



ANNO DECIMO

GEORGII IV. REGIS.

Cap. lv.

An Act for more effectually repairing the Road from *Tunbridge Wells* in the County of *Kent* to *Uckfield* in the County of *Sussex*.

[14th May 1829.]

WHEREAS an Act was passed in the Sixth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for repairing the Road from the Turnpike at Tunbridge Wells in the County of Kent to Ringles Cross near Uckfield in the County of Sussex*: And whereas another Act was passed in the Fourteenth Year of the Reign of His said late Majesty, intituled *An Act to continue, amend, and render more effectual an Act made in the Sixth Year of the Reign of His present Majesty, for repairing the Road from the Turnpike at Tunbridge Wells in the County of Kent, to Ringles Cross near Uckfield in the County of Sussex*: And whereas another Act was passed in the Forty-eighth Year of the Reign of His said late Majesty, intituled *An Act to continue and enlarge the Term and Powers of Two Acts for repairing the Road from Tunbridge Wells in the County of Kent to Ringles Cross near Uckfield in the County of Sussex*: And whereas the Trustees appointed in and by virtue of the said recited

6 G. 3. c. 85.
 14 G. 3. c. 97.
 48 G. 3. c. 61.

[Local.] 16 O Acts

Acts have proceeded in the Execution thereof, and have repaired and improved the said Road, and have for that Purpose, in pursuance of the Powers to them thereby given, borrowed a considerable Sum of Money on the Credit of the Tolls thereby granted, which Sum still remains undischarged, and cannot be paid off, nor can the said Road be effectually amended, improved, and kept in repair, without the Aid and Authority of Parliament: And whereas the Powers, Provisions, and Authorities given by the said recited Acts are in many respects insufficient and inconvenient, and it is expedient that the same be altered, amended, and regulated, and that the said Acts should be repealed: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the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 Third *Monday* after the passing of this Act the said recited Acts passed in the Sixth, Fourteenth, and Forty-eighth Years of the Reign of His said late Majesty King *George* the Third shall be and the same are hereby repealed.

Recited Acts repealed.

This Act to take effect for repairing the Road herein described.

II. And be it further enacted, That this Act shall thenceforth commence and take effect and be put in execution for and during the Term herein-after mentioned, for the Purpose of more effectually repairing and improving the Turnpike Road leading from *Tunbridge Wells* aforesaid to *Uckfield* aforesaid, and which said Turnpike Road commences at or near the *Hand and Sceptre* Public House at *Tunbridge Wells* aforesaid, and thence extends through or into the several Parishes of *Frant*, *Rotherfield*, *Maresfield*, *Buxted*, and *Uckfield*, all in the said County of *Sussex*, and terminates at a Place called *Ringles Cross*, near the Town of *Uckfield* aforesaid, and shall be called or distinguished by the Name of "The *Tunbridge Wells* and *Uckfield* Turnpike Road," and comprises a Distance of Fourteen Miles or thereabouts.

Trustees.

III. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being acting in and for the County of *Sussex*, together with *Richard Attree*, *James Alexander*, *Samuel Baker*, the Reverend *Sackville Stephens Bale* Clerk, the Reverend *George Maximilian Bethune* Clerk, D.D., the Reverend *Martin Benson* Clerk, Sir *Henry Blackman* Knight, *John By*, *Henry Blackman*, Sir *Charles Richard Blunt* Baronet, the Reverend *Thomas Brown* Clerk, *George Courthope*, *Henry Courthope* *Campion*, *John Cockran*, *Edward Cranston*, the Reverend *John Constable* Clerk, *Richard Chase*, the Reverend *Peter Guerin Crofts* Clerk, the Reverend *Richard Crawley* Clerk, *William Catt*, *William Congreve*, *John Martin Cripps*, *Joseph Delves*, *Thomas Charles Francis Downman*, *Thomas Delves*, *William Day*, *Thomas D'Oyley* Serjeant at Law, *John Apsley Dalrymple*, *Alexander Donovan*, *Samuel Woodgate Durrant*, *James Donovan*, *Warburton Davies*, *John Ellman*, *Edward Egles*, *Gabriel Egles*, *John Ellman* the younger, the Reverend *Thomas Fuller* Clerk, *John Fuller* of *Uckfield*, *John Fuller* of *Rose Hill*,

Hill, George Grantham the elder, George Gwynne, the Reverend Robert Barlow Gardner Clerk, George Clarke Hurdis, Richard Hart, Robert Holford, Edward Thomas Howeis, the Reverend Robert Hare Clerk, William Franklin Hick, John Hoper, George Hoper, John Hoper the younger, Jonathan Harrison, Aylmer Haley, Benjamin Hall, James Ingram, Henry Humphrey Jackson, the Reverend John Kirby Clerk, William Kenward, Benjamin Cooper Langford, the Reverend Edward Rudstone Langdale Clerk, Samuel Lidbetter, George Lidbetter, William Henry Lidbetter, Ewan Law, John Luxford, the Reverend Edward Langdale Clerk, George Molineux, John Mannington, Thomas Trill Moon, Humphrey Moon, William Courthope Mabbott, William Alexander Moreland, the Honourable George Neville, the Honourable and Reverend William Neville Clerk, the Right Honourable and Reverend John Neville Clerk, Edward Olive, Caleb Pearce, Thomas Partington, Baden Powell, the Reverend Thomas Baden Powell Clerk, the Reverend Richard Rideout Clerk, Daniel Rowland, William Roper, Sir John Shelley Baronet, James Cranbourne Strode, Walter Sprott, William Lucas Shadwell, Robert Stone, William Thomas Stone, John Baker Stapley, Thomas Stapley, William Owen Stone, Sir George Shiffner Baronet, John Simmons, John Stapley, John Stone, William Villiers Surtees, Thomas Osborne Stock, William Smith, Thomas Tourle, the Reverend John Thompson Clerk, Richard Andrew Turner, Henry Thwaites, William Verrall, Harry Verrall, Thomas Whitfeld, George Wilmot, the Reverend George Woodward Clerk, John Woodward, Thomas Woodward, Samuel Wickens, John Whapham, Wace, and their Successors, being duly qualified according to the Provisions of the several Laws in force for repairing Turnpike Roads in *England*, shall be and are hereby appointed Trustees for putting this Act into execution.

IV. And be it further enacted, That it shall be lawful for the said Trustees, or any Five or more of them, at their First Meeting herein-after directed, or at any subsequent Meeting to be held for that Purpose, (of which subsequent Meeting, and of the Purpose thereof, Twenty Days Notice shall be given by Insertion in some public Newspaper usually circulated in the County of *Sussex*.) to elect and appoint any Number of Persons, not exceeding Three in the whole, to be Trustees for the Purposes of this Act, in addition to the Trustees hereby appointed, and such Trustees so to be elected and appointed shall be and are hereby invested with the same Powers and Authorities for putting this Act into execution as if they had been named and appointed by this Act.

Power to
appoint ad-
ditional
Trustees.

V. And be it further enacted, That the said Trustees shall meet at the House of *Henry Cloke*, bearing the Sign of the *Maidenhead*, in *Uckfield*, or at some other convenient Place on or near the said Road, on the Fourth *Friday* next after the passing of this Act, between the Hours of Eleven in the Forenoon and Two in the Afternoon, or as soon after as conveniently may be, and shall then proceed to carry this Act into execution.

First Meet-
ing of Truss-
tees.

VI. And

Power to
take Tolls.

VI. And be it further enacted, That the respective Tolls following shall be demanded and taken at each and every of the Toll Gates, Bars, or Turnpikes which shall be continued or erected in, upon, or across the said Turnpike Road, or any Lane or Highway leading into the same, before any Horse, Cattle, or Carriage shall be permitted to pass through the same; that is to say,

Tolls.

For every Horse or other Beast drawing any Chaise, Chair, Curricie, Gig, or other such like Carriage on Two Wheels only (except Carts), by whatsoever Name the same may be called, the Sum of Sixpence:

For the First or only and Second Horse or other Beast drawing any Post Coach, Post Chaise, Coach, Chariot, Landau, Berlin, Hearse, Chaise, Sociable, Barouche, Calash, or other such like Carriage on more than Two Wheels, by whatsoever Name the same may be called, the Sum of Sixpence each:

For every other Horse or Beast of Draught drawing the same, the Sum of Three-pence:

For the only Horse or other Beast drawing any Cart not drawn by more than One Horse or Two Oxen (such Oxen to be considered as One Horse), the Sum of Sixpence:

For the Horse or Horses, or other Beast or Beasts (except an Ass or Asses), drawing any Waggon, Caravan, Cart, Dray, or such like Carriage, (except Carts drawn by One Horse or Two Oxen,) by whatsoever Name the same may be called, having the Fellies of the Wheels thereof of the Breadth of Six Inches or upwards at the Bottom or Soles thereof, the several Sums following; that is to say,

For One Horse or other Beast, Sixpence:

For Two Horses or other Beasts, Nine-pence:

For Three or Four Horses or other Beasts, One Shilling and Sixpence:

For Five or Six Horses or other Beasts, Two Shillings:

And for every Horse or other Beast above the Number of Six, Sixpence:

For the Horse or Horses, or other Beast or Beasts (except an Ass or Asses), drawing any Waggon, Caravan, Cart, or other such like Carriage, (except Carts drawn by One Horse or Two Oxen,) by whatever Name the same may be called, having the Fellies of the Wheels thereof of the Breadth of Four Inches and a Half and less than Six Inches at the Bottom or Soles thereof, the several Sums following; that is to say,

For One Horse or other Beast, Seven-pence Halfpenny:

For Two Horses or other Beasts, Eleven-pence Halfpenny:

For Three or Four Horses or other Beasts, One Shilling and Eleven-pence:

For Five or Six Horses or other Beasts, Two Shillings and Sixpence:

And for every Horse or other Beast above the Number of Six, Three Shillings and Two-pence:

For the Horse or Horses, or other Beast or Beasts (except an Ass or Asses), drawing any Waggon, Caravan, Cart, Dray, or other such like

like Carriage, (except Carts drawn by One Horse or Two Oxen,) by whatever Name the same may be called, having the Fellies of the Wheels thereof of less Breadth than Four Inches and a Half at the Bottom or Soles thereof, the several Sums following; that is to say,

For One Horse or other Beast, Nine-pence :

For Two Horses or other Beasts, One Shilling and Two-pence :

For Three or Four Horses or other Beasts, Two Shillings and Three-pence :

For Five or Six Horses or other Beasts, Three Shillings :

For every Horse or other Beast above the Number of Six, Three Shillings and Nine-pence :

For every Ass drawing any Waggon, Caravan, Cart, Dray, or other such like Carriage, by whatsoever Name the same may be called, One Half the Toll herein-before imposed in respect of any Horse or other Beast drawing the same :

For every Horse, Mule, or other Beast of Burthen (except Asses), laden or unladen, and not drawing, the Sum of Two-pence :

For every Ass, laden or unladen, and not drawing, the Sum of One Penny :

For every Score of Oxen or other Neat Cattle, laden or unladen, and not drawing, the Sum of Ten-pence, and so in proportion for any less Number :

For every Score of Sheep, Lambs, Calves, or Swine, the Sum of Five-pence, and so in proportion for any less Number :

For every Horse or other Beast drawing, between the Tenth Day of *October* and the Tenth Day of *April*, any Waggon, Cart, or other Carriage laden with any kind of Timber, Plank, Boards, Wood, Faggots, Hop-poles, (except as after mentioned,) Chalk, Marle, Lime, Bricks, Tiles, Bolders, Flints, Stone, Iron, Gravel, Coals, Mine, Charcoal, Sea Coal, or Iron, Double the Tolls herein-before imposed in respect of such Horse or other Beast, provided that such additional Tolls shall not be taken on account merely of any small Quantities not exceeding Three Hundred Weight of any of the Articles aforesaid in such Carriage, and provided also that such additional Toll shall not be taken for Lime in the Time of hard Frost.

VII. And be it further enacted, That nothing in this Act, or in the several Acts now in force for regulating Turnpike Roads, or any or either of them, shall extend or be construed to extend so as to exempt from the Payment of the Tolls hereby imposed any Horse, Beast, or other Cattle, or any Carriage, employed in carrying or conveying any Chalk, notwithstanding the same may be afterwards made or burnt into Lime, and the Lime so made therefrom may be afterwards employed or used in improving Lands:

No Exemption from Toll for Chalk.

VIII. And be it further enacted, That all Persons who shall have paid the Tolls hereby granted at any Toll Gate, Bar, or Turnpike upon the said Turnpike Road, for or in respect of any

Tolls on Horses not drawing to be paid once

[*Local.*]

16 P

Horse

only in the
same Day.

Payment of
Tolls for
Horses draw-
ing Carriages.

Horse or other Beast or Cattle, laden or unladen, and not drawing, shall on the same Day (to be computed from Twelve of the Clock in one Night to Twelve of the Clock in the next succeeding Night) be permitted to pass and repass at any Time or Times, as often as he or they shall think proper, through the same Toll Gate, Bar, or Turnpike, with the same Horse, Beast, or Cattle, Toll-free; and no Person passing any of the said Toll Gates, Bars, or Turnpikes, with any Horse or Horses not drawing a Carriage, and paying the Toll for such Horse or Horses, and returning the same Day (to be computed as aforesaid) with the same Horse or Horses drawing a Carriage, shall be subject or liable to pay any greater Toll than will, with what shall have been before paid for such Horse or Horses as aforesaid, make up the complete Toll authorized to be collected by virtue of this Act; and no Person passing any of the said Toll Gates, Bars, or Turnpikes, with any Horse or Horses drawing a Carriage, and paying the Toll for the same, and returning on the same Day (to be computed as aforesaid) with the same Horse or Horses not drawing any Carriage, shall be subject or liable to pay any Toll in respect of the Horse or Horses for returning; and that no Person who shall have paid Toll for passing through any of the said Toll Gates, Bars, or Turnpikes, with any Horse or Horses drawing any Carriage whatever, shall be subject or liable to the Payment of any Toll for passing and repassing through the same Toll Gate, Bar, or Turnpike on the same Day (to be computed as aforesaid) with the same Horse or Horses drawing the same Carriage, or not drawing any Carriage, but shall return Toll-free with the same; but no Person shall be permitted to pass a Third Time in any One Day (to be computed as aforesaid), with any Horse or Horses drawing any Carriage whatever, through any Toll Gate, Bar, or Turnpike, until he shall pay such and the same Toll as may be demanded and taken from him by virtue of this Act for the same respectively upon his first passing, and so *toties quoties* for every Third Time that any Person shall so pass in one and the same Day with the same Horse or Horses drawing the same Carriage, the same Tolls shall be demanded of and paid by such Person for such Horse or Horses so drawing respectively, in such and the like Manner as if it had been the First Time that he had passed with such Horse or Horses so drawing such Carriage respectively through such Toll Gate: Provided that nothing herein contained shall extend or be construed to extend to take away or reduce the Exemption given by the said before-mentioned Act of the said Third Year of His present Majesty, in respect of Horses travelling for Hire under the Post Horse Duties Act and returning within certain Hours with the same Carriage empty or without a Carriage.

Limiting the
Number of
Tolls on the
whole Line.

IX. Provided always, and be it enacted, That no Horse or Beast drawing any Coach, Waggon, Cart, or other Carriage, nor any other Horse, Beast, or Cattle, passing on the same Day (to be computed as aforesaid) through all or any of the Toll Gates or Turnpikes to be continued or erected upon the said Road, shall be

be charged or chargeable with or liable to pay the Tolls hereby granted at any greater Number of Gates than Six upon the whole Length of the said Road; and that no Toll shall be demanded or taken for or in respect of any Horse, Beast, Cattle, or Carriage, for which the Toll shall have been paid at any Gate, Bar, or Turnpike erected or to be erected on the said Road, shall be liable to the Payment of any Toll on the same Day, (to be computed as aforesaid,) at any other Gate erected on the said Road, situate within Two Miles of the Gate at which such Toll shall have been paid.

X. Provided also, and be it further enacted, That the Toll hereby made payable shall be paid for or in respect of all Horses or other Beasts of Draught drawing any Stage Coach or Stage Waggon, Van, Caravan, Cart, or other Stage Carriage carrying Passengers or Goods for Payment, Hire, or Reward, for every Time of passing and repassing through every such Turnpike, Toll Gate, Side Gate, Side Bar, or Chain.

Stage
Coaches, &c.
to pay each
Time of pass-
ing.

XI. And be it further enacted, That the Toll hereby made payable shall be paid for or in respect of all other Horses or Beasts of Draught travelling for Hire, drawing any Post Chaise or other Carriage, for every Time of passing and repassing along the said Road on the same Day as often as a fresh Hiring thereof shall take place.

Post Chaises
on every new
Hiring.

XII. Provided always, and be it further enacted, That no Toll shall be demanded or taken, by virtue of this Act, for any Horse, Beast, or other Cattle drawing any Carriage employed in carrying or conveying, or having been employed only in carrying or conveying, on the same Day, any Hop-poles which shall have grown or been made on Land or Ground in the Occupation of the Owner of such Hop-poles, and which shall not have been bought, sold, or disposed of, nor are going to be bought, sold, or disposed of.

Exemptions
from Toll.

XIII. And be it further enacted, That all and every the Footpaths on the Sides of and adjoining the said Road by this Act authorized to be repaired shall be and the same are hereby declared to be subject to the Regulations of this Act, and to be Part of the said Road, and shall be repaired and amended by the said Trustees by such Ways and Means and in such Manner as the said Road is and shall be repaired and amended.

Footpaths
deemed Part
of the Road.

XIV. And be it further enacted, That from and after the passing of this Act the Sum of Two Pounds *per Centum per Annum* on the aggregate Amount of all the Principal Monies now due and secured on the Tolls of the said Road, and on the Amount of every further Sum of Money which shall be afterwards borrowed or taken up at Interest on the Credit or Security of the Tolls hereby granted and imposed, shall be charged on, and during the Continuance of this Act be appropriated and paid out of, the Tolls hereby

Sinking
Fund.

hereby granted and imposed, in order to form a Sinking Fund for the gradual Payment of all and every the said Monies in manner herein-after directed; and that after the Payment of any such Principal Monies, the full Interest which would have been otherwise payable for or in respect of the same, to the Creditor or respective Creditors, shall from thenceforth and during the Continuance of this Act be charged on and appropriated and paid out of the said Tolls in aid of the said Sinking Fund; and that as often as the said Sinking Fund shall amount to the Sum of One hundred Pounds, then and in such Case that Sum or any further Part of the Balance in the Hands of the Treasurer, if the Trustees shall think proper, shall be applied in Payment of an equal Amount of the Principal Monies borrowed by the Trustees under the former Acts and this Act, upon the Credit or Security of the Tolls arising from the said Road, and then remaining due and owing to or amongst the said Creditors, either rateably or by Lot, as the said Trustees shall think proper, and without any Preference or Priority whatever.

Application
of Monies.

XV. And be it further enacted, That as well all the Monies which before the Commencement of this Act shall have been raised or produced by virtue of the said Acts hereby repealed, and which shall remain undisposed of, as also all other Monies which shall arise or be produced by virtue of this Act, shall be applied to and for the several Purposes and in the Order and Manner following; that is to say, in the first place, in Payment of all Expences which have been incurred in applying for and obtaining and passing this Act; and, in the second place, in paying all Arrears of Interest on any Sums of Money which have been already borrowed and shall be due on the Credit of the said Acts hereby repealed on the said *Third Monday* after the passing of this Act, and also the Interest which shall from Time to Time become due in respect of every Sum of Money so borrowed as aforesaid, or which shall hereafter be borrowed or taken up at Interest on Security of the Tolls by this Act granted and imposed, equally and without Preference on account of the Priority of such Securities in point of Time or otherwise, and which Interest shall be paid annually, either to the Creditor or Creditors, or in aid of the Sinking Fund herein-before mentioned; in the third place, in paying the said Amount of Two Pounds *per Centum per Annum* for providing such Sinking Fund as is herein-before directed; in the fourth place, in defraying the Expences of making, erecting, and keeping in repair the Toll Gates, Toll Bars, Toll Houses, and other Buildings already or hereafter to be erected or built under the Authority of this Act, and of altering, widening, repairing, and preserving the said Road by this Act directed to be kept in repair as aforesaid, and of erecting and making necessary and convenient Bridges, Arches, and other Works upon and near the same; and the Residue thereof to be employed in aid of the said Sinking Fund, for the more speedy and effectual Reduction and discharging of the several Principal Sums of Money now due or hereafter to be advanced upon the Security of such Tolls and
Duties,

Duties, or otherwise to be carried as a Balance to the Amount of the succeeding Year, as the said Trustees shall from Time to Time order and direct.

XVI. And, in order to secure the due Application of the Tolls hereby granted to the several Purposes and in the Order and Manner aforesaid, be it further enacted, That all and every the said Tolls shall always be paid by the several Collectors or Lessees thereof into the Hands of the Treasurer for the Time being to be appointed by the said Trustees, who shall pay and apply the same to the several Purposes and in the Order and Manner aforesaid; nor shall such Treasurer pay, disburse, or expend any Sum or Sums of Money (other than in Payment of the Interest, annually, as it shall become due) without an Order or Authority in Writing under the Hands of Two or more Trustees, but all and every Sum or Sums of Money so paid, disbursed, or expended without such Order or Authority shall be disallowed in his Account.

Tolls to be paid to the Treasurer.

XVII. And be it further enacted, That in all Cases where the said Trustees or their Surveyor or Surveyors shall require Statute Labour to be done and performed on the Road hereby authorized to be repaired, or any Part thereof, or a Composition to be paid in lieu of such Statute Labour, the said Trustees or their Surveyor shall proceed to obtain the Performance of such Statute Labour or Payment of such Composition by or under the Order of Two or more of His Majesty's Justices of the Peace acting for the County wherein the Parish from whence such Statute Labour or Composition shall be required shall be situated, in Petty Sessions assembled, and not otherwise; and such Justices shall and they are hereby empowered to call upon and direct the Clerk or Surveyor to the said Trustees to produce to such Justices a full and true Account of the Revenue of the said Trustees arising by and from the Tolls by this Act granted, and also an Account of the Application and Expenditure thereof, and of the Debts owing upon or in respect of the said Road; and the said Justices shall thereupon consider and determine whether such Statute Labour or Composition, or any and what Part thereof, is required for the Repairs of the said Road, so far as the same runs through any Parishes or Parish where such Statute Labour or Composition is awarded, and such Statute Labour or Composition, or such Part thereof as the said Justices shall adjudge to be necessary, shall be performed, laid out, and expended, by and under the Orders of the said Trustees, in the Repair of such Part of the said Road as shall be in the Parish from whence such Statute Labour shall be performed or Composition paid, and not elsewhere.

Regulating the Performance of Statute Labour, &c.

XVIII. 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.

Public Act.

Commence-
ment and
Continuance
of this Act.

XIX. And be it further enacted, That this Act shall commence upon and have Continuance from the said Third *Monday* after the passing of this Act, for and during the Term of Thirty-one Years, and from thence to the End of the then next Session of Parliament.

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