said Port and Harbour, or any Part or Parts thereof, and from Time to Time to remove or cause to be removed any Ship or other Vessel, at the Charges and Expences of the Owner or Owners, or Master or Masters thereof, from any Part or Parts of the said Port and Harbour, to any other Part or Parts thereof; and in case any Master, or other Person or Persons having the Rule or Command of any such Ship or other Vessel, shall refuse or neglect to comply with any such Orders or Directions, every such Master or other Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds nor less than Twenty Shillings.

To prevent the laying of Ballast.

CVII. And be it further enacted, That if any Person or Persons shall throw or empty, or cause to be thrown or emptied, or lay any Ballast, Earth, Dust, Rubbish, Ashes, or Stones into the said Harbour, or any Part or Parts thereof (save and except in such Part or Parts thereof as the said Ballast Master, or other Person or Persons appointed by the said Commissioners shall direct), every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds nor less than Twenty Shillings.

Ships not having a Buoy to the Anchors of Vessels, Penalty 10s. and 1s. for every Hour.

CVIII. And be it further enacted, That if the Master or Commander of any Ship or Vessel which shall cast Anchor within the said Port and Harbour shall not immediately on so doing tie or fasten, or cause to be tied or fastened a Buoy to such Anchor, in such Manner as that the said Buoy shall float in such a conspicuous Manner so that it may be plainly and easily seen in what Place such Anchor has been cast, every such Master or Commander so offending shall, for every such Offence or Neglect, forfeit and pay the Sum of Ten Shillings, and shall over and above forfeit

feit and pay the Sum of One Shilling, for every Hour that such Anchor shall remain without such Buoy thereto as aforesaid; but such Penalties if enforced shall not in any Manner affect any Remedy which any Person or Persons shall or may have, by Action or otherwise, against such Master or Commander for any Damage or Injury which may be done to such Person or Persons by Means of such Neglect as aforesaid.

CIX. And be it further enacted, That if any Person or Persons whosoever, not being lawfully empowered so to do, shall wilfully cut away any Buoy Rope from any Anchor in the said Port and Harbour, or cast off, loose, or cut any Ship, Lighter, Wherry, or other Vessel from its Mooring, or deface, destroy, or take away any Buoy or Perch, in the said Port and Harbour, every such Person shall be deemed guilty of Felony, and shall on being convicted thereof be subject to the like Pains and Penalties as in Cases of Felony, and the Court by or before whom such Person shall be tried and convicted, shall have Power and Authority to cause such Person to be punished in like Manner as Persons convicted of Felony are directed to be punished by the Laws and Statutes of this Realm; or in Mitigation of such Punishment such Court may award such Sentence as the Law directs in Cases of Petty Larceny.

Persons to be deemed Felons who cut away Buoys.

CX. And, in order that proper and skilful Persons may be appointed Pilots for conducting Ships and Vessels into the said Port and Harbour of *Sligo*, be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and required to examine and enquire into the Skill and Ability of every Person and Persons who shall tender or offer himself or themselves to be admitted as a Pilot or Pilots within the said Port and Harbour; and if upon due Examination, the Person or Persons so offering himself or themselves as a Pilot or Pilots within such Port and Harbour shall be found well qualified, and shall be approved of by the said Commissioners, the said Commissioners shall and may appoint such Number of the Persons so examined as they shall deem sufficient to be Pilots within the said Port and Harbour, and shall grant to each of them a Licence to act as Pilots within the said Port and Harbour, which Licence shall contain the Name, Age, and Place of Abode of the Person so licensed, and shall certify that he is duly qualified to conduct Ships and Vessels in and out of the said Port and Harbour of *Sligo*, and such Licence shall be subscribed with the Names, and in the proper Hand Writing of any Two or more of the said Commissioners; and every such Person so receiving such Licence shall from thenceforth be deemed duly qualified to exercise and follow the Occupation or Business of a Pilot within the said Port and Harbour of *Sligo*; and for every such Licence the Sum of One Shilling shall be paid, and no more; and such Licence shall continue and be in force for and during the Term of Two Years from the Date thereof.

Commissioners may examine, and grant Licences to Pilots.

CXI. And be it further enacted, That if any Person or Persons whosoever, not being so licensed as aforesaid, shall, from and after the First Day of *August* which shall be in the Year of our Lord One thousand eight hundred and three, and after any such Licences shall have been granted by the said Commissioners as aforesaid, take upon himself or themselves to conduct or pilot any Ship or Vessel within the said Port and

Persons acting as Pilots without a Licence to forfeit 5*l*.

[*Loc. & Per.*]

13 H

Harbour;

Harbour; or if any Pilot so licensed as aforesaid shall after the Expiration of such his Licence continue to act as a Pilot within the said Port and Harbour without the Renewal of such Licence, then and in every such Case every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Licensed Pilots not doing their Duty to forfeit 5*l.*

CXII. And be it further enacted, That if any Pilot so licensed as aforesaid shall refuse or neglect to take the Charge or Conduct of any Ship or Vessel Outward-bound, upon proper Notice being first given to such Pilot, or if any such Pilot who shall be plying between *Wheaten Rock* and *Oyster Island* shall, upon a Gun being fired, or Ensign hoisted, or other usual Signal given from any Ship or Vessel, refuse or neglect to take under his Charge or Conduct such Ship or Vessel, or, in case any such Ship or Vessel cannot be boarded without imminent Danger, if such Pilot shall refuse or neglect to lead the Way, or precede such Ship or other Vessel with his Boat, every such Pilot so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds.

Pilots misbehaving to have Licences recalled, &c.

CXIII. And be it further enacted, That in case it shall appear to the said Commissioners that any Pilot or Pilots so licensed as aforesaid shall have misbehaved himself or themselves in the conducting of any Ship or Vessel, or in the Execution of any other Part of his or their Duty as a Pilot or Pilots, or if any such Pilot or Pilots shall refuse to obey any Summons of the said Commissioners requiring his or their Attendance at any of their Meetings, or shall in any Manner offend or misbehave himself or themselves as a Pilot or Pilots, then and in every such Case it shall and may be lawful to and for the said Commissioners, upon Examination thereof, to recal the Licence or Licences of such Pilot or Pilots respectively, and to declare the same to be null and void; or it shall and may be lawful to and for the said Commissioners to suspend such Pilot or Pilots for and during such Time as to them shall seem proper; and if any Pilot or Pilots whose Licence or Licences shall have been so recalled, or who shall have been suspended as aforesaid (Notice in Writing of such Recal or Suspension being given to him or them, or left at his or their last or usual Place or Places of Abode), shall presume to act as a Pilot or Pilots in conducting any Ship or Vessel out of or into the said Port and Harbour, every such Person so offending shall for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings.

Security to be given for Pilotage of Outward-bound Ships.

CXIV. And be it further enacted, That if any Pilot so licensed as aforesaid shall be desired by any Master or Commander of any Ship or Vessel in the said Port and Harbour Outward-bound, to take the Charge or Conduct of such Ship or Vessel, it shall and may be lawful to and for such Pilot, previous to his taking such Charge or Conduct, to demand the Payment of a sufficient Security from such Master or Commander for the Payment of such Pilotage Outward, according to the Rates and Prices herein mentioned, or as shall be fixed by the said Commissioners in pursuance of the Directions of this Act; and if such Master or Commander shall refuse to pay such Rates and Prices, or give such Security for the Payment thereof, then in such Case it shall and may be lawful to and for such Pilot to refuse to take the Charge or Conduct of such Ship or Vessel, without being subject to or incurring any of the Penalties inflicted by

by this Act on Pilots refusing to take the Charge or Conduct of any Ship or Vessel as aforesaid.

CXV. And, for preventing exorbitant Demands being made by any Pilot or Pilots so licensed as aforesaid, be it further enacted, That it shall not be lawful to or for any such Pilot to demand or take for the piloting or conducting of any Ship or Vessel from the Quay to the *Wheaten Rock*, or from the *Wheaten Rock* to the Quay, any greater Rate or Sum than shall from Time to Time be approved of by the said Commissioners, and no such Rate or Sum shall exceed the Rate or Sum herein-after mentioned; (that is to say),

Rates of Pilotage.

For piloting or conducting any Ship or Vessel from the Quay to the *Wheaten Rock*, or from the *Wheaten Rock* to the Quay, that shall *bonâ fide* belong to or be the Property of any of His Majesty's Subjects, for each and every Voyage, from the First Day of *April* to the Thirtieth Day of *September*, both Days inclusive, in each and every Year, any Sum not exceeding Two Shillings and Sixpence a Foot for every Foot of Water such Ship or Vessel shall draw when so piloted or conducted, and so in Proportion for the Fraction of a Foot:

For piloting or conducting any Ship or Vessel from the Quay to the *Wheaten Rock*, or from the *Wheaten Rock* to the Quay, that shall not belong to or be the Property of any of His Majesty's Subjects, for each and every Voyage, from the First Day of *April* to the Thirtieth Day of *September*, both Days inclusive, in each and every Year, any Sum not exceeding Three Shillings and Sixpence a Foot for every Foot of Water such Ship or Vessel shall draw when so piloted or conducted, and so in Proportion for the Fraction of a Foot:

For piloting or conducting any Ship or Vessel from the Quay to the *Wheaten Rock*, or from the *Wheaten Rock* to the Quay, that shall *bonâ fide* belong to or be the Property of any of His Majesty's Subjects, for each and every Voyage, from the First Day of *October* to the Thirty-first Day of *March*, both Days inclusive, in each and every Year, any Sum not exceeding Three Shillings a Foot for every Foot of Water such Ship or Vessel shall draw when so piloted or conducted, and so in Proportion for the Fraction of a Foot:

For piloting or conducting any Ship or Vessel from the Quay to the *Wheaten Rock*, or from the *Wheaten Rock* to the Quay, that shall not belong to or be the Property of any of His Majesty's Subjects, for each and every Voyage, from the First Day of *October* to the Thirty-first Day of *March*, both Days inclusive, in each and every Year, any Sum not exceeding Four Shillings a Foot for every Foot of Water such Ship or Vessel shall draw when so piloted or conducted, and so in Proportion for the Fraction of a Foot.

CXVI. Provided always, That no Sum shall be paid to any such Pilot or Pilots for any Fraction of Half a Foot.

CXVII. Provided always, and be it enacted, That nothing herein contained shall extend or be construed to extend so as to require any Ship or Vessel of less than Twenty Tons Burthen, to take any such Pilot or Pilots.

Vessels of less than 20 Tons need not take a Pilot.

CXVIII. And be it further enacted, That in case the Master or Commander of any Ship or Vessel Inward-bound, shall refuse to take on board and employ a Pilot so licensed as aforesaid, who shall offer his Service,

Pilot offering to Inward-bound Vessels and refused, to be paid.

vice, such Master or Commander shall pay or cause to be paid to the Pilot who offers his Service as aforesaid, and shall be so refused, the full Pilotage Inwards, according to the different Rates authorized by this Act, in such and the same Manner as if such Pilot had piloted or conducted such Ship or Vessel into the said Port and Harbour: Provided nevertheless, that the Pilot so offering his Services, and so refused, shall and he is hereby required to lead the Way or precede such Ship or Vessel with his Boat, until such Ship or Vessel shall be brought to an Anchor, otherwise such Pilot shall not be entitled to such Rates for Pilotage.

If no Pilot offers before the Ship comes to *Oyster Island*, the Master need not take a Pilot.

CXIX. Provided always, That if no such licensed Pilot or Pilots shall offer his or their Service or Services to the Master or Commander of any Ship or Vessel Inward-bound, before such Ship or Vessel shall have passed *Oyster Island*, then and in such Case it shall and may be lawful to and for such Master or Commander to refuse to employ any Pilot or Pilots so licensed as aforesaid; and it shall and may be lawful, in every such Case, to and for any Person or Persons to pilot or conduct such Ship or Vessel to an Anchor; any Thing herein contained to the contrary thereof notwithstanding.

Any Person may assist a Vessel in Distress.

CXX. Provided also, That nothing herein contained shall extend or be construed to extend so as to subject any Person or Persons whomsoever to any of the Penalties or Forfeitures by this Act imposed, for aiding or assisting any Ship or Vessel in Distress.

Commissioners may give Rewards.

CXXI. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered to give such Reward in Money as they shall think fit, to any Pilot or Pilots, Person or Persons, who shall afford any effectual Relief or Assistance to any Ship or Vessel in Distress, before such Ship or Vessel shall have arrived at *Wheaten Rock*, provided that no such Reward shall exceed the Sum of Five Pounds, and such Reward shall be paid out of the Harbour Duties by this Act directed to be collected.

Master of Ship to give an Account of the Draught of Water of his Ship.

CXXII. And be it further enacted, That the Master or Commander of every Ship or Vessel so piloted or conducted into or out of the said Port and Harbour, shall and he is hereby required to give a true and just Account of the Draught of Water which such Ship or Vessel shall then draw, to the Pilot so piloting or conducting such Ship or Vessel; and if the Pilot so employed shall suspect the Truth of such Account, it shall and may be lawful to and for such Pilot to admeasure or cause to be admeasured such Ship or Vessel, for the Purpose of ascertaining the true Draught of Water which such Ship or Vessel shall then draw.

Commissioners empowered to fix Rates for piloting for small Distances.

CXXIII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to ascertain, settle, and fix what Rates shall be demanded and taken by the several Pilots so licenced as aforesaid, for piloting or conducting any Ship or Vessel for any Distance between the Quay and the *Wheaten Rock*, but no such Rates shall exceed in the Whole the Rates that may be demanded or taken for piloting or conducting any Ship or Vessel the whole Distance between the Quay aforesaid and the *Wheaten Rock* aforesaid, Inwards or Outwards, according to the respective Times of the Year.

CXXIV. And be it further enacted, That it shall and may be lawful to and for the said Commissioners to reduce, lessen, or diminish the several Rates of Pilotage hereby made payable, or any of them, and again to raise and advance the same, or any of them, from Time to Time, in such Manner as to them shall seem right and proper, so that no such Rates when so raised or advanced do exceed the Rates herein made payable to and directed to be taken by the several Pilots so licenced as aforesaid.

Commissioners may reduce Rates for Pilots, and raise them again.

CXXV. And be it further enacted, That if any Master or Commander of any Ship or Vessel, whose Ship or Vessel shall have been piloted or conducted by any Pilot or Pilots so licenced as aforesaid, shall refuse or neglect to pay on Demand the Sum or Sums of Money for Pilotage hereby authorized to be taken, to the Pilot or Pilots piloting or conducting such Ship or Vessel, then and in such Case such Sum or Sums of Money due or owing for Pilotage, shall and may be raised, levied, and recovered by such Ways and Means as any Rate or Rates for Tonnage is or are hereby directed to be raised, levied, and recovered.

For compelling Payment of Rates.

CXXVI. And be it further enacted, That it shall and may be lawful to and for the said Commissioners from Time to Time to borrow and take up at Interest any Sum or Sums of Money for the Purposes of this Act, upon the Credit of the said Rates and Assessments, and all other Sums of Money to be raised by virtue of this Act, for the Purpose of paving, flagging, lighting, watching, cleansing, watering, and improving the Highways, Streets, Markets, Lanes, Passages, and Places within the said Town of *Sligo* and Precincts thereof, not exceeding in the Whole the Sum of Two Thousand Pounds, and by Writing under their Hands and Seals to assign all or any Part of such Rates, Assessments, and other Money, to such Person or Persons as shall lend or advance any Money thereon, as a Security for the Principal Money so to be lent or advanced, with legal Interest for the same; the Expence of such Assignment to be from Time to Time defrayed by the said Commissioners.

Power to borrow Money not exceeding 2,000 £.

CXXVII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners from Time to Time to borrow and take up at Interest any Sum or Sums of Money for the Purposes of this Act, upon the Credit of the several Duties for Tonnage, and Money to be paid for Ballast, for or in respect of the several Ships and Vessels entering the Port and Harbour of *Sligo*, and the several Sums of Money to be paid for or in respect of the several Boats, Smacks, Cots, Gabbards, Lighters, and Wherries employed in the said Port and Harbour, and all other Monies to be received by virtue of this Act, for the Purpose of cleansing, deepening, and improving the said Port and Harbour, not exceeding in the Whole the Sum of Six thousand Pounds, and by Writing under their Hands and Seals to assign all or any Part of such Duties, Ballast Money, and other Money, to such Person or Persons who shall lend or advance any Money thereon, as a Security for the Principal Money so to be lent or advanced, with legal Interest for the same; and the Expence of such Assignment shall be from Time to Time defrayed by the said Commissioners.

Power to borrow Money on Harbour Duties, not exceeding 6,000 £.

CXXVIII. And be it further enacted, That every such Assignment shall be in the Words or to the Effect following :

Form of
Assignment.

‘ BY virtue of an Act of Parliament, passed in the Forty-third Year
‘ of the Reign of King *George* the Third, intituled, [*set forth the*
‘ *Title of this Act*], We, _____ of the Commissioners
‘ appointed by and in pursuance of the said Act, in Consideration of the
‘ Sum of _____ advanced and lent by *A. B.* upon
‘ the Credit and for the Purposes of this Act, do grant, bargain, sell,
‘ and demise unto the said *A. B.* his Executors, Administrators, and
‘ Assigns, such Proportion of the Rates, Assessments, or other Money
‘ arising by virtue of the said Act, for the Purpose of paving, flagging,
‘ lighting, watching, cleansing, watering, and improving the Town of
‘ *Sligo* and Precincts thereof, [*or, of the Duties, Ballast Money, or*
‘ other Money arising by virtue of the said Act, for cleansing, deepening,
‘ and improving the Port and Harbour of *Sligo, as the Case may be*],
‘ as the said Sum of _____ doth or shall bear to the
‘ whole Sum which may at any Time be borrowed or become due and
‘ owing, or charged upon the Credit of such Rates, Assessment, or other
‘ Money as aforesaid, [*or, of such Duties, Ballast Money, or other Money*
‘ as aforesaid, *as the Case may be*], to be had and holden from this
‘ _____ Day of _____ until the said Sum of _____
‘ with Interest at _____ *per Centum per Annum* for the same, shall be
‘ repaid and satisfied.’

And every such Security shall be good, valid, and effectual, and shall entitle the Person or Persons to whom the same shall be made, his, her, or their Executors, Administrators, and Assigns, to the Payment thereof, and to all Profit and Advantage thereto, according to the true Intent and Meaning of this Act; provided the same be not for a greater or less Sum than Fifty Pounds.

Money may
be raised by
Annuities.

CXXIX. And be it further enacted, That in case the said Commissioners shall think it adviseable or more advantageous to raise all or any Part of the Money authorized to be borrowed under this Act, by the granting of Annuities for Lives instead of Assignments as aforesaid, it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered, by Writing under their Hands and Seals, to grant Annuities to any Person or Persons who shall contribute, advance, and pay into the Hands of the Treasurer to the said Commissioners, any Sum or Sums of Money for the absolute Purchase of any Annuity or Annuities to be paid and payable during the natural Life of every such Contributor, or the natural Life of such Person as shall be nominated by or on the Behalf of such Contributor, at the Time of the Payment of his or her Contribution or Purchase Money, and either with or without Benefit of Survivorship as the said Commissioners shall think proper, so as that no such Annuity do exceed the Rate of Ten Pounds for every One hundred Pounds for a Year; and the Grant of every such Annuity shall be in the Words or to the Effect following :

‘ WE, _____ of the Commissioners appointed by or in pur-
‘ suance of an Act of Parliament, made in the Forty-third Year of
‘ the Reign of King *George* the Third, intituled, [*set forth the Title of*
‘ *this Act*], in Consideration of the Sum of _____ paid
‘ by _____

' by *A. B.* to *C. D.* the Treasurer appointed in pursuance of the said
 ' Act, do hereby grant unto the said *A. B.* his Executors, Administra-
 ' tors, and Assigns, an Annuity or yearly Sum of
 ' out of the Rates, Assessments, and other Money granted or arising by
 ' virtue of the said Act, for the Purpose of paving, flagging, lighting,
 ' watching, cleansing, watering, and improving the said Town of *Sligo*
 ' and Precincts thereof, [*or*, out of the Duties, Ballast Money, or other
 ' Money granted or arising by virtue of the said Act, for the Purpose of
 ' cleansing, deepening, and improving the Port and Harbour of *Sligo*, as
 ' *the Case may be*], which Annuity or yearly Sum of
 ' shall be paid to the said *A. B.* his Executors, Administrators, and Af-
 ' signs, at the Office of the said Commissioners, upon the
 ' Day of _____ in every Year, during the natural Life of
 ' _____ and the First Payment thereof shall be made
 ' upon the _____ now next ensuing the Date hereof.
 ' In Witness whereof we have hereunto set our Hands and Seals, the
 ' Day of _____

And every such Grant shall be good, valid, and effectual in the Law; and every Annuity so to be granted as aforesaid shall be and is hereby charged upon, and shall be payable and paid by the Treasurer or Treasurers to the said Commissioners, out of such Rates, Assessments, and other Money, (or out of such Duties, Ballast Money, and other Money, as the Case may be), according to the Grant of such Annuity.

Securities for
 Money lent,
 and Annuities,
 may be
 transferred.

CXXX. And be it further enacted, That it shall be lawful for the Persons entitled to any of the Securities for the Money to be borrowed, or raised by the granting of Annuities as aforesaid, and their respective Executors, Administrators, or Assigns, at any Time, by Writing under their Hands and Seals, to transfer such Securities to any Person or Persons whomsoever; which Transfer may be in the Words or to the Effect following:

Securities for
 Money lent,
 and Annuities,
 may be
 transferred.

' I *A. B.* being entitled to the Sum of _____ [*or*, an Annuity
 ' of _____ secured to *C. D.* his Executors, Ad-
 ' ministrators, and Assigns, by virtue of an Agreement, [*or*, Grant of
 ' Annuity], bearing Date the _____ Day of _____ under
 ' the Hands and Seals of _____ of the Commissioners acting in
 ' the Execution of a certain Act of Parliament, made in the Forty-third
 ' Year of the Reign of King *George* the Third, intituled; [*set forth the*
 ' *Title of this Act*], upon the Credit, or arising out of the Rates, Af-
 ' sessments, and other Money, for paving, flagging, lighting, watching,
 ' cleansing, watering, and improving the Town of *Sligo*, and Pre-
 ' cincts thereof, [*or*, of the Duties, Ballast Money, and other Money,
 ' for cleansing, deepening, and improving the Port and Harbour of
 ' *Sligo*, as *the Case may be*], granted or payable by the said Act, do
 ' hereby transfer all my Right and Title in and to the same, and all In-
 ' terest, and other Money now due and owing thereon, unto *E. F.* his
 ' Executors, Administrators, and Assigns. Dated the
 ' Day of _____

And Copies of all such Securities, Assignments, and Grants of Annuities which shall be made in pursuance of this Act, and Extracts or Memorials of all Transfers thereof, shall be entered in a Book to be kept for

Securities to
 be entered in
 a Book.

for that Purpose by the Clerk or Clerks to the said Commissioners; which Extracts or Memorials shall specify and contain the Dates, Names of the Parties, and the Sums of Money thereby transferred; to which Book any Person interested shall at all reasonable Times have Access, and shall have free Liberty to inspect the same without Fee or Reward; and for the Entry of every such Transfer the said Clerk or Clerks shall be paid, by the Person to whom such Transfer shall be made, the Sum of Two Shillings and Sixpence and no more; and after such Entry made of any such Transfer, every such Transfer shall entitle the Person to whom the same shall be made, and his or her Executors, Administrators, and Assigns, to the Benefit of the Security thereby transferred.

Money dis-
bursed under
the 40th Geo.
3. to be re-
paid.

CXXXI. Provided always, and be it enacted, That all Monies expended by the Corporation acting by or under the Authority of the said recited Act, made in the Fortieth Year of the Reign of His present Majesty, on the Credit of the Harbour Duties collected by virtue of the said Act, shall be paid off and discharged out of the Duties, Ballast Money, and other Money, made payable by virtue of this Act, for the Purpose of cleansing, deepening, and improving the said Port and Harbour of *Sligo*, in like Manner as the Monies to be borrowed by virtue of this Act, on the Credit of such Duties, Ballast Money, and other Money, and the Interest thereof, is and are hereby directed to be paid off and discharged.

Separate
Funds, &c.

CXXXII. And be it further enacted, That the Monies hereby granted and made payable shall be divided into Two separate and distinct Funds; that is to say, such Monies as shall arise from the Rates or Assessments on Houses, Buildings, Mills, Tenements, and Hereditaments, within the said Town of *Sligo* and Precincts thereof, hereby made payable, and all the Money to be borrowed on the Credit thereof shall be and is hereby declared to be One separate and distinct Fund; and such Monies shall be applied and disposed of by the said Commissioners for the Purpose of paving, flagging, repairing, lighting, watching, cleansing, watering, maintaining, and improving, the several Highways, Streets, Markets, Lanes, Passages, and Places, in the said Town of *Sligo* and Precincts thereof, and for erecting and maintaining Clocks and Pumps therein, and for carrying the several Purposes of this Act relating thereto into Execution, and for paying and discharging the Wages and Salaries of the several Clerks, Officers, and other Persons employed therein, and for discharging the Interest of, and from Time to Time for paying off the Principal Money borrowed on the Credit of such Fund as aforesaid, and for no other Use, Intent, or Purpose whatsoever; and so much of the Monies as shall arise from the Tonnage Duties on Ships and Vessels; Ballast Money, and Licences granted to, or annual Sums paid by the Owners and Proprietors of the several Boats, Smacks, Cots, Gabbards, Lighters, and Wherries, employed within the said Port and Harbour; and the Money to be borrowed on the Credit thereof, shall be and is hereby declared to be One separate and distinct Fund, and such Monies shall be applied and disposed of by the said Commissioners in cleansing, deepening, and improving the said Port and Harbour, and for erecting, maintaining, and repairing the several Quays, Wharfs, Docks, and other Conveniencies, and for deepening the said River *Garwoge* above the old Bridge of *Sligo*, and for carrying into Execution the several other Intents and

and Purposes of this Act relating thereto, and for paying the Wages and Salaries of the several Clerks, Harbour Masters, Ballast Masters, and other Officers and Persons employed therein, and for discharging the Interest of, and from Time to Time for paying off the Principal Money borrowed on the Credit of such Fund, and for no other Use, Intent, or Purpose whatsoever.

CXXXIII. Provided always, and be it enacted, That out of the First Monies to arise by virtue of this Act, the said Commissioners shall, in the First Place, pay and defray all the Charges and Expences incident to and attending the obtaining of the said recited Act, made in the Fortieth Year of the Reign of His present Majesty, and of this Act; and shall also pay to the Person or Persons who shall have advanced or lent any Money for the Payment of such Charges and Expences, legal Interest for the Money so advanced and lent, from the Time of advancing and lending thereof, until the Day of the Payment thereof by the said Commissioners; and One Moiety of such Charges and Expences and Interest shall be paid out of One of the said Funds, and the other Moiety out of the other of the said Funds.

Expences of
the Act how
to be paid.

CXXXIV. And, in order that no Preference may be given to any of the Persons who have advanced and lent, or who may advance and lend Money upon the Credit of the said separate Funds, be it further enacted, That the said Commissioners, if more Creditors than One, shall cause the Numbers of all the Bonds, Assignments, or Securities granted, and then in Force, for securing the Principal Monies lent and advanced upon the Credit of such respective Funds, of which Part shall be then 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 near as may be, and put into a Box or Wheel, and the Number or Numbers of the said Bonds, Assignments, or Securities shall be drawn separately out of the said Box or Wheel by the Clerk to the said Commissioners, and the Number or Numbers so drawn shall be paid off and discharged; and after every such Ballot the said Commissioners shall cause Notice, signed by their Clerk, to be given 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; and where there is only One Creditor, to give Three Calendar Months Notice to such Creditor of the Intention of the said Commissioners to pay him or her as aforesaid; and every such Notice shall express the Sum to be paid off, together with the Interest due thereon, and that the same shall be paid at a Place mentioned in such Notice, at the Expiration of Three Calendar Months from the Day of giving or leaving the same as aforesaid; and the Interest of the Principal Money so to be paid off shall, from and after the End of the said Three Calendar Months, cease and be no longer paid or 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 thereof, to the End of the said Three Calendar Months, shall nevertheless be payable on Demand.

Creditors to
be paid by
Ballot.

Notice to be
given to the
Persons whose
Bonds are to
be paid off.

CXXXV. Provided always, and be it enacted, That when and so soon as the respective Sums of Money herein authorized to be borrowed by virtue of this Act on the said respective Funds, and the Interest thereof, shall be paid off and discharged, and the Annuities to be granted as afore-

When the
Money bor-
rowed is paid
off, the Rates
may be re-
duced.

[Loc. & Per.]

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said

said shall be determined, and the said Rates, Assessments, Duties, and other Money to be collected by virtue of this Act, shall be more than sufficient for the Purposes of such separate Funds, then and in such Case it shall and may be lawful to and for the said Commissioners, and they are hereby required, at any Time or Times, to reduce all or any of the said Rates, Assessments, or Duties, or other Money to be collected by virtue of this Act, to such Sum or Sums of Money as shall be sufficient for the Purposes of such separate Funds; and it shall and may be lawful to and for the said Commissioners again to raise the same when and as often as they shall judge necessary for the Purposes of such separate Funds; and such reduced Rates, Assessments, Duties, and other Money, shall be collected, levied, and recovered by the same Ways and Means as the several Rates, Assessments, Duties, and other Money herein before granted can or may be collected, levied, and recovered.

Penalty on obstructing the Execution of this Act.

CXXXVI. And be it further enacted, That if any Person shall obstruct, hinder, or molest any of the said Commissioners, or their Collector or Collectors, Clerk, Surveyor, Workmen, or other Person or Persons whomsoever, who is or are or shall be employed to carry this Act into Execution, in the Performance or Execution of his or their Duty, every such Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Twenty Pounds.

Account to be made up annually, and be open to Inspection.

CXXXVII. And be it further enacted, That on the First *Monday* in the Month of *August* in every Year, a fair and just Account shall be made in Writing of all the Money received and paid by virtue or in pursuance of this Act, and how and to whom and for what Purposes the same have been laid out and expended; and a Copy or Duplicate of such Account, signed by the said Commissioners, shall be deposited with the Clerk or Clerks to the said Commissioners, who shall permit any Person so rated as aforesaid, or any other Person or Persons on his or her Behalf, to inspect the same at seasonable Times, paying One Shilling for such Inspection, and shall, upon Demand, forthwith give Copies of the same or any Part thereof to any such Person, paying at the Rate of Sixpence for every One hundred Words, and so in Proportion for any greater or less Number of Words.

Commissioners may make Bye Laws.

CXXXVIII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, at any Time or Times hereafter, to make, ordain, and establish such Orders, Rules, Regulations, and Bye-Laws, for the piloting, mooring, and removing of Ships and other Vessels coming into, going out of, or lying in the said Port and Harbour; and also for the regulating, governing, and managing the several Piers, Quays, and Wharfs, and the Goods, Wares, and Merchandize which shall or may from Time to Time be laid or landed thereon, and for using the several Docks, and for regulating the several Boats, Lighters, Galleys, Wherries, and other small Craft employed in the said Port and Harbour, and for regulating the Conduct and Behaviour of the several Owners and Drivers of the several Waggon, Wains, Cars, Drays, Carts, and other Carriages, so licensed as aforesaid, and also the Conduct and Behaviour of the several Porters so licensed as aforesaid, in their several and respective Employments, and likewise from Time to Time, as

as Occasion may require, to repeal, add to, amend, or alter all or any of such Orders, Rules, Regulations, and Bye Laws, as to them shall seem most fitting and requisite, and to fix and appoint reasonable pecuniary Penalties, not exceeding Twenty Shillings, for the Non-observance or other Breach of any of such Rules, Orders, Regulations, or Bye-Laws, or any Part of them; and the said Commissioners shall cause the said Rules, Orders, Regulations, and Bye Laws to be printed and distributed, and stuck up or placed upon some conspicuous Places in the said Town of *Sligo*, and the Port and Harbour thereof; and all such Rules, Orders, Regulations, or Bye Laws, so made, printed, distributed, and stuck up, shall be good and binding upon all Persons whomsoever, provided that the same be not inconsistent with or repugnant to the Laws of that Part of the United Kingdom of *Great Britain and Ireland* called *Ireland*, or to the Provisions and Directions in this Act contained.

CXXXIX. And be it further enacted, That all and every Person and Persons who, in any Examination to be taken by virtue of this Act, shall wilfully give false Evidence before the said Commissioners, or before any Jury summoned by virtue of this Act, or before the Provost of the said Town of *Sligo* for the Time being, or before any Justice of the Peace, acting as such in the Execution of this Act, shall and may be prosecuted for the same, and upon Conviction thereof shall be liable to and suffer the same Pains and Penalties as Persons guilty of wilful and corrupt Perjury are by the Laws in being subject and liable to.

Punishing
Persons guilty
of Perjury.

CXL. And be it further enacted, That all Fines, Penalties, and Forfeitures, by virtue of this Act imposed, or which shall be inflicted by any Rule, Order, or Bye Law, made in pursuance thereof, (the Manner of levying and recovering whereof is not hereby otherwise particularly directed), shall be levied and recovered (within Three Calendar Months next after the Offence or Offences committed) before the Provost of the said Town of *Sligo* for the Time being, or in case of his Absence or Refusal, before any Justice of the Peace for the said County of *Sligo*, being a Commissioner under this Act, and such Provost or Justice is and are hereby empowered, upon Complaint to such Provost or Justice made, to grant a Warrant to bring before him such Offender or Offenders, at the Time and Place as shall be in such Warrant specified; and if upon the Conviction of the Offender or Offenders respectively, on his, her, or their Confession, or upon the Evidence of any credible Witnesses upon Oath, which Oath such Provost or Justice is and are hereby empowered to administer, such Fine, Penalty, or Forfeiture, shall not be paid forthwith, it shall and may be lawful to and for such Provost or Justice, and they are hereby respectively authorized and required, by Warrant under his Hand and Seal, to cause the Offender to be committed to the Common Gaol or House of Correction for the County of *Sligo*, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months nor less than Seven Days, unless such Fine, Penalty, or Forfeiture, and all reasonable Charges attending the Recovery thereof shall be sooner fully paid and discharged; and One Moiety of all such Fines, Penalties, and Forfeitures, shall be paid to the Informer or Informers, and the other Moiety shall be paid to the Treasurer to the said Commissioners, to be applied for the Purposes of this Act.

Recovery and
Application
of Penalties.

CXLI. And

making the same be deemed a Trespasser or Trespassers, on Account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or other Proceedings relating thereto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers *ab initio*, on Account of any Irregularity which shall be afterwards done by the Party or Parties so distraining; but the Person or Persons aggrieved by such Irregularity, shall and may recover full Satisfaction for the Special Damage in an Action upon the Case.

CXLV. And be it further enacted, That no Order, Verdict, Assessment, Judgement, or other Proceedings made touching or concerning any of the Matters aforesaid; or touching or concerning the Conviction of any Offender or Offenders against this Act, shall be quashed or vacated for Want of Form only, or be removed or removeable by *Certiorari*, or by any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Dublin*; any Law or Statute to the contrary thereof in anywise notwithstanding.

Proceedings not to be quashed for Want of Form, or removeable by *Certiorari*.

CXLVI. And be it further enacted, That no Plaintiff or Plaintiffs shall recover in any Action to be commenced against any Person or Persons for any Thing done in pursuance of this Act, unless Notice in Writing shall have been given to the Defendant or Defendants Twenty-one Days before such Action shall be commenced, of such intended Action, signed by the Attorney for the Plaintiff or Plaintiffs, specifying the Cause of such Action; nor shall the Plaintiff or Plaintiffs recover in any such Action, if Tender of sufficient Amends hath been made to him, her, or them, or to his, her, or their Attorney, by or on Behalf of the Defendant or Defendants, before such Action brought; and in case no such Tender shall have been made, it shall and may be lawful to and for the Defendant or Defendants in any such Action by Leave of the Court, after such Action shall have been brought, at any Time before Issue joined, to pay into Court such Sum of Money as he, she, or they shall think fit, whereupon such Proceedings, Order, and Judgement, shall be made and given in and by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Plaintiffs not to recover after Tender of Amends.

CXLVII. Provided always, and be it enacted, That no Action or Suit shall be commenced against any Person or Persons for any Thing done in pursuance of this Act, after Six Calendar Months next after the Fact committed; and every such Action or Suit shall be brought and tried in the County of *Sligo*, and not elsewhere; and if any such Action or Suit shall be brought before Twenty-one Days Notice shall have been given, or after a sufficient Satisfaction made or tendered as aforesaid, or after the Time limited for bringing the same as aforesaid, or shall be brought in any other County than as aforesaid, then the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Suit after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgement shall be given against the Plaintiff or Plaintiffs, then the Defendant or Defendants shall recover Double Costs, and have such Remedy for the same as any Defendant hath for Costs of Suit in other Cases by Law.

Limitations of Actions.

Saving
Rights.

CXLVIII. Provided always, and be it enacted, That nothing in this Act contained shall extend, or be construed to extend, so as to deprive any Body Politick, Corporate, or Collegiate, or any Person or Persons whomsoever, of any Right, Title, or Interest, which he, she, they, or any of them, have to any Lands, Slabs, Strands, Quays, or Wears, lying within the said Port and Harbour of *Sligo*, or to the Royalties or Fisheries within the said Port and Harbour, or to any Tolls or Customs of the Fairs or Markets of the said Town of *Sligo*, or to any Rights or Property that any Person or Persons may have in the said Town of *Sligo* or in the Precincts thereof, but that he, she, they, and all of them shall hold and enjoy all such Rights, Titles, and Interests, in such and the same Manner as they respectively might or could have held and enjoyed the same in case this Act had not been made.

Publick Act.

CXLIX. And be it further enacted, That this Act shall be deemed, adjudged, and taken to be a publick Act, and shall be judicially taken Notice of as such by all Judges, Justices, and other Persons, without being specially pleaded.

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