



ANNO TERTIO

GEORGII IV. REGIS.

Cap. lxxxii.

An Act for watching, lighting, watering, cleansing, gravelling, and otherwise improving the Foot, Carriage, and other public Ways on certain Lands and Grounds in the Parish of *Saint Pancras*, in the County of *Middlesex*, called *Camden Town*.

[24th June 1822.]

WHEREAS the Most Honourable *John Jeffreys* Marquis *Camden* and the Reverend *Thomas Randolph* Master of Arts, Prebendary of the Prebend of *Cantlowes*, otherwise *Cantlers*, otherwise *Kentish Town*, in the Cathedral Church of *Saint Paul* in *London*, are possessed of and interested in certain Lands situate and being in the Parish of *Saint Pancras* in the County of *Middlesex*, abutting towards the West, in Part on the Turnpike Road leading from *Tottenham Court Road* to *Kentish Town*, in other Part on a small Piece of Land in the Occupation of *Robert Graham* Gardener, in other Part on the Rear of certain Buildings called *Monte Video Place* and *Chesnut Row*, and in other Part on Lands belonging to the Governors of *Saint Bartholomew's Hospital* and the Earl of *Dartmouth*, abutting towards the North, in Part upon a certain Place called *Payne's Place*, in other Part upon the said Lands belonging to the said Governors of *Saint Bartholomew's Hospital* and the Earl of *Dartmouth*, in other Part on Lands in the Occupation of *William Morgan*, and in other Part on Lands belonging to *Torriano* Esquire, towards the East, in Part on *Maiden Lane*, and on other Part

[Local.]

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on the Turnpike Road leading from *Kentish Town* to *Saint Pancras Church*, and abutting towards the South, in Part on Lands belonging to the said Governors of *Saint Bartholomew's Hospital* and *William Agar Esquire*, and in other Part on the Turnpike Road formerly called *Fig Lane*, and which said Lands contain Two hundred and twenty Acres, or thereabouts; which Boundaries are more particularly described and delineated in a Plan of the said Lands deposited with the Clerk of the Peace for the County of *Middlesex*: And whereas several Houses have been erected on certain Parts of the said Lands, and others are now building, and several Streets and public Places are formed, and it is intended to make several Squares, Crescents, Streets, and other Passages and Places on the Remainder of the said Lands, to be called *Camden Town*: And whereas several Builders and Owners of Houses have made and paved the Footways before their respective Houses, and others have omitted so to do, and several Footways are out of Repair; And whereas some Parts of the Carriageways have been paved and put into a State of Repair, and other Parts are dangerous for Travellers: And whereas it would contribute to the Benefit and Safety of all Persons now residing in the said Streets, or who shall be Inhabitants of the said intended Streets, Squares, Crescents, Passages, and Places to be called *Camden Town*, and to all Persons who shall or may have Occasion to pass along the same, if Provisions were made for making and keeping in repair the said Footways, and for forming, making, paving, gravelling, repairing, and keeping in repair the said Carriageways, and also for cleansing, lighting, watching, and watering the same, and for removing and preventing Nuisances, Annoyances, and Encroachments therein: And whereas it would also contribute to the Advantage and Benefit of the Owners and Occupiers of Houses of the said intended Crescents and Squares if the Centres, Areas, and Grounds of the same were kept in repair after the same are formed and made by the respective Builders, and if Provision were made for raising Money for that Purpose; but as the said beneficial Purposes cannot be carried into Effect without the Aid of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the Reverend *James Moore D.D.*, *John Adams*, *Henry Lawrence Brochard*, *William Bundy*, *William Bishop*, *Samuel Barker*, *Launcelot Burton*, *Thomas Cood*, *Samuel Collard*, *Charles Cadby*, *William Casson*, *William Dyke*, *Richard Dent*, *Christian Dietrichson*, *Samuel Denton*, *James Early*, *Joseph Early*, *James Ensol*, *Fisher*, *Charles Gell*, *James Boccock Holbrook*, *Thomas Holbrook*, *Richard Jeffreys*, *John Jones*, *Joseph Jackson*, *Peter Keir*, *James Karr*, *James Knox*, *Stephen Keene*, *George Lever*, *George Lever junior*, *William Lund*, *Benjamin Lewis*, *Samuel Millington*, *Alexander Mason*, *Joseph Munyard*, *Edmund Marks*, *John Mortimer*, *George Neele*, *Joseph Pitts*, *James Prendergast*, *William Roberts*, *Henry Robert Rogers*, *Robert Robert*, *Richard Rhodes*, *Gideon Slous*, *Joseph Salisbury*, *Edward Stones*, *Richard Stanford*, *Charles William Snow*, *Jeremiah Stockdale*, *Benjamin Turney*, *Joseph Talbot*, *Thomas Wallis*, *Thomas Wilson*, *Richard Welchman*, *Daniel Willshen*, *Gervase Wheeler*, *Edward Wood*, *John Warren*, *William Yockney*, the Rev. *Edward Chaplin*, and the Rev. *John Hobson*, shall be and they are hereby appointed Commissioners for putting and carrying this Act into execution.

Commissioners Names.

II. And

II. And be it further enacted, That the said Commissioners appointed by this Act, or any Five or more of them, shall meet together at the House known by the Sign of *Mother Red Cap*, within the Limits of this Act, on the First *Thursday* in the next Month after the passing of this Act, between the Hours of Nine and Eleven of the Clock in the Forenoon, and proceed to put this Act into execution; and shall and may then and from Time to Time afterwards adjourn themselves to any Place within or near the Limits of this Act; and if at any Time there shall not appear at any such Meeting a sufficient Number of the said Commissioners, appointed by virtue of this Act, to act in the Execution of the same, any one of the said Commissioners present may adjourn the Meeting to another Day; and in case of any Neglect or Omission to adjourn, or there shall not be any Commissioners present to adjourn, or it shall be necessary to have any Special Meetings between the last Meeting and the Day of Adjournment, any of the said Commissioners, or their Clerk, shall and may call a Meeting at the Place where the last Meeting of the said Commissioners was appointed to be held, by Notice or Summons, to be delivered at the usual Place of Abode of all such Commissioners, who shall have qualified as hereafter expressed, at least Four Days before such Meeting; and that at all Meetings to be held in pursuance of this Act the said Commissioners shall defray their own Expences (except for the Room or Apartment where such Meeting shall be held, which shall be paid out of the Rates or Assessments herein-after directed to be made and levied); and no Act of the said Commissioners shall be valid, unless made or done at some Meeting to be held by virtue of this Act, except the calling of Meetings as aforesaid; and that all the Powers and Authorities by this Act granted to or vested in the Commissioners appointed or to be appointed by virtue thereof shall and may from Time to Time be exercised by the major Part of them present at their respective Meetings to be holden as aforesaid, the Number of Commissioners present at such Meeting not being less than Nine for the Purpose of borrowing Money, granting Annuities, and making Contracts, and not being less than Five in any other Case, unless where herein otherwise provided; and in all Cases where the Number of Votes upon any Question shall be equal (including the Chairman's Vote,) the Chairman shall have the casting Vote; and at every Meeting to be held under or in pursuance of this Act, the first Business shall be the Election of a Chairman to preside at the same.

To meet and adjourn.

How Meetings to be convened.

The Number of Commissioners to transact Business

III. Provided also, and be it further enacted, That no Person or Persons herein-before named and appointed a Commissioner or Commissioners shall be capable of acting as a Commissioner in the Execution of the Powers given by this Act, except in administering the following Oath, until he shall have taken and subscribed the same; *videlicet*,

Commissioners to be sworn.

‘ I do swear, That I will faithfully, impartially, and honestly, according to the best of my Skill and Judgment, execute the Trusts reposed in me, and hear and determine all such Matters and Things as shall be brought before me as a Commissioner by virtue of an Act of Parliament made and passed in the Year of the Reign of King *George* the Fourth, intituled *An Act* [here set forth the Title of this Act.] So help me GOD.’

Oath to act impartially.

Which

Which Oath it shall be lawful for any of the said Commissioners to administer.

Proceedings
of Commis-
sioners to be
entered.

IV. And be it further enacted, That all the Acts, Orders, and Proceedings of the Commissioners appointed for carrying this Act into execution from Time to Time, and the Names of the Commissioners who shall be present at the respective Meetings to be held in pursuance of this Act, shall be entered by the Clerk to the said Commissioners in a Book or Books to be kept for that Purpose, and shall be confirmed and signed by the Chairman at the next Meeting of the said Commissioners; and after the same shall have been made and passed, and all such Entries being so signed, shall be deemed Originals, and shall be allowed to be read in Evidence in all Courts whatsoever; and that such Books shall at all seasonable Times be open to the Inspection of all Persons rated or assessed for the Purposes of this Act.

Restriction
as to revok-
ing Orders.

V. And be it further enacted, That no Order made by the said Commissioners at any of their Meetings shall be revoked or altered, unless at some General Meeting to be holden as aforesaid, or at some Special Meeting to be adjourned as aforesaid, of which Four Days Notice shall be given as last aforesaid, expressing the Occasion of such Meeting, and also unless a greater Number of Commissioners shall attend at such Meeting to revoke or alter the same than were present when such Order was made.

Choosing
new Com-
missioners.

VI. And be it further enacted, That when and so often as any of the said Commissioners hereby or hereafter to be appointed by this Act shall die, refuse or neglect to act for the Space of One Year, it shall be lawful for the surviving or remaining Commissioners or any Seven or more of them, and they are hereby authorized and required, at any Special or General Meeting to be convened for that Purpose by the Clerk to the said Commissioners for the Time being, by Notice or Summons, to be delivered at the usual Places of Abode of the said Commissioners as aforesaid, by Writing under their Hands and Seals, to elect and appoint One other Person to be a Commissioner in the Room or Stead of each Commissioner dying, refusing or neglecting to act as aforesaid; and each Person who shall be so elected and appointed is hereby vested with the same Powers and Authorities as the Commissioner in whose Place or Stead he shall be elected and appointed was vested with; and no Person who shall neglect to act for the Space of One Year shall after that Term be capable of acting as a Commissioner, unless he shall be re-elected and appointed at any Special or General Meeting by the remaining Commissioners, or any Seven or more of them.

Qualification.

VII. Provided always, and be it further enacted, That no Person shall be elected or re-elected a Commissioner under this Act, or capable of acting after being elected or re-elected, except such Person or Persons as shall be nominated and appointed by the Marquis of *Camden*, and the Reverend *Thomas Randolph*, as herein-after mentioned, unless he be an Inhabitant Householder residing within the Limits of this Act, and shall, either in his own Right or in the Right of his Wife, be in the actual Possession or Enjoyment or Receipt of the Rents and Profits of some Building,

Building, Land, Tenement, or Hereditament, situate and being within the Limits of this Act, of the clear yearly Value of Fifty Pounds, and also assessed to the Rates hereby directed to be made to and for the Purposes of this Act, at the Rate of Thirty-five Pounds *per Annum* or upwards; or Occupier, or Occupier and Lessee, of some House, Building, Tenement, or Land, within such Limits, rated or liable to be rated by virtue of or for the Purposes of this Act, at or for the clear yearly Value of Fifty Pounds, and possessed of a Personal Estate of the Value of One thousand Pounds, over and above what will satisfy his just Debts; or if resident out of the said Limits, possessed either in his own Right or in the Right of his Wife, of an actual Interest, either Leasehold or by Mortgage, in Lands, Tenements, or Hereditaments, within the said Limits, of the clear yearly Value of One hundred Pounds, or shall be possessed of an Estate in Lands, Tenements, or Hereditaments, within the said Limits, of the clear yearly Value of Twenty Pounds, and also possessed of a Personal Estate of the Value of Three thousand Pounds over and above what will satisfy his just Debts; and until he shall have taken and subscribed the Oath herein-before directed, and also the following Oath, which Oaths any Person herein-before named, or any Commissioner hereafter appointed, are hereby empowered to administer:

I do swear, That I am an Inhabitant Householder within the Limits of an Act passed in the Third Year of the Reign of King *George* the Fourth, intituled *An Act* [*here set forth the Title of the Act*], and am in my own Right (or in the Right of my Wife) in the actual Possession and Enjoyment or Receipt of the Rents and Profits of some Building, Land, Tenement, or Hereditament, situate and being within the Limits of the said Act, of the clear yearly Value of Fifty Pounds at the least; and assessed to the Rates to and for the Purposes of the said Act, at the Rate of Thirty-five Pounds *per Annum* or upwards; or that I am an Occupier, or Occupier and Lessee, of some Building, House, Tenement, or Land, rated or liable to be rated by virtue of or for the Purposes and within the Limits of the said Act, at or for the clear yearly Value of Fifty Pounds at the least, and possessed of a Personal Estate of the Value of One thousand Pounds over and above what will satisfy my just Debts; or that I am not resident within the said Limits, but that I am possessed in my own Right, or in the Right of my Wife, of an actual Interest in Lands, Tenements, or Hereditaments within the said Limits, of the clear yearly Value of One hundred Pounds; or that I am possessed of an Estate in Lands, Tenements, or Hereditaments, within the said Limits, of the clear yearly Value of Twenty Pounds, and also possessed of a Personal Estate of the Value of Three thousand Pounds, over and above what will satisfy my just Debts.

So help me GOD.

Oath of Qualification.

And if any Person appointed a Commissioner under this Act during such Time as he shall hold any Place or Office of Profit, or be any way interested or concerned in any Contract to be made by virtue of this Act, or any Work or Business to be done under the same, shall presume to act as a Commissioner in the Execution of this Act, or shall act as such Commissioner without being properly qualified, or not having taken and subscribed the Oaths herein-before mentioned, he shall for every such Offence forfeit and pay the Sum of Fifty Pounds, together with full Costs of Suit, to any Person who shall sue for the same in any of His Majesty's Courts of

Penalty, not being qualified.

[Local.]

Record, by Action of Debt or on the Case, or otherwise; and the Person so sued shall prove that he is qualified as aforesaid, or that he did not hold any such Place or Office of Profit, or was not interested or concerned in any such Contract, Work, or Business, as the Case may happen, or otherwise shall pay the said Penalty, without any other Proof or Evidence being necessary on the Part of the Plaintiff than that such Person had acted as a Commissioner in the Execution of this Act; provided always, that all Acts and Proceedings of any Person or Persons acting as a Commissioner or Commissioners in the Execution of this Act, although not duly qualified as aforesaid, previous to his or their being convicted of the said Offence, shall, notwithstanding such Conviction, be as good, valid, and effectual as if such Person or Persons had been duly qualified to act as a Commissioner or Commissioners according to the Directions of this Act.

Commissioners to take Oaths annually.

VIII. And be it further enacted, That the said Commissioners hereby appointed, or to be hereafter appointed, shall at the First General Meeting in *January* or *February* in each and every Year, or at an adjourned General Meeting in the said Months of *January* or *February*, take and subscribe the Oaths herein directed to be taken and subscribed, which Oaths any of the said Commissioners are hereby empowered to administer, and that no Commissioner shall presume to act until he shall have taken and subscribed such Oaths.

Marquis Camden to appoint Two Commissioners, and the Rev. Thomas Randolph One Commissioner.

IX. And be it further enacted, That it shall and may be lawful to and for the Most Honourable *John Jeffreys* Marquis *Camden* and his Assigns during his Life, and after his Decease to and for the Person or Persons who shall for the Time being be entitled to the first beneficial Estate in the said Lands and Hereditaments under the Trusts of the Marriage Settlement of the said Marquis, or other Conveyance or Settlement whatsoever, to nominate and appoint from Time to Time Two Persons, in Writing under his or their Hand and Seal or Hands and Seals, to be Commissioners to put this Act into execution; and also the said Reverend *Thomas Randolph*, Master of Arts, and his Successors, shall and may in like Manner nominate and appoint One other Person to be a Commissioner to put into execution the said Act; so that the said Marquis *Camden*, and such Person or Persons as aforesaid, may from Time to Time have Two Commissioners, and also the said *Thomas Randolph* and his Successors may have One Commissioner, and so that such Commissioners so nominated and appointed as last aforesaid shall respectively be possessed of a Personal Estate of the Value of Three thousand Pounds after Payment of their respective just Debts, and shall not be required to possess any Property within the said Limits, but that such Commissioners shall take and subscribe the Oaths herein-before mentioned previous to their proceeding to carry this Act into execution, so far as respects the Qualification of their being possessed of Personal Estate of the Value of Three thousand Pounds after Payment of their respective Debts.

Officers to be appointed.

X. And be it further enacted, That the said Commissioners shall from Time to Time, by Writing under their Hands, appoint a Treasurer, Clerk, and Surveyor or Inspector, and also a Collector or Collectors of the Rates to be made as herein-after mentioned, and such other Officers and Persons as they shall think necessary; and may remove any Officers
or

or other Persons as they shall think proper, and appoint others in their Stead, and pay such Salaries and make such Allowances to all such Officers or other Persons as they the said Commissioners shall think reasonable; and the said Commissioners are hereby required to take such Security from every such Treasurer and Collector as they shall think proper.

XI. Provided always, and be it further enacted, That it shall not be lawful for the said Commissioners to continue or appoint the Person who has been or may be appointed to act as their Clerk in the Execution of this Act, or the Partner of any such Clerk, the Treasurer for the Purposes of this Act, or to continue or appoint the Person who has been or may be appointed Treasurer, or the Partner of any such Treasurer, the Clerk to the said Commissioners for executing this Act; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk shall act as Treasurer, or being the Partner of any such Treasurer shall act as Clerk in the Execution of this Act, every Person so offending shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same, to be recovered, together with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed.

Treasurer
and Clerk
not to be the
same Person.

XII. And be it further enacted, That every such Treasurer and Collector shall, under their respective Hands, at such Time or Times and in such Manner as the said Commissioners shall direct, deliver to the said Commissioners, or to such Person or Persons as they shall appoint, a true and perfect Account in Writing of all such Matters and Things as may be committed to their Charge, and also of all Monies which shall have been by them received by virtue and for the Purposes of this Act, and how much thereof hath been paid and disbursed, and for what Purposes, together with the proper Vouchers for such Payments, and shall pay all such Monies as shall remain in their Hands to such Person or Persons, at such Time and Place, as the said Commissioners shall from Time to Time direct or appoint; the Receipt of such Person or Persons shall be a sufficient Discharge to such Treasurer and Collector for the same; and if any such Collector as aforesaid shall at any Time or Times hold or keep in his own Hands, for the Space of Seven Days together, any larger Sum of Money to be received by him under this Act than the Sum of Forty Pounds he shall for every such Offence forfeit and pay to the said Commissioners for the Purposes of this Act any Sum not exceeding Five Pounds, within the Space of Ten Days next after he shall be called upon by them or their Treasurer to pay such Penalty; and every such Collector shall, when thereunto required by the said Commissioners assembled at any such Meeting as aforesaid, produce a Book containing an Account of the Rates and Assessments levied by virtue of this Act which shall be in arrear and unpaid, and the Names of the Persons by whom the same ought to be paid, with the Sums by them respectively owing, and the Times when the same became due; and if any such Treasurer or Collector shall refuse or wilfully neglect to make and render, or to produce or deliver up the Vouchers relating to the same, or to make

Treasurer
and Collector
to account.

Payment

Payment as aforesaid, or in case the Clerk of the said Commissioners, or any such Treasurer or Collector shall not deliver to the said Commissioners, or to such Person as they shall appoint, within Fourteen Days next after being thereunto required by Notice in Writing signed by the said Commissioners or any Five or more of them, and given to or left at the last usual Place of Abode of such Treasurer, Clerk, or Collector, all Books, Papers, and Writings in their respective Custody or Power relating to the Execution of this Act, or Duplicates thereof respectively, or give Satisfaction to the said Commissioners respecting the same, and Complaint thereof shall be made on behalf of the said Commissioners to any Justice of the Peace for the County of *Middlesex*; such Justice is hereby authorized and required, by Warrant under his Hand and Seal, to cause such Treasurer, Clerk, or Collector to be brought before him, and upon his appearing, or not being to be found, to hear and determine the Matter of such Complaint in a summary Way; and if upon the Confession of the Party, or by the Testimony of any credible Witness upon Oath (which Oath such Justice is hereby empowered to administer), it shall appear to such Justice that any of the Monies which shall have been collected and received by virtue of this Act shall be in the Hands of any such Treasurer or Collector, such Justice is hereby authorized and required upon Nonpayment thereof, by Warrant under his Hand and Seal, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Person; and if no such Goods and Chattels can be found sufficient to answer and satisfy the Money and the Charges of distraining and selling the Distress, or if it shall appear to such Justice that any such Treasurer or Collector had refused or wilfully neglected to render and give such Accounts as aforesaid, or to produce the Vouchers relating thereto, or that any Books, Papers, or Writings relating to the Execution of this Act shall be in the Custody or Power of any such Treasurer, Clerk, or Collector, and he shall have refused or neglected to deliver up or give Satisfaction respecting the same as aforesaid, then such Justice shall commit him to the Common Gaol or House of Correction, there to remain without Bail or Mainprize until such Person, being Treasurer or Collector, shall make and give a true and perfect Account, and have paid such Money as aforesaid, or shall have compounded for such Money with the said Commissioners, and have paid such Composition in such Manner as they shall appoint, which Composition the said Commissioners are hereby empowered to make and receive, and until such Person, being a Treasurer, Clerk, or Collector, shall deliver up all such Books, Papers, Writings, or Duplicates of the same as aforesaid; but no Person who shall be committed on account of his not having sufficient Goods or Chattels as aforesaid shall be detained in Prison for any longer Term than Three Calendar Months by virtue of this Act.

Accounts to be made out annually.

XIII. And be it enacted, That in the Month of *February* in every Year a true Account shall be made in Writing of all Monies received and paid by virtue of this Act during the preceding Year, ending upon the Thirty-first Day of *December* in every Year, and a Copy or Duplicate of such Account shall be deposited with the Clerk of the said Commissioners.

Account and Rate Books to be inspected.

XIV. And be it further enacted, That the said Commissioners shall provide such Books of Accounts from Time to Time as they may think necessary, and to enter or cause to be entered a just and accurate Account of
of

of all Sums of Money which shall be received by them or for their Use, for the Rates and Assessments to be made in pursuance of this Act, or otherwise, and the Time when, and from whom, and on what Account the same shall have been received by and for the Use of the said Commissioners, and by and to whom, and for what Purposes, and the Times when the same shall have been paid; and the said Books, together with all other Books relating and kept by and for the Use of the said Commissioners, and also all Books of the Rates and Assessments, shall be open to the Inspection and the Perusal of all and every Person rated by virtue of this Act (such Person having paid his or her Rates due to the said Commissioners at the Time of such Inspection), at all seasonable Times in the Daytime, upon Payment of One Shilling to the Clerk for such Inspection, and shall be entitled to a Copy or Extract of any such Books upon Payment of Sixpence for every Seventy-two Words: Provided always, that the Clerk shall not be compelled to deliver a Copy or Abstract of any Account that shall have been audited and examined for the Space of One Month next after such Audit and Examination; and in case the said Clerk shall not permit, or shall refuse to permit any such Person to inspect the same, or shall refuse to deliver such Copy or Abstract, such Clerk shall forfeit and pay any Sum of Money not exceeding the Sum of Five Pounds, to be levied, recovered, and applied in manner as any other Penalty is by this Act directed to be levied, recovered, and applied.

XV. And be it further enacted, That the said Commissioners shall and may sue and be sued and otherwise proceed or be proceeded against, at Law or otherwise, in the Name or Names of any One of the said Commissioners, or of their Clerk for the Time being; and that all Actions or Suits which it may be necessary to bring for the Recovery of any Penalty or Sum of Money due or payable by virtue of this Act, or for or in respect of any Matter or Thing relating to this Act, shall be brought and prosecuted in the Name or Names of One of the said Commissioners, or of their Clerk for the Time being; and that no Action or Actions which may be brought, commenced, or prosecuted by or against the said Commissioners, or any of them, by virtue or on account of this Act, in the Name or Names of One of the said Commissioners, or of their Clerk, shall abate or be discontinued by the Death or Removal of such Commissioner or Clerk, or either of them, or by the Act or Default of such Commissioner or Clerk, or either of them, done or suffered without the Direction or Consent of Five or more of the said Commissioners for the Time being, but One of the said Commissioners, or the Clerk of the said Commissioners for the Time being, shall always be deemed Plaintiff or Plaintiffs, Defendant or Defendants, as the Case may be: Provided always, that every such Commissioner or Clerk, in whose Name or Names any Action or Suit shall be commenced, prosecuted, or defended in pursuance of this Act, shall always be reimbursed and paid, out of the Monies to be raised by virtue of this Act, all such reasonable Costs, Charges, and Expences as he or they shall sustain, be put unto, or become chargeable with by reason of his being so made Plaintiff or Plaintiffs, Defendant or Defendants therein, and such Commissioner or Clerk shall not be personally answerable or liable for the Payment of the same or of any Part thereof, unless such Action or Suit shall arise in consequence of his own Neglect or Default, or unless it should have been brought, commenced, or defended

Commissioners may sue and be sued in the Name of their Clerk.

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without the Order or Direction of Five or more of the said Commissioner assembled at a Meeting under this Act.

Commissioners may pave and gravel Footways and pave Channels and gravel Carriageways.

XVI. And be it further enacted, That it shall and may be lawful for the said Commissioners, and they are hereby empowered, from Time to Time to cause, as well the several Footways next the said Turnpike Roads, as also the Footways of all other Roads, Streets, Squares, Crescents, and other public Passages to be made and set out within the Limits of this Act, to be properly formed, paved, or gravelled, and such Footways, so paved and gravelled, to be from Time to Time, and also those already formed and paved, to be amended and kept in good Repair; and also shall form the Carriageways within the Limits aforesaid upon such Levels as they shall think proper, and shall pave the Channels thereof, and the Remainder of the said Carriageways, with such Sort and Kind of Materials, Gravel, or Ballast as they shall judge necessary and proper; and also to cause the said Roads, Streets, Squares, Ways, and other public Passages and Places to be cleansed, lighted, watched, and watered, in such Manner as the said Commissioners shall think proper, and all Encroachments, Obstructions, Nuisances, and Annoyances therein to be removed, and Drains, Sinks, Gullyholes, Grates, Gutters, or Watercourses to be made, for conveying the Water off and from the said Roads, Streets, Squares, Crescents, and other public Passages and Places, in such Manner as they shall think proper; and also that the said Commissioners shall and may erect, build, fix, put, and place any Walls, Fences, Posts, Pales, Rails, or Iron or other Gates, at the Entrances, End, or Extent of all or any of the said Roads, Streets, Squares, Crescents, and other public Places and Passages, to prevent the passing of Carts, Coaches, and other Carriages, or Cattle or Sheep, other than to, from, or for the Use of the Inhabitants residing within the Limits of this Act, or other Person or Persons going to or returning from his, her, and their Lands, Grounds, and Premises adjoining to *Camden Town* aforesaid, and to and from any Place or Places of Religious Worship; and shall and may erect a Lodge or House to all or any of the said Gates, not exceeding Twelve Feet in Height.

Pavement and Gravel and Foot and Carriage Ways not to be altered.

XVII. And be it further enacted, That no Person or Persons whomsoever shall, without the Consent of the said Commissioners, alter the Form, damage, break, or take up the Ground or Pavement of the Carriage or Foot Ways, or the Gravel or Ballast, or any Materials of which the same are formed, or either of them, or the Iron or other Gates so to be erected and made as aforesaid, within any of the said Roads, Streets, Squares, Crescents, and other public Passages or Places, on any Pretence whatever, or make the same otherwise than shall be directed by the said Commissioners, upon pain of forfeiting any Sum not exceeding Five Pounds for every Offence, and such Person or Persons so offending shall also pay all the Expences of restoring such Ground, Pavement, Gravel, Ballast, or Materials, Iron or other Gates, to their former State.

Commissioners may purchase or rent Ground or Buildings;

XVIII. And be it further enacted, That the said Commissioners may and they are hereby authorized or empowered either to purchase, take, or hire any Piece or Pieces of Ground, for the Purpose of digging Gravel for the better making or gravelling such Footways, Roads, Streets, Squares,

Squares, Crescents, or other public Passages and Places as aforesaid, and for the Purpose of depositing Materials thereon for or on account of such paving or gravelling, or for the Purpose of erecting a Watchhouse or Watchhouses, Meeting and Committee Rooms thereon, or to rent, take on Lease for Years, or erect any Building or Buildings, to be made use of as or for any other of the Purposes of this Act, as shall appear to them to be necessary, for such Sum or Sums of Money, yearly Rent or Rents, and for such Time as to them shall appear reasonable, which Sum and Sums of Money, yearly Rent or Rents, shall be respectively paid out of the Monies to arise by virtue of this Act; and also to erect any Number of Watch-boxes, for the Purposes of this Act, in such Place or Places as they shall think proper; and likewise to buy or hire such Horses, Carts, Teams, Carriages, and Barges as may be necessary for the Purpose of conveying or carting such Gravel, and for cleansing or watering such Roads, Streets, Squares, Crescents, and other public Passages and Places as aforesaid, or for any other Purposes directed by this Act, and also to hire such Persons, and buy such Materials, for the better Execution of any of such Purposes, as they the said Commissioners shall in their Discretion think proper.

erect Watch-boxes and hire Teams.

XIX. And whereas there are several Builders and Owners of Houses in the several new Roads, Streets, Squares, Crescents, and other public Passages and Places already formed, who have paved the Footways before their respective Houses, some of which are out of Repair, and others have not paved before their respective Premises at all: And whereas there are several Pieces and Parcels of Ground within the Limits of this Act which are unbuilt upon, and the Foot and Carriage Ways thereof are not formed and levelled; and it would be a Means of forwarding the good Purposes of this Act if Builders, Owners, or others were not only compelled to put into a proper State of Repair the several Footways already paved, but to bear and pay the Costs and Charges of levelling, filling in, and paving or gravelling the said Footways to be made in the several Roads, Streets, and other public Passages and Places now formed or to be formed, as the said Commissioners may think proper; be it therefore enacted by the Authority aforesaid, That it shall and may be lawful for the said Commissioners for putting this Act into execution to view and inspect the said Footways already paved, and also the said Roads, Streets, Crescents, Squares, Courts, Yards, Mewses, Alleys, Passages, or Places within the Limits aforesaid, which are now unpaved, or hereafter may be formed or built upon; and if upon such View they shall be of opinion that the Footways or any Part or Parts thereof is or are damaged or out of Repair, or is or are fit and proper to be paved or gravelled, the said Commissioners for putting this Act into execution, or any Five or more of them, at any Meeting to be held in pursuance of this Act, after such View, shall and may order the said Footways or any of them as are now paved, and also such Footways as are out of Repair and damaged, to be well and sufficiently repaired and made good with new Stone or Stones and Curb, as they shall think proper; and also shall and may order the said unpaved Footways before all and every the Grounds, Gardens, Houses, Shops, Warehouses, Coachhouses, Stables, Cellars, Vaults, Buildings, Tenements, or Hereditaments situated within the Limits of this Act to be levelled, filled in, paved, or gravelled, or such Part or Parts thereof as they shall think proper; and shall and will, immediately after

Commissioners to view Footways;

to pave and repair Footways.

after the said Footways shall be so repaired, levelled, filled in, paved, or gravelled, cause an Account or Demand of the Costs and Charges thereof to be made out by their Surveyor, and delivered to the Lessee or Lessees, Assignee or Assignees, Owner or Owners of the said Grounds, Gardens, Houses, Shops, Warehouses, Coachhouses, Stables, Cellars, Vaults, Buildings, Tenements, or Hereditaments, or left at his, her, or their last or usual Place of Abode, or with his, her, or their Servant or Servants, or if no such Lessee or Lessees, Assignee or Assignees, Owner or Owners, or his, her, or their Place of Abode can be found, then such Account and Demand shall be affixed or stuck against the said Premises or any Part thereof; and in case the whole Amount of the said Costs and Charges contained in the said Account or Demand shall not be paid to the Treasurer or Collector to be therein named within the Space or Time of Fourteen Days next after the Delivery or affixing or sticking up of such Account and Demand as aforesaid, it shall and may be lawful for the respective Inhabitant Householder or Inhabitants Householders, Occupier or Occupiers of the said respective Premises to pay such Costs and Charges of the said Footways to the said Commissioners, which Costs and Charges every such Inhabitant or Occupier shall and may, and is hereby authorized to deduct and Retain out of his or her Rent then due or to become due; and the said Lessee or Lessees, Assignee or Assignees, Owner or Owners of such Premises is and are hereby required to allow such Deduction; and in case the said Lessee or Lessees, Assignee or Assignees, Owner or Owners, or the said Inhabitant Householder or Inhabitant Householders, Occupier or Occupiers, shall not pay the said Costs and Charges to the said Commissioners as aforesaid, then and in that Case the said Costs and Charges of paving or gravelling the said Footways shall be recovered and levied by Distress and Sale of the Goods and Chattels of the Person or Persons liable to pay the same, or by Action, and in the same Manner as the Rates and Assessments to be raised by this Act are herein-after directed to be levied and recovered.

Channels and
Carriageways
to be viewed.

Commissioners
to give
Notice to
Lessees to
compound
for paving
Kennels and
gravelling
Carriage-
ways.

XX. And whereas it would further forward the good Purposes of this Act if the Channels of the Carriageways within the Limits of this Act were paved next the Curb or Footways, not exceeding the Width of Five Feet, and the Remainder of the said Carriageways were formed with sound and hard Materials, and gravelled or ballasted, and kept in repair, in such Streets and other Places where Houses and Buildings are already erected and built, and may hereafter from Time to Time be erected and built, as the said Commissioners shall think proper; be it therefore further enacted by the Authority aforesaid, That if the said Commissioners for putting this Act in execution shall, upon such View or Views as aforesaid, be of opinion that any of the said several Carriageways of the said Roads, Streets, Squares, Crescents, and other public Places within the Limits of this Act are fit and proper to be levelled, filled in, or gravelled, and the Channels thereof, or any other Part or Parts of the said Carriageways paved, the said Commissioners, after such View, shall and may order their Surveyor or Surveyors, or other Person or Persons by them appointed for that Purpose, to give Notice to the Lessee or Lessees, Assignee or Assignees, Owner or Owners of all or every such Grounds, Gardens, Houses, Shops, Warehouses, Coachhouses, Stables, Cellars, Vaults, Buildings, Tenements, or Hereditaments situated within the Limits of this Act, or leave the same at his, her, or their last or usual
Place

Place of Abode, or with his, her, or their Servant or Servants; or if no such Lessee or Lessees, Assignee or Assignees, Owner or Owners, or his, her, or their Place of Abode can be found, then such Notice shall be affixed or stuck against the said Premises or any Part thereof, which Notice shall require such Lessee or Lessees, Assignee or Assignees, Owner or Owners to meet the said Commissioners for putting this Act into execution, at the Time and Place to be therein mentioned (not being less than Ten Days from the Delivery of such Notice), to pay or compound for the levelling and filling in, gravelling and paving the said Carriageways before his, her, or their respective Premises, situate in any of the said Roads, Streets, Squares, Crescents, or other public Passages or Places, at any Sum or Sums of Money not exceeding One Half of the real Costs and Charges of such levelling, filling in, paving, or gravelling the said Carriageways, which Composition the said Commissioners for putting this Act into execution are hereby authorized to make; and if such Lessee or Lessees, Assignee or Assignees, Owner or Owners shall not attend, or shall not compound or agree with the said Commissioners for putting this Act into execution, or any Five or more of them, as aforesaid, it shall and may be lawful for the respective Inhabitant or Inhabitants, Occupier or Occupiers of the said Premises, to compound and agree with the said Commissioners for such levelling, filling in, gravelling, and paving, and to pay to the said Commissioners the Composition Monies that shall be so agreed on; which Composition Monies every such Inhabitant or Occupier shall and may and is hereby authorized to deduct and retain out of his or her Rent then due or to become due, and the said Lessee or Lessees, Assignee or Assignees, Owner or Owners of such Premises is and are hereby required to allow such Deduction; and in case the said Lessee or Lessees, Assignee or Assignees, Owner or Owners, or the said Inhabitant or Inhabitants, Occupier or Occupiers shall not compound or agree with the said Commissioners as aforesaid, then it shall and may be lawful for the said Commissioners to order the said Carriageways to be levelled and filled in, and to be paved or gravelled as soon as conveniently may be; and all the Charges and Expences attending such levelling, filling in, and paving or gravelling, shall be paid by the respective Lessee or Lessees, Assignee or Assignees, Owner or Owners, or any of them, and shall be recovered and levied by Distress and Sale of his, her, or their Goods and Chattels, in the same Manner as the Rates and Assessments to be raised by this Act are herein-after directed to be levied and recovered.

XXI. Provided always, That the said Commissioners shall not pave the Channels of or gravel any of the said Carriageways until the Footway or Footways thereof shall be previously formed, paved, or gravelled.

Footways to be formed before Carriageways.

XXII. And whereas the Lessee or Lessees, Assignee or Assignees, Proprietor or Proprietors, Owner or Owners of corner Houses will be charged with Double Frontage for paving or gravelling the Foot or Carriageways, and it is but reasonable that some Allowances should be made to them in respect of the Returns of such Houses; be it therefore enacted, That the said Commissioners shall and may, at any General Meeting or Special Meeting convened for that Purpose, reduce the Charge of the paving and gravelling the said Foot and Carriage Ways for the Returns of all corner Houses, and give such Relief and make

Double Frontages how to be regulated.

[*Local.*]

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such

such Abatement in respect thereof as the said Commissioners shall think just, fair, and reasonable.

Property of
the Carriage-
ways vested
in the Com-
missioners.

XXIII. And be it further enacted, That the Property of and in the said Footways and Carriageways, and also the Ballast or Gravel so brought or laid in the said Roads, Streets, Squares, Crescents, Lanes, and other Passages or Places within the Limits of this Act, and of and also in the Iron Rails, Walls, Fences, Gates, Grates, Lamp Irons, Lamp or other Posts, Pales, Rails, and other Materials and Things which after passing of this Act shall be set up and affixed within the Limits aforesaid, except where the same shall be otherwise regulated by Contracts with the said Commissioners, and also in all Trees, Shrubs, and other Things to be planted in the Areas or Grounds of the said Squares, Crescents, Half Circles, or Half Squares, and the Fences enclosing the same, and also of and in all Watchhouses, Watch-boxes, Pumps, and Wells which shall be erected, fixed, sunk, or made, and all Materials, Implements, and other Things which shall be purchased or gotten by virtue of or for any of the Purposes of this Act, shall be and the same are hereby vested in the Commissioners, and they are hereby authorized to bring or cause to be brought any Action or Actions, in the Name or Names of any One or more of them, or in the Name or Names of their Treasurer or Clerk, or to prefer or order and direct the preferring of any Bill or Bills of Indictment against any Person or Persons who shall steal or carry away all or any Part of such Iron Rails, Gates, Grates, Lamp Irons, Lamp or other Posts, Rails, or other Materials and Things as aforesaid; and in all such Actions and Bills of Indictment respectively it shall be and be deemed and taken to be sufficient to state generally that the Article or Articles, Thing or Things for or on account of which such Action or Actions shall be brought, or Bill or Bills of Indictment preferred, is or are the Property of the Commissioners for the Improvement of that Part of the Parish of *Saint Pancras* in the County of *Middlesex* called *Camden Town*, without particularly stating or specifying the Name or Names of all or any of the said Commissioners, and the said Commissioners shall have full Power and Authority from Time to Time to sell and dispose of, for the Purposes of this Act, all or any of the said Articles and Things, or any Part or Parts of the same respectively, to such Person or Persons, in such Manner, and from Time to Time as they shall think fit.

Lamps to be
set up,
Houses num-
bered, and
Streets
named.

XXIV. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby empowered, from Time to Time to cause such Lamp Irons or Lamp Posts to be put up or affixed upon or against the Walls (except of any Parochial Chapel) or Palisadoes of any of the Houses, Tenements, or Buildings and Inclosures, or in such other Manner, within the said Roads, Streets, Squares, Crescents, and other public Passages and Places, as they shall think proper; and also to cause such Number of Lamps, of such Sizes and Sorts, to be provided and fixed or put upon such Lamp Irons and Lamp Posts, as they shall think necessary for lighting all or any of the said Roads, Streets, Lanes, Squares, Crescents, and other public Passages and Places within the Limits of this Act; and also to cause the said Lamps, and also the several Houses within the said Roads, Streets, Lanes, Squares, and other public

public Passages and Places to be numbered as they shall think proper; and also to be painted, engraved, or described, in or upon Stone, Wood, or otherwise, and to be fixed in or on a conspicuous Part of One or more House or Houses, Building or Buildings (except any Parochial Chapel), at or near each End, Corner, or Entrance of such Roads, Streets, Squares, Crescents, and other public Passages and Places, the Name by which each respective Road, Street, Square, Crescent, Court, Yard, Mews, Passage, and Place is to be called or known, in such Manner as they shall judge most proper for distinguishing the same respectively; and if any Person shall wilfully break, throw down, take away, spoil, or damage any Watchhouse, Watch-box, Lamp, or any Part or Parts thereof respectively, or any of the Irons, Posts, or other Furniture thereof, or wilfully extinguish the Light of any such Lamp, or deface or obliterate any such Number or Name, or any Part thereof, every Person so offending, and not being otherwise sued or prosecuted for the same, shall for every Offence forfeit and pay any Sum not exceeding Five Pounds, whereof one Moiety shall go to the Informer, and the other Moiety to the Commissioners acting under and by virtue of this Act, to be by them applied for the Purposes thereof, and such Offenders shall also pay to the said Commissioners, or to such Person as they shall appoint to receive the same, such Sum of Money as shall be a full Satisfaction for the Damage so done.

Penalties for damaging Watch-boxes and Lamps, or defacing Numbers or Names.

XXV. And be it further enacted, That in case any Person shall carelessly, negligently, or accidentally break, throw down, or otherwise spoil or damage any of the said Lamps, or the Irons, Posts, or other Furniture thereof, and shall not, upon Demand, make Satisfaction for the Damage so done thereto, it shall be lawful for any Justice of the Peace for the County of *Middlesex*, upon Proof made by the Oath of any credible Witness, or on the Confession of the Party, to award such Sum of Money, by way of Satisfaction for such Damage, as such Justice shall think reasonable, not exceeding the Value of the Lamp or other Article so injured and damaged, and the Costs and Charges of repairing and replacing the same respectively; and in default of Payment thereof upon Demand, to cause the same to be levied by Distress and Sale of the Goods and Chattels of the Person who shall have done such Damage, rendering the Overplus, if any, after deducting the Charges of prosecuting such Complaint, and of Distress and Sale, to the Owner of such Goods and Chattels, upon Demand.

Lamps accidentally broken to be paid for.

XXVI. And be it further enacted, That the Tenant or Occupier of every House and Tenement erected and to be erected within the Limits of this Act shall once in every Day, before the Hour of Ten of the Clock in the Forenoon of each Day, scrape, sweep, and cleanse, or cause to be scraped, swept, and cleansed, the Footway all along and opposite to the whole front and flank Wall (if any) of his, her, or their respective Houses or Tenements, or, in default thereof, every such Occupier shall forfeit and pay any Sum not exceeding Ten Shillings; and if any such House or Building be let furnished, or in separate Tenements to Inmates, then and in every such Case the Person or Persons so letting the same shall, for the Purpose aforesaid, be deemed and taken to be the Occupier thereof.

Footways to be swept.

XXVII. And

Commis-
sioners may
water Streets
and dig Wells.

XXVII. And be it further enacted, That the said Commissioners shall and they are hereby authorized and empowered to cause all or any and such of the said Roads, Streets, Squares, Crescents, and other public Passages and Places within the Limits of this Act to be watered, when a Majority of the Inhabitant Occupiers of the Houses and Lands adjoining such Roads, Streets, Squares, Crescents, and other public Places shall require the same to be done, and for that Purpose to cause such Number of Wells to be dug, sunk, and made, and Pumps to be fixed, in any of the said Roads, Streets, Lanes, Squares, and other public Passages and Places, as they shall think necessary, and also to make a Reservoir or Reservoirs in such Place or Places within the Limits of this Act, to be supplied with Water for the Purposes aforesaid, as they shall think proper, and from Time to Time to alter and repair the same as there shall be Occasion; and also to defray the Expence thereof out of the Monies to be raised by virtue of this Act; provided that no such Well or Pump shall be sunk or made so as to injure any House or other Building in, or any Vault or Cellar under any of the said Roads, Streets, Lanes, Squares, or other public Passages or Places.

Contract for
Works.

XXVIII. And be it further enacted, That the said Commissioners shall and may, and they are hereby authorized and empowered, from Time to Time, and if they shall think proper, to contract and agree with any Person or Persons for the doing and performing all and any of the Works by this Act authorized or directed to be done and performed by them, or for the supplying any of the Materials for the same, or for watering the said Roads, Streets, Squares, Crescents, and other public Passages and Places, or any of them; which Contract or Contracts shall specify the several Works to be done and the Prices to be paid for the same, and the Time or Times when the same Works shall be completed, and the Penalties to be suffered in case of Nonperformance thereof, and shall be signed by Nine or more of the said Commissioners, and also by the Person or Persons contracting to perform such Works respectively; which Contract or Contracts, or a Copy or Copies thereof, shall be entered in a Book to be kept for that Purpose by the Clerk to the said Commissioners, but that no Contract or Contracts above the Value or Sum of Twenty Pounds shall be entered into, unless previous to the making of any such Contract Ten Days Notice at least shall be inserted Twice in some One or more public Newspapers published in *London* or *Westminster*, expressing the Intention of entering into 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: Provided always, that if the Commissioners shall be of opinion that it will not be to the Advantage of the said Commissioners to contract with the Person or Persons offering the lowest Price, it shall be lawful for the said Commissioners to contract with such other Person or Persons as they shall think proper.

Surveyors to
inspect
Works con-
tracted for;

XXIX. And be it further enacted, That the said Commissioners shall cause all and every the Works to be done in pursuance of this Act to be inspected by their Surveyor or Surveyors, Inspector or Inspectors, or by such other Person or Persons as they shall for that Purpose appoint; and
in

in case the same shall not be well and sufficiently performed, according to the Terms, Intent, and Meaning of such Contract or Contracts, or shall not be finished or completed at or within the Time or Times specified in such Contract or Contracts, then the said Commissioners may cause an Action to be brought in any of His Majesty's Courts of Law at *Westminster* against any such Contractor for any Penalty contained in his Contract; and on Proof of the signing of the said Contract or Contracts, and Nonperformance thereof at the Time or Times for that Purpose to be therein mentioned, the said Commissioners shall be entitled to and shall recover the full Penalty contained in such Contract, which, when recovered, shall be applied for the Purposes of this Act: Provided always, that it shall be lawful for the said Commissioners, if they shall think fit, to compound and agree with any Contractor for any Penalty incurred by him for the Breach or Nonperformance of any such Contract for such Sum of Money as the said Commissioners shall think proper, not being less than the Damage or Injury sustained by the Breach or Nonperformance of such Contract, and all Costs, Charges, and Expences as shall be occasioned thereby; and it shall be lawful for the said Commissioners to cancel or make void any Contract with any Person or Persons whomsoever, by mutual Consent, if they shall think proper.

may compound for Penalties.

XXX. And be it further enacted, That the several and respective Occupiers of the Houses and other Buildings situate in the several Roads, Streets, Squares, Crescents, and other public Passages and Places within the Limits of this Act are hereby authorized and required, at their own respective Costs and Charges, within Ten Days next after their respectively receiving Notice in Writing from the said Commissioners in that Behalf, signed by any Five or more of the said Commissioners, to cause all Signs, Sign Irons, Sign Posts, Barbers Poles, Dyers Poles, Stalls, Blocks, Bulks, Show Boards, Butchers Hooks, Spouts, and Water Pipes, which now are or hereafter shall be anywise affixed or set up against or in front of their respective Houses or other Buildings, and which in the Judgment of the said Commissioners shall be considered public Annoyances or Nuisances, by reason of their projecting into or encroaching upon, or otherwise annoying or endangering the public Passage along any of the Roads, Streets, Squares, Crescents, or other public Passages or Places within the Limits of this Act, to be taken down, removed, and carried away, or otherwise altered or reformed, and to cause the Water from the Roofs, Cornices, and Penthouses of their respective Houses or other Buildings to be carried down by proper and sufficient Pipes, to be fixed to and down the Sides of the same Houses or Buildings, in such Manner as shall be directed by the said Commissioners; and in case the Occupier of any such House or other Building as aforesaid shall neglect or refuse to cause any such Sign, Sign Iron, Sign Post, Barber's Pole, Dyer's Pole, Stall, Block, Bulk, Show Board, Butcher's Hook, Spout, or Water Pipe, which shall be so considered an Annoyance as aforesaid, to be taken down, removed, and carried away, or otherwise altered or removed, or cause the Water to be carried down from the Roof, Cornice, or Penthouse of any such House or other Building as aforesaid, within such Time and in such Manner as in such Notice shall be directed, then and in every such Case it shall be lawful for the said Commissioners to cause the same to be forthwith done by their Surveyor or any other Person or Persons acting under their Authority, and the Costs and Charges

Directions for Removal of Signs, &c.

[Local.]

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attending

attending the same, having been ascertained by some Justice or Justices of the Peace of the County or Place, shall and may be recovered from the Occupier of such House or Building, in like Manner as any Penalties or Forfeitures are by this Act authorized to be recovered, and when so recovered, the same shall be paid to the Treasurer of the said Commissioners, to be applied to the general Purposes of this Act; and it shall be lawful for the Occupier of any such House or other Building, being a Tenant at Rack Rent, and having either paid such Costs and Charges in the first Instance, or having repaid the same to the said Commissioners, to deduct and retain the Amount thereof out of his or her Rent, and the Proprietor or Landlord of every such House or other Building so held at Rack Rent is hereby required to allow the same accordingly, except only in case where the Encroachment, Obstruction, or Annoyance so removed or altered shall have been originally occasioned by such Occupier, in which Case he or she shall bear the Expence of altering or removing the same.

Penalty on digging Holes for Areas or other Purposes, and leaving the same open.

XXXI. And be it further enacted, That if any Person or Persons shall dig or cause to be dug any Earth, or leave or cause or permit to be left any Hole, in any Road, Street, Square, Crescent, or other public Passage or Place, before any House or Tenement now or hereafter to be built, or in building, within the Limits of this Act, for the Purpose of making an Area or Vault, or any other Purpose whatsoever, and shall not inclose the same in a good and sufficient Manner, to be approved of by the Surveyor or Inspector to the said Commissioners, or if any such Person or Persons, having inclosed the same, shall keep up the said Inclosure longer than the said Commissioners shall think absolutely necessary, or if any Person or Persons shall not well and sufficiently fence or rail before the Area or Areas, or shall not sufficiently fence or rail in any vacant or void Space of Ground next the said Road, Street, Square, Crescent; or other public Passage or Place fronting to any Road, Street, Square, Crescent, or other public Passage or Place, every Person or Persons guilty of any of the Offences aforesaid shall forfeit and pay any Sum not exceeding Five Pounds, and forfeit and pay the Sum of Two Pounds for every Day that such Offence shall be continued.

To remove Slaughter-houses, &c.

XXXII. And be it further enacted, That in case any Slaughter-house, Hog-stye, Laystall, Dung-heap, Necessary-house, or other noisome or offensive Building or Place whatsoever, within the Limits of this Act, shall by the said Commissioners, or any Seven or more of them, upon View or Examination thereof, be deemed a Nuisance to any of the Inhabitants or Persons residing within the said Limits, it shall and may be lawful to and for the said Commissioners, upon Complaint thereof made by any Inhabitant or other Person or Persons, by Notice under the Hands of the said Commissioners or their Clerk, to order such Nuisance or Nuisances to be removed within Seven Days after such Notice given to the Person or Persons who ought to remove the same, or left at his, her, or their last or usual Place of Abode, such Person or Persons shall forfeit and pay Twenty Shillings for every Day the same shall continue unmoved after the Expiration of the Time mentioned in such Notice.

Nuisances, Annoyances, from beating

XXXIII. And be it further enacted, That if any Person or Persons shall, in any of the Streets, Squares, Crescents, or public Places within the Limits

Limits of this Act, at any Time or Times hereafter, beat or dust any Carpet or Carpets, Hearth-rug or Mat; or shall drive any Carriage or Carriages for the Purpose of breaking, exercising, or trying Horses, or shall ride any Horse for the Purpose of exercising, airing, trying, showing, or exposing such Horse for Sale (otherwise than by passing through such Streets or other public Places); or shall throw, cast, or lay, or shall cause, permit, or suffer to be thrown, cast, or laid, or to remain, any Ashes, Dust, Dirt, Rubbish, Offal, or Vegetables, or any other Offal, Dung, Soil, Blood, or other Filth or Annoyance, or any Matter or Thing, in or upon the Carriageway or Footway Pavement of any such Street or other public Place within the Limits of this Act; or shall take up the Pavement of the Foot and Carriage Ways without the Permission of the said Commissioners or their Surveyor or Inspector, first had and obtained for that Purpose; or shall sift, screen, or slack any Lime (except within such Hoards or Inclosure as herein-after is mentioned), in any such Road, Street, Square, Crescent, or other public Passage or Place, or cause the same to be so done; then and in every such Case it shall and may be lawful to and for any Justice of the Peace for the said County, and he is hereby required, upon Complaint to him made, upon Oath or Affirmation of One or more credible Witness or Witnesses, to issue a Summons requiring such Offender or Offenders to appear before him at such Time and Place as shall be in such Summons specified; or it shall and may be lawful to and for any Person or Persons whomsoever who shall see any of such Offences committed, if he or they shall think proper, to seize, and also for any other Person or Persons to assist in seizing such Offender or Offenders by the Authority of this Act, and by such Authority, and without any other Warrant whatsoever, to convey such Offender or Offenders before some Justice of the Peace for the said County; and upon the Party or Parties appearing in pursuance of such Summons, or not appearing after having been so summoned, or being brought before such Justice when so seized or otherwise, he the said Justice shall proceed to examine upon Oath or Affirmation any Witness or Witnesses who shall appear or be produced to give Evidence touching such Offence; and if the Party or Parties accused shall be convicted of any or either of the Offences aforesaid, upon his or their own Confession, or upon the Oath or Affirmation of One or more credible Witness or Witnesses as aforesaid, then and in every such Case the Person or Persons so convicted shall forfeit and pay a Sum not less than Forty Shillings nor exceeding Five Pounds for each and every Offence; and that one Moiety of every such Penalty shall be paid to the Informer or Informers, or to the Person or Persons who shall apprehend such Offender or Offenders, and the other Moiety thereof shall be paid to the said Commissioners.

Carpets,
breaking
Horses,
drawing Bar-
rows and
Carriages on
Pavement,
and throwing
Filth, prohi-
bited.

Screening
Lime.

XXXIV. And be it further enacted, That from and after the passing of this Act, if any Person or Persons shall, upon any of the Footways or Foot-pavements within the Limits aforesaid, run, draw, drive, or carry thereon any Truck, Wheel, Sledge, Wheelbarrow, Handbarrow, Bier, or Carriage whatsoever, or roll any Cask or Tub, other than for the necessary loading or unloading thereof unto, upon, from, or out of any Carriage or Cart; or wilfully ride, lead, or drive any Horse or other Beast or Cattle whatever on any of the said Footways or Foot-pavements, or wilfully permit or suffer any Horse or other Beast or Cattle, which such Person may be riding, driving, or leading, to go thereon, or shall

For prevent-
ing various
Nuisances
and Obstruc-
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tie or fasten any Horse or other Cattle to any House, Wall, Fence, Post, Tree, or other Thing whatsoever, across any of the said Footways or Foot-pavements; or set any Cask, Tub, Pail, Bucket, Stool, Bench, Show Board, Chopping-block, Basket, or Stall on or in the said Footway or Foot-pavement, or erect, set up, put, or place any Blind, Shade, Coverlid, or Awning, or any other Matter or Thing, so as in any way to cause any Obstruction or Impediment in the Footway or on the Foot-pavement; or shall, in any Square, Road, Street, Lane, Court, Yard, Mews, Alley, public Passage or Place within the said Limits, hoop, fire, cleanse, wash, or scald any Cask or Tub, or hew, saw, or cut any Stone, Wood, or Timber, or bore any Timber, or make or repair or wash or clean any Coach, Chaise, Waggon, Sledge, or other Carriage, or the Wheel, Body, Springs, or other Part of any Coach, Chaise, Waggon, Sledge, or other Carriage, except such as may want immediate Repair from any sudden Accident on the Spot, and which cannot conveniently be removed for that Purpose, and also except for the necessary Time of any Stage Coach, Hackney Coach, or other Carriage let for Hire taking up and setting down any Fare, or waiting for Passengers when actually hired; or shoe, bleed, or farry any Horse or other Beast (unless in case of sudden Accident), or clean, dress, drive, or turn loose any Horse or other Beast or Cattle, or show or expose any Stallion or Stonehorse (except only in such Place as the said Commissioners shall direct), or show or expose or exercise or expose to Sale any Horse or other Beast, or kill or slaughter, or scald, singe, dress, or cut up any Animal, either wholly or in Part, or cause or permit any Blood to run from any Slaughter-house, Butcher's Shop, or Shamble into the Streets or any of them; or shall sell or assist in selling by Auction or public Sale any Cattle, Goods, Wares, Merchandize, or Thing or Things whatsoever, in any of the said Roads, Streets, Squares, Crescents, Lanes, Courts, Yards, Mewses, Alleys, public Passages or Places; or hang up, place, or expose to Sale, or cause or permit to be hanged up, placed, or exposed to Sale, any Goods, Wares, or Merchandizes whatsoever, or any Fruit, Vegetables, or Garden Stuff, Butcher's Meat, Offal, or other Matter or Thing, in or upon or so as to project over or upon the Footway or Carriageway of any such Roads, Streets, Squares, Crescents, Lanes, Courts, Yards, Mewses, Alleys, public Passages or Places, or beyond the Line or on the Outside of the Window or Windows, or in the Area or Areas of the House, Shop, or Place at which the same shall be so hanged up, placed, or exposed to Sale, or so as to obstruct or incommode the Passage of any Person or Carriage; or leave open after Sunset and before Sunrise the Door or Window of any Area, Cellar, or other under-ground Room or Apartment, or Openings leading to any Building or Premises, without having placed or left a sufficient Light therein to warn and prevent Persons passing in the Roads, Streets, Squares, Crescents, Lanes, Court Yards, Mewses, Alleys, and public Places within the said Limits from falling into such Cellars, or other under-ground Rooms, Apartments, or Openings; or throw at any Cock or Fowl in the Manner called Cock-throwing, or set up any Cock or Fowl to be thrown at in such Manner; or play at Football, or at any other Game to the Annoyance of any Inhabitant or Inhabitants, Passenger or Passengers; or shall wilfully break, aid or abet or assist in wilfully breaking, any Glass or Window-panes or Windows in or belonging to any Dwelling House or Building; or cause, make, or assist in making any Bonfire, or wantonly discharge or fire off any Gun, Pistol, or Blunderbuss,

buss, or other Fire-arms, or let off, set fire to, or throw any Cracker, Squib, Rocket, or other Firework, or shall occasion any Kind of Obstruction or Annoyance in or upon any such Road, Street, Square, Crescent, Lane, Court, Yard, Mews, Alley, public Passage or Place, or shall obstruct or incommode, hinder or prevent the free Passage of any Footway or Causeway, or prejudice or annoy in any Manner whatsoever any Person or Persons travelling, passing, or going thereon, within the said Limits, then and in every such Case every Person so offending shall for every Offence forfeit and pay any Sum not exceeding Five Pounds; and it shall and may be lawful to and for any Constable or other Peace Officer, or any One of the said Commissioners, or any Officer or other Person acting by or under their Authority, by virtue of this Act, and without any Warrant whatsoever, to seize and apprehend any such Offender or Offenders as aforesaid, and forthwith to convey him, her, or them before some Justice or Justices of the Peace for the said County of *Middlesex*, in order to his, her, or their Conviction of such Offence. Penalties.

XXXV. And be it further enacted, That not only shall the said Penalties lastly enacted become payable and to be recovered, but that it shall and may be lawful to and for any Person or Persons appointed or to be appointed by the said Commissioners as aforesaid, without any Warrant or other Authority than this Act, to seize any such Truck, Wheel, Sledge, Wheelbarrow, Bier, or Carriage, Horse, Beast, or Cattle, Cask, Tub, Pail, Bucket, Stool, Bench, Show-board, Chopping-block, Stall, Basket, Blind, Shade, Coverlid, or Awning, or other Things, Stone, Wood, or Timber, Coach, Chaise, Waggon, or other Carriage, together with the Horse or Horses, Ass or Asses, Mule or Mules, if any shall be thereunto belonging, with the Harness, Gear, and Accoutrements thereof, or any such Goods, Wares, Merchandizes, Fruit, Vegetables, or Garden Stuff, Butcher's Meat, or other Things, or any of them; and in case any of the Wares, Goods, and Merchandizes so seized shall be perishable, or shall be Articles of Food, then the same shall be immediately forfeited; and such Person or Persons who shall seize the same shall deliver the same or cause the same to be delivered to the Churchwardens or Directors of the Poor, or some of them, or to the Master of the Workhouse of the Parish of *Saint Pancras*, and the same shall and may be given and distributed by them or him unto and among the poor Inhabitants of the said Workhouse, to and for his, her, or their Benefit; but otherwise such Person or Persons shall cause the Goods, Carriages, Horse or Horses, Ass or Asses, Mule or Mules, or any Materials and Things so seized to be removed to any Place appointed for the Reception thereof, within the Limits aforesaid, if any such there be, or otherwise to such Place or Places as he or they shall judge convenient, giving parole or written Notice of such Place or Places whereunto the same shall be removed, unto the Owner, Driver, or other Person having any Interest in the Goods, Carriages, Horse or Horses, Ass or Asses, Mule or Mules, Materials, or other Things so seized or removed, if he, she, or they shall be then and there present, and the same shall be there kept and detained until such Owner, Driver, or other Person interested therein as aforesaid shall cause to be paid the said Penalty, together with the Charges for taking or removing the same, and of keeping such Horse or Horses, Ass or Asses, Mules or Mules, if any; and in case the Goods, Carriage, Horse

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or Horses, Ass or Asses, Mule or Mules, Materials, or other Things so removed (not being perishable or Articles of Food) shall not be claimed, and the said Penalty and Charges be paid within Five Days next after such Removal thereof, then and in every such Case it shall and may be lawful to and for the said Commissioners, or their Surveyor or Inspector or other Person as aforesaid, to order the same to be appraised and sold, and the Overplus of the Money arising by such Sale shall be returned to the Owner or Owners thereof, if he or they shall have given such Notice as aforesaid, after deducting the said Penalty, and such Costs, Charges, and Expences attending such seizing, removing, keeping, appraising, and selling the same as the said Commissioners shall ascertain and allow.

Hoads may
be erected.

XXXVI. And be it further enacted, That nothing herein contained shall hinder or prevent any Person from erecting or building any Hoard or other Thing by way of Inclosure, either within or without the Area of his House, Wall, or Building, for the Purpose of making Mortar, or making Bricks or Stone, or making or working up any Lime, Sand, or other Materials for, or making, building, altering, or repairing any House, Wall, or other Building within the Limits of this Act, or to subject him to any Penalty on account thereof, provided that such Person shall previously have and obtain a Licence for that Purpose under the Hand of the Surveyor or Inspector to the said Commissioners; which Licence such Surveyor or Inspector is hereby required forthwith to grant to any Person applying for the same, and for which he shall receive the Sum of One Shilling, and no more; and such Licence shall specify the Length and Breadth of every such Hoard, and the Time it is to continue for such Purposes aforesaid; and if any Person shall erect any Hoard or Inclosure of greater Dimensions than shall be specified in, or shall suffer such Hoard or Inclosure to remain for any longer Time than shall be allowed by such Licence, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Two Pounds for every Day of Twenty-four Hours that such Hoard or Inclosure, or any Part thereof, shall be continued after Notice shall have been given by the Surveyor or Inspector to take down and remove the same: Provided always nevertheless, that in case such Licence shall at any Time be renewed, no Fee or Reward shall be received or taken for such Renewal.

Dirt not to be
swept in
Channels.

XXXVII. And be it further enacted, That in case any Person or Persons shall sweep, rake, or place, or cause to be swept, raked, or placed, any of the Mud, Dirt, Dust, Rubbish, Filth, or Soil, to be found in any of the said Roads, Streets, Squares, Crescents, or other public Passages or Places, or brought therein to, in, and upon the said Channels on the Sides of the said Roads, Squares, Crescents, and other public Passages or Places, or in case any Person or Persons shall permit or suffer any Iron or other Plate, commonly called a Coal Plate, over the Vaults or otherwise belonging to any of the Houses and Premises within the Limits of this Act, to remain loose and unfastened, or shall permit or suffer any Gate or Gates, Door or Doors to open over the Footways, or shall not inclose the Openings or Entrances to the Steps leading from the public Streets, through Passages or Courts, to Cottages or Buildings, with proper Iron or other Gates, or shall not lock up and fasten after Daylight and in the Night-time the Iron or other Gates inclosing the Areas belonging to the said Houses and Premises or Openings and Entrances aforesaid, every Person

so offending in any or either of the said Cases shall forfeit and pay any Sum not exceeding Five Pounds.

XXXVIII. And be it further enacted, That no Person shall empty or begin to empty any Privy, or to take and carry away any Night Soil, or bring or place any Carts for removing the same from any House, Buildings, or Place already erected, now erecting, or hereafter to be erected, built, or made within the Limits of this Act, before the Hour of Twelve in the Night, or shall continue to take away the same after the Hour of Five in the Morning between *Michaelmas* and *Lady Day*, and after the Hour of Four in the Morning between *Lady Day* and *Michaelmas*, and that no Person shall unload or cast or cause to be unloaded or cast any such Night Soil out of any Cart, Tub, or otherwise, within the Limits of this Act; and if any Person shall offend herein, he shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, One Moiety whereof shall go to the Informer.

Regulation
as to Night
Soil.

XXXIX. And be it further enacted, That when and so often as any Pipe belonging or to belong to any of the Water Companies which supply or may hereafter supply any of the Inhabitants within the Limits of this Act with Water shall happen to burst or be out of Repair, in any Road, Street, Lane, Square, or other public Passage or Place within the Limits of this Act, the Surveyor or Inspector to the said Commissioners, or any Person or Persons to be by them appointed for that Purpose, shall forthwith cause the Pavement to be taken up, and open the Ground, at or near the Place where the Water shall or may issue by reason of the bursting or breaking of any such Pipe, and when upon taking up the Pavement and opening the Ground it shall appear to what Water Company the Pipe shall belong, then the Surveyor or Inspector to the said Commissioners, or such other Person or Persons appointed as aforesaid, shall give Notice to the Pavior or Clerk of such Company, or leave the same at his last or usual Place of Abode; and the Pavior of the Company to whom such Pipe shall belong is hereby required to repair or cause to be repaired such Water Pipe, and to fill in the Ground over the same in such Manner as the Surveyor or Inspector to the said Commissioners for the Time being shall direct, within Twenty-four Hours next after such Notice shall be given as last aforesaid; and in case the Pavior of the Company to whom such defective Pipe shall belong shall refuse or neglect to amend or repair such Pipe, and fill in the Ground with Gravel in such Manner as the said Surveyor or Inspector shall direct as aforesaid, for the Space of Twenty-four Hours next after such Notice shall be given or left as aforesaid, then and in every such Case the Pavior or Person guilty of such Neglect shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds; and if any other Water Pipe shall happen to break or burst in any of the said Roads, Streets, Squares, Crescents, or other public Passages or Places, the Owner or Owners thereof shall cause the Ground to be opened and such Pipe to be repaired within the Time herein-before respectively limited for such Purposes, and also forthwith give Notice to the Surveyor or Inspector of the said Commissioners, or such other Person or Persons so appointed by them as aforesaid, to relay the Pavement so broken up, or make good the Graveling, as the Case may be, on pain of forfeiting for every Neglect or Refusal any Sum not exceeding Forty Shillings; and if the said Surveyor or Inspector to or from whom such

Regulation
as to Water
Pipes.

Notice

Notice shall be given or left as aforesaid shall neglect or refuse to acquaint the Pavior or Paviers of or appointed by the said Commissioners for putting this Act into execution with such Notice, or if such Pavior or Paviers shall not within Two Days next after such Notice from such Surveyor or Inspector, or other Person or Persons respectively, relay or repair the same, then and in every such Case the Person or Persons respectively offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings for every Day such Pavement shall continue without being relaid or repaired after the Expiration of the said Two Days.

Pavement taken up for repairing Water Pipes to be relaid.

XL. And be it further enacted, That whenever any of the said Roads, Streets, Squares, Crescents, or other public Passages or Places shall be taken up for the Purpose of making, repairing, or altering any Drain or Sewer, or laying or altering or repairing any Water Pipe or Plug, the said Pavement or Gravel shall with all convenient Speed be relaid, made good, or reinstated and repaired by the Pavior or Paviers or other Persons contracting with or employed by the said Commissioners, and shall, if necessary, be properly inclosed, watched, and lighted, under the Direction of the Surveyor or Inspector to the said Commissioners, while the said Works shall be carried on, and the Expence of taking up, relaying, and repairing such Pavement, or making good or reinstating with Gravel, inclosing, watching, and lighting, or otherwise, shall be borne and paid by the Company or Companies, Person or Persons to whom such Pipe or Plug shall belong; but if, for the Purposes of this Act, it shall at any Time be found necessary to raise, sink, or otherwise alter the Position or Line of any of the Pipes or Plugs laid down or placed by any of the said Commissioners, or to alter any Sewers, Drains, Gully-holes, or Grates within the Limits of this Act, the same shall be done with as little Detriment or Inconvenience to the Company or Companies to whom the same shall belong as the Circumstances of the Case will admit of; and the Expence thereof shall be defrayed by the said Commissioners out of the Monies arising by virtue of this Act.

Paviors and Turncocks to give Notice of their Abode to the Surveyor or Inspector to the Commissioners.

Surveyor or Inspector to Commissioners to give like Notice to Paviers and Turncocks.

XLI. And be it further enacted, That the several and respective Paviers and Turncocks now appointed and hereafter to be appointed, in case of the Death or Removal of any such Pavior or Turncock, belonging to the said respective Water Companies shall, and they are hereby respectively required, within the Space of Ten Days next after the passing of this Act, or within the Space of Three Days next after he or they shall be respectively appointed Pavior or Paviers, Turncock or Turncocks to such Company or Companies, to give Notice in Writing to the Surveyor or Inspector to the said Commissioners for the Time being, or to such Person or Persons as shall be by them appointed for that Purpose, which Notice shall contain the Name and Place of Abode of such Pavior or Turncock, as also to what Company he is Pavior or Turncock, and in what District he has the Care of the Pipes belonging to such Company or Companies; and in like Manner the Surveyor or Inspector for the Time being to the said Commissioners shall, within the respective Times aforesaid, give Notice to the respective Paviers or Turncocks of the said several Water Companies; and every Person neglecting or refusing to give such Notice as aforesaid, within the Times before specified, shall forfeit any Sum not exceeding Five Pounds for every such Offence.

XLII. And

XLII. And be it further enacted, That the said Commissioners for putting this Act into execution may and they are hereby authorized and empowered from Time to Time to appoint such Number of Watch-house Keepers, Serjeants of the Night, Watchmen, and Patroles, to guard and protect the Inhabitants within the Limits of this Act, for so long Time in the Night, under such Regulations, and for such Wages as they shall think proper, and provide them with such Arms, Ammunition, Weapons, and Clothing, for the Discharge of their Duty, as they shall think proper; but in case any Watch-house Keeper, Serjeant of the Night, Watchman, or Patrole, or any of them, shall refuse or neglect to perform his Duty, or shall in anywise misbehave himself in the Execution of his Office, he shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence.

Watch-house Keepers, Serjeants of the Night, Patroles, and Watchmen appointed.

XLIII. And be it further enacted, That the Serjeants of the Night, Watchmen, and Patroles appointed and employed as aforesaid shall, during the Time of their being upon Duty, use their utmost Endeavours to prevent any Mischief by Fire, and also any Burglaries, Robberies, Affrays, or other Outrages and Disorders, within the Limits of this Act; and that it shall be lawful for the said Serjeants of the Night, Watchmen, Patroles, or any of them, and they are hereby authorized, while on Duty, to stop and prevent all and every Person and Persons from removing Goods from any of the Houses or Premises within the Limits of this Act, and to apprehend and secure all Felons, Malefactors, Rogues, Vagabonds, and other disorderly Persons within the said Limits, who shall disturb the public Peace, or whom they shall have cause to suspect of any evil Design, and to secure and keep in safe Custody every such Person, in order that he, she, or they may be conveyed, as soon as conveniently may be, before some One of His Majesty's Justices of the Peace for the County of *Middlesex*, to be examined and dealt with according to Law.

Duty of Serjeants of the Night, Watchmen, and Patroles.

XLIV. And be it further enacted, That if any Person or Persons shall assault or resist, or shall promote or encourage the assaulting or resisting, any of the Watch-house Keepers, Serjeants of the Night, Watchmen, or Patroles, in the Execution of their Duty, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Penalties for assaulting Watch-house Keepers, &c.

XLV. And be it further enacted, That if any Victualler or Keeper of any Public House shall knowingly harbour or entertain any Serjeants of the Night, Watchmen, or Patroles to be employed within the Limits of this Act, or permit or suffer any such Serjeant of the Night, Watchman, or Patrole to be and remain in his House during any Part of the Time appointed for his being on Duty, every such Victualler or Keeper of such Public House shall forfeit and pay Ten Shillings for the First Offence, and any Sum not exceeding Forty Shillings for the Second or subsequent Offence.

Penalties on Victuallers harbouring Serjeants of the Night, &c.

XLVI. And for the better Security of the Inhabitants within the Limits of this Act, be it further enacted, That the said Commissioners shall give such Rewards, Allowances, and Gratuities to the said several Watch-house Keepers, Serjeants of the Night, Watchmen, Patroles, and other Persons so employed as aforesaid, who may become wounded, hurt, or

Commissioners may give Rewards.

[Local.]

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disabled

disabled in their respective Duties, as they shall think proper; and also shall and may offer and give, as well to the said Persons as to any others not especially employed by them, such Gratuities and Rewards, for apprehending Felons and other Offenders within the Limits aforesaid, as they shall think proper; and shall and may defray the Expences of prosecuting any such Felons and Offenders, or defending their respective Officers in the Execution of their Duty, if they shall think proper; and such Rewards, Allowances, and Gratuities, and the Costs of such Prosecutions or Defences, and all other Expences that may be incurred by the said Commissioners for the Guard and Protection of the Inhabitants, shall and may be paid by the said Commissioners, or their Treasurer for the Time being, out of the Money arising from the Rates directed to be raised by this Act.

Watchmen
invested with
the Powers of
Constables.

XLVII. And be it further enacted, That the said Watchmen, Serjeants of the Night, and Patroles, while in the Execution of the Powers and Authorities of this Act, shall and they are hereby invested with and shall have and enjoy the like Powers and Authorities, Privileges, and Immunities as any Constable or Constables is or are invested with, or have and enjoy by Law.

Obstructing
Officers in
their Duty.

XLVIII. And be it further enacted, That if any Person or Persons shall, at any Time or Times from and after the passing of this Act, obstruct, hinder, or molest any Surveyor or Surveyors, Inspector or Inspectors, or other Officer or Officers, Person or Persons whomsoever, who shall or may be employed by the said Commissioners for the Purposes of putting this Act into execution, in the Performance or Execution of their Duty, every Person or Persons so offending shall for every Offence forfeit and pay any Sum not exceeding Forty Shillings.

Cattle wan-
dering to be
seized.

XLIX. And be it further enacted, That if any Sheep, Horse, Cow, or Beast shall at any Time be found wandering about any of the Roads, Streets, Lanes, Squares, or other public Passages or Places within the Limits of this Act, it shall and may be lawful to and for any Person or Persons appointed by the said Commissioners to seize and impound such Sheep, Horse, Cow, or Beast in the Common Pound of the said Parish, or in such other Place as the said Commissioners shall appoint, and the same there to detain until the Owner or Owners thereof shall, for every such Sheep, Horse, Cow, and Beast so impounded, pay the Sum of Five Shillings to the Person impounding the same, together with the reasonable Charges and Expences of impounding and keeping the same; and in case the said Sum, Charges, and Expences shall not so be paid within Five Days after such Impounding, it shall and may be lawful to and for the said Commissioners to sell or cause to be sold the same, and the Money arising from such Sale, after deducting the said Sum or Sums of Money, and the Charges and Expences of impounding, keeping, and selling such Sheep, Horse, Cow, or Beast, shall be paid, on Demand, to the Owner or Owners of the said Sheep, Horse, Cow, or Beast.

Punishment
of Persons
guilty of
Pound
Breach.

L. And be it further enacted, That in case any Person or Persons shall release or attempt to release any Cow, Horse, Ass, Swine, or other Live Stock or Cattle, which shall be seized for the Purpose of being impounded

under the Authority of this Act, from the Pound or Place where the same shall be so impounded, or shall pull down, damage, or destroy the same Pound or Place, or any Part thereof, or any Lock or Bolt belonging thereto, or with which the same shall be fastened, or shall rescue or release or attempt to rescue or release any Distress or Levy which shall be made under the Authority of this Act, until or before such Cow, Horse, Ass, Swine, or other Live Stock or Cattle seized or so impounded, or such Distress or Levy so made, shall be discharged by due Course of Law, every Person so offending shall, upon Conviction thereof before any One of His Majesty's Justices of the Peace for the County or Place where the Offence shall have been committed, either upon the Confession of the Party or Parties offending, or upon the Oath of One credible Witness, and which Oath the said Justice is hereby authorized and empowered to administer, be committed by such Justice, by Warrant under his Hand and Seal, to the Common Gaol or House of Correction of the County wherein the said Offence shall have been committed, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months.

LI. And be it further enacted, by the Authority aforesaid, That no Person or Persons whomsoever shall breed, feed, or keep any Sort or Manner of Swine in any Yard or Garden belonging or adjoining to any House, Building, or other Tenement (save and except in any Yard belonging to any Farmhouse) situated, standing, and being in any Street, Square, Crescent, Court, Alley, Yard, Mews, Passage, or Place within the Limits of this Act, or contiguous thereto, upon pain of forfeiting the same to the Churchwardens of the Parish of *Saint Pancras*, for the Use of the Poor thereof; and it shall be lawful for any of the said Commissioners, their Surveyor or Inspector, or other Person or Persons appointed by them, at all Times hereafter in the Day-time, by Warrant under the Hand and Seal of any One of His Majesty's Justices of the Peace for the County of *Middlesex*, to search in all such Places as aforesaid for the finding all such Swine, and all such Swine that shall be so found, to seize, take, drive, and carry away the same, and sell for the best Price that can be had, and the Money thereby produced forthwith to deliver to the said Churchwardens, to be applied to the Use of the Poor of the Parish of *Saint Pancras*.

Swine to be seized and sold for the Benefit of the Poor.

LII. And be it further enacted, That if any Person or Persons other than the Scavenger employed by the said Commissioners to collect and retain the Dust, Cinders, or Ashes within the Limits of this Act, or those employed under such Person, shall on any Pretence whatsoever go about to collect or gather, or shall ask for, receive, or carry away any Dust, Cinders, or Ashes, it shall and may be lawful for any Justice of the Peace for the County of *Middlesex*, upon Complaint to him made, to grant a Warrant to bring before him such Offender or Offenders, and also for any Person or Persons who shall see any such Offence committed to seize, and also for any other Person or Persons to assist in seizing, the Offender or Offenders, together with the Horses, Asses, Cattle, Carts, Trucks, Wheelbarrows, or other Carriages or Implements made use of for carrying the same away, and by the Authority of this Act, and without any other Warrant, to convey him, her, or them before such

No Person to take Ashes or Dirt but Scavengers.

such Justice of the Peace for the said County; and such Justice shall and he is hereby authorized and required to examine upon Oath the Person or Persons apprehending such Offender or Offenders, or any Witness or Witnesses who shall appear to give Information or Evidence touching such Offence or Offences; and if the Party or Parties shall be convicted of going about to collect or gather, or of asking for, receiving, or carrying away any Dust, Cinders, or Ashes from any House or other Premises within the Limits of this Act, not being the Person or Persons employed or appointed by or contracting with the said Commissioners to collect and possess the Dust, Cinders, and Ashes from the Houses and Premises therein, or not acting with or under his or their Authority, he, she, or they shall respectively for every Offence forfeit and pay any Sum not exceeding Ten Pounds, and one Moiety whereof shall be paid to the Informer or Informers, or to the Person or Persons who shall apprehend the Offender or Offenders, and the other Moiety shall be paid and shall belong to the Person or Persons so employed or appointed by or contracting with the said Commissioners as aforesaid; and if such Offender or Offenders shall not on Conviction pay the said Penalty or Penalties, such Justice is hereby required to direct such Horses, Asses, Cattle, Carts, Trucks, Wheelbarrows, or other Carriages or Implements which shall have been so seized, to be appraised and sold; and after deducting out of the Monies to arise by such Sale the Penalty or Penalties incurred, together with the reasonable Charges and Expences of such Warrant, and of such Distress, Appraisement, and Sale, the Overplus thereof, if any, shall be returned, upon Demand, to the Party, or Parties whose Horses and other Things shall be so appraised and sold; and in case there shall have been no Seizure as aforesaid, or if the Horses, Asses, Cattle, Carts, or other Things which shall be appraised and sold shall not produce a sufficient Sum of Money to pay the said Penalty or Penalties, Charges and Expences, then if such Offender or Offenders shall not upon Conviction pay the said Penalty or Penalties, Charges and Expences which shall remain over and above the Produce of the Horses, Asses, Cattle, Carts, and other Things so seized and sold, then such Justice is hereby required to commit such Offender or Offenders to the Common Gaol or House of Correction for the said County, there to be kept to hard Labour for any Time not exceeding Three Calendar Months nor less than Twenty Days, unless such Penalty or Penalties, and Charges and Expences, and every Part thereof, shall be sooner paid and satisfied: Provided always, that the said respective Inhabitants shall and may use and consume, within their own Premises within the Limits of this Act; the Dust and Ashes made by and belonging to them respectively.

Penalties for
so doing.

Power to
appraise and
sell Horses,
Carts, &c.

If not suffi-
cient to pay
Penalties and
Charges,
Power to
commit
Offenders.

Rates not
exceeding
1s. 6d. in the
Pound to be
raised.

LIII. And in order to raise a sufficient Sum of Money for carrying the several Purposes of this Act into execution, be it further enacted by the Authority aforesaid, That from and after the passing of this Act One or more Rate or Rates, Assessment or Assessments, shall, for the Purpose of repairing and keeping in repair, lighting, cleansing, watering, and watching the several Roads, Streets, Squares, Crescents, Half Circles, Half Squares and other public Passages and Places within the Limits of this Act, and also for paying the Interest of the Monies borrowed or Annuities granted for carrying on the Purposes of this Act, be made, levied, and assessed by the said Commissioners for putting this Act into execution,

execution; or any Seven or more of them, once or oftener in every Year, if they shall judge necessary, upon all and every Person and Persons who shall inhabit, hold, use, occupy, possess, and enjoy any Ground, Garden, House, Shop, Warehouse, Coach-house, Stable, Cellar, Vault, Building, Workshop, Manufactory, Wharf, Landing Place, Tenement, or Hereditament in any of the said Roads, Streets, Squares, Crescents, Half Circles, Half Squares, and other public Passages and Places within the Limits of this Act, according to the yearly Value thereof respectively, to be ascertained as herein-after mentioned, as the said Commissioners shall think proper, in such Sums of Money as the said Commissioners shall order and direct, but so nevertheless that such Rate or Rates do not exceed in any One Year the Sum of One Shilling and Sixpence in the Pound, according to the said yearly Rent or Value of such Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Buildings, Workshops, Manufactories, Wharfs, Landing Places, Tenements, or Hereditaments situated as aforesaid, which said Rate and Rates shall from Time to Time be collected and paid quarterly in every Year; and that One or more Rate or Rates, Assessment or Assessments, shall, for the Purpose of supporting and maintaining the Areas or Grounds of the said Squares and Crescents, or Half Circles or Half Squares, and keeping the same in repair, be in like Manner laid and assessed on the Houses and Buildings to be erected and built opposite to, fronting, and to encompass the said Square or Squares, Crescent or Crescents, Half Circles, or Half Squares, at and for such Times or Times, and in such Sum or Sums of Money as the said Commissioners shall think proper and direct, so that the same do not exceed in any One Year the Sum of Eight-pence in the Pound; and that the said Rates or Assessments for repairing, lighting, cleansing, watering, and watching shall commence from such Time after the passing of this Act as the said Commissioners shall think proper, and every future Rate or Assessment shall commence from the Time the last preceding Rate or Assessment ended, and not otherwise; and the Monies therein and thereby charged and assessed, as also all other Rates, shall be made payable and recoverable in manner hereafter directed; and the said Commissioners shall cause separate and distinct Accounts to be kept of the Produce of the said respective Rates and Assessments, and of the Application of the same respectively.

LIV. Provided always, and be it further enacted, That if at any Time it shall be deemed expedient and necessary at a public General Meeting of the Inhabitant Householders paying the said Rates or Assessments within the Limits of this Act, to be convened by the Clerk to the said Commissioners, by Notice in Writing or printed, and left at the several Houses so rated or assessed within the said Limits, at least Seven Days before the Time appointed for such Meeting, that the Rate of One Shilling and Sixpence in the Pound herein-before authorized to be levied should be increased, then and in such Case it shall and may be lawful to and for the said Commissioners, and they are hereby authorized, empowered, and required, to make an additional Rate or Rates, Assessment or Assessments, from Time to Time as may be deemed expedient and necessary at such General Meeting, to be signed by the said Commissioners or any Seven or more of them, upon all and every Person

An additional
Rate of 9d.
may be levied.

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and

and Persons who shall inhabit, hold, occupy, possess, and enjoy any Ground, House, Shop, Warehouse, Coach-house, Stable, Cellar, Vault, Building, Manufactory, Garden, Wharf, Landing Place, Tenement, or Hereditament, in the said several Roads, Streets, Squares, Crescents, Half Circles, Half Squares, and other public Passages and Places within the Limits of this Act, for the Purpose of defraying the Charges and Expences of carrying this Act into execution, so as the whole Sum to be raised by the said Rate of One Shilling and Sixpence in the Pound, and the additional Rate or Rates hereby authorized to be made, do not exceed in any One Year the Sum of Two Shillings and Three-pence in the Pound; and the said additional Rate or Rates shall be made, assessed, collected, recovered, and applied in such and the same Manner as is herein-before directed with respect to the said Rate of One Shilling and Sixpence in the Pound authorized to be levied as aforesaid; and every such Addition made to any of the said Rates or Assessments shall be as valid and effectual in Law to all Intents and Purposes as if the same had been inserted in the Rate at the Time the same was first made out.

How annual Value of Houses to be ascertained.

LV. And be it further enacted, That the annual Value of all such Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Buildings, Tenements, or Hereditaments, so to be respectively rated and assessed as aforesaid, shall be settled and ascertained according to the real Rack Rent or full yearly Value thereof; and the Money so raised and assessed under or in pursuance of this Act shall from Time to Time be paid to the Collectors to be appointed as aforesaid, at such Time and Times in every Year, and in such Manner as the said Commissioners shall order and direct, and shall be paid over by such Collectors into the Hands of the Treasurer to the said Commissioners.

Houses let out in Apartments, Lodger to be deemed the Occupier.

LVI. And be it further enacted, That where any House, Building, or Tenement, in respect whereof any Rate or Assessment shall be made as aforesaid, shall be let out in Apartments by the Lessee, Tenant, or Landlord thereof, any One or more of such Lodgers shall be deemed the Occupier or Occupiers thereof for the Purposes of this Act; and that all and every such respective Lodger or Lodgers who shall pay any such Rate or Assessment, or any Part thereof, or from whom the same or any Part thereof shall be recovered, in pursuance of this Act, shall and may deduct the same from and out of the net Rent due and payable, or to be due and payable, from him, her, or them to such respective Lessee, Tenant, or Landlord; and the Receipt for such Payment shall be a sufficient Discharge for such Lodger or Lodgers, to his, her, or their Landlord, for so much Money as he, she, or they shall pay, or as shall be levied on him, her, or them, by virtue of this Act: Provided always, that no such Lodger or Lodgers shall at any Time be required to pay or be subject or liable to pay any greater Sum, for or towards the Discharge of the said Rates or Assessments, or any of them, and Arrears thereof, than the Amount of the Rent actually due or payable by such Lodger or Lodgers to the Lessee, Tenant, or Landlord of the Premises so occupied by him, her, or them: Provided also, that in all Cases where any Person shall remove from or quit any House, Building, or Tenement which shall be rated or assessed by virtue of this Act, such Person shall

Persons removing, Proportion of Rates how to be paid.

shall be liable to such Rate or Assessment in proportion to the Time that he or she occupied the same; and in all Cases where any Person shall come into or occupy any House, Building, or Tenement rated or assessed as aforesaid, out of or from which any other Person who shall have been rated or assessed for the same shall be removed, or which at the Time of making any Rate or Assessment was empty or unoccupied, the Person coming into or occupying the same shall be liable to pay such Rate or Assessment in respect thereof in proportion to the Time that he or she occupied the same; which said respective Proportions, in case of Dispute, shall be settled and ascertained by the said Commissioners.

LVII. And be it further enacted, That where any of the Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Buildings, Tenements, or Hereditaments shall, at the Time of making any of the said Rates or Assessments, be empty, untenanted, or unoccupied, then and in every such Case it shall and may be lawful to and for the said Commissioners to rate and assess such Premises respectively at One Half of such Rates or Assessments during the Time only that such Premises shall be empty, untenanted, or unoccupied; and also in case any such Premises, after the making of such Rate or Rates, Assessment or Assessments, shall become empty, untenanted, or unoccupied, One Half only of such Rate or Assessment shall be charged on such Premises respectively, for and during so long a Time as the same shall continue empty, untenanted, and unoccupied; and then and in any of the said Cases the said Rate or Rates, Assessment or Assessments, and all Arrears due thereon, shall be paid by the Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, or by the first or any other Tenant or Occupier thereof, and in which last Case such Tenant or Tenants, Occupier or Occupiers, shall and may and is and are hereby authorized to deduct and retain the same out of his, her, or their Rent or Rents respectively; and the Landlord or Landlords, Owner or Owners of such Premises is and are hereby required to allow such Deduction and Payment, upon Receipt of the Residue of his, her, or their respective Rents; and the said Tenant or Tenants, Occupier or Occupiers, shall be, and is and are hereby acquitted and discharged of and from so much of his, her, or their Rent, as the Rate or Rates, Assessment or Assessments, and all Arrears due thereon, and so paid by him, her, or them, shall amount unto.

Empty
Houses how
to be rated.

LVIII. And whereas several Houses and other Buildings within the Limits aforesaid are frequently begun to be built, but are not finished nor let, and forasmuch as it is reasonable that such Houses and Buildings should be rated and assessed for the Purposes aforesaid; be it therefore enacted, That until such Houses and other Buildings which now are or hereafter may be built or in building shall be finished and tenanted, if the Street, Square, Lane, or other Place wherein such House or other Building shall be situate shall be paved, repaired, cleansed, and lighted by virtue and in pursuance of this Act, it shall and may be lawful to and for the said Commissioners, and they are hereby required and directed, when and so soon as they shall think proper, to rate and assess, according to their Discretion, all such Houses and other Buildings which shall

Unfinished
Houses, &c.
to pay Rates.

shall be situate within the Limits aforesaid, and which are or shall be erected and covered in, at a Rate not exceeding Sixpence for every Square Yard of Ground paved or to be paved by virtue of this Act, and belonging to the Fronts or Sides of such Houses or other Buildings, and for all Houses and other Buildings which are or shall be erected and not covered in, at a Rate not exceeding Four-pence for every Square Yard of Ground paved or to be paved by virtue of this Act, and belonging to the Fronts or Sides of such Houses or other Buildings, until the same shall be covered in as aforesaid, and then at a Rate not exceeding Sixpence for every Square Yard, until the same shall be let or occupied; which Rates or Assessments shall be paid by and recoverable from the Proprietor or Proprietors, Lessee or Lessees, Owner or Owners of such House or Houses, Building or Buildings respectively, and shall be charged and chargeable on the said Premises; and if the said Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, shall refuse or neglect to pay the same upon Demand, then and in every such Case such Rate or Rates, Assessment or Assessments, and all Arrears due thereon, shall and may be levied on the Goods and Chattels of the Person or Persons so required to pay the same, in manner herein-after directed; and in case the Owner or Owners, Proprietor or Proprietors, Lessee or Lessees of such House or Houses, Building or Buildings, shall not be known, or cannot be found, then the said Rate or Rates, Assessment or Assessments made thereon shall be and remain charged and chargeable on the said Premises, until the Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, can be found, when the same, and all Arrears due thereon, shall be levied on the Goods and Chattels of such Owner or Owners, Proprietor or Proprietors, Lessee or Lessees, in like Manner as other Rates made by virtue of this Act are recoverable.

Landlords
liable to pay
Taxes for
Houses let to
Ambassa-
dors.

LIX. And be it further enacted, That every Rate or Assessment which shall be laid or assessed by virtue of this Act, for or in respect of any House, Building, Coach-house, Stable, or Tenement which any Ambassador, Resident Agent, or other Public Minister of any Foreign Prince or State, or the Secretary or Servant in any Capacity of any such Ambassador, Resident Agent, or other Public Minister, or any other Person not liable by Law to pay such Rate or Assessment shall hereafter inhabit, shall be paid by and recoverable from the Landlord or Proprietor of every such House, Building, Coach-house, Stable, or Tenement, who shall for that Purpose be deemed the Occupier thereof.

How Houses
are to be
rated which
are let at
small Rents,
and for the
better Reco-
very of the
Rates.

LX. And be it further enacted, That when the yearly Rent or Value of any House, Tenement, or Hereditament within the said Limits shall not exceed Twenty Pounds, or where any House, Tenement, or Hereditament shall be let to any weekly or monthly Tenants, or in separate Apartments, furnished or unfurnished, and the Rents thereof shall become payable and be collected at any shorter Period than quarterly, then and in every such Case (but subject to the Proviso herein-after contained) it shall and may be lawful to and for the said Commissioners to compound, if they shall think proper, with the Landlord or Landlords, Owner or Owners, Lessee or Lessees, Proprietor or Proprietors of all and every or any such House or Houses, Tenement or Tenements, Hereditament or Hereditaments,

Hereditaments, within the said Limits, for the Payment of the Rate or Rates, Assessment or Assessments, to be made by virtue of this Act, at such a reduced yearly Rental as the said Commissioners shall think reasonable, so that no such House or Houses, Tenement or Tenements, Hereditament or Hereditaments, be rated at less than Two Thirds or more than Four Fifths of the Rack Rent at which the same respectively shall then be let, or of the annual Value of the said Premises respectively; and the Landlord or Landlords, Owner or Owners, Lessee or Lessees, Proprietor or Proprietors of all such Houses, Tenements, or Hereditaments as shall not exceed the yearly Rent of Twenty Pounds, or as shall be let to any weekly or monthly Tenant, or in separate Apartments, furnished or unfurnished, as aforesaid, and from the several Rents thereof shall become due and be collected at any shorter Period than quarterly, is and are hereby required to enter into such Composition with the said Commissioners; and in case such Landlord or Landlords, Owner or Owners, Lessee or Lessees, Proprietor or Proprietors, shall refuse to enter into such Composition, he, she, or they shall from thenceforth be rated to and from Time to Time shall pay or cause to be paid the Rates or Assessments charged upon their respective Premises by virtue of this Act unto the Collector or Collectors for the Time being, who is and are hereby authorized and empowered to receive and collect the same, and upon Nonpayment thereof, or of the Amount of such Composition, to levy the same by Distress and Sale of the Goods and Chattels of the Landlord or Landlords, Owner or Owners, Lessee or Lessees, Proprietor or Proprietors of the respective Premises aforesaid, wheresoever they may be found, or of the Person or Persons inhabiting the same respectively, in such Manner as by this Act is provided for the Recovery of the Rates in other Cases: Provided always, that no such Landlord, Owner, Lessee, or Proprietor shall be charged with or liable to pay for any increased Rent reserved or made payable to him for or on account of such Landlord, Owner, Lessee, or Proprietor having agreed to pay the Rates heretofore chargeable upon the several Occupiers of such Premises; and provided also, that the Goods and Chattels of all and every Person or Persons renting or occupying any such House, Tenement, or Hereditament, or any Part or Parts thereof, the Rate or Rates, Assessment or Assessments whereof the Landlord or Landlords, Owner or Owners, Lessee or Lessees, Proprietor or Proprietors, is and are hereby made liable and subject to as aforesaid, shall be liable at all Times to be distrained and sold for Payment of such of the said Rates or Assessments, and of all Arrears thereof, as become due upon the said Premises during the Time of his, her, or their Occupancy only, but no such Occupier or Occupiers shall at any Time be required to pay or be subject or liable to pay any greater Sum for or towards the Discharge of the said Rates or Assessments or any of them, and Arrears thereof, than the Amount of the Rent actually due or payable by such Occupier or Occupiers to the Landlord or Landlords, Owner or Owners, Lessee or Lessees, Proprietor or Proprietors of the Premises so occupied by him, her, or them: Provided also, that each and every Occupier who shall pay any such Rate or Rates, Assessment or Assessments, or any Arrears thereof, or upon whom the same shall be levied, shall and may from Time to Time deduct the same from the Rent due and payable from him, her, or them to the

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respective

respective Landlords, Owners, Lessees, or Proprietors of the Premises, unless there shall be some Agreement to the contrary between the Landlord and Tenant, and the Receipt for such Payment shall be a sufficient Discharge to such Occupiers, and to his, her, or their Landlord or Landlords, for so much Money as he, she, or they shall pay in the Manner directed by this Act: Provided also, that when the yearly Rent or Value of any House which shall be let out furnished, either altogether or in separate Apartments, shall exceed Twenty Pounds *per Annum*, it shall not be lawful for the said Commissioners, upon such Composition being made as aforesaid, to take less than the full Amount of the Rate or Rates which shall be assessed in respect of such House, but nevertheless such Composition shall be made in manner aforesaid for Payment of the whole of such Rate with and by the Landlord, Owner, Lessee, or Proprietor of the said Premises.

Persons receiving Rents to be deemed Owners.

LXI. And, in order to prevent Disputes touching the Designation of Owner or Landlord, Lessee or Proprietor of Messuages, Tenements, or Hereditaments within the Limits of this Act, be it further enacted, That the Person or Persons legally authorized and empowered to receive and collect, or receiving and collecting, or claiming to be entitled to receive and collect the Rents of any Messuages, Tenements, or Hereditaments, from the Tenants or actual Occupiers thereof, or any of them, shall be deemed and taken, for the several Purposes of this Act and every of them, to be the Owner or Owners, Landlord or Landlords, Proprietor or Proprietors of such Messuages, Tenements, or Hereditaments; and in all Cases in which either Owners or Landlords, Lessees or Proprietors, are made liable by this Act, such Person or Persons respectively so authorized and empowered to receive and collect, or receiving and collecting, or claiming to be entitled to receive and collect the Rents of any such Messuages, Tenements, or Hereditaments, from the Tenants or actual Occupiers thereof, or any of them, shall be liable as Owner or Owners, Landlord or Landlords, Lessee or Lessees, Proprietor or Proprietors thereof, unless the real Owner or Owners, Landlord or Landlords, Lessee or Lessees, Proprietor or Proprietors, shall be declared by himself, herself, or themselves, or unless the real Owner or Owners, Landlord or Landlords, Proprietor or Proprietors, shall be distinctly and certainly known to be such, to the Satisfaction of the said Commissioners; and such Receiver or Collector of such Rents is hereby authorized to pay the said Rates and Assessments charged and payable for and on account of the said respective Premises, and to deduct the same out of the Rents received or to be received by him.

Ready-furnished Houses how assessed.

LXII. And be it further enacted, That the Lessee, Landlord, or Owner of all other Houses, over and above the said yearly Rent of Twenty Pounds, within the Limits of this Act, which is or shall or may be let out ready-furnished to a Lodger or Lodgers, shall be deemed and taken to be the Occupier thereof, for the Purposes of this Act, and shall be liable and subject to the Rates or Assessments directed by this Act to be made, raised, and levied, according to the yearly Value of the Premises; and that every Person renting or occupying any such ready-furnished House as aforesaid shall be liable and compellable to pay the said Rates and

and Assessments, to be recovered in manner herein directed; and that every such respective Occupier or Occupiers who shall pay any such Rate or Assessments, or from whom the same shall be recovered, in pursuance of this Act, shall and may deduct the same from and out of the next Rent due and payable from him or them to such respective Lessee, Landlord, or Owner, and the Receipt for such Payment shall be a sufficient Discharge for such Tenant or Tenants, Occupier or Occupiers, to his, her, or their Landlord, for so much Money as he, she, or they shall pay, or shall be levied on him, her, or them, by virtue of this Act; but no such Lodger or Lodgers shall at any Time be required to pay, or be subject or liable to pay, any greater Sum for or towards the Discharge of the said Rates or Assessments or any of them, and Arrears thereof, than the Amount of the Rent actually due and payable by such Lodger or Lodgers to the Lessee, Landlord, or Owner of the Premises so let out ready-furnished to him, her, or them: Provided always, that nothing herein contained shall extend to prejudice or vacate any Agreement between Landlords and Tenants.

LXIII. Provided always, and be it further enacted, That the Rates or Assessments to be laid and made by virtue of this Act upon or in respect of any Chapel, Hospital, School, Meeting House, or other public Building, Burial Ground, Garden, Yard, Wall, or void Space of Ground, abutting on any of the said Roads, Streets, Squares, and other public Passages and Places within the Limits of this Act, shall be ascertained according to the Number of Square Yards of Foot and Carriage Way, paved or gravelled, cleansed, lighted, watched, or watered under or by virtue of this Act, fronting or belonging to such Chapel, Hospital, School, Meeting Room, or other public Building, Burial Ground, Garden, Yard, Wall, or void Space of Ground, and which shall abut upon and front the said Roads, Streets, Squares, Crescents, Half Circles, Half Squares, and other public Passages and Places, and the same shall not, in any One Year, exceed the Sum of One Shilling for every such Square Yard; and such Rates or Assessments to be made and laid upon such Chapel, Hospital, School, except the School supported by voluntary Gift or Contribution called the *Kentish Town* and *Camden Town* National School, now erected within the said Limits, Meeting House, or other public Building, Burial Ground, Garden, Yard, Wall, or void Space of Ground, shall be paid by the Chapel Wardens, Trustees, or Owners or Proprietors thereof respectively.

Public Buildings how assessed.

LXIV. And whereas by an Act of Parliament made and passed in the Forty-fourth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for providing an additional Burial Ground, and for erecting a Chapel thereon, for the Parish of Saint Martin in the Fields in the County of Middlesex, and also a House for the Residence of a Clergyman, to officiate in burying the Dead*, it was enacted, that the Piece or Parcel of Ground therein mentioned, and which now forms the Burial Ground, should be vested in the Vicar and Churchwardens of the Parish of *Saint Martin in the Fields*, and their Successors for ever, for the Purposes therein mentioned, and that the same and all Buildings to be erected thereon,

Recital of 44 G. 3. c. 85. for vesting certain Lands in the Vicar and Churchwardens of the Parish of St. Martin in the Fields.

thereon, as in the said Act mentioned, should for ever be deemed and taken to be within and Part of the Parish of *Saint Martin in the Fields*, and should from thenceforth for ever be freed, exempted, and discharged of and from the Payment of all and all Manner of Parliamentary and Parochial Taxes, Rates, and Assessments to any other Parish or Place whatsoever, and also of and from the Payment of all Tithes and other Duties whatsoever to the Rector or Vicar of any such Parish or Place, other than and except as therein-after mentioned, any Law, Custom, or Usage to the contrary notwithstanding; it is therefore hereby provided, enacted, and declared, That this Act shall not extend or be construed to extend to alter or affect the Provisions, Privileges, or Exemptions contained in and granted by the said recited Act of the Forty-fourth Year of the Reign of His late Majesty, or to charge or make liable the said Piece or Parcel of Ground, or the Chapel Houses or other Buildings erected or to be erected and built thereon, or the said Vicar, Churchwardens, and Trustees for the Time being, in respect of their Interest therein, or any of them, with or for the Payment of any of the Rates or Assessments to be made by virtue of this Act, other than and except as herein-after mentioned.

Senior
Churchwarden of the
Parish of St.
Martin in the
Fields to pay
30*l.* a Year in
lieu of making
Roads.

LXV. And whereas the said Piece or Parcel of Ground so declared to be in the Parish of *Saint Martin in the Fields* as aforesaid has, since the passing of the said Act of the Forty-fourth of *George* the Third, been surrounded with a substantial Brick Wall, and a Chapel, Almshouses, and other Buildings have been erected thereon, which will derive some Benefit and Advantage from the Improvements calculated by and intended to be made under the Provisions of this Act, and it is therefore reasonable that the said Vicar and Churchwardens for the Time being of the said Parish should contribute and pay a fair and just Compensation for the Benefit and Advantages so to be derived; be it therefore enacted, That the senior Churchwarden of the Parish of *Saint Martin in the Fields* shall yearly and every Year pay unto the Commissioners under this Act, or to their Collector for the Time being, for and in lieu of the Charges and Expences in making and repairing any of the Carriage and Foot Ways, and of the whole Rates or Assessments to which the said Piece or Parcel of Ground, Chapel, Houses, Almshouses, and Buildings would otherwise have been liable under the Provisions of this Act, the yearly Sum of Thirty Pounds, to be payable half-yearly, and which yearly Sum of Thirty Pounds shall and may be recovered by the said Commissioners from the senior Churchwarden of the said Parish of *Saint Martin in the Fields* for the Time being, by Action of Debt in any of His Majesty's Courts of Record at *Westminster*; and all such Sums of Money which shall be so paid by or recovered from any such Churchwarden of the said Parish of *Saint Martin in the Fields* shall be allowed him in his Accounts with the said Parish in such and the same Manner as the Compensation and other Rent Charges created by the said recited Act of the Forty-fourth Year of His late Majesty are directed to be raised, paid, and allowed, the said yearly Sum of Thirty Pounds to commence and be payable when and so soon as the said Foot and Carriage Ways before and in the Front of the said Piece of Ground in the Streets called *Pratt Street* and *Bayham Street*

Street shall be paved and gravelled, and the Rates shall be made for the paving, watching, and lighting the said Town.

LXVI. Provided always, and be it enacted, That if any Part of the said Piece or Parcel of Ground fronting towards the North-east and North-west shall be sold or let to any Person or Persons, at any yearly Rent, or for any Premium, Fine, or Income whatever to be paid for the Use or Occupation thereof, then and in that Case the said Land so sold or let, and any Building or Buildings to be erected thereon, shall be subject and liable to the full Amount of any Rate or Assessment authorized to be made and assessed thereon under the Authority of this Act, any thing in this Act, or in the said Act of the Forty-fourth of *George* the Third, contained to the contrary notwithstanding.

Certain Ground of St. Martin's Parish to be sold or let to pay Rates.

LXVII. Provided always, and be it further enacted, That in any Appeal from the said Rates or Assessments, or any of them, to be made by virtue of this Act, the Justices at the General Quarter Sessions to be holden for the said County, or at any Adjournment thereof, shall and may amend the same in such Manner as may be necessary for giving Relief, without quashing or altering such Rates or Assessments with respect to other Persons mentioned therein; but if upon Appeal from the whole Rates or Assessments, it shall be found necessary to set aside the same, then and in every such Case it shall and may be lawful to and for such Justices to order a new Rate or Assessment to be made in manner herein directed.

Justices may relieve from Rates without quashing the Whole.

LXVIII. Provided always, and be it further enacted, That if any House or Premises shall be situated partly within the Limits of this Act, and partly in any Street or Place not within such Limits, such House and Premises shall be assessed to the Rates to be raised by virtue of this Act for a proportionate Part only of the Rent thereof; and it shall be lawful for the said Commissioners, or any Person appointed by them, at some Meeting to be holden for that Purpose, and they or he are or is hereby respectively authorized and required, to apportion and settle at how much and what Part of the Rent of such House and Premises the same shall be assessed.

Houses within Two Districts, how assessed

LXIX. And be it further enacted, That if it shall appear to the said Commissioners, at any Time after the making of any Rate or Assessment to be made by them under the Authority of this Act, that the Name of any Person liable to be included in such Rate or Assessment hath been omitted therein, it shall be lawful for the said Commissioners to add or cause to be added to such Rate or Assessment the Name of the Person so omitted, together with the Sum for which he ought to be so rated, and the Amount of such Rate or Assessment in respect thereof; and every such Addition made to any of the said Rates shall be as valid and effectual in the Law, to all Intents and Purposes, as if the same had been inserted in the Rate at the Time the same was first made out.

Omissions in Rates how rectified.

Rates how
recovered.

LXX. And be it further enacted, That in case at any Time or Times hereafter any Owner or Owners or Occupier or Occupiers of any Messuage or Hereditament situate in any Street or Place within the Limits of this Act, for and in respect whereof he or they shall be rated or assessed, or liable to pay any Rate or Assessment made or to be made by the said Commissioners, to and for the Purposes of this Act, shall refuse or neglect to pay the Money rated and assessed upon him or them respectively, or which he or they may be liable to pay by virtue of this Act, and all Arrears, it shall be lawful for any One of His Majesty's Justices of the Peace for the County of *Middlesex*, and he is hereby authorized and directed, by Writing under his Hand, on Complaint made by the Commissioners or any One or more of them, or any Officer or other Person appointed by them, to summon all and every Person and Persons who shall have refused and neglected as aforesaid to appear, at a Time and Place to be mentioned in such Summons, before such Justice, or before any Justice or Justices of the Peace for the said County who shall be then and there present, the Collector or Collectors of such Rates or Assessments having previously made Oath that he or they had duly demanded the said Rates or Assessments, and that the same were then in arrear and unpaid; and it shall be lawful for any Person appointed to collect and receive such Rates or Assessments, or for any of the Constables, Headboroughs of the Parish of *Saint Pancras*, or for any other Person authorized by the said Commissioners, to serve all and every such Summons and Summonses upon all and every Person and Persons so refusing or neglecting to pay as aforesaid, either by delivering the same to the Person or Persons thereby intended to be summoned, or by leaving the same at his or their last or usual Place or Places of Abode, or at or on the Premises for or in respect whereof the Rate or Rates, Assessment or Assessments mentioned in such Summons shall remain due and owing; and if any Person or Persons so summoned shall refuse or neglect to attend at the Time and Place mentioned in such Summons, or if he or they shall attend, and shall not show good and sufficient Cause to such Justice or Justices as may be then and there present that he or they is or are not chargeable with such Rate or Rates, Assessment or Assessments, then and in every such Case every such Person or Persons shall pay the Rate or Rates in respect of which such Summons was issued, and also the Costs and Charges of such Summons; and in all Cases where such Rate or Rates, Assessment or Assessments, or any of them, shall not be paid upon such Return of such Summons, it shall be lawful for the Justice who shall have signed and issued such Summons or Summonses, or who shall have directed such Summons and Summonses to be signed and issued as aforesaid, or for any other Justice of the Peace for the said County, and he is hereby authorized and required, upon Oath made before him of the due Service of such Summons or Summonses by the Person who shall have served the same, and Proof on Oath that such Rate or Rates, Assessment or Assessments, is or are actually due and owing, to grant a Warrant under his Hand and Seal, authorizing or directing any such Person appointed to collect such Rate or Rates, Assessment or Assessments as aforesaid, or any Constable, Headborough of the said Parish of *Saint Pancras*, or other Person, to levy such

such Rate or Rates, Assessment or Assessments, and all Arrears thereof, and the said Costs and Charges of the Summons (if the same shall not have been paid before), and the Costs and Charges of every such Warrant, and also the Costs, Charges, and Expences of executing the same, by Distress of the Goods and Chattels of the Person or Persons so neglecting or refusing; and if within Five Days next after any Distress shall be made, the said Rate or Rates, Assessment or Assessments, with all Arrears due thereon, together with all the said Charges for the said Warrant, and the Charges and Expences of executing the same Warrant, and of making such Distress, and of keeping such Goods and Chattels, shall not be paid, then the said Person appointed to collect as aforesaid, or the Constable, Headborough, or other Person authorized by the said Warrant, shall cause the said Goods and Chattels to be appraised by One or more Appraiser or Appraisers, and to be sold either on the Premises where the same shall be distrained, or elsewhere, or such Part or Parts thereof as in his or their Judgment shall be sufficient to pay the said Rate or Rates, Assessment or Assessments, together with all Arrears due thereon, and the said Costs, Charges, and Expences of the said Summons, Warrant, Distress, Removal, or keeping Possession of such Goods and Chattels so distrained, and the reasonable Costs, Charges, and Expences of appraising and selling the same, and shall return the Overplus (if any) to the Owner or Owners of such Goods and Chattels respectively, upon Demand thereof made by him or them; and in case no such Goods and Chattels can be found to be distrained by virtue of any such Warrant, or in case any such Goods and Chattels shall be locked up or secured, or shall be removed, so that such Person appointed to collect the said Rate or Assessment as aforesaid, or such Constable, Headborough, or other Person, cannot distrain the same, or in case after such Distress and Appraisement or Sale as herein-before are directed, the Proceeds thereof shall not be sufficient to pay such Rates or Assessments, with the Arrears due thereon, and all the said Costs, Charges, and Expences as aforesaid, then and in any of such Cases, upon Information thereof given to any Justice of the Peace for the said County, it shall be lawful to and for any such Justice of the Peace, and he is hereby authorized and required, to issue a Warrant under his Hand and Seal for the Apprehension of any such Person or Persons making Default in the Payment of such Rates or Assessments, and the Arrears thereof, or of any Part thereof, and of such Costs, Charges, and Expences, or any of them, and to commit such Person or Persons to the Common Gaol or House of Correction for the said County, there to remain without Bail or Mainprize for any Time not exceeding the Space of Three Calendar Months, unless such Rates or Assessments and all Arrears thereof, and all Costs, Charges, and Expences, or so much thereof as shall remain unsatisfied by any such Distress or Distresses, or otherwise, shall be sooner paid.

LXXI. And be it enacted, That from and after any Composition at a reduced Rate shall be made with the said Commissioners as herein-before mentioned, in Cases where such Composition at reduced Rates is authorized, the House or Houses, Tenement or Tenements, and Hereditaments therein comprised shall be rated and assessed according to the

Composition
for Rates ex-
tended to fu-
ture Rates.

the same reduced Rental in every future Rate or Assessment to be made by the said Commissioners, until the said Commissioners shall think proper otherwise to rate and assess the said Premises, and without any Notice to be given to the Landlord or Owner, Lessee or Lessees of the same.

LXXII. And be it further enacted, That every Warrant of Distress for the Nonpayment of any such Rates or Assessments or Compositions to be made under this Act shall be in the Words or to the Effect following :

Form of
Warrant.

‘ Middlesex } ‘ To the Collector or Collectors of the Rates for paving, &c.
‘ to wit. } ‘ that Part of the Parish of *Saint Pancras* in the County
‘ of *Middlesex* called *Camden Town*, and to all Constables
‘ and other Peace Officers of the same Parish.

‘ **WHEREAS** the under or hereafter mentioned Persons, now or late
‘ Inhabitants, Holders, Landlords, Tenants, Occupiers, or Enjoyers
‘ of Lands, Houses, Shops, Warehouses, Coach-houses, Stables, Cellars,
‘ Vaults, or other Buildings, Tenements, or Hereditaments, or Parts of
‘ Buildings or Tenements, within that Part of the Parish of *Saint Pancras*
‘ in the County of *Middlesex* called *Camden Town* aforesaid, were and
‘ are truly rated and assessed or liable to the Rate and Rates duly
‘ made for the Purposes of an Act made in the Third Year of the Reign
‘ of King *George* the Fourth, intituled [*here insert the Title of this Act*]:
‘ And whereas the said Persons have refused or neglected to pay the
‘ several Sums of Money at and against their Names hereunder or here-
‘ after respectively set down for Money due from them for or towards
‘ the Purposes in the said Act mentioned ; and the said several Sum and
‘ Sums are still remaining due, in arrear, and unpaid, as appeareth upon
‘ Oath to One of His Majesty’s Justices of the
‘ Peace for the said County ; and the said several Persons having been
‘ summoned to appear before me to answer the Premises, as also
‘ appeareth to me the said Justice upon Oath ; and the said several Per-
‘ sons so summoned, or any of them, not having shown any sufficient
‘ Cause why such Sum or Sums of Money should not be paid. These
‘ are therefore, in His Majesty’s Name, to will and require you, or any of
‘ you, forthwith to levy the said several Sums due from the said Persons,
‘ or hereafter set at and opposite to their Names respectively, by Distress
‘ and Sale of their respective Goods and Chattels, such Goods and
‘ Chattels being kept for the Space of Five Days before the same are
‘ sold, rendering to them respectively the Overplus (if any), the reason-
‘ able Charges of such Distress, Sale, and Keeping being first deducted ;
‘ and if no sufficient Distress can be had or taken, that then you certify
‘ the same, to the end that such further Proceedings may be had therein
‘ as to the Law doth appertain : And I do hereby strictly charge and
‘ command all and singular the Constables and other His Majesty’s Peace
‘ Officers for the said County to be aiding and assisting in all Things
‘ relating to the Premises. Given under my Hand and Seal this
‘ Day of in the Year of our
‘ Lord

| | Sums due. | | |
|--|-----------|----|----|
| | £ | s. | d. |
| ' A. B. - - - - - | | | |
| ' C. D. - - - - - | | | |
| ' E. F. the Landlord for divided Premises - - - | | | |
| ' G. H. the Landlord for Houses in - - - | | | |
| ' Street, compounded for - - - | | | |
| ' E. I. Landlord (or Receiver, &c. as the Case may be) | | | |
| ' K. L. Tenant - - - - - | | | |

LXXIII. And for the better enforcing the Payment of the Rates or Assessments to be made by virtue of this Act, be it further enacted, That if any Person or Persons liable to pay any of the said Rates or Assessments shall at any Time begin to remove his, her, or their Goods or Furniture from the House or Premises in his, her, or their Occupation within the Limits of this Act, or to sell or dispose of such Goods or Furniture therein by public Auction, or to sell or dispose of or carry away his, her, or their Goods or Furniture as aforesaid, without paying all Arrears then due or rated in respect of such House, in which the current Quarter shall be considered as due, that then and in any of the said Cases it shall be lawful for the Collector for the Time being to the said Commissioners to collect and levy such Rates or Assessments, and all Arrears due thereon, the Rate or Assessment for such Quarter wherein such Removal or Sale shall begin to be made as aforesaid to be considered as due, although previous to the Time for Payment of the Rate or Assessment for such Quarter, by Distress and Sale of the Goods and Chattels of the Party so beginning to remove, sell, or take away any such Goods or Furniture as aforesaid; and if, within Five Days next after such Distress shall be made, the said Rates or Assessments, and all Arrears due thereon, together with the reasonable Charges of taking and keeping the said Distress, shall not be paid, the said Collector shall cause the said Goods and Chattels to be appraised and sold, or such Part thereof as shall be sufficient to pay such Rates or Assessments, together with all Arrears due thereon, and the reasonable Charge of making such Distress, and of keeping and selling the same, returning the Overplus, if any, to the Owner or Owners of such Goods and Chattels respectively.

Persons removing Goods, how Rates to be recovered.

LXXIV. Provided always, and be it further enacted, That it shall be lawful for the said Commissioners, if they shall think it more expedient, to bring or cause to be brought, in the Name of their Treasurer or Clerk, or of any One or more of them the said Commissioners, any Action or Actions of Debt, or special Action on the Case, in any of His Majesty's Courts of Record at *Westminster*, for all or any of the Rates or Assessments to be made by virtue of this Act, or for Monies to become due to the said Commissioners by virtue of this Act, or for the Costs and Charges of paving the several Footways, or for forming, filling in, levelling, paving, and gravelling the several Carriageways within the Limits of this Act, in which Action or Actions it shall be sufficient for

Actions may be brought for Rates and for Costs of Paving.

[Local.]

the

the Plaintiff or Plaintiffs to declare that the Defendant is indebted to the Plaintiff or Plaintiffs in such Sums of Money as the Plaintiff or Plaintiffs shall suppose to be due; and if the Plaintiff or Plaintiffs shall recover such Sum so declared for, or any Part thereof, he or they shall have full Costs, to be levied and recovered as other Monies upon Judgments are now by Law levied and recovered; in which Action or Actions no Essoign, Protection, or Wager of Law, or more than One Imparlance, shall be allowed; and that no Action to be brought by or against the said Commissioners or any of them, by virtue of this Act, shall abate or be discontinued by the Death or Removal of their Treasurer or Clerk, or of the Commissioner or Commissioners in whose Name or Names such Action shall have been brought, but that the Treasurer or Clerk for the Time being to the said Commissioners shall always be deemed the Plaintiff or Defendant in such Action, as the Case may be.

Rate Books
to be re-
ceived as
Evidence.

LXXV. And be it further enacted and declared, That the Books of Rates to be delivered by the Collector or Collectors or other Officers to the said Commissioners, and all Entries afterwards made therein, shall be received as Evidence of the Rates imposed by virtue of this Act, and of the Payment of such Rates, or such of them as shall by such Entries appear to have been paid to such Collector or Collectors.

In case of
Non-pay-
ment of Com-
pensation for
Damages
done by the
Commission-
ers, &c., the
same to be
levied by
Distress of
the Goods of
such Com-
missioners.

LXXVI. Provided always, and be it further enacted, That when and as often as any Sum or Sums of Money shall be directed or ordered to be paid by any Justice or Justices of the Peace, in pursuance of the Directions of this Act, as or by way of Compensation or Satisfaction for any Materials, Costs, Damages, Spoil, or Injury of any Nature or Kind whatsoever, done or committed by the said Commissioners, or any Person or Persons acting by or under their Authority, or under the Authority of this Act, and such Sum or Sums of Money shall not be paid by the said Commissioners to the Party or Parties entitled to receive the same within Five Days after Demand in Writing shall have been made, stating the Order of such Justice or Justices from the Clerk to the said Commissioners or their Treasurer, in pursuance of the Direction or Order made by such Justice or Justices, then and in such Case the Amount of such Compensation or Satisfaction shall and may be recovered by Distress and Sale of the Goods and Chattels vested in the said Commissioners by virtue of this Act, or the Goods and Chattels of their Treasurer for the Time being, under a Warrant to be issued for that Purpose by such Justice or Justices of the Peace, which Warrant any such Justice or Justices is and are hereby authorized and required to grant under his Hand and Seal or their Hands and Seals, on Application made to him or them for that Purpose by the Party or Parties entitled to receive such Sum or Sums of Money as or by way of Compensation or Satisfaction for any such Materials, Costs, Damages, Spoil, or Injury as aforesaid; and in case any Overplus shall remain after Payment of such Sum or Sums of Money, and the Costs and Expences of hearing and determining the Matter in dispute, and also the Costs and Expences of such Distress and Sale, then and in such Case such Overplus shall be returned, upon Demand, to the said Commissioners, or to their Treasurer for the Time being, as the Case may be.

LXXVII. And

LXXVII. And be it further enacted; That it shall and may be lawful for any Justice or Justices of the Peace for the County or Place wherein any Offender or Offenders under this Act shall reside, upon the Information or Complaint of any credible Witness upon Oath, to issue his or their Warrant for apprehending and bringing before him or them the said Offender or Offenders to answer the said Complaint, or for the said Justice or Justices to issue his or their Summons to the Offender or Offenders to appear before him or them to answer the said Complaint, and in which Case such Summons being left at the Dwelling House of such Offender or Offenders shall be deemed good Service.

Justices may issue Warrants.

LXXVIII. And for the more speedy raising Money for the Purposes of this Act, be it further enacted, That it shall be lawful for the said Commissioners, or any Nine or more of them, and they are hereby empowered, from Time to Time to borrow and take up at Interest any Sum or Sums of Money upon the Credit of the Rates or Assessments herein-before granted for repairing, lighting, cleansing, watering, and watching the said Streets, Squares, Crescents, and other public Passages and Places within the Limits of this Act, and by Writing under their Hands and Seals to mortgage or assign over the said Rates or Assessments, or any Part thereof, to the Person or Persons who shall advance and lend such Money, or his or their Trustee or Trustees, as a Security for the Money so to be borrowed, together with Interest for the same; and every such Mortgage or Assignment may be according to the Form following; (*videlicet,*)

Commissioners may raise Money.

‘ BY virtue of an Act made in the Third Year of the Reign of King
 ‘ *George* the Fourth, intituled [*here insert the Title of this Act*], we
 ‘ being
 ‘ of the Commissioners
 ‘ appointed by virtue of the said Act, in con-
 ‘ sideration of the Sum of advanced and
 ‘ lent by *A. B.*, and paid to *C. D.* the Treasurer appointed in pursuance
 ‘ of the said Act, for and on account of the said Commissioners, do
 ‘ grant and assign unto the said *A. B.*, his Executors, Administrators,
 ‘ and Assigns, such Proportion of the Rates or Assessments arising by
 ‘ virtue of the said Act for repairing, lighting, cleansing, watering, and
 ‘ watching the several Streets, Squares, Crescents, and other public Pas-
 ‘ sages and Places within the Limits of the said Act, as the said Sum of
 ‘ doth or shall bear to the whole Sum
 ‘ which is or shall be borrowed upon the Credit of the said Act, to be
 ‘ had and holden from this Day until the said Sum of
 ‘ with Interest at *per Centum per Annum* for
 ‘ the same, to be paid half-yearly, shall be repaid and satisfied. In
 ‘ witness whereof we have hereunto set our Hands and Seals the
 ‘ Day of

Form of Assignment.

And every such Assignment shall be good, valid, and effectual in Law.

LXXIX. 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 granting of Annuities for

Power to raise Money by Annuities.

for the Life or Lives of any Person or Persons, it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, by any Writing or Writings under their Hands and Seals, 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 for such One or more Life or Lives as shall be nominated by or on the Behalf of such Contributor at the Time of the Payment of his or their Contribution or Purchase Money (in which Nomination each Contributor may nominate himself or herself); and the Grant of such Annuity shall be in the Words or to the Effect following :

Form of
Annuity.

‘ WE being of the Commis-
 ‘ sioners appointed in pursuance of an Act made in the Third Year
 ‘ of the Reign of King *George* the Fourth, in consideration of the Sum of
 ‘ paid by to
 ‘ the Treasurer appointed in pursuance of the
 ‘ said Act, for and on account of the said Commissioners, do hereby
 ‘ grant unto the said an Annuity or yearly Sum of
 ‘ out of the Rates or Assessments granted or
 ‘ arising by virtue of the said Act for repairing, lighting, cleansing,
 ‘ watering, and watching the several Streets, Squares, Crescents, and
 ‘ other public Passages and Places within the Limits of the said Act,
 ‘ which Annuity or yearly Sum of shall be paid to the
 ‘ said or his Assigns during the Term of his natural
 ‘ Life, or to his Executors, Adminis-
 ‘ trators, or Assigns, during the natural Life or Lives of
 ‘ (as the Case may be), upon the Day of
 ‘ and the Day of in every Year,
 ‘ during the natural Life of him the said or
 ‘ natural Lives of at
 ‘ the First Payment thereof to be made on the
 ‘ Day of next ensuing the Date hereof. In witness whereof
 ‘ we have hereunto set our Hands and Seals the Day of

For prevent-
ing improvi-
dent Grants
of Annuities.

LXXX. And for preventing any improvident Grants of Annuities under this Act, be it further enacted, That no Annuities shall be granted by virtue of this Act for any single Life at any higher Rate than the following; that is to say, where the Annuitant or Person for whose Life the Annuity shall be granted shall not exceed Thirty-five Years, the Annuity to be granted shall not exceed the Rate of Eight Pounds Three Shillings for each One hundred Pounds of the Consideration Money paid for the Purpose thereof; where the Age of such Person shall not exceed Forty Years, the Annuity to be granted shall not exceed the Rate of Eight Pounds Ten Shillings for each One hundred Pounds of such Consideration Money; where the Age of such Person shall not exceed Forty-five Years, the Annuity shall not exceed the Rate of Nine Pounds for each One hundred Pounds of the Consideration Money; where the Age of such Person shall not exceed Fifty Years, the Annuity shall not exceed the

One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Forty, and where the Age of the other Person shall not exceed Fifty Years, the Annuity shall not exceed Seven Pounds Three Shillings for each One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Forty, and the Age of the other Person shall not exceed Fifty-five Years, the Annuity shall not exceed Seven Pounds Seven Shillings for each One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Forty, and the Age of the other Person shall not exceed Sixty Years, the Annuity shall not exceed Seven Pounds Twelve Shillings for each One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Forty, and the Age of the other Person shall not exceed Sixty-five Years, the Annuity shall not exceed Seven Pounds Sixteen Shillings for each One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Forty, and the Age of the other Person shall not exceed Seventy Years, the Annuity shall not exceed Seven Pounds Nineteen Shillings for each One hundred Pounds of the Consideration Money; where the Age of neither of the Two Persons exceeds Forty-five Years, the Annuity shall not exceed Seven Pounds Four Shillings for each One hundred Pound of the Consideration Money; where the Age of one Person shall not exceed Forty-five, and the Age of the other Person shall not exceed Fifty Years, the Annuity shall not exceed Seven Pounds Eight Shillings for each One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Forty-five, and the Age of the other Person shall not exceed Fifty-five Years, the Annuity shall not exceed Seven Pounds Thirteen Shillings for each One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Forty-five, and the Age of the other Person shall not exceed Sixty Years, the Annuity shall not exceed Seven Pounds Eighteen Shillings for each One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Forty-five, and the Age of the other Person shall not exceed Sixty-five Years, the Annuity shall not exceed Eight Pounds Three Shillings for each One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Forty-five, and the Age of the other Person shall not exceed Seventy Years, the Annuity shall not exceed Eight Pounds Seven Shillings for each One hundred Pounds of the Consideration Money; where the Age of neither of the Two Persons exceeds Fifty Years, the Annuity shall not exceed Seven Pounds Thirteen Shillings for each One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Fifty, and the Age of the other shall not exceed Fifty-five Years, the Annuity shall not exceed Seven Pounds Nineteen Shillings for each One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Fifty, and the Age of the other Person shall not exceed Sixty Years, the Annuity shall not exceed Eight Pounds Five Shillings for each One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Fifty, and the Age of the other Person shall not exceed Sixty-five Years, the Annuity shall not exceed Eight Pounds Eleven Shillings for each One hundred Pounds of the Consideration Money;

where the Age of one Person shall not exceed Fifty, and the Age of the other Person shall not exceed Seventy Years, the Annuity shall not exceed Nine Pounds for each One hundred Pounds of the Consideration Money; where the Age of neither of the Two Persons shall exceed Fifty-five Years, the Annuity shall not exceed Eight Pounds Six Shillings for each One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Fifty-five, and the Age of the other Person shall not exceed Sixty Years, the Annuity shall not exceed Eight Pounds Fourteen Shillings for each One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Fifty-five, and the Age of the other Person shall not exceed Sixty-five Years, the Annuity shall not exceed Nine Pounds Two Shillings for each One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Fifty-five, and the Age of the other Person shall not exceed Seventy Years, the Annuity shall not exceed Nine Pounds Ten Shillings for each One hundred Pounds of the Consideration Money; where the Age of neither of the Two Persons exceeds Sixty Years, the Annuity shall not exceed Nine Pounds Three Shillings for each One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Sixty, and the Age of the other Person shall not exceed Sixty-five Years, the Annuity shall not exceed Nine Pounds Fourteen Shillings for each One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Sixty, and the Age of the other Person shall not exceed Seventy Years, the Annuity shall not exceed Ten Pounds Five Shillings for each One hundred Pounds of the Consideration Money; where the Age of neither of the Two Persons exceeds Sixty-five Years, the Annuity shall not exceed Ten Pounds Eight Shillings for each One hundred Pounds of the Consideration Money; where the Age of one Person shall not exceed Sixty-five, and the Age of the other Person shall not exceed Seventy Years, the Annuity shall not exceed Eleven Pounds Four Shillings for each One hundred Pounds of the Consideration Money; and where the Age of neither of the Two Persons exceeds Seventy Years, the Annuity shall not exceed Twelve Pounds Six Shillings for each One hundred Pounds of the Consideration Money.

LXXXI. And the said several Annuities to be purchased shall be and are hereby charged upon and shall be paid out of the Rates or Assessments for repairing, lighting, watering, cleansing, and watching before mentioned, and shall be made payable and be paid quarterly during the natural Life or Lives of such Contributors respectively, or the natural Life or Lives of such other Person or Persons as shall be nominated by such respective Contributors; a proportionate Part of each Annuity shall be paid from the last Quarter Day of Payment to the Day of the Death of the Annuitant or his Cestuique Trust: Provided always, that nothing herein contained shall be deemed, construed, or taken to extend to make the said Commissioners personally, or their respective Estates, Lands, and Tenements, Goods and Chattels, liable to the Payment of the said Annuities to be purchased in pursuance of this Act, by reason of their giving or executing such Securities or any Monies borrowed by virtue of this Act.

Annuities charged upon repairing, watching, and lighting. Rate.

Commissioners exempt from personal Liability in Cases of Annuities.

LXXXII. And

Securities how transferred.

LXXXII. And be it further enacted, That it shall be lawful for the Persons entitled to any of such Securities, Assignments, or Bonds for the Money borrowed or for the Annuities granted as aforesaid, by Writing under their Hands, to transfer the same respectively to any Person or Persons, according to the Form following, or to the following Effect:

‘ I do hereby, in consideration of the Sum of
 ‘ assign the within Security, [*or above recited Security, in*
 ‘ *case Transfer not made by Indorsement,*] for the Payment of the within-
 ‘ mentioned Annuity, and all my Right and Title in and to the Principal
 ‘ Money and Interest or Annuity, and all the Arrears now due thereon,
 ‘ unto his Executors, Administrators, and Assigns.
 ‘ Dated the Day of

Transfers of Securities to be entered in a Book.

Which Transfers shall, within Fourteen Days from the Date thereof, be produced and notified to the Clerk to the said Commissioners for the Time being, who shall enter the same in a Book or Books to be kept for that Purpose, expressing in Words at Length the Names, Additions, Places of Abode, and other proper Descriptions of all such Persons as shall from Time to Time be entitled to the Principal Money and Interest, or the Annuities thereby respectively secured, to which Book or Books any Person interested shall at all seasonable Times have access, and shall have full Liberty to inspect the same, upon paying to the Clerk the Fee of One Shilling; and such Clerk shall be entitled to receive for the Entry of every such Security included in or assigned by any such Transfer as aforesaid the Sum of Ten Shillings, and no more; and every such Transfer or Assignment, after such Entry as aforesaid, shall entitle the Person or Persons to whom the same shall be made, and his, her, or their Executors, Administrators, and Assigns, to the Benefit of the Security thereby transferred; and all Persons to whom such Mortgages, Assignments, or Bonds for any Annuities shall be made, or who shall be entitled to the Money or Annuities thereby secured, shall be, in proportion to the Terms therein respectively mentioned, Creditors on the said Rates or Assessments so assigned as aforesaid equally one with another, without any Preference in respect of the Priority of advancing such Monies, or the Dates of any such Mortgages, Assignments, Grants, or Orders respectively.

Application of the Money.

LXXXIII. And be it further enacted, That all the Money to arise by or from the said Rates or Assessments, and which may be borrowed or advanced upon Mortgage or at Interest, or received for the Purchase of any Annuities, on the Credit or Security thereof, shall be applied in the first place in paying the Expences attending the obtaining and passing this Act, and afterwards from Time to Time in paying the Interest of the Principal Money to be borrowed, and the Annuities to be granted as aforesaid, and all other the Purposes for carrying this Act into execution, and in paying off the said Principal Money, in such Manner as the said Commissioners shall think proper.

Surplus Monies on Rates how applied.

LXXXIV. And in order that no undue Preference may be given to any of the Persons entitled to the Principal Money which shall be borrowed

rowed and secured on the Credit of the said Rates or Assessments, in discharging such Principal Money in pursuance of this Act; be it further enacted, That when and so often as the Money to be raised by the said Rates or Assessments shall amount to the Sum of Two hundred Pounds over and above what shall be necessary to pay the growing Interest upon the Principal Money, and the Annuities which may be secured or granted in pursuance of this Act, and the Expences herein-before provided for, the said Commissioners shall cause the Number of all the Mortgages, Assignments, or Securities to be granted or made, and then in force for securing the Principal Monies borrowed, of which Part shall be then intended to be paid off, save and except such Securities made for the Payment of any Annuity or Annuities granted for the Purposes of this Act, to be written upon distinct Pieces of Paper of an equal Size, and all such Papers to be rolled in the same Manner as even as may be, and be put into a Box or Glass; and One Number of the said Mortgages, Assignments, or Securities for every One hundred Pounds intended to be paid off shall be drawn out of the said Box or Glass by the Clerk of the said Commissioners, in the Presence of Five or more of them the said Commissioners: Provided always, that if it shall happen that any Mortgage, Assignment, or Security, the Number whereof shall be drawn out as aforesaid, shall be for a greater Sum than the said Sum of One hundred Pounds, no more than One hundred Pounds shall be discharged in consequence of such Number being so drawn.

LXXXV. And be it further enacted, That the said Commissioners shall cause a Notice, signed by their Clerk, to be given or left at the usual Place of Abode of the Person or Persons whose Principal Monies shall be intended to be paid off, which Notice shall express the Sum or Sums to be paid off, together with the Interest due thereon, and that the same will be paid, at the Place to be mentioned in such Notice, at the Expiration of Three Calendar Months from the Day of giving or leaving such Notice as aforesaid; and the Interest of the Principal Money so to be paid off shall, from and after the End of Three Calendar Months, cease and be no longer paid or payable, unless such Principal Money shall be demanded pursuant to such Notice, and not paid; but the Principal Money in respect whereof such Notice shall be given, and also the Interest thereof to the End of the said Three Calendar Months, shall nevertheless be payable on Demand.

Notice to be given to Persons whose Assignments are to be paid off.

LXXXVI. And be it further enacted, That in case the said Commissioners can at any Time borrow and take up any Sum or Sums of Money at a lower Rate of Interest than the Mortgages, Bonds, Assignments, or Securities which shall be then in force, shall bear, it shall be lawful for the said Commissioners from Time to Time to charge the said Rates or Assessments in manner aforesaid with such Sum or Sums of Money as they shall think proper, and the Interest thereof, at such lower Rate as aforesaid, and to pay off and discharge the Assignments and Securities bearing a higher Rate of Interest.

Power to borrow Money at lower Interest to discharge Securities at higher.

LXXXVII. And whereas the Turnpike Road leading from *Kentish Town* to *Saint Pancras Workhouse* is under the Management and Direction

Turnpike Road from *Kentish Town* to

[Local.]

30 D

tion

Saint Pancras Workhouse not within the Limits of this Act.

tion of the Trustees named and appointed by virtue of an Act passed in the Second Year of the Reign of His present Majesty King George the Fourth, intituled *An Act for more effectually repairing the Roads leading to Highgate Gate House and Hampstead, and other Roads therein mentioned, all in the County of Middlesex, and for watching, lighting, and otherwise improving the said Roads*, and which Turnpike Road is within the Limits of this Act, and is kept in repair and watered by the said Trustees; be it enacted, That the said Turnpike Road leading from *Kentish Town* to *Saint Pancras Workhouse* shall not be construed to be within the Limits of this Act.

For securing transient Offenders.

LXXXVIII. And whereas Offences may be committed against this Act by Persons unknown to the Collectors, Surveyors, or other Officers appointed to put this Act into execution; be it therefore further enacted, That it shall be lawful for any of the said Collectors, Surveyors, or other Officers respectively, and such other Person or Persons as he or they shall call to his, her, or their Assistance, without any Warrant or other Authority than this Act, to seize and detain any such unknown Person or Persons who shall commit any such Offence or Offences, and take him, her, or them as soon as practicable before any Justice of the Peace of the County or Place where the Offence shall have been committed, and residing near to the Place where the Offence or Offences shall be committed, and such Justice is hereby empowered and directed to proceed with all convenient Speed to the hearing and determining of the said Complaint.

Penalties how to be recovered and applied.

LXXXIX. And be it further enacted, That all Penalties, Forfeitures, and Fines hereby inflicted or authorized to be imposed, the Manner of levying and Recovery whereof is not herein otherwise directed, shall, upon Proof of the Offence respectively before any One Justice of the Peace for the said County of *Middlesex*, either by the Confession of the Party or Parties offending, or by the Oath of One or more Witness or Witnesses (which Oath such Justice is hereby authorized and empowered to administer), be levied by Distress and Sale of the Goods and Chattels of the Party or Parties offending, by Warrant or Warrants under the Hand and Seal of such Justice (which Warrant or Warrants such Justice is hereby empowered to grant for those Purposes); and the Overplus, after such Penalties, Forfeitures, and Fines, and the Charges of and previous to such Distress and Sale, are recovered and deducted, shall be returned, upon Demand, unto the Owner or Owners of such Goods and Chattels; and the Penalties, Forfeitures, and Fines, when paid or recovered, shall be (if not otherwise directed to be applied by this Act) paid, one Half to the Informer, and the other Half to the said Commissioners, or to their Clerk or Treasurer, to be applied for the Purposes of this Act; and in case such Penalties or Forfeitures shall not be forthwith paid upon Conviction, then it shall be lawful for such Justice, and he is hereby authorized and required, to order the Offender or Offenders so convicted to be detained and kept in safe Custody until Return can conveniently be made to such Warrant of Distress, unless the Offender or Offenders shall give sufficient Security to the Satisfaction of such Justice for his, her, or their Appearance before such Justice on such Day or Days as shall be

be appointed for the Return of such Warrant of Distress, such Day or Days not being more than Seven Days from the Time of taking any such Security, and which Security the said Justice is hereby empowered to take by way of Recognizance or otherwise; but if upon Return of such Warrant it shall appear that no sufficient Distress can be had thereupon, then and in such Case it shall be lawful for such Justice of the Peace as aforesaid, or any other Justice of the Peace for the County where the Offence shall have been committed, and he is hereby authorized and required, by Warrant or Warrants under his Hand and Seal, to cause such Offender or Offenders to be committed to the Common Gaol or House of Correction for the County where the Offence shall have been committed, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, unless such Penalties, Forfeitures, and Fines, and all reasonable Charges, shall be sooner paid and satisfied.

XC. And be it further enacted, That in all Actions, Informations, Causes, and Proceedings whatsoever relating to or concerning the Execution of this Act, no Person residing within the Limits of this Act shall be disqualified from giving Evidence by reason of such Person being charged with and liable to pay any Rate or Assessment by virtue of this Act.

Inhabitants
may give
Evidence.

XCI. Provided always, and be it further enacted, That any Person or Persons, Body or Bodies Politic, Corporate, or Collegiate whomsoever, thinking himself, herself, or themselves aggrieved by any Rate or Rates, Assessment or Assessments, to be made under or by virtue of this Act, or by any Order or Determination of the said Commissioners for putting this Act in execution, or by the Order or Determination of any Justice or Justices of the Peace in pursuance of this Act, may, within Six Calendar Months after the Cause of Complaint shall have arisen, appeal to the Justices of the Peace at their next General Quarter Sessions of the Peace to be holden for the said County, the Person or Persons, Body or Bodies Politic, Corporate, or Collegiate appealing having first given at least Fourteen clear Days Notice of such Appeal, and of the Nature and Matter thereof, to the Person or Persons appealed against, and forthwith after such Notice entering into a Recognizance before some Justice of the Peace for the said County, with sufficient Sureties, conditioned to try such Appeal, and to abide the Order and Award of the said Court thereon; and the said Justices, upon due Proof of such Notice and Recognizance having been given and entered into, shall in a summary Way hear and determine such Complaint at such General Quarter Sessions of the Peace, or if they think proper may adjourn the hearing thereof to the next General Quarter Sessions of the Peace to be held for the said County, and if they see Cause may mitigate any Forfeiture or Fine, and may order any Money to be returned which shall have been levied in pursuance of such Rate or Rates, Assessment or Assessments, Judgment and Determination of the said Justice or Justices, shall and may also award such further Satisfaction to be made to the Party injured, or such Costs to either of the Parties, as they shall judge reasonable and proper; and all such Determinations of the said
Justices

Appeals may
be made to
the Quarter
Sessions.

Justices shall be final, binding, and conclusive upon all Parties; to all Intents and Purposes whatsoever.

Rates or Proceedings not to be quashed for Want of Form, or removed by Certiorari.

XCII. And be it further enacted, That no Rate or Assessment, or any Proceedings to be had touching any Order made or other Matter or Thing to be done or transacted in or relating to any Complaint or Appeal, or any Order or Determination thereon, in pursuance of this Act, shall be quashed or vacated for Want of Form only, or be removed or removable to any of His Majesty's Courts of Record at *Westminster*, by Certiorari, or by any other Writ or Process whatsoever; any Law, Statute, or Usage to the contrary notwithstanding.

Plaintiff not to recover after Tender of sufficient Amends.

XCIII. And be it further enacted, That no Person shall recover in any Action for any Irregularity, Trespass, or wrongful Proceedings made or committed in execution of this Act, if sufficient Tender or Amends shall be made to or by or on the Behalf of the Party or Parties who shall have committed any such Irregularity, Trespass, or wrongful Proceedings, before such Action brought; and in case no such Tender shall have been made, it shall be lawful for the Defendant or Defendants in any such Action, by Leave of the Court where such Action shall depend, at any Time before Issue joined, to pay into Court such Sum of Money as he or they shall see fit, where such Proceedings or Order and Judgment shall be had, made, or given by such Court in like Manner as in other Actions where the Defendant is allowed to pay Money into Court.

Distress not unlawful for Want of Form.

XCIV. And be it further enacted, That where any Distress shall be made for Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in any Proceedings relating thereto; nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers *ab initio* on account of any Irregularity which shall afterwards be done by the Party or Parties distraining, but the Person or Persons aggrieved by such Irregularity may recover full Satisfaction for the special Damage only in an Action on the Case.

Rights of Vestrymen, Directors, and Church Trustees of *St. Pancras* not to be affected.

XCV. Provided always, and be it further enacted, That nothing herein contained shall in anywise prejudice, abridge, lessen, or affect any of the Powers, Rights, Privileges, or Duties of the Vestrymen or Directors of the Poor of the said Parish of *Saint Pancras*, nor the Trustees for building a new Parish Church and Parochial Chapel for the said Parish, and for other Purposes relating thereto, nor to constitute the Limits aforesaid a separate Town, Township, or Vill for any Purpose or Purposes whatever not expressly mentioned in this Act.

Parochial Chapels not to be assessed.

XCVI. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to charge or affect any Parochial Chapel now erecting or hereafter to be erected or built within the Limits aforesaid, or any Part of the Premises held therewith or appurtenant thereto, or any Erection or Building in or upon the same, built for the Purposes of the said Chapel, or for any other
Ecclesiastical

Ecclesiastical Purposes, and that the same shall not be liable to be charged, rated, or assessed for any of the Purposes of this Act.

XCVII. Provided always, and be it further declared and enacted, That nothing in this Act contained shall extend or be deemed or construed to extend to prejudice, diminish, alter, or take away any of the Rights, Powers, or Authorities vested in the Commissioners of Sewers for the Limits of *Holborn* and *Finsbury* Divisions, the Parish of *Saint Leonard Shoreditch*, and the Liberty of *Norton Falgate*, in the County of *Middlesex*, and the Borders and Confines of the same, but all the Rights, Powers, and Authorities vested in them shall be as good, valid, and effectual as if this Act had not been made.

To guard the Powers of the Commissioners of Sewers for *Holborn* and *Finsbury* Divisions, &c.

XCVIII. And be it further enacted, That in all Cases wherein any Person or Persons shall be convicted of any Offence against this Act, or any Matter in pursuance thereof, the Conviction shall be in the Words or to the Effect following; *videlicet*,

Form of Conviction.

‘ Middlesex, } BE it remembered, That on this Day of
 ‘ to wit. } in the Year of our Lord
 ‘ *A. B.* is duly convicted before me, one of His Majesty’s Justices of the
 ‘ Peace for the said County of *Middlesex*, of having [*here state the Offence*
 ‘ *against the Act, as the Case may be*], contrary to the Form of the Statute
 ‘ in that Case made and provided; and I do hereby declare and adjudge
 ‘ that the said *A. B.* hath forfeited for his [*or her, as the Case may be*] said
 ‘ Offence, the Sum of Given under
 ‘ my Hand and Seal [*the Day and Year first above written*].’

XCIX. And be it further enacted, That no Suit or Action shall be commenced against any Person for any thing to be done in pursuance of this Act until Twenty-one Days Notice shall be given in Writing to the Clerk to the said Commissioners, or after such sufficient Satisfaction or Tender thereof hath been made to the Party aggrieved, or after Three Calendar Months Notice thereof after the Fact committed; and every such Action and Suit shall be brought and tried in the County where the Cause of Action shall have arisen, and not elsewhere; and the Defendant in every such Action or Suit shall and may plead the General Issue, and give this Act and the special Matter in Evidence, at any Trial to be had thereupon, and that the same was done in pursuance of and by the Authority of this Act; and if the same shall appear to be so done, or if such Action or Suit shall be brought before Twenty-one Days Notice shall be given as aforesaid, or after sufficient Satisfaction made or tendered as aforesaid, or after the Time herein-before limited for bringing the same, or shall be brought in any other County or Place than as aforesaid, then the Jury shall find a Verdict for the Defendant; and upon such Verdict, or if the Plaintiff shall become Nonsuit, or discontinue his or her Action or Suit after the Defendant shall appear, or if upon Demurrer Judgment shall be given against the Plaintiff, then the Defendant shall recover Treble Costs, and have such Remedy for the same as any Defendant hath for Costs of Suit in other Cases of Law.

Limitation of Actions.

General Issue.

Treble Costs.

Public Act.

C. 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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