



ANNO QUADRAGESIMO SEPTIMO

GEORGI II. REGIS.

Cap. 4.

An Act for extending to Sums of greater Amount than Forty Shillings the Provisions of Three Acts passed in the Fifth, Sixth, and Tenth Years of His present Majesty, for the Recovery of Small Debts within the Hundreds of *Blackheath*, *Bromley*, and *Beckenham*, *Rokesley* otherwise *Ruxley*, and *Little and Lessness*, in the County of *Kent*, and of *Wallington* in the County of *Surrey*; and for amending the said Acts. [17th March 1807.]

WHEREAS an Act was made in the Fifth Year of the Reign of His present Majesty, intituled *An Act for the more easy and speedy Recovery of Small Debts within the Hundreds of Blackheath, of Bromley, and Beckenham, of Rokesley otherwise Ruxley, and of Little and Lessness, in the County of Kent*: And whereas one other Act was made in the Sixth Year of the Reign of His present Majesty, intituled *An Act for extending the Provisions of an Act made in the last Session of Parliament, for the more easy and speedy Recovery of Small Debts within the Hundreds of Blackheath, of Bromley, and Beckenham, of Rokesley otherwise Ruxley, and of Little and Lessness, in the County of Kent, to the Hundred of Wallington in the County of Surrey*: And whereas another Act was made in the Tenth Year of the Reign of His present Majesty,

[*Loc. & Per.*] H Majesty,

5 G. 3. c. 8.
6 G. 3. c. 6.
10 G. 3. c. 29.

Majesty, to explain, amend, and render more effectual the said Two Acts of the Fifth and Sixth Years of His said Majesty's Reign: And whereas the said Acts have been found useful and beneficial; but the same are in some Respects defective and insufficient fully to answer the good Purposes thereby intended, and it is expedient that some of the Provisions of the said Acts should be amended and enlarged: And whereas it would greatly tend to the Improvement and Encouragement of Trade in the said Hundreds, and to the necessary Support and Protection of useful Credit within the same, if the Powers of the said recited Acts were extended to the Recovery of Small Debts not exceeding Five Pounds: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That so much and such Parts of the said recited Acts as confine or restrain the Cognizance or Jurisdiction of the Court of Requests for the said Hundreds to any Debt or Debts not exceeding the Sum of Forty Shillings shall, from and after the Twenty-fourth Day of *March* One thousand eight hundred and seven, be and the same is and are hereby repealed.

So much of recited Act as limits the Jurisdiction of the Court to Sums not exceeding 40s. repealed.

Commissioners of former Acts to execute this Act.

II. And be it further enacted, That all and every the Commissioners who are or shall be nominated and appointed in the Manner directed by the said recited Acts, some or one of them, are and shall be Commissioners for putting the said recited Acts and this Act into execution, as fully and effectually to all Intents and Purposes as if the several Regulations, Powers, and Authorities contained in the said recited Acts, touching or concerning the Nomination or Appointment of such Commissioners, were repeated and re-enacted in this present Act.

Regulations as to what Number of Commissioners shall be present.

III. And be it further enacted, That on the Hearing, Examination, and Determination of each and every Action, Cause, or Question for the Recovery of any Sum not exceeding Forty Shillings, Three at least of the said Commissioners shall be present in Court; and on the Hearing, Examination, and Determination of each and every Action, Cause, or Question for the Recovery of any Sum exceeding Forty Shillings, Five at least of the said Commissioners shall be present in Court.

Clerks appointed under the former Acts to be continued.

IV. And be it further enacted, That the Clerks duly elected under and by virtue of the said recited Acts, or any of them, shall remain and continue to be such Clerks of the said Court of Request, for the Execution of the Purposes in the said recited Acts and in this Act contained, subject and liable to the Rules, Orders, Regulations, Restrictions, Penalties, and Forfeitures in the said recited Acts and this Act contained.

For ascertaining who shall be Plaintiffs and Defendants.

V. And be it further enacted, That it shall be lawful for any Person or Persons, whether residing within the said Hundreds, or any of them, or elsewhere, and all Bodies Politic or Corporate, and Fraternities or Brotherhoods, whether Corporate or not Corporate, who now have or hereafter shall have any such Debt or Debts as is or are described in the said recited Acts or any of them, or any other Debt or Debts (save and except such as are herein excepted), owing or due to or claimed or demanded by such Person or Persons, Bodies Politic or Corporate,

Corporate, and Fraternities or Brotherhoods, whether Corporate or not Corporate, in his, her, or their own Right, or in the Right of any other Person or Persons to whom he, she, or they shall be Executor, Administrator, Guardian, or Trustee, and for which Debt or Debts he, she, or they shall demand any Sum of Money not exceeding the Sum of Five Pounds from any Person or Persons whomsoever residing or inhabiting within the said Hundreds, or either of them, or keeping any House, Warehouse, Shop, Shed, Stall, or Stand, or seeking a Livelihood, or trading or dealing within the said Hundreds, or either of them, to cause such Debtor or Debtors, Person or Persons, from whom such Debt or Debts shall be due or owing or claimed or demanded, and so resident Inhabitant, or keeping any House, Warehouse, Shop, Shed, Stall, or Stand, or seeking a Livelihood, or trading or dealing as aforesaid, to be warned or summoned by personal Service, or by a printed or written Summons left at the Dwelling House, Lodgings, or Place of Abode, Warehouse, Shop, Shed, Stall, Stand, or any other Place of Dealing of such Debtor or Debtors or Person or Persons as aforesaid, within the Jurisdiction of the said Court, to appear before the Commissioners of the said Court at such Time and Place as in such Summons shall be expressed, in such and the same Manner, and under and subject to such and the same Powers, Process, and Method of Proceedings, Orders, Judgments, Decrees, and Executions, as are mentioned, expressed, enacted, and declared in and by the said recited Acts or any of them; and the said Commissioners shall and may, in or by such their Orders, Decrees, and Judgments, order and direct the Payment of any such Debt or Debts to be made either in One Sum at once, or by Instalments at stated Periods, as they shall see Cause, and deem just and reasonable; and every such Order, Decree, Judgment, and Proceeding so to be made shall be registered in a Book or Books as the same have been accustomed to be registered, and such Registry shall be made by the said Clerks or One of them, or their or his sufficient Deputies or Deputy, and the Party Plaintiff or Parties Plaintiffs, and the Debtor or Defendant, Debtors or Defendants, whom any such Order, Decree, Judgment, or Proceeding shall respectively concern, shall observe, perform, and keep the same respectively in all points: Provided always, that no such Order, Decree, Judgment, or Proceeding shall be removed or removable by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster* or elsewhere.

VI. And, for better regulating the Sittings of the said Court, be it further enacted, That the said Commissioners shall not hold the said Court, or hear or determine any Case or Cases, Cause or Causes, by virtue of the said recited Acts or of this Act, or any of them, but between the Hours of Ten of the Clock in the Forenoon and Four of the Clock in the Afternoon, and that nothing in the said recited Acts or in this Act, or any of them, contained, shall extend or be construed to extend so as to require or compel the Attendance of any Plaintiff or Plaintiffs, Defendant or Defendants, Witness or Witnesses in the said Court, in pursuance of any Order or Summons issued out of the said Court, or by any Person or Persons whomsoever acting as an Officer or Officers of the said Court, save and except between the said Hours of Ten of the Clock in the Forenoon and Four of the Clock in the Afternoon.

To regulate
the Sittings
of the Court.

VII. And

No Evidence to be given by Plaintiff of any Matter not stated in his Summons, nor by Defendant of any cross Demand he may have on the Plaintiff unless Notice thereof be given by him;

VII. And be it further enacted, That no Evidence shall be permitted to be given by the Plaintiff or Plaintiffs on the Trial of any such Cause or Action as aforesaid, or of any Cause of Action, except such as is stated in the said Summons hereby directed to be given; nor shall any Evidence be admitted on behalf of the Defendant or Defendants, on the Trial of such Cause or Action, of any Demand he, she, or they may have on the Plaintiff or Plaintiffs, in the Nature of a Set-off, to lessen or discharge himself, herself, or themselves from such Demand or Cause of Action, unless Notice thereof in Writing has been given to the said Plaintiff or Plaintiffs by personal Service, or by leaving it at his, her, or their Dwelling House, Warehouse, Wharf, Quay, Lodging, Place of Abode, Shop, Shed, Stall, Stand, or other Place of dealing, trading, or working, previous to the Day when such Matter or Cause shall be heard or tried.

and if the Plaintiff does not appear to prove his Demand, Defendant shall have Costs.

VIII. And be it further enacted, That if upon any Day of the Return of any Summons issued on the Behalf of any Plaintiff or Plaintiffs, or at any Continuation or Adjournment of the said Court, or of the Cause for or on account of which such Summons shall have been issued, the Plaintiff or Plaintiffs shall not appear either in person, or by his, her, or their Agent, or some other Person on his, her, or their Behalf, or appearing shall not make Proof of his, her, or their Demands, to the Satisfaction of the said Court, but shall become nonsuited, or Judgment shall be pronounced against him, her, or them by the said Court, then and in every such Case it shall and may be lawful to and for the said Commissioners present in Court to award to the Defendant or Defendants such reasonable Costs, and such reasonable Satisfaction for his, her, or their Trouble and Attendance, as they the said Commissioners in their Discretion shall think fit, and to order and compel the Plaintiff or Plaintiffs to pay the same by such Ways and Means as any Debt or Debts ordered or decreed by the said Court can or may be recovered.

Punishing Witness not attending, if summoned.

IX. And be it further enacted, That in case any Person or Persons residing or being within the Jurisdiction of the said Court, after having been duly served with a Subpœna or Summons to be issued by the Clerks of the said Court of Requests, or either of them, and paid or tendered his or her reasonable Expences, to attend and give his, her, or their Evidence, at a Time and Place in such Subpœna or Summons mentioned, on behalf of any Plaintiff or Defendant, shall neglect or refuse to appear pursuant to such Subpœna or Summons, due Proof being made of the Service of such Subpœna or Summons, and no sufficient Cause for his, her, or their Absence or Nonappearance being shewn to the Satisfaction of the said Court, on Oath, or, in case of being a Quaker or Quakers, solemn Affirmation, being made (which Oath or Affirmation the said Commissioners, or any Three or more of them, are hereby authorized and required to administer,) before the said Commissioners, by the Party or Parties at whose Instance and on whose Behalf such Subpœna or Summons issued, that the Person or Persons served therewith was or were a Witness by such Party or Parties judged necessary for the Proof of his, her, or their Cause or Causes, Action or Actions, Complaint or Complaints, Defence or Defences, or if the Person or Persons so served with such Subpœna or Summons shall appear and refuse to be sworn, or, being a Quaker or Quakers, to make Affirmation, (which Oath or Affirmation the said Commissioners, or any Three or more of them, are hereby authorized and required

required to administer,) or to give Evidence touching the Matter in question, then and in every such Case it shall and may be lawful to and for the said Commissioners to impose any Fine, not exceeding Five Pounds, on such Person or Persons; and in case such Fine shall not be paid forthwith, such Fine shall and may be levied by Distress and Sale of the Goods and Chattels of the Offender or Offenders, by Warrant under the Hands and Seals of the said Commissioners, rendering the Overplus (if any), after deducting such Fine and the Costs and Charges of such Distress and Sale, to the Owner or Owners of such Goods and Chattels; and such Fine, when so paid, levied, or recovered, shall be paid over to the Party or Parties at whose Instance or on whose Behalf such Subpœna or Summons shall have been issued; and in case sufficient Distress shall not be found, it shall and may be lawful to and for any Three or more of the said Commissioners to commit such Offender to the Common Gaol in and for the said County of *Kent* or *Surrey*, where the Offence shall be committed (as the Case may be), for any Time not exceeding the Space of One Calendar Month.

X. And be it further enacted, That it shall not be lawful to or for the said Commissioners to issue any Process against the Body or Bodies of any Person or Persons in any Case or Cases where the Party entitled to the Benefit of any Order, Judgment, or Decree shall at the same Time have obtained any Warrant or Process against the Goods and Chattels of the same Person or Persons.

Process not to issue against both the Body and Goods,

XI. And, for the more effectual Protection of the said Commissioners, whilst sitting in, going to, and returning from the said Court, from Insult, be it further enacted by the Authority aforesaid, That if any Person or Persons shall contemptuously and wilfully insult or abuse all or any of the said Commissioners or any of the Officers of the said Court for the Time being, during his or their Sitting or Attendance in the said Court, or going to or from the said Court, or shall interrupt or obstruct the Proceedings of the said Court, then and in every such Case it shall and may be lawful to and for the Beadle or Beadles of the said Court, or any other Person or Persons, by the Order of the said Commissioners, to take such Offender or Offenders into Custody; and the said Commissioners shall then examine into such Insult, Abuse, or Misbehaviour, either from their own View or Knowledge of what passed, or by the Oath or Oaths of One or more credible Witness or Witnesses; and upon such Insult, Abuse, or Misbehaviour being duly proved as aforesaid, it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered, to impose a Fine, not exceeding Five Pounds, for each and every such Offence, on each and every such Offender or Offenders; and in case such Fine shall not be forthwith paid, such Fine shall and may be levied and recovered by Distress and Sale of the Goods and Chattels of such Offender or Offenders, by Warrant under the Hands and Seals of any Three or more of the said Commissioners, rendering the Overplus (if any), after deducting such Fine and the Costs and Charges of such Distress and Sale, to the Owner or Owners of such Goods and Chattels; and the said Fine, when so paid, levied, or recovered, shall be paid to and distributed by the Commissioners in such Shares and Proportions and in such Manner, amongst the Poor of the several Parishes and Places within the Jurisdiction of the

For punishing Contempts of the Court.

[*Loc. & Per.*]

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said

said Court, as they the said Commissioners shall think fit and proper; and in case sufficient Distress shall not be found, it shall and may be lawful for any Three or more of the said Commissioners to commit such Offender or Offenders to the Common Gaol of the County of *Kent* or *Surrey*, where the Offence shall be committed (as the Case may be), for any Time not exceeding the Space of One Calendar Month.

Minors may
sue for
Wages.

XII. And be it further enacted, That in every Case where any Wages, not exceeding the Sum of Five Pounds, shall be due to any menial or other Servant, Clerk, Book-keeper, Journeyman, Shopman, Shopwoman, Assistant, Labourer, or any other Person whosoever, under the Age of Twenty-one Years, it shall be lawful for such Servant, Clerk, Book-keeper, Journeyman, Shopman, Shopwoman, Assistant, Labourer, or other Person to sue for and recover such Debt in the said Court of Requests in the same Manner as if he or she were of full Age; and the said Commissioners, or any Three or more of them, or any Five or more of them, according to the Amount of such Debt, are hereby fully authorized and required in such Cases to take cognizance of and proceed concerning such Debts, in the same Manner, and shall have such and the same Powers in regard thereto, as if the Plaintiff or Plaintiffs were of full Age.

The Court
shall not have
Jurisdiction
in certain
Cases.

XIII. Provided always, and be it enacted, That nothing in this Act contained shall extend or be construed to extend so as to enable the said Commissioners to determine the Right or Title to any Lands, Tenements, or Hereditaments, or Real Estates whatsoever, or to judge, determine, or decide any Debt where the Title of the Freehold or Lease for Years of any Lands, Tenements, or Hereditaments, of any Chattels Real whatsoever, shall be brought or come into question, nor on any Debt which shall not be for the Payment of a Sum certain, nor on any Debt for any Sum being the Balance of an Account on Demand originally exceeding Five Pounds, or to judge, determine, or decide on any Debt that shall arise by reason of the Occupation of Lands, Tenements, or Hereditaments situate elsewhere than in the said Hundreds or One of them, or by reason of any Cause concerning Testament or Matrimony, or any thing concerning or properly belonging to the Ecclesiastical Court, or for or concerning any Agreement by way of Composition for or by way of Retainer of Tythes, or for any Matter suable therein; any thing in this Act contained to the contrary thereof notwithstanding.

Plaintiffs
shall not have
Costs in Ac-
tions suable
in this Court
and brought
elsewhere.

XIV. And be it further enacted, That if any Action or Suit shall be commenced in any of His Majesty's Courts of Record at *Westminster* for any Debt not exceeding the Sum of Five Pounds, and recoverable by virtue of the said recited Acts and of this Act, or either of them, in the said Court of Requests, then and in every such Case the Plaintiff or Plaintiffs in such Action or Suit shall not, by reason of a Verdict for him, her, or them, or otherwise, have or be entitled to any Costs whatsoever; and if the Verdict shall be given for the Defendant or Defendants in such Action or Suit, and the Judge or Judges before whom the same shall be tried or heard shall think fit to certify that such Debt ought to have been recovered in the said Court of Requests, then and in every such Case such Defendant or Defendants shall have Treble Costs, and shall have such Remedy for recovering the same as any Defendant or Defendants

may have for his, her, or their Costs in any Case by Law: Provided always, that nothing herein contained shall extend or be construed to extend to prevent or restrain any Person or Persons from making Distress for Rent, and thereby recovering such Rent with Costs, although the same Rent shall not exceed the Sum of Five Pounds.

XV. And, for removing all Doubts whether the Statute of Limitations may be pleaded in the said Court of Requests, be it further enacted, That all Defendants in the said Court shall be allowed to plead or claim the Benefit of any Statute of Limitations now in being or hereafter to be made; and every Defendant so pleading and claiming shall have and receive such or the like Advantage or Relief thereby as such Defendant would have been entitled to in case this Act had not been made, and he or she had been sued for the same Debt, or other Cause of Action, in any of His Majesty's Courts at *Westminster*, or any other Court, and had there pleaded such Statute in bar to the Action or Suit.

Statute of Limitations may be pleaded in this Court.

XVI. And be it further enacted, That no Person or Persons whatsoever, who shall be committed to any Gaol or Prison by Order of the said Court of Requests, shall be kept or continued in Custody on any Pretence whatsoever (save and except as may be herein excepted) for any longer Space or Spaces of Time, from the Time of his, her, or their Commitment to Prison, than is or are next herein-after limited in that Behalf; (that is to say,) where the Debt (exclusive of Costs) does not exceed Twenty Shillings, then he, she, or they shall not be kept or continued in Custody for more than Twenty Days; and where the Debt (exclusive of Costs) does not exceed the Sum of Forty Shillings, then not more than Forty Days; and where the Debt (exclusive of Costs) does not exceed the Sum of Three Pounds, then not more than Sixty Days; and where the Debt (exclusive of Costs) does not exceed Five Pounds, then not more than One hundred Days, from the Time of such his, her, or their Commitment; and all Gaolers and Keepers of Gaols and Prisons are hereby directed and required to discharge such Persons accordingly.

Regulations as to the Length of Time Persons may be imprisoned under this Act.

XVII. And be it further enacted, That from and after the passing of this Act all and every Person and Persons who shall be taken in execution under or by virtue of any Process issuing from or out of the said Court of Requests, and who at the Time of being taken into Custody, or during his, her, or their Imprisonment, shall have more than One Execution against him, her, or them in the said Court, he, she, or they shall be imprisoned the limited Time for and in respect of each and every Execution; (that is to say,) after the Time so limited on the First Execution is expired, the Imprisonment on the Second Execution shall commence, and after the Time so limited on the Second Execution is expired, the Imprisonment on the Third Execution shall commence, and so on until he, she, or they shall have been imprisoned the Time by this Act limited for and in respect of each and every separate Execution to be issued against him, her, or them in the said Court, previous to his, her, or their being taken into Custody, or during his, her, or their Imprisonment; any Law, Usage, or Statute to the contrary notwithstanding.

Regulations as to such Imprisonment where more than One Execution issues.

XVIII. And, in order the more effectually to prevent Persons summoned for Debts to the said Court from the fraudulent Concealment of their Money or Goods, be it further enacted, That in case upon the Summons of

If any Debtor, concealing Money or Goods, the

Time of his
Imprison-
ment shall
be enlarged.

of any Person for any Debt or Debts before the said Court, Information of any such Practice shall be given to the said Court, then and in such Case such Court shall have Power to hear Evidence as to such fraudulent Concealment; and in case it shall be proved to their Satisfaction, upon the Oath of One or more Witness or Witnesses, or, being a Quaker or Quakers, on Affirmation, (which Oath and Affirmation the said Court is hereby empowered to administer,) that any such Debtor has Money or Goods which he or she has fraudulently and wilfully concealed, then and in every such Case it shall and may be lawful to and for the said Court to enlarge the aforesaid Time of Imprisonment to any Period in addition thereto, not exceeding Three Calendar Months.

Debtors not
liable to pay
Gaal Fees.

XIX. And be it further enacted, That each and every Person imprisoned by virtue of this Act shall, on the Expiration of his or her Time of Imprisonment, be discharged and set at liberty, without paying any Sum or Sums of Money, Fee or Fees, or other Reward or Gratuity whatsoever, to the Keeper or Keepers, Turnkey or Turnkeys of any Gaol or Prison, or others, by way of Gaol Fees or Discharge Fees, or on any other Pretence whatsoever; and if any Keeper or Keepers, Turnkey or Turnkeys of the Gaol or Prison, or any other Person whomssoever, shall demand, take, or receive any Fee or Fees, Sum or Sums of Money whatsoever, upon the Discharge of any such Person or Persons so committed to his or their Charge or Custody as aforesaid, or shall keep or detain any such Person or Persons a Prisoner or Prisoners after the Time by this Act limited for his or their Imprisonment, every such Keeper, Turnkey, and other Person shall for every such Offence forfeit and pay the Sum of Twenty Pounds; and it shall and may be lawful to and for any Two Justices of the Peace for the said County of *Kent* or County of *Surrey*, within their respective Jurisdictions, to hear and determine every such Offence, and such Two Justices are hereby authorized and required, upon any Information exhibited or Complaint made before them of such Offence having been committed, in case such Information shall be exhibited or Complaint made within Three Calendar Months after the Offence committed, to summon the Party accused, and also the Witnesses on each Side, and to examine into the Matter of Fact, and upon due Proof made thereof by the Oath of One or more credible Witness or Witnesses, or by the voluntary Confession of the Party accused, to give Judgment or Sentence for such Penalty or Forfeiture aforesaid, and, in case such Penalty or Forfeiture shall not be forthwith paid, to issue a Warrant under their Hands and Seals for levying such Penalty and Forfeiture by Distress and Sale of the Goods and Chattels of the Offender or Offenders, rendering the Overplus (if any), after deducting such Penalty and Forfeiture, and the Costs and Charges of such Distress and Sale, to the Owner or Owners thereof; and in case sufficient Distress shall not be found, it shall and may be lawful to and for such Justices to commit such Offender or Offenders to the Common Gaol for the said County of *Kent* or County of *Surrey* (as the Case may be) for any Time not exceeding Three Calendar Months, unless such Penalty and Forfeiture, and all Costs and Charges attending such Conviction, be sooner paid and discharged; and one Moiety of such Penalty and Forfeiture, when paid or received, shall be paid to the Person or Persons informing or suing for the same, and the other Moiety thereof to the Clerk to the said Commissioners, and the same shall be by the said Commissioners distributed amongst the Poor of the Parish where the Offence shall be committed, in such Shares
and

Two Justices
may deter-
mine such
Offence.

and Proportions as to the said Commissioners shall seem right and proper.

XX. And be it further enacted, That the several Fees and Sums of Money herein-after limited and expressed, and no other, shall be taken by the Clerk and Beadle or other Officer of the said Court of Requests, for their several and respective Services in the Execution of the said recited Acts and of this Act, in lieu and instead of the Fees and Sums of Money limited and expressed in the said recited Act made in the Fifth Year of the Reign of His present Majesty ; (that is to say,) Regulations as to Officers Fees.

	On Debts not exceeding Forty Shillings.		On Debts above Forty Shillings.	
	s.	d.	s.	d.
CLERKS FEES.				
For every Summons	1	0	2	0
For every Summons for the Attendance of not more than Two Witnesses	1	0	2	0
For calling the Plaintiff or Defendant before the Court	0	3	0	6
For entering an Appearance	0	6	1	0
For a Nonsuit on the Plaintiff's not appearing	1	0	1	0
For paying Money into Court	1	0	2	0
For every Hearing	1	0	2	0
For a Copy of every Order upon a Hearing, and of every Judgment of Nonsuit	1	0	2	0
For an Execution	2	6	3	6
For acknowledging Satisfaction in part	0	4	0	4
For acknowledging Satisfaction in full	0	9	1	6
For every Search	0	3	0	6
For swearing every Witness	0	3	0	6
For giving Notice to the Plaintiff, if required, of the Service of his Execution	1	6	2	0
BEADLES FEES.				
For the Service of every Summons on Defendant	0	8	1	0
For the Service of every Summons on a Witness	0	4	0	6
For calling the Plaintiff or Defendant before the Court	0	2	0	3
For the Service of every Order upon a Hearing, and of every Judgment of Nonsuit	0	4	0	6
For levying an Execution on Debts not exceeding Fifteen Shillings	1	0	—	—
Above Fifteen Shillings and not exceeding Twenty Shillings	1	6	—	—
Above Twenty Shillings and not exceeding Forty Shillings	2	6	—	—
Above Forty Shillings and not exceeding Sixty Shillings	—	—	3	0
Above Sixty Shillings and not exceeding Eighty Shillings	—	—	4	0
Above Eighty Shillings	—	—	5	0

Compensation to be made to the Counsel of the Marshalsea Court.

XXI. And whereas the Four Counsel of the ancient Court of the Marshalsea and Court of His Majesty's Palace at *Westminster*, who hold their Offices for the Terms of their natural Lives respectively, and who have been made chargeable by Parliament and actually assessed to the Land Tax for their Freeholds in their said Offices, will sustain great Loss by this present Act, unless a Compensation shall be made to them for the same; be it therefore enacted, That the Clerk or Clerks of the said Court of Requests for the Time being shall and they are hereby required, out of the Fees limited or to be limited to him and them by virtue of this present Act, to pay or cause to be paid unto *James Agar*, *Benjamin Hart*, *Henry Storkes*, and *Thomas Cowley* Esquires, the present Counsel of the said Court of Marshalsea and Court of His Majesty's Palace of *Westminster*, as a Compensation for the Loss they will sustain in their said Offices by this present Act, for and during the Term of their respective natural Lives, the yearly Sum of Twenty-eight Pounds each of lawful Money of *Great Britain* (free and clear of and from all Charges and Deductions whatsoever), to be paid to them severally and respectively, yearly and every Year, at or upon the several Feast Days following, (that is to say,) the Feast of the Nativity of *Saint John* the Baptist, the Feast of *Saint Michael* the Archangel, the Feast of the Nativity of our Lord, and the Feast of the Annunciation of the Blessed Virgin *Mary*, by even and equal Portions, the first Payment thereof to begin and be made at or upon the Feast of the Nativity of *Saint John* the Baptist next after the passing of this Act: Provided always, that if any of the said Annuities shall be in arrear and unpaid for the Space of Ten Days after the same shall become due, then and in such Case it shall and may be lawful for the Person or Persons thereto entitled to recover the same in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or Action of Assumpsit, for Money had and received to his or their Use, which Action shall and may be brought against the said Clerks of the said Court of Requests for the Time being, when the said Annuity shall be so due, or either of them, at the Election of the Person or Persons then entitled to the same.

Limitation of Actions.

XXII. And be it further enacted, That no Action or Suit shall be commenced against any Person or Persons for any thing done in pursuance of the said recited Acts and of this Act, or any of them, for or on account of any Order, Determination, Judgment, or Decree of any of the said Commissioners, until Fourteen Days Notice thereof shall be given in Writing or be left at the Office of either of the Clerks of the said Court, or after sufficient Satisfaction or Tender thereof hath been made to the Party or Parties aggrieved, or after Six Calendar Months next after the Cause of Action shall have arisen; and the Defendant or Defendants in every such Action and Suit may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial or Trials which shall be had thereupon; and if the Plaintiff or Plaintiffs shall be nonsuited, or if a Verdict or Judgment shall be given for the Defendant or Defendants therein, then and in either of the said Cases the Defendant or Defendants shall have Double Costs, and shall have the like Remedy for recovering the same as any Defendant or Defendants may have for his, her, or their Costs in any Case by Law.

Provisions of the former Acts to apply to this Act.

XXIII. Provided always, That the said recited Acts, and all and every the Powers, Provisoes, Clauses, Matters, and Things therein respectively contained,

contained, shall, so far as the same are not varied, altered, or repealed, or otherwise provided for, by this present Act, be as good, valid, and effectual for carrying this Act into execution as if the same had been repeated and re-enacted in this Act.

XXIV. Provided always, and be it enacted, That nothing herein contained shall extend or be construed to extend so as to prevent or restrain any Person or Persons from levying Plaints in the Court of the King's Palace of *Westminster* of all and all Manner of Trespasses *vi et armis*, Trespasses upon the Case, Debt, Account, Detinue of Goods and Chattels, Deceits and Contracts, and all other personal Causes, Plaints, and Pleas, or from bringing any Action or Actions whatsoever for Rent, in the same Manner as he or they might have done in case this Act had not been passed; but subject nevertheless and without Prejudice to so much and such Part or Parts of the said recited Acts as relate to or concern the suing for and Recovery of any Debt or Debts, Sum or Sums of Money, not amounting to the Sum of Forty Shillings, in any of His Majesty's Courts of Record at *Westminster* or elsewhere out of the said Court of Requests; any thing in this Act contained to the contrary thereof notwithstanding.

Persons may
sue in certain
Cases as be-
fore the Act,

XXV. And be it further enacted, That this Act shall commence and take effect from and after the said Twenty-fourth Day of *March* One thousand eight hundred and seven, and 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.

Public Act.

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