



ANNO QUINQUAGESIMO SECUNDO

GEORGI III. REGIS.

Cap. 46.

An Act for altering, amending, and enlarging the Powers of Three Acts of His present Majesty, for improving the Navigation of the River *Thames*, Westward of *London Bridge*, within the Liberties of the City of *London*; and for further improving the said Navigation. [20th April 1812.]

WHEREAS an Act was passed in the Fourteenth Year of His present Majesty, intituled *An Act more effectually to improve and complete the Navigation of the River Thames, Westward of London Bridge, within the Liberties of the City of London, and to prevent any Vessel or Barge from being moored in Taplow Mill Stream in the County of Bucks*: And whereas an Act was passed in the Seventeenth Year of the Reign of His present Majesty, intituled *An Act for enabling the Mayor, Aldermen, and Commons of the City of London to purchase the present Tolls and Duties payable for navigating upon the River Thames, Westward of London Bridge, within the Liberties of the City of London; and for laying a small Toll in lieu thereof, for the Purpose of more effectually completing the said Navigation, and for other Purposes*: And whereas an Act was passed in the Fiftieth Year of the Reign of His present Majesty, intituled *An Act for amending, altering, and enlarging the Powers of Two Acts passed in the Fourteenth and Seventeenth Years of His present Majesty, in Relation to the Navigation of the River Thames, Westward of London Bridge, within the Liberties of the City of London, and for the further Improvement of the said Navigation*; [Loc. & Per.] 14 G.3. c.91.
17 G.3. c.18.
50 G.3. c.204.

whereby the Lord Mayor, Aldermen, and Commons of the City of London, in Common Council assembled, were authorized and empowered to make, complete, and maintain a Pound Lock in the said River Thames, to be navigable for Barges, Boats, and other Vessels, to the Northward of the Entrance of the *Abbey Mill River*, near *Chertsey Bridge*, to be called *Chertsey Lock*, and also to make, complete, and maintain certain other Pound Locks and Works, as in the said Act is mentioned, and by the said Act now in recital the old Tolls were repealed, and such new Tolls and Duties laid in lieu thereof as therein is mentioned; and the said Mayor, Aldermen, and Commons of the City of London, in Common Council assembled, were authorized and empowered, for the Purposes of the said Act, to borrow and take up at Interest, or to raise by the Sale of Annuities, any Sum or Sums of Money not exceeding Forty thousand Pounds upon the Credit of the Tolls and Duties made payable in pursuance of the said Act: And whereas the said intended Lock and Works authorized by the said Act to be made to the Northward of the Entrance of the *Abbey Mill River*, near *Chertsey Bridge* aforesaid, hath not been begun, but considerable Progress hath been made in making and completing the other Locks and Works authorized to be made by the said last-recited Act, and the whole Sum of Forty thousand Pounds thereby authorized to be raised hath been raised and nearly expended thereon: And whereas it appears, by a Re-survey lately made, that it will be expedient to alter the Situation of the said intended Lock called *Chertsey Lock*, and likewise to make another Pound Lock in the said River Thames, at or near *East Moulsey* in the County of *Surrey*, by which Means the Objects intended to be effected by the said last-recited Act will be further facilitated and more effectually promoted; and it is therefore desirable that further Powers should be given for these Purposes to the said Lord Mayor, Aldermen, and Commons of the City of London, in Common Council assembled, and that the Tolls laid by the said last-recited Act should be repealed, in order that some of them may be increased, and such Tolls laid in lieu thereof as hereinafter are mentioned, and that for the Purpose of completing the said Works by the said last-recited Act authorized to be made, and making and completing the said additional Works, such further Sum or Sums of Money should be authorized to be borrowed or raised as herein-after mentioned; but the same cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted, and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and immediately after the passing of this Act it shall and may be lawful to and for the said Mayor, Aldermen, and Commons of the City of London, in Common Council assembled, and they are hereby authorized and empowered, by themselves, their Deputies, Agents, Officers, Servants, and Workmen, instead of making the Pound Lock by the said last-recited Act authorized to be made, called *Chertsey Lock*, to the Northward of the Entrance of the *Abbey Mill River*, near *Chertsey Bridge*, as was originally intended and is directed by the same Act, to make, complete, and maintain the same on the East Side of the River Thames in the Parishes of *Chertsey* aforesaid, and *Laleham* and *Littleton* in the County of *Middlesex*, or one of them, between the Entrance of the said *Abbey Mill River* and *Chertsey Bridge*, and also to make, complete, and maintain

The Corporation of London empowered to alter the intended Situation of Chertsey Lock, and to make another Pound Lock.

maintain another Pound Lock on the South-west Side of the said River *Thames*, in the Parish of *East Moulsey* in the County of *Surrey*, above the North-west Side of *Hampton Court Bridge*, to be also navigable for Barges, Boats, and other Vessels, and which said last-mentioned Lock shall be called *Moulsey Lock*: Provided always, that the Locks hereby authorized and hereafter to be made shall be made of the like Dimensions, and in like Manner, and subject to the like Restrictions as is in the said last-recited Act directed and mentioned concerning the Locks thereby authorized to be made (except that there shall be only Two Pair of Gates in each such Lock); and the said Mayor, Aldermen, and Commons of the City of *London*, in Common Council assembled, their Deputies, Agents, Officers, Servants, and Workmen, are hereby authorized and empowered to make, erect, execute, do, and perform all such or the like Works, Watering Places, Bridges, Buildings, Ways, Paths, Matters, and Things as shall be requisite and convenient for making, completing, and maintaining the said Locks and Works hereby authorized to be made, and shall have, use, exercise, and enjoy such or the like Ways, Passages, Powers, and Authorities upon and in respect of the Land and the Parts of the said River *Thames* upon or near which the said Locks and other Works shall be made, and for supplying the same with Water, and that in as full, ample, and beneficial a Manner, to all Intents and Purposes, as the said Mayor, Aldermen, and Commons in Common Council assembled, their Deputies, Agents, Officers, Servants, and Workmen, are authorized and empowered to do, execute, perform, use, and exercise by the said last-recited Act for making, completing, and maintaining the Locks and Works thereby authorized to be made.

II. And whereas under and by virtue of the said Act, passed in the Fiftieth Year of His present Majesty's Reign, the said Mayor, Aldermen, and Commons were authorized to take and receive, for all Barges and other Vessels which should be navigated upon the said River, or any Part thereof, between *London Bridge* and the City Stone above *Staines Bridge*, and for Barges and other Vessels using the Locks thereby authorized to be made, such Tolls or Duties as the said Mayor, Aldermen, and Commons, in Common Council assembled, should from Time to Time think proper, not exceeding the Tolls and Duties in the said Act particularly mentioned: And whereas in consideration of the great Charges and Expences which the said Mayor, Aldermen, and Commons have been and will be at in making the said Locks and other Works authorized to be made by the said last-recited Act and this Act respectively, it is expedient that such new or other Tolls or Duties as herein-after mentioned shall be taken for Barges and other Vessels navigating within the said Limits, or using the said Locks instead of the Tolls or Duties granted by the said recited Act; be it therefore further enacted, That the several Tolls or Duties in and by the said recited Act authorized and directed to be taken, demanded, and received, by the Mayor, Aldermen, and Commons of the City of *London*, in Common Council assembled, for Barges and other Vessels navigating upon the said River *Thames*, shall, from and after the Thirtieth Day of *June* One thousand eight hundred and twelve, cease, and be no longer taken, demanded, paid, or payable, save and except such only, or such Part or Parts of the same Tolls or Duties as shall then have already become due, and shall then happen to be in Arrear and unpaid: Provided always, that nothing herein contained shall extend, or

Tolls granted
by 50 G. 3.
c. 204. re-
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be construed, or taken to revive or give any Force or Effect to any of the Parts or Provisions of the said first-recited Acts of the Fourteenth and Seventeenth Years of the Reign of His present Majesty respectively, or either of them, which were repealed by the said, last-recited Act of the Fiftieth Year of the Reign of His present Majesty, but the same shall be and continue repealed in such and the like Manner, to all Intents and Purposes, as if this present Act had not been made.

New Tolls.

III. And be it also enacted, That it shall be lawful for the Mayor, Aldermen, and Commons of the City of *London*, in Common Council assembled, and they are hereby authorized and empowered, from Time to Time and at all Times from and after the said Thirtieth Day of *June* One thousand eight hundred and twelve, to take, demand, recover, and receive, or cause to be taken, demanded, recovered, and received, for all Barges and other Vessels whatsoever which shall be navigated upon the said River *Thames*, or any Part thereof, between *London Bridge* and the City Stone above *Staines Bridge*, or upon or through any of the said Locks and Works, and for towing or drawing the same with Horses where necessary, such Sum and Sums of Money, in the Nature of a Toll or Duty, Tolls or Duties, as the said Mayor, Aldermen, and Commons, in Common Council assembled, upon due Consideration of the Expences of making, maintaining, and managing the said Locks and other Works, and otherwise improving and completing the said Navigation within the Limits aforesaid, shall from Time to Time think proper, not exceeding the Tolls and Duties herein-after mentioned; that is to say,

For all Barges and other Vessels navigated on the said River, Westward of *London Bridge* to *Strand on the Green*, *Kew*, or *Brentford*, One Penny Halfpenny per Ton:

To *Isleworth* or *Richmond*, Two-pence Halfpenny per Ton:

To *Twickenham*, *Ham*, or *Teddington*, Three-pence Halfpenny per Ton:

To *Kingston* or *Hampton Wick*, Three-pence per Ton:

To *Seething Wells*, *Ditton*, *Hampton Court*, *Moulsey*, or *Hampton*, Four-pence per Ton:

To *Sunbury*, *Walton*, *Shepperton*, or *Weybridge*, Four-pence Halfpenny per Ton:

To *Chertsey* or *Laleham*, Five-pence Halfpenny per Ton:

To *Staines*, and upwards, Sixpence per Ton:

And also for every Barge or other Vessel using any of the said Locks already constructed, or hereafter to be made by the Authority of the said recited Act or of this Act, or navigating upon the said River so as to go beyond or past any such Lock without using or passing through the same, the further or additional Toll or Duty of Four-pence per Ton for and in respect of each and every such Lock which such Barge or other Vessel shall make use of or pass through, or shall by Means of the said River go beyond or pass without using as aforesaid; and for every Raft or Float of Timber the same Rates per Ton shall be demanded and taken.

Tolls to be paid and recovered in manner pre-

IV. And be it further enacted, That the said Tolls and Duties shall be payable and paid in such and the like Manner, and the said Mayor, Aldermen, and Commons shall have such and the like Powers and Remedies

Remedies for recovering the same, and such and the like Powers for ascertaining or more easily collecting the same, as are mentioned and are vested or given to them by the said last-recited Act, in relation to the Tolls thereby granted, but subject nevertheless to the Alterations herein contained; and Persons attempting to defraud the said Mayor, Aldermen, and Commons of the Tolls hereby granted shall be liable to the same Penalties as by the said recited Act are imposed on Persons committing Frauds in regard to the Tolls thereby granted, in the same Manner as if the Provisions aforesaid were here repeated in and adapted to this present Case.

scribed by the
said last Act.

V. And whereas by the said recited Act of the Fiftieth Year of His present Majesty it is enacted, that the Persons or Person appointed a Receiver or Receivers, or Collector or Collectors of the Tolls and Duties thereby granted, in Manner therein mentioned, shall respectively pay such Tolls or Duties into the Office of the Chamberlain of the said City of London, and shall also upon Oath (if thereunto required by the Court of Mayor and Aldermen) give in such Account in Writing as therein is mentioned of all Monies which they and every or any of them shall to such Time have received and paid and disbursed by virtue of the said Act, or by reason or in consequence of their respective Offices: And whereas it is more convenient and expedient that the Monies received as aforesaid by such Person or Persons shall be paid, and an Account thereof delivered by him or them to a principal Collector or Receiver, who shall pay all the said Monies and deliver an Account thereof into the Office of the Chamberlain of the said City; be it therefore further enacted, That it shall and may be lawful for the said Mayor, Aldermen, and Commons, in Common Council assembled, at any Time or Times to nominate and appoint such Person to be principal Receiver or Collector of the said Tolls and Duties granted or made payable by this Act, as they shall think fit, and from Time to Time to remove and displace such Receiver or Collector, and to appoint another as they shall think proper; and all such Person or Persons as shall be appointed Receiver or Receivers, Collector or Collectors of the said Tolls and Duties, as in the said last-recited Act is mentioned, is and are hereby required respectively to pay the same Tolls and Duties to such principal Receiver or Collector as aforesaid, and also upon Oath, if thereunto required by such principal Collector or Receiver, (which Oath the Mayor of the said City, or any One or more Justices or Justice of the Peace for the said City of London, or for the said County of *Middlesex*, or for the said County of *Surrey*, or any other County, City, or Place, as the Case shall happen, are hereby empowered to administer,) from Time to Time to give in to such principal Receiver a true, exact, and perfect Account in Writing under their respective Hands of all Monies which they and every or any of them shall to such Time have received and paid and disbursed by virtue of this Act, or by reason or in consequence of their respective Offices; and also that such principal Receiver shall pay all the Monies which shall be so received by him into the Office of the Chamberlain of the said City; and shall also upon Oath, if thereunto required by the said Court of Mayor and Aldermen, (which Oath the said Court are hereby empowered to administer,) from Time to Time give in a true, exact, and perfect Account in Writing under his Hand of all Monies which he

Mayor, Aldermen, &c. may appoint a principal Receiver or Collector, &c.

[*Lcc. & Per.*]

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shall to such Time have received and paid and disbursed by virtue of this Act, or by reason or in consequence of his Office; and every such Receiver or Collector, and principal Receiver or Collector, shall give such Security for the due making, rendering, and verifying upon Oath such Accounts, and making such Payments as herein-before is directed, to be rendered, verified, and made by him respectively, and to such Person or Persons as the said Mayor, Aldermen, and Commons, in Common Council assembled, shall from Time to Time direct; and in case any such Receiver or Collector, or principal Receiver or Collector, shall not make and render, or shall refuse to verify upon Oath, any such Account, or to make any such Payments as aforesaid, then and in every or any such Case every such Receiver or Collector, or principal Receiver or Collector (as the Case may be), may (whether he shall have been removed from his Office of Receiver or Collector, or principal Receiver or Collector, or not,) either be proceeded against on the Security to be given by him as aforesaid, or such Default may be inquired into in such and the like Manner, and every such Receiver or Collector, or principal Receiver or Collector, (as the Case may be,) if convicted, shall, notwithstanding he may have then been removed from his Office of Receiver or Collector, or principal Receiver or Collector, be subject and liable to such and the like Imprisonment and Punishment as is by the said recited Act of the Fiftieth Year of His present Majesty directed, inflicted, and mentioned, or described, in relation to a like Default being made by the Receiver or Receivers, Collector or Collectors, to be appointed as therein mentioned, until such or the like Account, or Payment, or Composition shall be made or given as in the said Act is mentioned.

Mayor, Aldermen, &c. empowered to raise 75,000*l.* in the same Manner as the 40,000*l.* was raised under the last Act.

VI. And whereas the Sum of Forty thousand Pounds by the said Act of the Fiftieth Year of the Reign of His present Majesty authorized to be raised, and which has been applied as herein-before is mentioned, was raised, in pursuance of the same Act, partly by the Sale of Life Annuities, the Payment of which respectively was secured by the Covenant of the said Mayor and Commonalty and Citizens to pay the same out of the Tolls and Duties by the same Act made payable, and partly by borrowing and taking up at Interest several Sums of Money, the Repayment of which, with Interest for the same in the meantime, was secured by the Bonds of the said Mayor and Commonalty and Citizens, conditioned for Payment of Annuities, equal in amount to Interest, after the Rate of Five Pounds *per Centum per Annum*, upon the respective Principal Sums of Money so borrowed out of the said Tolls and Duties, in Manner directed by the said recited Act, until Payment of such Principal Sums respectively within Six Months after Notice for that Purpose should be given in the *London Gazette*: And whereas it is expedient that a further Sum or Sums of Money, not exceeding Seventy-five thousand Pounds, should be raised in like Manner, in order to enable the said Mayor, Aldermen, and Commons, in Common Council assembled, to fulfil the Purposes of the said last-mentioned Act and of this Act; be it therefore further enacted, That it shall be lawful to and for the said Mayor, Aldermen, and Commons, in Common Council assembled, and they are hereby empowered, to raise from Time to Time any Sum or Sums of Money, not exceeding Seventy-five thousand Pounds, upon the Credit of the Tolls and Duties made payable by virtue of this Act, by the

Sale of Life Annuities; or by borrowing and taking up Money at Interest, not exceeding legal Interest; or by both or either of the Ways and Means herein-before mentioned, in the same Manner, with the same Notices, Powers, and Authorities, and subject to the same Provisoes, Restrictions, Limitations, and Directions, and to be secured in the same Manner as the Annuities and Sums of Money sold and borrowed for raising the said Sum of Forty thousand Pounds, in pursuance of the said last-mentioned Act, were sold and borrowed and secured respectively, as herein-before is mentioned.

VII. And be it further enacted, That as well the Annuities sold and the Sum and Sums of Money borrowed as aforesaid in pursuance of the said recited Act, and Interest on the said Sums of Money respectively which were respectively secured or intended to be secured by the Covenants and Bonds of the said Mayor and Commonalty and Citizens, as herein-before is mentioned, as the Annuities to be sold, and the Sum or Sums of Money to be borrowed, for raising the Sum or Sums of Money by this Act authorized to be raised, and Interest for the said Sum or Sums of Money, shall be paid and payable, from Time to Time, out of and are hereby charged upon the Tolls and Duties granted and made payable by virtue of this Act, and all and every the Purchaser and Purchasers of such Annuities, or such Person or Persons as he, she, or they hath or have appointed or shall appoint his, her, or their respective Assignee or Assignees, shall have the same Interest, Right, and Estates in the Annuity or Annuities purchased or to be purchased by him, her, or them, as are by the said last-recited Act given and vested in the Purchaser or Purchasers of the Annuities thereby made payable out of the Tolls and Duties thereby granted, and all and every the Person or Persons who have or hath lent or shall lend any Sum or Sums of Money towards the Sums of Money by the said last-mentioned Act or this Act authorized to be raised, shall have, receive, and enjoy, out of the said Tolls and Duties granted and made payable by virtue of this Act, Interest after the Rate of Five Pounds *per Centum per Annum* upon the Sum or Sums of Money lent or to be lent by him, her, or them respectively, in the Manner in the said last-mentioned Act directed for Payment of the Interest of the Money thereby authorized to be borrowed, and the Locks and other Works by the said recited Act, and this Act authorized to be made, and the Tolls and Duties hereby granted shall be and the same are hereby charged with and made subject and liable to the Payment of the Sums of Money so borrowed and to be borrowed as aforesaid, and of the Annuities so purchased and to be purchased as aforesaid; and the Bonds and other Securities given and to be given in pursuance of the said recited Act and of this Act for the Payment of the said Sums of Money and Interest thereon, and for the Payment of the said Life Annuities, shall be assignable by Indorsement, and the same, and the Assignments and Transfers thereof respectively, shall be entered in such Book or Books by the Clerk for the Time being of such Committee, and in such Manner as is by the said last-recited Act mentioned and directed in relation to the Securities thereby authorized to be given.

VIII. And be it further enacted, That if any Person or Persons employed in or about or being on board any Barge or other Vessel passing through any of the Locks, Cuts, or other Works by the said recited Act or this Act authorized to be made, shall, while passing the same, use any

Annuities sold and Money borrowed at Interest under the last Act, and also the Annuities to be sold and Money to be borrowed under this Act, charged upon the new Tolls.

For preventing the Use of Poles shod with Iron in passing the Locks and Cuts.

Pole or other Instrument shod with Iron for the Purpose of navigating such Barge or other Vessel, or upon any Pretence whatsoever, then and in every or any such Case every such Person so using such Instrument, and also the Owner of every such Barge or other Vessel, shall for every such Offence forfeit and pay to the said Mayor and Commonalty and Citizens, or their Successors or Assigns, any Sum not exceeding Five Pounds; and all such Penalties and Forfeitures shall and may be recovered in such and the like Manner as any other Penalty or Forfeiture can or may be levied or recovered by virtue of the said last-recited Act and this Act.

The said last Act to extend to the Works authorized to be made, and Tolls made payable, and Money authorized to be borrowed or raised.

IX. And be it further enacted, That the said recited Act of the Fiftieth Year of the Reign of His present Majesty shall, so far as the Nature and Circumstances of the Case will admit, extend, and is hereby extended to; and shall take Effect, operate, and be put in Execution, and be used, exercised, applied, and enforced in the same Manner, and as fully and effectually, to all Intents, Effects, Constructions, and Purposes, as if the several Clauses, Provisoos, Powers, Authorities, Orders, Rules, Regulations, Limitations, Restrictions, Prohibitions, Directions, Exemptions, Indemnities, Penalties, Forfeitures, Remedies over, Matters and Things contained in the said recited Act of the Fiftieth Year of His present Majesty were here repeated and re-enacted, and adapted to this present Case, and as if the said Locks and other Works by this Act authorized to be made, completed, and maintained had been Part of the Works of the said last-recited Act authorized to be made, completed, and maintained, and the Tolls and Duties hereby made payable had been thereby authorized to be taken, and the Sum or Sums of Money hereby authorized to be borrowed or raised had been Part of the Sum of Forty thousand Pounds by the said Act authorized to be borrowed or raised as aforesaid, but subject nevertheless to the Amendments, Alterations, and additional Provisions herein contained, and which shall take Effect from the passing of this Act.

Locks and other Works to be Part of the Thames.

X. And be it further enacted, That the said Locks and other Works by the said last-recited Act and this Act authorized to be made shall, to all Intents and Purposes whatsoever, be and be deemed and taken to be Parts of the River *Thames*.

Corporation of London empowered to indemnify Contractors for Work done pursuant to the Provisions of 50 G. 3.

XI. And whereas under and by virtue of the Provisions and Directions of the said recited Act, made in the Fiftieth Year of the Reign of His present Majesty, the Committee appointed by the said Mayor, Aldermen, and Commons, in Common Council assembled, for managing and transacting all or any of the Matters or Purposes which they the said Mayor, Aldermen, and Commons, in Common Council assembled, were thereby authorized and required to do, execute, or perform, did enter into Two several Contracts, dated respectively the Fifteenth Day of *August* One thousand eight hundred and ten, with *Joseph Kimber* of *Colnbrook* in the County of *Bucks*, Millwright, and *John Dows* of *Newbery* in the County of *Berks*, Millwright, One of which Contracts was for making a Pound Lock, Weir, and other Works at *Teddington*, in the said County of *Middlesex*, for the Sum of Eleven thousand Pounds, and the other of such Contracts was for excavating a Cut into and the Exit out of the said Pound Lock at *Teddington* aforesaid, at and after the Rate of One Shilling *per* Yard Cube for the Excavation, and the

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Sum of One Shilling *per* Ton in full for raising and unloading the Ballast, and the Sum of Seven-pence *per* Ton for unloading and placing the Chalk and Stone: And whereas the said Pound Lock, Weir, and other Works at *Teddington* aforesaid, have been completed by the said Contractors, and Payment has been made to them of the whole Sums contracted for, amounting to the Sum of Fifteen thousand two hundred and eighty Pounds, Ten Shillings and Eleven-pence; but it appears that in executing the said Contracts the said Contractors have actually expended a much larger Sum of Money: And whereas the said Pound Lock, Weir, and other Works have been well and satisfactorily executed by the said Contractors; and inasmuch as the Public are actually benefited to the Extent of the Money so expended by the said Contractors in the Execution of the Works, it is reasonable that the said Contractors should be reimbursed at least to the Extent of the Money so actually and necessarily expended by them; be it therefore enacted, That it shall and may be lawful to and for the said Mayor, Aldermen, and Commons, in Common Council assembled, by and out of the Tolls and other Monies raised, received, or collected, or to be raised, received, or collected, by virtue of the said recited Act of the Fiftieth Year of the Reign of His present Majesty, or this Act, upon satisfactory Evidence to be adduced before them, pay or allow to the said *Joseph Kimber* and *John Dows*, their Executors or Administrators, such Sum of Money as they shall think fit, not exceeding, with the Sum already paid to them, the actual Amount of the Money so necessarily expended by them in and about the said Works, any thing in the said recited Act of the Fiftieth Year of the Reign of His present Majesty to the contrary thereof in anywise notwithstanding.

XII. And whereas by the said Act of the Fiftieth Year of His present Majesty it is enacted, that it should be lawful for the Lord Mayor of the said City of *London* for the Time being, in like Manner as he had used to do in other Cases, to inquire of, hear, and determine, by Presentment or Indictment taken before him as Conservator of the River *Thames* and Waters of *Medway*, all Offences contrary to the said Act, or such Bye Laws, Rules, Orders, and Regulations as should be made as therein is mentioned, and upon Conviction of the Offender or Offenders to impose a Penalty or Penalties on him, her, or them not exceeding the Penalty or Penalties by the said Act inflicted or which should be inflicted in and by the said Bye Laws, Rules, Orders, and Regulations for such Offence or Offences, but no Person should be punished Twice for One and the same Offence, and inasmuch as it may be inconvenient for the Lord Mayor to inquire of, hear, and determine all such Offences; be it further enacted, That it shall and may be lawful for as well One or more Justice or Justices of the Peace for the said City of *London*, or for the said County of *Middlesex*, or for the said County of *Surrey*, or any other County, City, or Place, as the Case may happen, as for the said Lord Mayor, to inquire of, hear, and determine, by Information, Presentment, or Indictment taken before him or them, all Offences contrary to the said recited Act or this Act, or to such Bye Laws, Rules, Orders, or Regulations as shall or may have been or be made under and by virtue of the said recited Act or this Act, and upon Conviction of such Offender or Offenders to impose such Penalty or Penalties as the said Lord Mayor, as Conservator as aforesaid, is authorized and empowered to impose by the

[Loc. & Per.]

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said

50 G.3. c.204.

Any Justice of the Peace, as well as the Lord Mayor, empowered to punish Offences against this Act.

said last-recited Act or this Act, but no Person shall be punished Twice for One and the same Offence.

Power to
Lord Mayor
and Justices
to summon
Parties and
Witnesses.

XIII. And be it further enacted, That it shall be lawful for the said Lord Mayor, or any Justice or Justices of the Peace by whom such Offences shall be inquired of, heard, and determined, to summon before him or them any Person or Persons against whom any Offence or Offences shall, by any Information, Indictment, or Presentment, be charged or alleged, and also any Person or Persons who, in or by any Complaint or Information made to him or them, shall appear to be a necessary Witness or necessary Witnesses as to the Matters thereby charged, to appear before him or them at a Time and Place to be specified in the Summons; and in case such Person so summoned shall not appear according to such Summons, (the reasonable Costs and Expences of such Witness having been previously paid or tendered to him or her,) then upon due Proof of the Service of such Summons in Manner aforesaid, and of such Payment or Tender as aforesaid, such Person so summoned, and not appearing in compliance therewith, shall forfeit and pay the Sum of Ten Pounds, to be levied and recovered in such Manner and by such Means as is herein-before directed as to other Penalties; and in case any Person so summoned by any such Mayor, Justice or Justices, to appear, shall not appear accordingly, then and in every or any such Case it shall and may be lawful to and for such Mayor, Justice or Justices, to cause such Person to be apprehended by Warrant under the Hand and Seal or Hands and Seals of such Mayor, Justice or Justices, and to be brought before him or them, and thereupon, whether such Person or Persons shall appear upon Summons as aforesaid, or shall or may be apprehended as aforesaid, such Mayor, Justice or Justices, shall and may proceed to examine such Person or Persons appearing to be a necessary Witness or Witnesses upon Oath as to the Matter of Indictment or Presentment, Complaint or Information; and in case such Person shall refuse to be sworn to answer or to give Evidence therein, then and in every such Case it shall and may be lawful to and for such Mayor, Justice or Justices, by Warrant under his Hand and Seal or their Hands and Seals, to commit such Person so refusing to be sworn, or to answer or to give Evidence as aforesaid, to the Common Gaol or House of Correction of the City, County, or Place in or for which such Mayor, Justice or Justices, shall then act, there to remain for the Space of Six Calendar Months without Bail or Mainprize.

For committing
Offenders on Non-
payment of
Penalties.

XIV. And be it further enacted, That in case any Person or Persons convicted of any Offence or Offences contrary to the said recited Act or this Act, or such Bye Laws, Rules, Orders, and Regulations as shall be made in pursuance thereof, shall not forthwith pay the Penalty or Penalties imposed on him or them by the said Lord Mayor, or any Justice or Justices of the Peace, as herein-before is mentioned, then and in every or any such Case it shall and may be lawful to and for the said Lord Mayor, or the Justice or Justices respectively who shall impose such Penalty or Penalties, to commit such Person or Persons so convicted to some Prison within the said City of *London*, or the said Counties of *Middlesex* or *Surrey*, there to remain for any Space of Time not exceeding Six Calendar Months, unless such Penalty or Penalties shall be sooner paid; any thing in the said recited Act or this Act contained to the contrary notwithstanding.

XV. And

XV. And be it further enacted, That this Act shall be deemed and Public Act.
taken to be a Public Act, and shall be judicially taken notice of as such
by all Judges, Justices, and others, without being specially pleaded.

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