



ANNO QUINQUAGESIMO SECUNDO

# GEORGI III. REGIS.

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## Cap. 74.

An Act for altering and enlarging the Powers of Two Acts of His present Majesty, for paving, repairing, cleansing, lighting, watering, and watching such Part of the Parish of *Saint Pancras*, in the County of *Middlesex*, as lies on the West Side of *Tottenham Court Road*. [5th May 1812.]

**W**HEREAS Part of the Road or Carriageway called *Tottenham Court Road*, leading from the *Black Horse* in the said Road, to the *New Road* in the Parish of *Saint Pancras* in the County of *Middlesex*, is now under the Care and Management of the Trustees appointed to put in execution an Act of Parliament made in the Twenty-ninth Year of the Reign of His late Majesty King *George* the Second, intituled, *An Act to enable the respective Trustees of the Turnpike Roads leading to Highgate Gatehouse and Hampstead, and from Saint Giles's Pound to Kilbourne Bridge, in the County of Middlesex, to make a new Road from the Great Northern Road at Islington to Edgeware Road near Paddington, and also from the North East of Portland-Street cross the Farthing-Pye-House Fields into the said New Road, and for enlarging the Terms and Powers granted by two several Acts for repairing the said Road from Saint Giles Pound to Kilburne Bridge, the Term of which said Act has been continued by an Act of Parliament made in the Sixteenth Year of the Reign of His present Majesty, intituled, An Act to continue and render more effectual several Acts of Parliament for repairing the Highways leading to Highgate Gatehouse and Hampstead and other Roads in the said Acts mentioned, in the County of Middlesex; and also to continue*

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*tinue and render more effectual an Act to enable the respective Trustees of the Turnpike Roads leading to Highgate Gatehouse and Hampstead, and from Saint Giles's Pound to Kilburne to make a new Road from the Great Northern Road at Ilington to the Edgware Road near Paddington, so far as the same is by the said Act directed to be under the Care and Management of the Trustees of the said first mentioned Acts, and for making a Road from the said New Road near Queen's Row to Bagnigge Wash, and for watching, lighting, and watering the said Roads, and has been further continued by another Act of Parliament made in the Forty-first Year of the Reign of His present Majesty, intituled, An Act to continue for Twenty-one Years, and from thence to the End of the then next Session of Parliament the Term, and alter and amend the Powers of an Act made in the Sixteenth Year of the Reign of His present Majesty, intituled, An Act to continue and render more effectual several Acts of Parliament for repairing the Highways leading to Highgate Gatehouse and Hampstead, and other Roads in the said Acts mentioned, in the County of Middlesex, and also to continue and render more effectual an Act to enable the respective Trustees of the Turnpike Roads leading to Highgate Gatehouse and Hampstead, and from Saint Giles's Pound to Kilburne, to make a new Road from the Great Northern Road at Ilington to the Edgware Road near Paddington, as far as the same is by the said Act directed to be under the Care and Management of the Trustees of the said first mentioned Acts, and for making a Road from the said New Road near Queen's Row to Bagnigge Wash, and for watching, lighting, and watering the said Roads; and the Footway on the West Side of the said Road is under the Care and Management of the Commissioners appointed to put in execution an Act of Parliament made in the Twelfth Year of the Reign of His present Majesty, intituled, An Act for paving, lighting, cleansing, watering, and watching the Streets and other public Places within such Part of the Parish of Saint Pancras in the County of Middlesex as lies on the West Side of Tottenham Court Road, and for preventing Nuisances and Obstructions therein, and for obliging the Trustees for the Care of the said Road to pave, repair, and cleanse such Part of the said Road as is therein described; and so much of the Footway on the East Side of the said Road as is in the Parish of Saint Giles in the Fields, in the County of Middlesex, is under the Care and Management of the Committee appointed for the Parishes of Saint Giles in the Fields and Saint George Bloomsbury, in the said County of Middlesex, under and by virtue of an Act of Parliament made in the Eleventh Year of the Reign of His present Majesty, intituled, An Act to amend and render more effectual several Acts made relating to paving, cleansing, and lighting the Squares, Streets, Lanes and other Places within the City and Liberty of Westminster, and Parts adjacent; and so much of the Footway on the East Side of the said Road, called Tottenham Court Road, as is in the said Parish of Saint Pancras, is under the Care and Management of the Commissioners appointed to put in execution an Act of Parliament made in the Forty-first Year of the Reign of His present Majesty, intituled, An Act for forming, paving, cleansing, lighting, watching, watering, and otherwise improving and keeping in repair the Streets, Squares, and other public Passages and Places which are and shall be made upon certain Pieces or Plots of Ground in the Parish of Saint Pancras, in the County of Middlesex, belonging to the Right Honourable Anne Dowager Baroness Southampton; and also another Act made in the Forty-third Year of the Reign*

of His present Majesty, intituled, *An Act to enlarge the Powers of and explain and amend an Act made in the Forty-first Year of the Reign of His present Majesty, intituled, An Act for forming, paving, cleansing, lighting, watching, watering, and otherwise improving and keeping in repair the Streets, Squares, and other public Passages and Places which are and shall be made upon certain Pieces or Plots of Ground in the Parish of Saint Pancras, in the County of Middlesex, belonging to the Right Honourable Anne Dowager Baroness Southampton, and for including therein certain other small Plots of Ground in the said Parish therein described*: And whereas such Part of the said Road or Carriageway as is under the Care and Management of the said Trustees, is in a very decayed and dangerous State, and the Materials thereof are not proper for the said Road, which is become a great leading Street to several Parts of the Metropolis, and it is expedient that the present Pavement thereof should be taken up and replaced with strong granite Pavement, and that so much of the said Road or Carriageway as extends from the present Pavement to the *New Road* Northward should be paved in like Manner: And whereas it is expedient for the Purpose of effectually paving the said Road or Carriageway, and keeping the same from time to time hereafter properly repaired and cleansed, that the said Road or Carriageway, called *Tottenham Court Road*, from the *Black Horse* aforesaid to the said *New Road* Northward, should be placed under the Care and Management of the Commissioners appointed to put in execution the said Act of Parliament made in the Twelfth Year of the Reign of His present Majesty: And whereas the Commissioners for putting the said last-mentioned Act in execution have made very considerable Progress in the Execution of the said Act, and also of another Act made in the Thirty-first Year of the Reign of His present Majesty, intituled, *An Act to explain and amend an Act made in the Twelfth Year of the Reign of His present Majesty, intituled, An Act for paving, lighting, cleansing, watering, and watching the Streets and other public Places within such Part of the Parish of Saint Pancras, in the County of Middlesex, as lies on the West Side of Tottenham Court Road, and for preventing Nuisances and Obstructions therein, and for obliging the Trustees for the Care of the said Road, to pave, repair, and cleanse such Part of the said Road, as is therein described*; but find that the good Purposes intended thereby cannot be effectually answered unless the said Acts are altered, explained and amended, and other Powers granted; 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 after the passing of this Act, such Part of the Road or Carriageway called *Tottenham Court Road*, as lies in the Parish of *Saint Giles in the Fields* in the County of *Middlesex*, and extends from opposite the *Black Horse* aforesaid, Northward, shall, for the Purpose of paving, repairing, and cleansing, be deemed and taken to be within the said Parish of *Saint Pancras*, and that the same, and also such Part of the said Road or Carriageway as extends from the present Pavement to the *New Road*, in the said Parish of *Saint Pancras*, shall be subject to the Orders, Controul and Jurisdiction of the Commissioners appointed to put in execution the said Act of the Twelfth Year of the Reign of His present Majesty, and that the sole Power and Authority of pitching, paving, repairing and cleansing the said Road or Carriageway called *Tottenham Court Road*, from the *Black*

Pavement of Tottenham Court Road in a dangerous State.

31 Geo. 3.

Tottenham Court Road placed under Commissioners of St. Pancras.

*Black Horse* aforesaid, to the said *New Road* Northward, and of removing Nuisances and Obstructions therein, shall be and the same is hereby vested in the said last mentioned Commissioners.

Road from the *Black Horse* to *New Road* to be under Jurisdiction of Commissioners.

II. And be it further enacted, That from and after the passing of this Act the said Road or Carriageway called *Tottenham Court Road*, from the *Black Horse* aforesaid to the said *New Road* Northward, shall be under the Care and Management and Direction of the Commissioners for putting in execution the said Act of the Twelfth Year of the Reign of His present Majesty, who shall cause the said Road or Carriageway to be paved, repaired and cleansed from time to time; and that from and after the passing of this Act, so much of the several Acts passed for paving, repairing and cleansing the said Road or Carriageway called *Tottenham Court Road*, as relate to that Part thereof, from the *Black Horse* aforesaid to the said *New Road* Northward, shall be and the same is hereby repealed.

Commissioners may contract for paving.

III. And be it further enacted, That the said Commissioners for putting in execution the said Act of the Twelfth Year of the Reign of His present Majesty, or any Seven or more of them, shall and may, and they are hereby authorized and empowered, at some Meeting or Meetings to be held in pursuance of the said Act, or of this Act, to contract with any fit Person or Persons for new paving the said Road or Carriageway, called *Tottenham Court Road*, from the *Black Horse* aforesaid to the said *New Road* Northward, with strong Granite, not less than Nine Inches deep, and of proper Dimensions and Quality, (the narrow Sides of the said Road or Carriageway to be made with Pebbles,) which Contract or Contracts shall specify the several Works to be done, and the Prices to be paid for the same, and the Time and Times when the said Works shall be completed, and the Penalties to be suffered in case of Non-performance of such Contract or Contracts, and shall be signed by the said Commissioners, or any Seven or more of them, and also by the Person or Persons contracting to perform such Works respectively; and a Copy of every such Contract shall be entered in a Book or Books to be kept for that Purpose by the Clerk to the said Commissioners; but previous to the making of any such Contract, Fourteen Days Notice at the least shall be given in some of the public Newspapers, expressing the Intention of such Contract, in order that any Person or Persons willing to undertake the same, may make Proposals for that Purpose, to be offered and presented to the said Commissioners at a certain Time and Place, in such Notice to be mentioned.

*Tottenham Court Road* to be cleansed weekly.

IV. And be it further enacted, That the Person or Persons contracting with the said Commissioners appointed to put in execution the said Act of the Twelfth Year of His present Majesty's Reign, for cleansing the Streets and Places under their Direction, shall, and he and they are hereby required, from and after the passing of this Act, once in every Week to cause all such Slop, Slush, Mud, Dirt, Dust, Filth, and Soil as shall be found lying or being upon the said Road or Carriageway, (or on such Part thereof as by this Act is placed under the Care and Management of the said Commissioners, and now is or hereafter shall be paved,) to be swept or scraped together, and being so swept or scraped together, to be put into covered Carts, carried away and disposed of, upon the same Day on which the said Slop, Slush, Mud, Dirt, Dust, Filth and Soil shall be swept or scraped together as aforesaid.

V. And

V. And be it further enacted, That in order to enable the said Commissioners for putting in execution the said Act of the Twelfth Year of the Reign of His present Majesty, effectually to pave, repair and cleanse the said Road or Carriageway and every Part thereof, from the *Black Horse* aforesaid to the said *New Road*, the Trustees for the time being acting under the said several Acts made in the Twenty-ninth Year of the Reign of His late Majesty King *George* the Second, and the Sixteenth and Forty-first Years of the Reign of His present Majesty, or any Seven or more of them, shall pay or cause to be paid, yearly and every Year, to the said Commissioners for putting the said Act of the Twelfth Year of the Reign of His present Majesty in execution, or to such Person or Persons as shall be by them, or any Seven or more of them, authorized and appointed to receive the same, the Sum of One hundred Pounds of lawful Money of *Great Britain*, free from all Deductions whatsoever, by Four even and equal Quarterly Payments in the Year; that is to say, at the Feasts of *Saint John the Baptist*, *Saint Michael the Archangel*, the Birth of our Lord *Christ*, and the Annunciation of the Blessed Virgin *Mary*; the first Quarterly Payment to be made on the Feast of *Saint John the Baptist* next after the passing of this Act; and if the said Payments, or any Part or Parts thereof, shall be behind or unpaid for the Space of Fourteen Days next after the same shall become due and payable, it shall and may be lawful to and for the said last-mentioned Commissioners, or for such Person or Persons as they shall appoint for that Purpose, by Writing under their Hands and Seals, to seize and take possession of any Turnpike Gate or Gates upon any Part or Parts of the said Roads leading to *Highgate Gatehouse* and *Hampstead*, and to collect and receive the Tolls by the said Acts for repairing the same, or any or either of them authorized to be taken at such Gate or Gates, until the Sum or Sums so remaining due and unpaid, and all reasonable Charges attending such Seizure, shall be fully paid, satisfied and discharged, and no longer.

Trustees of Roads to pay annually 100l. to Commissioners.

On Default of Payment Commissioners may take Possession of Turnpikes.

VI. Provided always, and be it further enacted, That upon the Payment at any Time by the said last-mentioned Trustees to the said last-mentioned Commissioners, or their Treasurer for the time being, of the Principal Sum of Two thousand Pounds, together with all Arrears of such annual Sum of One hundred Pounds, such annual Sum of One hundred Pounds shall be no longer payable; and all the Powers herein contained with reference thereto, shall cease and determine, any Thing herein contained to the contrary notwithstanding: And in case the said last-mentioned Commissioners, or their Treasurer for the time being, shall refuse to accept such Principal Sum of Two thousand Pounds, then, and in such Case, the said annual Sum of One hundred Pounds shall cease and determine upon the Tender, by the said last-mentioned Trustees to the said last-mentioned Commissioners, or any Seven or more of them, or their said Treasurer, of such Principal Sum of Two thousand Pounds, together with all Arrears of such annual Sum of One hundred Pounds, which may be due at the Time of such Tender.

Trustees may redeem the Annuity of 100l.

VII. And be it further enacted, That the said Trustees, or any Seven or more of them, shall pay or cause to be paid to the said Commissioners for putting in Execution the said Act of the Twelfth Year of the Reign of His present Majesty, or to such Person or Persons as shall be by them, or any Seven or more of them, authorized and appointed

Trustees to pay 3227l. by Installments.

to receive the same, the Sum of Three thousand two hundred and twenty-seven Pounds, of lawful Money of *Great Britain*, in the Proportions and Manner following, that is to say, the Sum of One thousand Pounds, when and as soon as the said Commissioners shall have new paved, or caused to be new paved, the Quantity of Two thousand square Yards of the said Road or Carriageway called *Tottenham Court Road*, with Nine-inch Granite, except the narrow Sides, which shall not exceed Four Feet Six Inches; the further Sum of One thousand Pounds, when and as soon as the said Commissioners shall have new paved, or caused to be new paved, in Manner aforesaid, the Quantity of Four thousand square Yards of the said Road or Carriageway; and the remaining Sum of One thousand two hundred and twenty-seven Pounds, when and as soon as the said Commissioners shall have new paved, or caused to be new paved, in Manner aforesaid, the Quantity of Six thousand five hundred square Yards of the said Road or Carriageway: And in case Default shall be made in Payment of any or either of the said respective Sums, or any Part or Parts thereof, for the Space of Fourteen Days next after the said respective Quantities of square Yards of the said Road or Carriageway shall have been new paved as aforesaid, and Notice thereof in Writing shall have been given under the Hands of the said Commissioners, or any Seven or more of them, to, or left at the Dwelling House or last Place of Abode of the Treasurer or Clerk to the said Trustees, the said several Sums of Money, or any of them, or any Part thereof, shall and may be recovered by the said Commissioners of and from the Treasurer or Clerk to the said Trustees, by Action or Actions of Debt, Bill, Plaint, or Information in any of His Majesty's Courts of Record at *Westminster*, in the Names of the said Commissioners, or any Seven or more of them, or in the Name of their Treasurer or Clerk for the Time being, in which Action or Actions, Suit or Suits, no Effoign, Protection, or Wager of Law, or more than one Imparlance shall be allowed: And that no such Action or Suit which may be brought, commenced, or prosecuted in the Name of the Treasurer or Clerk to the said Commissioners against the Treasurer or Clerk to the said Trustees, shall abate or be discontinued, by the Death, Suspension, or Removal of any such Treasurer or Clerk; but the Treasurer or Clerk to the said Commissioners for the Time being shall be always deemed to be the Plaintiff in such Action or Suit, and the Treasurer or Clerk for the Time being to the said Trustees shall be always deemed to be the Defendant in such Action or Suit.

Surplus of  
Expence to  
be paid by  
Paving  
Boards.

VIII. And be it further enacted, That one Moiety or Half Part of the Surplus of the Expence of new paving the said Road or Carriageway, called *Tottenham Court Road*, from the *Black Horse* aforesaid, to the said *New Road* Northward, beyond the Sum of Five thousand two hundred and twenty-seven Pounds, and the Value or Produce of the present Pavement of the said Road or Carriageway, vested by this Act in the Commissioners for putting in execution the said Act of the Twelfth Year of the Reign of His present Majesty, shall be paid to the said Commissioners, or to such Person or Persons as they, or any Seven or more of them, shall appoint to receive the same, by the Committee appointed, or to be appointed, for the said Parishes of *Saint Giles in the Fields*, and *Saint George Bloomsbury*, under and by virtue of the said Act of the Eleventh Year of the Reign of His present Majesty, and the Commissioners for putting in execution the said Acts of the  
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Forty-first and Forty-third Years of the Reign of His present Majesty, for paving certain Parts of the said Parish of *Saint Pancras*, in proportion to the respective Quantities of square Yards of Pavement, which shall be laid opposite such Parts of the East Side of the said Road or Carriageway as are under the respective Jurisdictions of the said Committee, and the said last-mentioned Commissioners, at the Times and in Manner following, that is to say, One-third Part of the Proportion of the said Committee, when One-third of such Part of the said Road or Carriageway, as lies in the said Parish of *Saint Giles* shall have been new paved; One other third Part of such Proportion, when Two-thirds of such Part of the said Road or Carriageway shall have been new paved; and the remaining Third Part of the said Proportion, when the Whole of the said Road or Carriageway in the said Parish of *Saint Giles*, from opposite the *Black Horse* aforesaid, to the Entrance into the Livery Stables, now in the Occupation of *George Moore*, (being the North-west Boundary of the said Parish of *Saint Giles*;) shall have been new paved; and One-third Part of the Proportion of the said last-mentioned Commissioners, when One-third of such Part of the said Road or Carriageway, as extends from the said Entrance into the said Livery Stables to the *New Road* Northward, shall have been new paved; One other Third Part of the said Proportion, when Two-thirds of the said last-mentioned Part of the said Road or Carriageway shall be new paved; and the remaining One-third of the said Proportion when the said Road or Carriageway shall be new paved Northward to the said *New Road*: Provided always, that in calculating such surplus Expence of paving the said Road or Carriageway, no Part of the Expence of paving that Part of the Ground lying on the West Side of the said Road opposite the Chapel there, and the Four Houses next adjoining thereto Northward, which lies out of the Line of the said Road be included.

IX. And be it further enacted, That in order to enable the said Commissioners for putting in execution the said Act of the Twelfth Year of the Reign of His present Majesty, effectually to cleanse the said Road or Carriageway, the said Committee, or any Seven or more of them, shall, out of the Rates for paving, repairing, cleansing, and lighting the Squares, Streets, and Lanes in the said Parishes of *Saint Giles in the Fields*, and *Saint George Bloomsbury*, pay, or cause to be paid yearly, to the said last-mentioned Commissioners, or to such Person or Persons as they, or any Seven or more of them, shall appoint to receive the same, the Sum of Twenty Pounds of lawful Money of *Great Britain*, free from all Deductions whatsoever, by Two equal Half-yearly Payments on the Feast of *Saint Michael the Archangel*, and the Annunciation of the Blessed Virgin *Mary* in every Year; the First Payment to be made on the Feast of *Saint Michael the Archangel*, next after the passing of this Act: And the said Commissioners for putting in execution the said Acts of the Forty-first and Forty-third Years of the Reign of His present Majesty, or any Five or more of them, shall, out of the Rates for repairing, cleansing, lighting, and watching the Streets, Squares, and other Public Passages and Places under their Jurisdiction, pay or cause to be paid Yearly to the said Commissioners for putting in execution the said Act of the Twelfth Year of the Reign of His present Majesty, or to such Person or Persons as they, or any Seven or more of them, shall appoint to receive the same, the like Sum of Twenty Pounds, in the

Paving  
Boards to  
pay 20 l.  
each annu-  
ally, for  
cleansing.

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Manner, and at the Times herein-before mentioned with respect to the said Committee.

Expence  
paid by Saint  
Giles to be  
raised by a  
Rate.

X. Provided always, and be it further enacted, That all such Sum and Sums of Money, as the said Committee shall advance and pay in pursuance of this Act, for or towards the Expences of new paving the said Road or Carriageway, shall be charged and chargeable upon the Rates and Assessments to be made by the said Committee in pursuance of this Act; and that for the Purposes of repaying the same, it shall and may be lawful to and for the said Committee, annually, or oftener, as Occasion shall require, to make a further Rate or Assessment not exceeding Sixpence in the Pound, in any one Year, upon all and every Person and Persons, who do or shall inhabit, hold, use, occupy, possess and enjoy any House, Shop, Warehouse, Building or Tenement whatsoever in the said Parish of *Saint Giles in the Fields*, which doth or shall form Part of the Line of Buildings fronting or facing such Part of the said Road or Carriageway, as shall be new paved by virtue of this Act, although another Part of such Houses, Shops, Warehouses, Buildings or Tenements, or any of them respectively, may also front or face another Street or Streets.

Rates to be  
paid to Col-  
lectors.

XI. And be it further enacted, That all and every Rate or Rates, Assessment and Assessments to be made by the said Committee in pursuance of this Act, shall be paid and payable by the Person and Persons liable to the Payment thereof, to the Collector or Collectors appointed, or from time to time to be appointed, to gather and collect the Rates or Assessments for defraying the Expences of paving, repairing, cleansing, and lighting the Squares, Streets and Lanes, within the said Parishes of *Saint Giles in the Fields*, and *Saint George Bloomsbury*.

Rates to be  
accounted  
for as other  
Rates, in  
Saint Giles.

XII. And be it further enacted, That all such Rates and Assessments so to be made, by virtue of this Act, shall be made, collected, received and levied of and from such Person and Persons, and shall be accounted for and paid over to such Person and Persons, in such and the like Form and Manner, with such Powers of Appeal and Distress, and according to such Rules, Methods and Directions, as are prescribed and appointed in and by the said Act of the Eleventh Year of His present Majesty's Reign, for making, collecting, receiving, recovering, levying and accounting for, and paying over the several Rates and Assessments made and to be made, for defraying the Expences of paving, repairing, cleansing and lighting the Squares, Streets and Lanes, within the said Parishes of *Saint Giles in the Fields*, and *Saint George Bloomsbury*; and all and every the Powers, Authorities, Methods, Rules and Directions, contained in the said Act of the Eleventh Year of His Majesty's Reign, in relation to the making, collecting, receiving, recovering and accounting for, and paying over the several Rates and Assessments for defraying the Expences of paving, repairing, cleansing and lighting the Squares, Streets, and Lanes as last aforesaid, shall be and continue in full Force, and be severally and respectively observed, practised, and put in execution, for the making, collecting, receiving, and recovering, levying and accounting for, and paying over the Rates and Assessments, to be made by the said Committee in pursuance of this Act, as fully and effectually, to all Intents and Purposes as if the same Powers, Authorities, Methods, Rules, and



and Directions, were particularly repeated and re-enacted in the Body of this Act.

XIII. And be it further enacted, That all and every the Sum and Sums of Money to be raised by the Rates and Assessments to be made by the said Committee in pursuance of this Act, shall be deposited in the Bank of *England*, and placed to the Credit of the Commissioners for putting in execution the said Act of the Eleventh Year of His Majesty's Reign, and to the general Account of the said Parishes of *Saint Giles in the Fields*, and *Saint George Bloomsbury*; and shall be paid and applied in aid of the Rates and Assessments made, and to be made, for defraying the Expences of paving, repairing, cleansing, and lighting the Squares, Streets, and Lanes, within the said Parishes of *Saint Giles in the Fields*, and *Saint George Bloomsbury*.

Money to be paid into the Bank.

XIV. And be it further enacted, That the Clerk to the said Committee for the Time being, shall, and he is hereby required to keep an Account of all Sum and Sums of Money so to be raised and deposited as last aforesaid, separate and distinct from the Accounts of all other Monies raised and to be raised by virtue of the said Act of the Eleventh Year of His Majesty's Reign; and that when and so soon as the Monies so to be raised and deposited, by virtue of this Act, shall amount to a Sum equal, with the Sum to be advanced and paid by the said Committee in pursuance of this Act, towards the Expences of new paving the said Road or Carriageway, that then all and every the Powers and Authorities by this Act given to or vested in the said Committee for making such further or additional Rates and Assessments shall cease and determine to all Intents and Purposes whatsoever, this Act, or any Thing herein contained to the contrary thereof in any wise notwithstanding.

Accounts to be kept separately.

XV. And be it further enacted, That the said Commissioners for putting in execution the said Act of the Twelfth Year of the Reign of His present Majesty, shall, and they are hereby required Annually, or oftener, to cause a true Account in Writing, to be made out and delivered to the Clerk to the said Committee for the Time being, of the Whole Expence of repairing, and keeping in repair the said Road or Carriageway, from the *Black Horse* aforesaid, to the said North-west Boundary of the said Parish of *Saint Giles in the Fields*: And that One equal Moiety, or Half-Part of all such Expences shall be borne and paid, or caused to be paid, by the said Committee to the said Commissioners, or to such Person or Persons as they, or any Seven or more of them, shall appoint to receive the same, out of the said Rates for paving, repairing, cleansing, and lighting the said Parishes of *Saint Giles in the Fields* and *Saint George Bloomsbury*: And the said Commissioners shall, in like Manner, cause to be made out and delivered to the Clerk to the Commissioners for putting in execution the said Acts of the Forty-first and Forty-third Years of the Reign of His present Majesty, a true Account of the Whole Expence of repairing and keeping in repair the said Road or Carriageway, from the said North-west Boundary of the said Parish of *Saint Giles* to the *New-Road*, Northward, except the said Ground opposite the said Chapel, and the Four Houses adjoining thereto, Northward: And that One equal Moiety, or Half-Part of all such Expences, except as aforesaid, shall be borne and paid by the said last-mentioned Commissioners, or any Five or more of

Repairs to be paid jointly.

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them,

them, to the said Commissioners for putting in execution the said Act of the Twelfth Year of the Reign of His present Majesty, or to such Person or Persons as they, or any Seven or more of them, shall appoint to receive the same out of the Rates for repairing, cleansing, lighting and watching the Streets, Squares, and other Public Passages and Places, which are placed by the said Acts of the Forty-first and Forty-third Years of His present Majesty, under the Care and Management of the Commissioners thereby appointed.

XVI. And be it further enacted, That in case the said Committee, or the said Commissioners for putting in execution the said Acts of the Forty-first and Forty-third Years of the Reign of His present Majesty, shall refuse or neglect to pay their several and respective Proportions of the Expence of new paving the said Road or Carriageway in the Manner herein-before directed, or to pay their said several and respective Moieties of the Expence of repairing, and keeping in repair the said Road or Carriageway for the Space of Six Weeks next after the Delivery of an Account in Writing, under the Hands of the said Commissioners for putting the said Act of the Twelfth Year of the Reign of His present Majesty in execution, shall have been delivered to, or left at the usual Place of Abode of the Clerk to the said Committee, or to the Clerk to the said Commissioners for putting the said Acts of the Forty-first and Forty-third Years of the Reign of His present Majesty in execution respectively, or shall refuse or neglect to pay the said several Yearly Sums of Twenty Pounds, and Twenty Pounds respectively, for the Space of Six Weeks after the several and respective Days herein-before appointed for Payment thereof respectively, the said several and respective Proportions and Moieties, or any of them, or any Part thereof, or the said Annual Sums, or either of them, or any Part thereof, shall and may be recovered by the said Commissioners for putting the said Act of the Twelfth Year of the Reign of His present Majesty in execution, of and from the said Clerk to the said Committee, or to the said Commissioners for putting the said Acts of the Forty-first and Forty-third Years aforesaid in execution respectively, by Action or Actions of Debt, Bill, Plaint, or Information, in any of His Majesty's Courts of Record at *Westminster*, in the Names of the said Commissioners for putting the said Act of the Twelfth Year aforesaid in execution, or any Seven or more of them, or in the Name of their Treasurer or Clerk for the Time being, in which Action or Actions, Suit or Suits, no Effoign, Protection, or Wager of Law, or more than one Impar lance shall be allowed; and that no such Action or Suit which may be brought, commenced, or prosecuted in the Name of the Treasurer or Clerk to the said last-mentioned Commissioners, against the Clerk to the said Committee, or to the said Commissioners for putting the said Acts of the Forty-first and Forty-third Years aforesaid in execution, shall abate or be discontinued by the Death, Suspension, or Removal of any such Treasurer or Clerk; but the Treasurer or Clerk to the said Commissioners for putting in execution the said Act of the Twelfth Year aforesaid, for the Time being, shall be always deemed to be the Plaintiff in such Action or Suit; and the Clerk for the Time being to the said Committee, or to the said Commissioners for putting the said Acts of the Forty-first and Forty-third Years aforesaid, in execution respectively, shall be always deemed to be the Defendant in such Action or Suit.

XVII. And be it further enacted, That the Commissioners for putting into execution the said Acts of the Forty-first and Forty-third Years of the Reign of His present Majesty shall, and they are hereby impowered to defray their Proportion herein-before directed of the surplus Expence of new paving the said Road or Carriageway out of the Monies raised, or to be raised, under or by virtue of the same Acts.

Commif-  
fioners under  
the Acts of  
41 and 43  
Geo. 3. to  
defray their  
Proportion  
of paving the  
Road.

XVIII. And whereas by the said Act of the Forty-third Year of the Reign of His present Majesty, it was enacted, That from and after the Twenty-fourth Day of *July* One thousand eight hundred and three, One or more such Rate or Rates, Assessment or Assessments, for the Purpose of repairing, cleansing, lighting, and watching the several Streets, Squares, and other Public Passages and Places, within the Limits of the said Act of the Forty-first Year of His present Majesty, and of the now reciting Act, should be made, laid, and assessed by the Commissioners appointed for carrying the same Acts into Execution, once in every Year, or oftener if they should judge it needful, (forming one aggregate Account) upon all and every Person and Persons, who should inhabit, hold, use, occupy, possess, or enjoy any House, Shop, Warehouse, Coach-house, Stable, Cellar, Vault, Building or Tenement, in any of the said Streets, Squares, and other Public Passages and Places, in such Sum or Sums of Money as the said Commissioners should order or direct, so as such Rate or Rates, Assessment or Assessments did not exceed in the Whole in any one Year, such Sum of Money as is therein mentioned: And it was by the now reciting Act provided that where any of the said Streets, Squares, and other Public Passages and Places should be repaired, cleansed, lighted and watched, and also paved as far as the Footway, or Footways thereof respectively only, the Rate or Rates, Assessment or Assessments, to be made by the said Commissioners in Manner therein above-mentioned, for or in respect of such Houses or other Buildings, where the Footway only of the Street, Square, or Place on which they should respectively abut should be paved, should not exceed Two-thirds of the said Rate or Rates, Assessment or Assessments, to be made for repairing, cleansing, lighting and watching any of the said Streets, Squares and other Public Passages and Places aforesaid: And whereas the Houses or other Buildings on the East Side of, and fronting that Part of *Tottenham Court Road* that extends from the said Parish of *Saint Giles in the Fields*, to the *New Road* Northward, are within the Benefit of the said Exemption or Provision contained in the said recited Act of the Forty-third Year of the Reign of His present Majesty: And whereas it is expedient for the Purposes of this Act, that the said Houses or other Buildings, on the East Side of, and fronting the said Road, extending from the said Parish of *Saint Giles's in the Fields* to the *New Road*, should, when and as soon as the said Road or Carriageway shall have been paved in Front of the same Houses or other Buildings, no longer be entitled to the Benefit of such Exemption or Provision, but that the same Houses or other Buildings should from thenceforth be subject and liable to the Provisions of the said Act of the Forty-third Year of His present Majesty's Reign, in such and the same Manner as the Houses or other Buildings, situate in any Street, Square, or other Public Passage or Place, placed under the Provisions of the said Acts of the Forty-first and Forty-third Years of the Reign of His present Majesty, where such Street,  
Square

For repeal-  
ing the Pro-  
vision con-  
tained in 43  
Geo. 3. for  
charging  
Two-thirds  
of the Rate  
for repairing,  
cleansing,  
lighting, and  
watching, as  
far as it  
affects that  
Part of the  
East Side of  
*Tottenham  
Court Road*,  
within the  
Acts of 41  
and 43  
Geo. 3.  
when the  
Road is  
paved

Square or other Public Way is paved both on the Foot and Carriageways, are subject and liable to: Be it therefore further enacted, That so much of the said Act of the Forty-third Year of the Reign of His present Majesty as provides that, where any of the said Streets, Squares and other Public Passages and Places, within the Limits of the said Acts of the Forty-first and Forty-third Years of the Reign of His present Majesty, shall be repaired, cleansed, lighted and watched, and also paved as far as the Footway or Footways thereof respectively, only the Rate or Rates, Assessment or Assessments to be made by the said Commissioners, in Manner therein mentioned, for or in respect of such Houses or other Buildings, where the Footway only of the Street, Square or Place on which they shall respectively abut, shall be paved, shall not exceed Two-thirds of the said Rate or Rates, Assessment or Assessments to be made for repairing, cleansing, lighting and watching any other of the said Streets, Squares and other Public Passages and Places within the Limits of the said Acts, shall, when and as soon as the said Road or Carriageway, or any Part thereof, shall be paved opposite the Houses or other Buildings on the East Side of the said Road, extending from the said Parish of *Saint Giles's in the Fields*, Northward, to the *New Road*, so far as the same Provision relates to or concerns the same Houses or other Buildings, or such of them as shall be paved in the said Road or Carriageway opposite thereto, be and the same is hereby repealed.

To enable the Commissioners under Acts of 41 and 43 Geo. 3. to charge the full Rates for repairing, cleansing, lighting and watching the Houses on the East Side of the Road under their Care when the Road is paved.

XIX. And be it further enacted, That when and so soon as the said Road or Carriageway, or any Part thereof, shall be paved opposite the said Houses or other Buildings, on the East Side of the said Road extending from the said Parish of *Saint Giles's in the Fields* to the *New Road* Northward; that from thenceforth all and every Person and Persons who shall inhabit, hold, use, occupy, possess or enjoy the same Houses or other Buildings, or such of them as shall be paved in the said Road or Carriageway opposite thereto, shall be and are hereby made subject and liable to the whole Rate or Rates, Assessment or Assessments, authorized to be raised by the said Act of the Forty-third Year of His present Majesty's Reign, for the Purpose of repairing, cleansing, lighting and watching the several Streets, Squares, and other Public Passages and Places, within the Limits of the said Acts of the Forty-first and Forty-third Years of the Reign of His present Majesty, in the same Manner in all Respects as the Inhabitants or Occupiers of Houses or other Buildings, situate in any of the other Streets, Squares, or Places within the Limits of the said Acts that are paved both in the Foot and Carriageways thereof, are in the same Acts made subject and liable to for such Purposes respectively, and that all the Powers, Regulations and Authorities in the said Acts of the Forty-first and Forty-third Years of the Reign of His present Majesty contained, in anywise relating to the said Rate or Rates, Assessment or Assessments thereby directed to be made for the Purpose of repairing, cleansing, lighting and watching the Streets, Squares and other Places, placed under the Authority of the said Acts, except such as were repealed by the said Act of the Forty-third Year of the Reign of His present Majesty, and also such as is hereby repealed, shall extend and be construed to extend to such whole Rate or Rates, Assessment or Assessments hereby directed to be made, or to take Effect, as fully and effectually as if the same were repeated, and re-enacted in this present Act.

XX. And

XX. And be it further enacted, That the said annual Sums of One hundred Pounds, Twenty Pounds, and Twenty Pounds, and the said Sum of Three thousand two hundred and twenty-seven Pounds, together with the Composition to be paid by the Owner or Owners, Proprietor or Proprietors, Lessee or Lessees of the Lands, Grounds, Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Tenements or Hereditaments situate on the West Side of the said Road or Carriageway called *Tottenham Court Road*, in pursuance of the said Act of the Twelfth Year of the Reign of His present Majesty, upon the said Road or Carriageway being paved, and the Rates to be levied and assessed upon the Streets and Places under the Care and Management of the said last-mentioned Commissioners, shall be applied by the said Commissioners in paving and keeping in Repair, cleansing and regulating the said Road or Carriageway called *Tottenham Court Road*, in the said several Parishes of *Saint Pancras* and *Saint Giles in the Fields*, from the *Black Horse* aforesaid to the said *New Road* Northward, and in paving and keeping in Repair, cleansing, lighting, watching and regulating the several Squares, Streets, Lanes, Courts, Yards, Mewses, Passages and Places under the Care and Management of the said Commissioners, and to and for no other Purpose whatsoever.

Application of the said 100l. 20l. and 20l.

XXI. And be it further enacted, That the said Commissioners, or any Nine or more of them, may, and they are hereby authorized and impowered, from time to time, to borrow and take up at Interest any Sum or Sums of Money upon the Credit of the said annual Sums of One hundred Pounds, Twenty Pounds, and Twenty Pounds so to be paid by virtue of this Act to the said Commissioners, and to assign over and convey the same, or any Part or Parts thereof, by any Writing or Writings under their Hands at any Meeting to be held in pursuance of the said Act of the Twelfth Year of the Reign of His present Majesty, or of this Act, to any Person or Persons who shall advance and lend any Monies thereon as a Security or Securities for the several Sums that shall be borrowed; and the Interest thereof as aforesaid, and the Charges and Expences of making such Assignments and Conveyances, and every of them, shall be paid out of the said annual Sums of One hundred Pounds, Twenty Pounds, and Twenty Pounds.

The same may be assigned for Money borrowed.

XXII. Provided always, and be it further enacted, That in case the said Commissioners shall think it advisable to raise all or any Part of the Money necessary for the Purposes of this Act by the granting of Annuities for the Life or Lives of any Person or Persons, then it shall be lawful for the said Commissioners, or any Nine or more of them, and they are hereby authorized and impowered, by any Writing or Writings under their Hands, to grant any Annuity or 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 or Lives of every such Person and Persons who 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, so as that no such separate Annuity do exceed the Rate of Ten Pounds for every One hundred Pounds for a Year; and every such

Annuities may be granted thereon.

[Loc. & Per.]

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Grant

Annuities to be valid without Registry.

Grant of Annuity shall be good, valid and effectual in Law, without any Enrollment or Registry of a Memorial thereof in the High Court of Chancery or elsewhere, any Law or Statute to the contrary thereof notwithstanding; and every Annuity, so to be granted as aforesaid, shall be payable and paid out of the said annual Sums of One hundred Pounds, Twenty Pounds, and Twenty Pounds, by Quarterly Payments, to the respective Purchaser or Purchasers of such Annuities, by the Treasurer to the said Commissioners.

Assignments to be entered in Books.

XXIII. And be it further enacted, That the Clerk to the said Commissioner for the Time being shall enter in a Book or Books to be kept for that Purpose a Note or Abstract of all Assignments, Conveyances and Writings made for the Security of Money borrowed, and Annuities granted by virtue or in pursuance of this Act, and all Assignments or Transfers thereof, expressing in Words at length the Names, Additions and Descriptions of all such Persons as shall from time to time be entitled to such Securities, and also the Name, Addition and Description of every Person for whose Life any Annuity shall be granted in pursuance of this Act, and the Days whereon every such Annuity shall be payable; to which Book and Books all and every Person and Persons entitled to any of the said Securities and Annuities shall have free Access at all reasonable Times, and be at liberty to inspect the same without Fee or Reward.

Assignments may be transferred.

XXIV. And be it further enacted, That it shall and may be lawful for any Person or Persons entitled to any of the Securities aforesaid, or his, her or their Executors, Administrators or Assigns, at any Time or Times, by Writing under his, her or their Hand or Hands respectively, to mortgage, assign or transfer such Securities, by Indorsement on the Back thereof, to any Person or Persons whomsoever; and every such Mortgage, Assignment and Transfer, after the same shall be entered by the Clerk to the said Commissioners in Manner aforesaid, shall entitle the Person or Persons to whom the same shall be respectively made, and his, her or their respective Executors, Administrators and Assigns, to the Benefit of the Security or Securities so mortgaged, assigned or transferred; and for the entering of every such Mortgage, Assignment and Transfer of the said Securities, the Clerk to the said Commissioners shall be paid by the Person or Persons to whom such Mortgage, Assignment and Transfer shall be made, the Sum of Two Shillings and Sixpence, and no more.

Manner of paying off Money borrowed.

XXV. And in order that no undue Preference may be given to any of the Persons entitled to the Principal Money which shall be borrowed and secured on the Credit of the said annual Sums of One hundred Pounds, Twenty Pounds, and Twenty Pounds, be it further enacted, That when and so often as the Money arising from the Surplus of the said annual Sum shall amount to the Sum of One hundred Pounds or upwards, over and above what shall be necessary to pay the growing Interest upon the said Principal Money borrowed, and the Annuities which may be secured or granted in pursuance of this Act, and the Expences hereby charged thereon, the said Commissioners (if there are more Creditors than one) shall cause the Numbers of all the Assignments or Securities granted and then in force, 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

be folded up in the same Manner, as near as may be, and put into a Box or Glass, and the Number or Numbers of the Assignments or Securities to be then paid off shall be drawn separately out of the said Box or Glass by the Clerk to the said Commissioners, in the Presence of the said Commissioners, or any Seven or more of them; and the said Commissioners shall cause Notice, signed by their Clerk, to be given to or left at the usual Place of Abode of the Person or Persons who shall be entitled to be paid off pursuant to such Drawing, which Notice shall express the Sum to be paid off, and that the same shall be paid, together with the Interest which shall be due thereon, at a Place to be mentioned in such Notice, at the Expiration of Three Calendar Months from the Day of giving or leaving such Notice; 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.

XXVI. And be it further enacted, That in case the said Trustees shall not continue to pay the said Annual Sum of One hundred Pounds at the Expiration of the present subsisting Term, mentioned in the said Act of the Forty-first Year of the Reign of His present Majesty, or of any future Term or Terms of Years for which the said Act of the Twenty-ninth Year of the Reign of His said late Majesty King George the Second, and the said Acts of the Sixteenth and Forty-first Years of the Reign of His present Majesty may be continued, then, and from thenceforth, it shall be lawful for the said Commissioners for putting in execution the said Act of the Twelfth Year of the Reign of His present Majesty, or any Seven or more of them, to cause any Gate or Gates to be erected or continued at or near the End of *Tottenham Court Road* aforesaid, next to the said *New Road*, and to take and receive the same Tolls as are now authorized to be taken and received by the said Trustees at the Turnpike Gate on the Road leading to *Highbate Gatehouse* and *Hampstead*, nearest *Tottenham Court Road* aforesaid, until the said Commissioners shall have received in each and every Year, commencing on the first Day of *January*, from the Produce of the said Tolls, the said annual Sum of One hundred Pounds, and all Arrears thereof, and all Expences attending the erecting or continuing the said Gate or Gates, and collecting and receiving the said Tolls, and no longer; and when the said annual Sum and Expences shall have been paid and satisfied in each and every Year, the said Gate or Gates shall be thrown open during the Remainder of every such Year.

If the Annual Sum not paid by Trustees, Commissioners may erect a Gate near the New Road.

XXVII. And be it further enacted, That the Property of the Pavements, Stones, Posts and other Materials and Things now used and employed in the Pavement of the said Road or Carriageway called *Tottenham Court Road*, and of all the Materials and Things hereafter to be made use of in the said Road or Carriageway for the Purposes of this Act, shall be, and the same is and are hereby vested in the said Commissioners for putting the said Act of the Twelfth Year of the Reign of His present Majesty in execution; and they are hereby authorized and empowered to bring Actions and prefer Indictments respecting the same, in the same Manner as they are authorized and empowered by the said Act with respect to the Property thereby vested in them.

Property of Pavement, &c. vested in Commissioners.

XXVIII. And

Powers re-  
specting  
Sewers re-  
pealed.

XXVIII. And be it further enacted, That so much of the said recited Act of the Twelfth Year of the Reign of His present Majesty, as relates to the authorising the Commissioners therein mentioned to interfere with the Sewers, Drains, and Gratings, within the Limits of the said recited Act; and so much thereof, as gives to the said Commissioners, or any Five of them, within the same Limits, the same Authority to determine in all Cases relating to the Sewers as the Commissioners of Sewers now enjoy, shall be, and the same is hereby repealed.

Clauses of  
former Acts  
extended to  
this Act.

XXIX. And be it further enacted, That all the Clauses and Powers contained in the said Act of the Twelfth Year of the Reign of His present Majesty, and also in the said Act made in the Thirty-first Year of the Reign of His present Majesty (except such of them as relate to any Exemption from Stamp Duties, and to the Payment of any Rates charged upon any Bankrupt's Estate by the Assignees under any Commission of Bankruptcy, and such of them as are by the said Act of the said Thirty-first Year, or by this Act varied, altered or repealed) shall extend and be construed to extend to this Act, and to the said Road or Carriageway called *Tottenham Court Road*, in the said several Parishes of *Saint Pancras* and *Saint Giles in the Fields*, from the *Black Horse* aforesaid to the *New Road* Northward, as fully and effectually as if the said Clauses and Powers were repeated and re-enacted in this present Act.

Special  
Meeting  
of Commis-  
sioners may  
be called.

XXX. And be it further enacted, That it shall be lawful for the said Commissioners, appointed and to be appointed by virtue of the said Act of the Twelfth Year of the Reign of His present Majesty, and they are hereby authorized to hold any Special Meeting between their then last Meeting and the Day to which any subsequent Meeting shall have been adjourned, provided such Special Meeting shall be required by Seven or more of the said Commissioners by any Writing under their Hands, and delivered to the Clerk to the said Commissioners, and that Notice thereof be given to the said Commissioners by the Clerk Three Days at least before the Time to be appointed for holding the said Special Meeting, and that such Notice specify the Cause or Causes for which such Special Meeting is to be held, and that all Acts, Orders and Proceedings of the said Commissioners, or any Seven or more of them assembled at such Special Meeting, shall be entered in the Book or Books in which the Acts, Orders and Proceedings of the said Commissioners at their adjourned Meetings, are entered, and shall be as valid and effectual, when the same shall have been confirmed at the next subsequent Adjourned Meeting, or Special Meeting to be convened in Manner aforesaid, as if the same had been done at any Meeting to be held in pursuance of the said Act.

Chairman  
and Justices  
may adminis-  
ter Oaths.

XXXI. And be it further enacted, That it shall be lawful to and for the Chairman of any Meeting, to be held in pursuance of the said Act of the Twelfth Year of the Reign of His present Majesty, or of this Act, or to or for any Justice or Justices of the Peace for the County of *Middlesex* then present, to administer an Oath to any Person or Persons, for the more certain Information of the said Commissioners, on any Matter or Business depending at such Meeting; and if any Person or Persons shall, upon his, her, or their Examination upon Oath before the said Commissioners, wilfully and corruptly give



give false Evidence, such Person or Persons so offending, and being thereof duly convicted, shall be and is, and are hereby declared to be subject and liable to such Pains and Penalties as by any Law now in being Persons convicted of wilful and corrupt Perjury are subject and liable to.

XXXII. And be it further enacted, That from and after the passing of this Act it shall and may be lawful to and for the Collector and Collectors appointed, and to be appointed, by the said Commissioners for putting the said Act of the Twelfth Year of the Reign of His present Majesty in execution, to collect and levy all such Rates and Assessments as by the said Act or by this Act are authorized and directed to be made, and all Arrears due thereon, by Warrant under the Hand and Seal of One of His Majesty's Justices of the Peace for the County of *Middlesex*, in the same Manner as is directed by the said Act in respect to levying the same by Warrant under the Hands and Seals of Two such Justices as aforesaid, any Thing in the said Act contained to the contrary notwithstanding.

Rates may be levied by Warrant from One Magistrate.

XXXIII. And be it further enacted, That if any Person or Persons shall begin to empty any Boghouse or Boghouses, or to take away any Night Soil from any House or Houses within the Limits of the said Act of the Twelfth Year of the Reign of His present Majesty, or of this Act, before the Hour of Twelve of the Clock at Night, or shall continue to take away the same after the Hour of Five of the Clock in the Morning from *Michaelmas* to *Lady-Day*, or after the Hour of Four of the Clock in the Morning from *Lady-Day* to *Michaelmas*, or if any Person or Persons shall put or cast, or cause to be put or cast out, of any Cart, Carriage, Tub, or otherwise, in or near any of the Squares, Streets, Lanes, Courts, Yards, Mewles, Passages, or Places, within the Limits aforesaid, any such Night Soil, it shall and may be lawful 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 such Offender or Offenders, and by the Authority of this Act, and without any other Warrant, to convey him, her or them so offending, before some Justice of the Peace for the County of *Middlesex*, and such Justice shall and is hereby authorized and required to examine upon Oath the Person or Persons apprehending such Offender or Offenders, and any Witness or Witnesses who shall appear to give Information touching such Offence, and if the Party or Parties accused shall be convicted of such Offence, either by his, her or their own Confession, or upon Information and Evidence as aforesaid, he, she or they shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds; and in case such Offender or Offenders shall not, upon Conviction, pay such Penalty or Penalties, then such Justice or Justices shall and may commit such Person or Persons, so convicted as aforesaid, to the House of Correction for the said County of *Middlesex*, for any Time not exceeding Two Calendar Months, there to be kept to hard Labour, unless such Penalty or Penalties be sooner paid and satisfied.

Bog-houses not to be emptied at certain Hours.

Penalty.

XXXIV. And be it further enacted, That all the Costs, Charges and Expences of passing this Act, and all other Charges incident to the obtaining thereof, shall be borne, paid and discharged out of the Monies arising

How Expences of this Act shall be paid.

[*Loc. & Per.*]

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arising

arising by virtue of the said Act of the Twelfth Year of the Reign of His present Majesty, or of this Act.

Public Act. XXXV. And be it further enacted, That this Act shall be deemed and 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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