



ANNO QUINQUAGESIMO SEPTIMO

# GEORGI III. REGIS.

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## Cap. lx.

An Act for granting an Equivalent for the Diminution of the Profits of the Office of Gauger of the City of *London*, and increasing the Payments to be made by Brokers. [27th June 1817.]

**W**HEREAS by Letters Patent, bearing Date the Twentieth Day of *June*, in the Eighteenth Year of the Reign of His Majesty King *Edward* the Fourth, in Consideration of the Sum of Seven thousand Pounds, Part of the Monies then owing by His said Majesty to the Mayor and Commonalty and Citizens of the City of *London*, His said Majesty did grant to the said Mayor and Commonalty and Citizens, and their Successors, (among other Things therein mentioned) the Office of Gauger within the City of *London*: And whereas the said Grant was afterwards confirmed by certain other Letters Patent, respectively bearing Date the Eighteenth Day of *October*, in the Fourteenth Year of the Reign of King *Charles* the First, and the Twenty-fourth Day of *June*, in the Sixteenth Year of the Reign of King *Charles* the Second: And whereas until the Completion of the Docks authorized to be made by certain Acts of Parliament made and passed in the Thirty-ninth Year of the Reign of His present Majesty, and the Thirty-ninth and Fortieth Year of the Reign of His said present Majesty, which are respectively called the *West India Docks*, and the *London Docks*, the Gaugeable Liquors imported into *London* were accustomed to be landed within the said City, and the Gauger appointed as the Deputy of the Lord Mayor of the said City was accustomed to gauge such Liquors by virtue of the Grant contained in the aforesaid Letters Patent, and the said Mayor and Commonalty and Citizens

Letters Patent dated 20th June, 18 Ed. 4. granting the Office of Gauger in London.

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received Profits and Revenues to a considerable Amount in respect thereof: And whereas, upon the Alienation of the Office of Deputy Gauger by *Anthony Harrison* Esquire, (who succeeded his Father therein, and had held the Situation Twenty-three Years and upwards) in Favour of his Brother *Nicholas Bacon Harrison* Esquire, the said *Nicholas Bacon Harrison*, on the Eighteenth Day of *June* One thousand eight hundred and six, was duly appointed to the said Office of Deputy Gauger, under the yearly Rent of Seven hundred and fifty Pounds: And whereas, previous to the Appointment of the said *Nicholas Bacon Harrison*, the said Office of Gauger had been exercised for upwards of a Century all over the Port of *London*, and it was considered, that he would have the Right of Gauging in the said Docks; and in consequence of the *London Dock Company* having disputed that Right, the Question was tried in His Majesty's Court of King's Bench, in the Year One thousand eight hundred and seven, when such Right was confirmed by the Verdict of the Jury; but upon a new Trial at Bar in the said Court of King's Bench, in the Year One thousand eight hundred and nine, granted upon the Application of the said Dock Company, it was determined that the Right of Gauging did not extend to the Scites of the said Docks: And whereas the said Acts of Parliament require the greater Part of the Liquors imported into *London* to be landed in the said Docks, and in consequence thereof the said Deputy Gauger, and the said Mayor and Commonalty and Citizens, have sustained considerable Losses from the Diminution of the Profits of the said Office of Gauger within the said City of *London*: And whereas the said *Nicholas Bacon Harrison* departed this Life on the Twenty-third Day of *January* One thousand eight hundred and seventeen, and Letters of Administration with his Will annexed have been granted to *Charles Church* out of the Prerogative Court of the Archbishop of *Canterbury*: And whereas it is just and expedient that some Compensation should be made to the said Administrator of the said *Nicholas Bacon Harrison*, and to the said Mayor and Commonalty and Citizens for the Diminution of the Profits of the said Office: And whereas by an Act made and passed in the Sixth Year of the Reign of Her Majesty Queen *Anne*, intituled *An Act for repealing the Act of the First Year of King James the First, intituled 'An Act for the well garbling of Spices,' and for granting an Equivalent to the City of London, by admitting Brokers;* after reciting that the Office of Garbler was Part of the Revenues of the City of *London*, and was then let by Lease to *William Stewart*, under the Rent of Three hundred Pounds per Annum, the Profits of which Office and the Right of the said *William Stewart* to the same, by repealing the said Act, would be very much diminished; it was enacted, that from and after the Determination of the then Session of Parliament, all Persons that should act as Brokers within the City of *London* and Liberties thereof, should from Time to Time be admitted so to do by the Court of Mayor and Aldermen of the said City for the Time being, under such Restrictions and Limitations for their honest and good Behaviour as that Court should think fit and reasonable, and should upon such their Admission pay to the Chamberlain of the said City for the Time being, for the Uses therein and herein-after mentioned, the Sum of Forty Shillings; and should also yearly pay to the said Uses the Sum of Forty Shillings upon the Twenty-ninth Day of *September* in every Year; all which Monies should in the first Place be applied for and towards the paying and satisfying to the said *William Stewart* the Sum of Nine hundred and sixty-seven Pounds Ten Shillings, for a Compensation

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for his Interest in the said Office; and that from and after the full Payment of the said Sum of Nine hundred and sixty-seven Pounds Ten Shillings to the said *William Stewart*; all the Monies arising by such Admissions and yearly Payments should go to and be enjoyed by the said Mayor and Commonalty and Citizens of the City of *London*; and it was further enacted, that if any Person or Persons, from and after the Determination of the said then present Sessions of Parliament, should take upon him to act as a Broker, or employ any other under him to act as such within the said City and Liberties, not being admitted as aforesaid, every such Person so offending should forfeit and pay to the Use of the said Mayor and Commonalty and Citizens of the said City, for every such Offence, the Sum of Twenty-five Pounds, to be recovered in Manner therein mentioned: And whereas a Compensation may be made to the said Administrator of the said *Nicholas Bacon Harrison*, and to the said Mayor and Commonalty and Citizens, for the Loss sustained by them respectively in consequence of the Diminution of the Profits of the said Office of Gauger, by increasing the Sums of Money to be paid by Persons hereafter to be admitted to act as Brokers within the said City of *London* and Liberties thereof as aforesaid; and it is expedient that the Penalty imposed upon Persons who shall act as Brokers, not being duly admitted as aforesaid, should be increased: 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 all Persons that from and after the First Day of *July* next after the passing of this Act, shall be admitted to act as Brokers within the City of *London* and Liberties thereof by the Court of Mayor and Aldermen of the said City for the Time being, in pursuance of the said recited Act of Parliament, shall upon such their Admission, over and above the Sum of Forty Shillings required to be paid by the said recited Act, pay to the Chamberlain of the said City for the Time being the Sum of Three Pounds, and shall also yearly pay to the said Chamberlain, over and above the yearly Sum of Forty Shillings required to be paid by the said recited Act, the Sum of Three Pounds, on the Twenty-ninth Day of *September* in every Year; all which Monies shall go to and be enjoyed by the said Mayor and Commonalty and Citizens of the City of *London*, subject to the Payment of such Compensation to the Administrator of the said *Nicholas Bacon Harrison*, for the Loss sustained by him in the Diminution of the Profits of his said Office as aforesaid, either in a gross Sum of Money, or by annual Sums for any Number of Years, as shall be agreed upon between the said Mayor and Commonalty and Citizens, and the said Administrator of the said *Nicholas Bacon Harrison*.

Brokers admitted after *July 1*, to pay the additional Sums herein mentioned.

II. And be it further enacted, That so much of the said recited Act as imposes a Penalty of Twenty-five Pounds upon any Person who shall take upon him to act as a Broker, or employ any Person under him to act as such, not being admitted in pursuance of the said recited Act, shall be and the same is hereby repealed; and that from and after the passing of this Act, if any Person shall take upon him to act as a Broker, or employ, or cause, permit, or suffer any Person or Persons to be employed with, under, or for him to act as such within the said City and Liberties, not being admitted in pursuance of the said recited Act, every such Person so offending shall forfeit and pay to the Use of the Mayor and Commonalty and

Penalty on Brokers acting without Admission.

and Citizens of the said City, for every such Offence, the Sum of One hundred Pounds, to be recovered by Action of Debt, in the Name of the Chamberlain of the said City, in any of His Majesty's Courts of Record, in which no Protection, Effoign, or Wager of Law, shall be allowed, or any more than One Impar lance.

Public Act. III. 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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