



ANNO SEXTO

GEORGIIV. REGIS.

Cap. lxxv.

An Act for the better Regulation of Buildings in the Town of *Liverpool* in the County Palatine of *Lancaster*; and for authorizing the making of Bye Laws, Rules, and Regulations for Vessels frequenting the Docks, Basins, and Quays belonging to the Corporation there. [20th *May* 1825.]

WHEREAS in consequence of the insecure Mode of erecting Buildings of late Years within the Town of *Liverpool*, in the County Palatine of *Lancaster*, several Accidents have occurred there, and from the injudicious and insecure Mode of Alteration of Houses and Buildings in the said Town, to Purposes for which they were not originally calculated or intended, there is great Reason to apprehend that other serious Accidents may occur; and it would tend much to the Safety of the Inhabitants of the said Town if certain Regulations were to be adopted in the future Erection or Alteration of Buildings there: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all Buildings which from and after the First Day of *June* next after the passing of this Act shall be erected, rebuilt, or altered within the said Town of *Liverpool*, shall be erected, rebuilt, and altered in conformity with the Provisions and Regulations herein contained; and that the several external Walls and Party Walls and Chimney Backs of all such Buildings as aforesaid, shall be of the Thicknesses and Dimensions specified in Schedule (A.) to this Act annexed, according to the respective Rate of Building particularized in the said Schedule; and that the Timber used in the Roofs of such Buildings shall be of the

Future Buildings to be erected or altered according to Regulations of Act.

[Local.]

Thick-

Thicknesses and Dimensions specified in Schedule (B.) to this Act annexed; and that good and sufficient Mortar shall be used in all such Buildings.

Every Building contrary, declared to be a common Nuisance.

II. And be it further enacted, That if any Person or Persons shall build, or rebuild, or begin to build or rebuild, or shall alter or begin to alter any Building within the said Town, contrary to the Provisions and Regulations herein contained, and be thereof convicted by the Oaths of Two or more credible Witnesses, before any Two or more Justices of the Peace for the said Borough of *Liverpool* (which Oaths they the said Justices are hereby empowered and required to administer), then the said Building so built or rebuilt, or begun to be built or rebuilt, or so altered or begun to be altered, contrary to the Provisions and Regulations of this Act, shall be deemed a common Nuisance, and shall be so declared and adjudged to be by the said Justices; and the Person or Persons so convicted, whether the Builder or Owner or Occupier, or such of them as the said Justices shall require, shall enter into a Recognizance, in the Form annexed to this Act, in such Sum as the said Justices shall appoint, for abating the said Nuisance, or amending the said Building according to the Provisions and Regulations contained herein, within such convenient Time as the said Justices shall order and direct: Provided always, that the Proceedings for every such Conviction shall be commenced within Three Months after the Building shall have been finished, or the Alterations completed.

Buildings deemed Nuisances shall be taken down by Order of Justices, and Materials sold to defray Expences.

III. And be it further enacted, That it shall be lawful for any Two or more Justices of the Peace for the said Borough to order, by Warrant under their Hands and Seals, in the Form to this Act annexed, any Buildings so built or rebuilt, or begun to be built or rebuilt, or so altered or begun to be altered, contrary to the Provisions and Regulations of this Act, and which shall, under and by virtue of this Act, be declared and adjudged to be a common Nuisance, to be abated or taken down, and to order the Person or Persons authorized to abate or take down the same, to sell and dispose of the Materials thereof, and out of the Monies arising from the Sale thereof, to pay to themselves and all Persons by them employed for the Purposes aforesaid, the reasonable Charges of abating or taking down such Nuisance, and to pay the Surplus of the Monies arising by such Sale (if any be), to the Owner or Owners of such Materials, or to such Person or Persons as the said Justices shall order and direct, for and on behalf of such Owner or Owners; and if the Monies arising by such Sale be not sufficient to pay such Charges, the Deficiency shall and may be recovered from and levied on such Owner or Owners, in like Manner as Penalties are by this Act directed to be recovered and levied.

Court of Quarter Sessions to appoint Surveyors.

IV. And be it further enacted, That the Justices of the Peace assembled at any General Court of Quarter Sessions of the Peace, to be holden for the said Borough, or at any Adjournment thereof from Time to Time, shall and may nominate and appoint such and so many discreet Persons, skilled in the Art of Building, as they the said Justices shall think fit, to be Surveyors of Buildings, and to see that

that the several Provisions and Regulations of this Act are well and truly observed in and throughout the said Town (they the said Surveyors of Buildings so to be nominated and appointed as aforesaid not being Surveyors of the Corporation of *Liverpool* aforesaid); and it shall be lawful for the said Justices so assembled as aforesaid, and they are hereby required, to administer to the said Surveyors of Buildings an Oath for the true and impartial Execution of their Office in that Behalf, and to appoint the several Districts which shall be under their respective Surveys; which Oath shall be in the Form or to the Effect following; (that is to say),

‘ I *A. B.*, being one of the Surveyors of Buildings appointed in pursuance of an Act of Parliament passed in the Sixth Year of the Reign of King *George* the Fourth, intituled *An Act* [*here set forth the Title of the Act*], do swear, that I will diligently, impartially, and faithfully execute the said Office of Surveyor of Buildings, and to the utmost of my Abilities endeavour to cause the Provisions and Regulations in the said Act prescribed to be strictly observed, and that without Favour or Affection, Prejudice or Malice, to any Person or Persons whomsoever. So help me GOD.’

And each Surveyor of Buildings so appointed shall from Time to Time leave Notice in Writing with the Town Clerk of the said Borough, at his Office there, of the Place of his the said Surveyor's Abode or Residence.

Surveyor to leave Notice of his Abode.

V. And be it further enacted, That before any Building shall be begun to be built or rebuilt, or any Alteration of the external or Party Walls or Chimney Backs of any Building be begun to be made, except as herein-after mentioned, the Owner or Owners, or Occupier or Occupiers, or some Person in his, her, or their Behalf, shall give Twenty-four Hours previous Notice thereof to the Surveyor of Buildings for the Time being within whose District the same shall be, by Delivery of such Notice to the said Surveyor, or leaving the same at his Dwelling House, and such Surveyor shall view and inspect the said Building and Alterations from Time to Time, and see that all the Provisions and Regulations in this Act contained are well and truly observed.

Notice of building or Alterations to be given to Surveyor of District.

VI. Provided also, and be it enacted, That in case the intended Alteration shall only relate to the opening of any Doorway or Window in any Dwelling House, no such Notice shall be requisite.

No Notice of only opening a Door or Window.

VII. Provided always, and be it further enacted, That in case the Surveyor of Buildings for any District, to whom such Notice as aforesaid shall be given, or to whom any Notice of the Completion of any Building, or the Alteration of the same as herein-after mentioned, shall be given, shall be prevented by Illness or other unavoidable Accident, from viewing and inspecting any Building, or in case such Surveyor shall happen to be interested, directly or indirectly, in the Building alluded to in such Notice, then and in such Case such Surveyor shall cause such Notice to be transmitted to some other Surveyor of Buildings appointed under this Act, and such last-mentioned Surveyor, upon the Receipt of such Notice as aforesaid from the Surveyor of the District in which such Building may be situate,

In case Surveyor of District cannot attend, other Surveyors to do so.

or

or from any Person on his Behalf, shall and he is hereby required to view and inspect the Building in regard to which such Notice shall have been given, and see that the Provisions and Regulations of this Act are well and truly observed.

Salary of Surveyors.

VIII. And be it further enacted, That each Surveyor of Buildings to be nominated and appointed as aforesaid shall be paid by the Mayor, Bailiffs, and Burgesses of the Town of *Liverpool* aforesaid, by way of Salary, and as a Satisfaction for his Trouble in seeing the Provisions and Regulations of this Act carried into Execution, such Sum as the Justices of the Peace of the said Borough, in Quarter Sessions assembled, shall from Time to Time think proper, to be payable by Two equal Half-yearly Payments in each Year.

Penalty on Persons neglecting to give Notice of building or Alterations, or refusing Inspection.

IX. And be it further enacted, That if any Owner or Owners, or Occupier or Occupiers of any Building, shall begin to build or rebuild, or make such Alterations therein, without such Notice having been first given to the Surveyor of Buildings within whose District the same may be situate, as is herein-before directed, or in case such Owner or Owners, Occupier or Occupiers, or any other Person, shall refuse such Surveyor, or any other Surveyor of Buildings appointed under this Act, Admittance from Time to Time at reasonable Hours in the Day-time, for the Purpose of viewing and examining the said Building or Alterations, or shall in anywise interrupt or prevent any of such Surveyors from viewing and examining the same, then the Owner or Owners, Occupier or Occupiers, so neglecting to give such Notice, and such Owner or Owners, Occupier or Occupiers, or any other Person so refusing such Admittance, or interrupting or preventing such View and Examination as aforesaid, shall for every such Offence forfeit and pay a Sum not exceeding Twenty Pounds, to be recovered in Manner herein-after directed; and every Building built or rebuilt, or begun to be built or rebuilt, or altered or begun to be altered as aforesaid, without such Notice being given as aforesaid, or without such Admittance as aforesaid being allowed, in case the same be not built or rebuilt or altered in every respect agreeably to the Provisions and Regulations of this Act, shall and may be taken down or amended by Order of Two or more Justices of the Peace of the said Borough, in the Manner herein-before directed.

Surveyor to give Information of Buildings, or Alterations made contrary to this Act.

X. And be it further enacted, That in case the several Provisions and Regulations in this Act contained shall not from Time to Time be well and truly observed in regard to any Building, the Surveyor of Buildings who shall view and inspect the same shall immediately on the Discovery thereof give Notice in Writing to the Owner or Owners, or Occupier or Occupiers thereof, or to the Master Workman employed in the Building or Alteration, of such Default; and unless such Owner or Owners, Occupier or Occupiers, or Master Workman, do, within Three Days from the Delivery of such Notice, alter and amend such Parts of the said Building as shall be contrary to the Provisions of this Act, then and in such Case the said Surveyor shall and he is hereby required to give immediate Information thereof to any Two or more Justices of the Peace of the said Borough, and the said Justices shall inquire into the Truth of such Information, by Examination of Witnesses on Oath, (which Oath they are hereby

hereby authorized and required to administer), or by such other Means as they shall think proper; and if any Breach of or Deviation from the Provisions and Regulations in this Act contained is found to have been committed, the said Justices shall and may declare and adjudge such Building to be a common Nuisance, and shall cause the same to be taken down or amended in manner herein-before directed.

XI. And whereas Persons may inadvertently make Default in not conforming to some of the Provisions and Regulations of this Act, and by the Inattention of the Surveyor of Buildings such further Progress may be made in the Work, that in order to rectify such Error considerable Expence may be incurred, which would not have been the Case had due Attention been paid by the Surveyor; be it therefore enacted, That no Proceeding shall be had against any Owner, Occupier, Master Workman, or other Person, for or in respect of any Default made in not conforming to any of the Provisions or Regulations of this Act, where such Default shall have been made, and no Notice shall have been given thereof by the Surveyor as aforesaid of any such Default, within Ten Days after such Default shall have been made; provided that such Default does not affect the Safety of the Building, and that the same shall have been open to the Inspection of the Surveyor at the usual working Hours during the said Number of Days.

As to Persons inadvertently making Default in conforming to Regulations.

XII. And be it further enacted, That if any Workman employed in any Building, or the Alteration of any Building, shall wilfully, carelessly, or negligently, and without the Direction, Privity, or Consent of his Master, do any thing in or about any Building, or Alteration of any Building, contrary to the Provisions and Regulations of this Act, every such Workman so offending shall for every such Offence forfeit and pay a Sum not exceeding Fifty Shillings, to be recovered as herein-after directed.

Penalty on Workmen offending.

XIII. And be it further enacted, That every Master Workman who shall build or alter, or cause to be built or altered, any Building required to be conformable to the Provisions and Regulations of this Act, shall, within Fourteen Days after such Building shall have been covered in, or such Alteration completed, cause Notice thereof to be given to the Surveyor of Buildings within whose District the same is situated, and such Surveyor shall forthwith proceed to view and inspect such Building, or in case he shall by Illness or otherwise be prevented from surveying such Building, or shall be interested therein as aforesaid, then the same shall be surveyed by any other Surveyor of Buildings appointed and sworn under and by virtue of this Act; and if upon such Survey the said Building shall be found to be built or altered agreeably to the several Provisions and Regulations in this Act contained, then such Surveyor shall and he is hereby required, within Fourteen Days after surveying the same, to make Oath thereof, by Affidavit in Writing before the Mayor, or some Justice of the Peace of the said Borough, which Oath such Mayor or Justice is hereby empowered and required to administer; and the said Affidavit shall be filed with the Town Clerk of the said Borough within Ten Days after the making thereof; and if any

Buildings or Alterations to be surveyed within Fourteen Days after finished, and Oath made of Conformity to this Act.

Oath to be filed.

Builder neglecting to cause such Oath to be made shall forfeit Ten Pounds.

Master Workman employed in such Building or Alteration as aforesaid shall make Default in the Premises, by neglecting to give such Notice as aforesaid, he shall for every such Neglect forfeit and pay a Sum not exceeding Ten Pounds, to be recovered and levied as herein-after directed.

Surveyor misbehaving to be discharged, and incapable of being again appointed, and to be subject to a Penalty of Twenty Pounds.

XIV. Provided also, and be it further enacted, That if any Surveyor of Buildings appointed and sworn in manner herein-before directed, shall at any Time wilfully neglect his Duty, or misbehave himself negligently or unfaithfully in the Discharge thereof, or shall take or accept any pecuniary or other Bribe, by Way of Inducement to neglect his Duty, or shall take upon himself the Inspection or Examination of any Building in which he may be interested, such Surveyor shall, upon Complaint and Proof thereof before the General Court of Quarter Sessions for the said Borough, or any Adjourned Court of Quarter Sessions for the same, be by the said Court forthwith discharged from his said Office, and shall for ever afterwards be incapable of being again appointed a Surveyor for the Purposes of this Act, and shall moreover forfeit and pay for each Offence a Sum not exceeding Twenty Pounds, to be recovered and levied as herein-after directed.

No Timber to support Chimney Breast.

XV. And be it further enacted, That in any Building hereafter to be erected, rebuilt, or altered, there shall not be any Timber over the Opening of any Chimney for supporting the Breast of such Chimney, but there shall be an Arch of Brick or Stone, or an Iron Bar or Bars over the Opening of every such Chimney, to support the Breast thereof; and no Timber shall be laid nearer than Nine Inches from any Chimney Opening or Back, or nearer than Five Inches from any Flue; nor shall any Chimney of any Dwelling House hereafter to be erected or rebuilt exceed the Height of Four Feet above the Ridge of the Roof, or be less than Two and a Half Bricks in Breadth; nor shall any Timber be laid in any Party Wall nearer than Four and a Half Inches from any Timber on the opposite Side of such Party Wall; nor shall any Communication be made in any Party Wall, except by Iron Doors and Stone Doorcases.

How Timber to be laid near Chimney Openings or Flues.

No Projection into Street, except for Shop Windows of certain Dimensions.

XVI. And be it further enacted, That no Part of any Building shall project into the Street, except Shop Fronts, which, in Streets not less than Ten Yards wide, shall not exceed, for the Front of the Window Ten Inches, and for the Cornice Eighteen Inches; and in Streets less than Ten Yards wide, shall not exceed Six Inches for the Front of the Window, and for the Cornice Twelve Inches; and the Tops of such Shop Windows shall be covered with Lead, Stone, Copper, or Slate.

Openings in external Walls of Buildings to be supported according to Directions of Surveyor.

XVII. And be it further enacted, That all Doorways, Windows, or Openings made or cut in the external Walls of any Building used or intended to be used as a Shop or Warehouse, either upon the original Erection or upon any Alteration of the same, shall, for the Security of the Building and the Prevention of Accidents, be supported in such Manner, and according to such Directions, as shall be given in Writing by the Surveyor of Buildings who shall view and inspect the same; and in case such Directions shall not be complied

complied with, and the Building erected or altered in conformity thereto, the same shall be considered as erected or altered (as the Case may be) contrary to the Provisions and Regulations of this Act, and shall and may be adjudged a common Nuisance, and be taken down or amended by Order of Two or more Justices of the Peace of the said Borough, in manner herein-before authorized.

XVIII. And be it further enacted, That no Water shall be permitted to drain from any Building upon the Footpath of any Street, Square, or public Highway, but all such Water shall be conveyed from Buildings in Pipes or Tunnels, where practicable, below the Surface of the Pavement or Flagging of the Footpath; and where impracticable on account of the Level of the Street, in Channels formed in the Pavement or Flagging of the Footpath; nor shall any Water be pumped up or discharged from any Building upon the Footpath of any Street, Square, or public Highway, but the same shall be conveyed over or under the Footpath by Spouts or Trunks, to the Drain or Channel of the Street; nor shall any Smoke be discharged from the Front, Side, or End of any Building, into any Street, Square, or public Highway; nor shall any Goods, Wares, or Merchandize be hung up or exposed to Sale on the Outside of any Building to the Front of any Street, Square, or public Highway, under the Penalty or Forfeiture, for each Offence, of any Sum not exceeding Forty Shillings, to be recovered as herein-after directed.

Water from Buildings to be conveyed in Drains.

No Smoke to be discharged from the Fronts of Buildings.

XIX. And be it further enacted, That, for the Purpose of laying or forming such Pipes, Tunnels, or Channels as aforesaid, it shall and may be lawful for the Proprietors of any Buildings, at their Expence, (upon Two Days Notice in Writing given to the Surveyors of the Highways in regard to Pipes, Tunnels, and Channels in Streets or public Highways repairable by the Inhabitants of the Parish of *Liverpool* aforesaid, and to the Surveyor of the Corporation of *Liverpool* in regard to Pipes, Tunnels, or Channels in Streets or public Highways repairable by the Corporation), to take up so much of the Pavement or Flagging of any Footpath or Carriageway as may be requisite; and that the said Pipes, Tunnels, or Channels shall be laid and formed under the Directions of the said Surveyors of Highways, or the Surveyor of the Corporation of *Liverpool*, as the Case may require; and that all Damages which may be thereby occasioned to the Flagging or Pavement of the Footpath or Carriageway, shall be made good, and shall be paid by the said Proprietors of Buildings to the Surveyors of Highways, or to the Treasurer of the said Corporation, as the Case may be; and in the Event of any Neglect or Refusal to make good or pay the Amount of such Damages, such Amount shall and may be recovered as Penalties are by this Act authorized to be recovered.

How Pipes, &c. for conveying Water shall be laid.

XX. And be it further enacted, That from and after the said First Day of *June* next after the passing of this Act, the Owner or Occupier of all Buildings within the said Town shall cause the Cellar Openings of the same, to the Front of any Street, Square, or public Highway, to be well and effectually covered over, and fastened down,

Cellar Openings to be covered.

or

or guarded by a good and sufficient Iron Railing, of not less than Two Feet Six Inches in Height, under the Penalty of Forty Shillings for each Offence.

Thickness of Side Walls, in case Parties cannot agree to erect Party Walls.

XXI. And be it further enacted, That all Party Walls which shall be hereafter erected shall be of the several Thicknesses specified in the Schedule (A.) annexed to this Act, according to the Rate of Building therein mentioned; but in case the Proprietors of any Land or Buildings shall not agree to erect a Party Wall, then the separate Side Wall of each Building shall be of the Thicknesses specified underneath; (that is to say), in all Buildings except those of the Fourth Rate, One Brick Length; and in Buildings of the Fourth Rate, One Half Brick; no Timber, except the necessary Trimmers, being allowed to be laid into the Side Walls of such Fourth Rate Buildings:

Party Walls becoming decayed.

XXII. And be it further enacted, That all Side Walls and Party Walls shall be lined close up to the Underside of the Slates of the Roof; and in case any Party Wall in any Building now or hereafter to be erected shall become decayed, so as to require to be taken down and rebuilt, and shall be so certified by any Two Surveyors of Buildings appointed under this Act, it shall and may be lawful to and for the Owner of either of the adjoining Buildings to take down and rebuild the same, upon giving Three Months Notice of such Intention to the Owner of the adjoining Property, who shall be compellable to pay a due Proportion of the Expence of the taking down and rebuilding of such Party Wall, according to the Provisions of this Act.

Expences of Party Wall.

XXIII. And be it further enacted, That in case any Question shall arise touching the Proportion of the Expences payable for the building or taking down and rebuilding any Party Wall under the Provisions of this Act, it shall and may be lawful to and for the Person or Persons claiming the Amount of such Proportion of Expences, to apply to any Two Surveyors of Buildings, appointed under the Authority of this Act, for a Certificate of the same (which Certificate such Surveyors are hereby required to give *gratis* under their Hands); and in case the Person or Persons liable to pay the Proportion of the Amount incurred in the building or taking down and rebuilding such Party Wall so to be certified as aforesaid shall not forthwith pay the same, such Amount, or any Proportion thereof, shall and may be recovered by Information before any One Justice of the Peace of the Borough of *Liverpool* aforesaid, in the same Way as Penalties and Forfeitures under this Act are authorized to be recovered, together with such reasonable Costs as such Justice shall think proper to order.

Certain Buildings excepted from Operation of Act.

XXIV. Provided always, and be it enacted, That nothing in this Act contained shall affect or relate to, or be construed to affect or relate to any Warehouse or other Building (not being a Dwelling House) now erected or hereafter to be erected in any inclosed Yard, or upon any inclosed Piece of Land, provided the same shall be at a Distance not less than Eighteen Feet from any Street or public Highway in the said Town, nor to any Church for the Celebration

bration of Divine Worship therein according to the Rites and Usage of the Church of *England*.

XXV. And whereas Docks, Basins, Wharfs, Quays, Slips, and Stairs have been constructed from Time to Time by the Mayor, Bailiffs, and Burgesses of the Town of *Liverpool* aforesaid, in various Parts of the Land belonging to them adjoining the River *Mersey*, for the Accommodation of River Craft and small Vessels frequenting the Port of *Liverpool* aforesaid, and of Ferry Boats and other Boats navigating the said River; and in consequence of the Increase of such River Craft, Vessels, and Boats, it is in contemplation to erect additional Docks, Basins, Wharfs, Quays, Slips, and Stairs within the Borough of *Liverpool*, by and at the Expence of the said Mayor, Bailiffs, and Burgesses; and it would be very advantageous to the Public if Authority were given to make Rules and Bye Laws for regulating the Use of the said Docks, Basins, Wharfs, Quays, Slips, or Stairs: Be it therefore enacted, That it shall and may be lawful for the Justices of the Peace of the Borough of *Liverpool* aforesaid, at any General Quarter Sessions of the Peace to be holden for the said Borough, or at any Adjournment thereof, and they are hereby authorized and empowered, from Time to Time to make, constitute, ordain, and provide such Orders, Rules, and Bye Laws as they may think fit, for the regulating the Use of the said Docks, Basins, Wharfs, Quays, Slips, and Stairs so constructed or hereafter to be constructed by the said Mayor, Bailiffs, and Burgesses, and the Craft, Vessels, and Boats resorting to the same respectively, by establishing the Order and Succession in which such Craft, Vessels, and Boats shall come up to and depart from such Docks, Basins, Wharfs, Quays, Slips, and Stairs respectively, how long they shall remain thereat, and the Distance from such Wharfs, Quays, Slips, and Stairs respectively, at which such Craft, Vessels, and Boats shall be moored when not loaded, and for the preserving of Order in the Embarkation and Landing of Passengers, Cattle, Horses, Carriages, Goods, Wares, and Merchandize, at the same Docks, Basins, Wharfs, Quays, Slips, and Stairs; and from Time to Time to repeal, alter, add to, or amend such Orders, Rules, and Bye Laws, or any of them; and also from Time to Time to ascertain and set down in such Orders, Rules, and Bye Laws such pecuniary and other Penalties and Forfeitures as shall be incurred by Persons offending against the same, or any of them, provided that no pecuniary Penalty shall exceed the Sum of Five Pounds for One Offence; which said Orders, Rules, and Bye Laws so to be made as aforesaid, not being repugnant to the Laws of that Part of the United Kingdom called *England*, or to the Provisions and Directions of this Act, all Persons are hereby required to observe and keep, under such Penalties and Forfeitures respectively as shall be so ascertained and set down as aforesaid, subject to Appeal in manner herein-after mentioned; but no such Orders, Rules, and Bye Laws shall have any Force until Twenty Days after the same shall have been filed in the Office of the Clerk of the Peace for the County of *Chester*, and have been inserted Once at least in some Newspaper published within the said Town of *Liverpool*, and also in some Newspaper published in the City of *Chester*, and also fairly painted on Boards, and set or fixed in some conspicuous Places at or near each of the said Docks, Basins, Wharfs, Quays, Slips, or Stairs respectively, and which shall be re-

Rules and Regulations relating to Vessels using the Docks, Basins, Wharfs, &c. of the Corporation.

newed from Time to Time as often as the same shall be defaced, obliterated, or destroyed.

Corporation
to make cer-
tain Landing
Places within
Three Years.

XXVI. And be it further enacted, That the said Mayor, Bailiffs, and Burgesses shall and they are hereby required, immediately after the passing of this Act, to commence, and within the Space of Three Years from the passing of this Act, at their Expence, to make, construct, and complete, at least Four additional double Sets of Slips, Stairs, or Landing-places on the West Side of *George's Dock*, and on the West Side of the *Prince's Dock*, in *Liverpool* afore-
said, for the better Accommodation of the Public.

Bye Laws
not to pre-
vent Boat-
men being
employed as
Porters by
any Person.

XXVII. Provided always, and be it enacted, That nothing herein contained shall extend to the preventing of any Boatman employed in the navigating of any Steam or other Packet, Vessel, or Boat, from being employed as a Porter by any Person, for the Purpose of conveying or carrying any Luggage or other Goods, or any Parcel or other Thing conveyed or to be conveyed by any such Steam Packet, Vessel, or Boat.

Craft not re-
quired to land
the same
Cargo at
different
Places.

XXVIII. Provided always, and be it further enacted, That the said Craft, Vessels, or Boats shall not be required to land or embark the same Cargo or Loading at different Places.

Recovery of
Penalties.

XXIX. And be it further enacted, That the several Penalties by this Act imposed, and the Penalties and Forfeitures to be incurred by the Non-performance or Non-observance of the several Orders, Rules, and Bye Laws in and by this Act authorized to be made, shall and may be sued for and recovered by any Person whatsoever, within Three Calendar Months from the Day on which any Offence may be committed, by Information and Complaint before One of His Majesty's Justices of the Peace for the said Borough of *Liverpool*; and such Penalties and Costs, to be fixed by such Justice, shall, upon Conviction of the respective Offenders, be levied on their Goods and Chattels, by Warrant under the Hand and Seal of such Justice; and in case such Penalties and Forfeitures shall not be paid forthwith upon Conviction, then it shall and may be lawful for such Justice to order the Offender or Offenders so convicted to be detained in safe Custody, until Return can conveniently be made to such Warrant of Distress, unless the same Offender or Offenders shall give a sufficient Security, to the Satisfaction of such Justice, for his, her, or their Appearance before him on such Day or Days as shall be appointed for the Return of such Warrant of Distress, such Day or Days not being more than Five 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 the Return of such Warrant it shall appear that no sufficient Distress can be had thereupon to levy the said Penalties and Costs as aforesaid, and the same shall not be forthwith paid, or in case it shall appear to the Satisfaction of any such Justice, either by the Confession of the Offender or Offenders, or otherwise, that the Offender or Offenders hath or have not sufficient Goods and Chattels whereon such Penalties and Costs may be levied were a Warrant issued, such Justice shall not be required to issue such Warrant of Distress; and thereupon it shall be lawful for such Justice, and he is hereby authorized and required, by Warrant under his Hand and Seal, to commit such Offender

or Offenders to the Common Gaol of the said Borough, there to remain for such Space of Time, not exceeding Six Calendar Months, as such Justice shall fix and appoint; and all such Penalties shall, when levied, be paid and applied as follows; one Half thereof to the Informer, and the remaining Half to the Churchwardens and Overseers of the Poor of the Parish of *Liverpool* aforesaid.

XXX. Provided also, and be it further enacted, That any Body or Bodies Politic or Corporate, or any other Person or Persons thinking himself, herself, or themselves aggrieved by any Order, Judgment, or Determination made or given by any Justice or Justices of the Peace in pursuance of this Act, or by any Bye Law or other Matter or Thing made or done in pursuance thereof, may, within One Calendar Month after the Cause of Complaint shall have arisen, appeal to the Justices of the Peace at some General Quarter Sessions of the Peace to be holden for the said County of *Lancaster*, the Party or Parties appealing first giving Ten Days Notice at the least of his, her, or their Intention to bring such Appeal, and of the Matter or Cause thereof, to the Party or Parties against whom such Appeal shall be made, or whose Interests may be affected by such Appeal, and within Three Days after such Notice entering into a Recognizance before some Justice of the Peace of the said Borough, with Two sufficient Sureties, conditioned to try such Appeal, and to abide the Order and Award of the Court thereon; and the said Justices at such Sessions, upon due Proof of such Notice and Recognizance having been given and entered into as aforesaid, are hereby authorized and required to hear and determine the Cause and Matter of such Appeal in a summary Way, and to make such Order therein, and to award such Costs to either of the Parties, or otherwise, as they the said Justices shall think proper, and the said Justices may also order such further Satisfaction to be made to the Party injured as they shall judge reasonable; and all such Orders and Determinations of the said Justices shall be final, binding, and conclusive upon all Parties, to all Intents and Purposes whatsoever.

XXXI. And be it further enacted, That if it shall be made out by the Oath of any credible Person or Persons, to the Satisfaction of any Justice or Justices of the Peace of the said Borough, that any Person within the same is likely to give or offer material Evidence on behalf of the Prosecutor of any Offender or Offenders against the true Intent and Meaning of this Act, or on behalf of the Person or Persons accused, and will not voluntarily appear before such Justice or Justices, and be examined, and give his, her, or their Evidence concerning the Premises, every such Justice or Justices is and are hereby authorized and required to issue his and their Summons to convene every such Witness or Witnesses before any such Justice or Justices at such seasonable Times as in such Summons shall be fixed; and if any Person so summoned shall neglect or refuse to appear at the Time by such Summons appointed, after having been paid or tendered a reasonable Sum for his, her, or their Expences, and no just Cause shall be offered for such Neglect or Refusal, then such Person shall forfeit and pay, for each Neglect or Refusal, a Sum not exceeding Ten Pounds, to be recovered and levied as other Penalties are directed to be recovered and levied by this Act.

Witnesses
may be sum-
moned to give
Evidence.

XXXII. Pro-

If Witnesses out of Jurisdiction, Summonses may be indorsed and served.

XXXII. Provided always, and be it further enacted, That if any Person or Persons against whom any Complaint shall be made, for any Offence against this Act, or of any Person or Persons competent or likely to give Evidence as aforesaid, to whom any such Summons shall be granted, shall happen to be or reside out of the said Borough, it shall and may be lawful to and for any Justice of the Peace within whose Jurisdiction such Person or Persons may be, upon due Proof, on Oath, of the Hand-writing of the Justice or Justices granting the said Summons, to indorse his Name thereon, which shall be a sufficient Authority to the Person bringing such Summons, and to all other Persons to whom the same may be directed, to serve or execute in the Jurisdiction of the said Justice so indorsing the same.

Form of Proceedings set forth in Schedule to be used.

XXXIII. And be it further enacted, That the Forms of Proceedings hereunto annexed, relative to the several Matters expressed therein, shall and may be used, with such Additions or Variations as may be necessary to adapt them to the particular Circumstances of the Case; and that the same, or any other Proceedings to be had or taken in pursuance of this Act, shall not be made void, quashed, or vacated for Want of Form, or be removed by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster*, or elsewhere; any Law or Statute to the contrary notwithstanding.

Limitation of Actions.

XXXIV. And be it further enacted, That no Action or Suit shall be brought or prosecuted against any Person or Persons for any thing done in pursuance of this Act, unless One Calendar Month's Notice thereof shall be first given in Writing to the Mayor for the Time being of the said Borough of *Liverpool*, or his Deputy, signed by the Plaintiff or Plaintiffs, or unless the same shall be commenced before the Expiration of Three Calendar Months next after the Fact committed, or unless Tender of reasonable Amends hath not or shall not have been made by or on behalf of the Defendant or Defendants in such Action or Suit, nor unless such Action or Suit shall be laid and brought in the County where the Cause of Action shall have arisen, and not elsewhere; and the Defendant or Defendants in any Action or Suit to be commenced for any thing done in pursuance of this Act shall and may plead the General Issue, and give this Act and the Special Matter in Evidence in any Trial to be had thereupon, and that the Matter or Thing for which such Action shall be brought was done in pursuance and by the Authority of this Act; and if such Matter or Thing shall appear to have been so done, or if it shall appear that such Action or Suit was brought before One Calendar Month's Notice thereof was given in Writing to the said Mayor or his Deputy signed by the Plaintiff or Plaintiffs, or if it shall appear that such Action or Suit was not commenced before the Expiration of Three Calendar Months next after the Fact committed, or if it shall appear that Tender of reasonable Amends was made by or on behalf of the Defendant or Defendants in such Action or Suit before such Action or Suit was commenced, or if any such Action be brought in any other County than the County wherein the Cause of Action shall have arisen, that then the Jury shall find for the Defendants or Defendants; and upon such Verdict, or if the Plaintiff

or

or Plaintiffs shall become nonsuited, or discontinue his, her, or their Action or Suit after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover Treble Costs, and shall have such Remedy for the same as any other Defendant or Defendants hath or have in other Cases by Law.

XXXV. And be it further enacted, That it shall be lawful for any Constable or other Person or Persons, without any Warrant, or any other Authority than this Act, to seize and detain any Person or Persons, being unknown to him or them, who shall commit any Offence or Offences against this Act within the said Borough, and take the Offender or Offenders before any Justice or Justices of the Peace for the said Borough; and such Justice and Justices is and are hereby authorized to proceed and act, with respect to such Offender or Offenders, according to the Provisions of this Act. For securing transient Offenders.

XXXVI. Provided always, and be it further enacted, That in all Actions or Suits to be brought against any Person or Persons for any Matter or Thing done in pursuance of this Act, the Defendant or Defendants in such Action or Suit shall and may, before Plea pleaded, pay into Court such Sum or Sums of Money as he or they shall think proper, in the Name of a reasonable Amends for such Matter or Thing; and if the Plaintiff or Plaintiffs shall refuse to accept the same, together with his, her, or their Costs at that Time, to be taxed by the proper Officer, and if the Jury who try the Cause shall not find the Damages to amount to a greater Sum or Sums of Money than the Money so paid into Court, the Verdict shall pass for the Defendant or Defendants, and such Defendant or Defendants shall have all other Privileges and Advantages given to any Defendant or Defendants by this Act, and shall and may recover Treble Costs, and have the like Remedy for the same as before directed for recovering Costs by any Defendant or Defendants. Tender of Amends.

XXXVII. And be it further enacted, That nothing herein contained shall extend or be construed to extend to alter, prejudice, lessen, defeat, or affect the Rights and Privileges of the King's most Excellent Majesty, or of any other Person or Persons, Body or Bodies Politic or Corporate or Collegiate whatsoever, his, her, or their Heirs, Executors, Administrators, or Assigns, in any respect whatsoever, save and except as is by this Act enacted and declared. Saving of Rights.

XXXVIII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded. Public Act.

SCHEDULE A.

	RATES OF BUILDING.	Height from Pavement to Top of Cornice and Frontage.	THICKNESS OF EXTERNAL WALLS.		
			In the Foundation of 9 Inches in Height under Cellar Floor.	To Underside of One Pair of Stairs.	Above
1st.	Every Chapel, or Place of Worship, Distillery, Brewery, Manufactory, or Warehouse, of whatever Height or Extent of Front, except Manufactories of the Description specified at Foot *	- - - - -	} $2\frac{1}{2}$ Bricks Length, diminishing $2\frac{1}{4}$ Inches to the Top of the Footing, and not less than 9 Inches high † -	2 Bricks in Length.	$1\frac{1}{2}$ Brick in Length.
Do.	{ Dwelling House or other Building	{ Exceeding 44 Feet in Height, or 27 Feet in Front			
2d.	Ditto - -	{ Exceeding 35 Feet and not exceeding 44 Feet in Height, or exceeding 21 Feet and not exceeding 27 Feet in Front	} Ditto - -	$1\frac{1}{2}$ Ditto -	$1\frac{1}{2}$ Ditto
3d.	Ditto - -	{ Exceeding 32 Feet and not exceeding 35 Feet in Height, or exceeding 15 Feet and not exceeding 21 Feet in Front			
4th.	Ditto - -	{ Not exceeding 32 Feet in Height nor exceeding 15 Feet in Front	} 2 Ditto in the Foundation of 6 Inches, diminishing to 1 under Ground Floor	1 Ditto -	1 Ditto
5th.	Ditto - -	{ Not exceeding 14 Feet in Height, of any Frontage			

* Manufactories not exceeding Thirty Feet in Height, to contain light Machinery, and light Goods or
 † In case the Foundation shall consist of Rock, no Footing shall be necessary beyond the Thickness of

SCHEDULE B.

PURLINS AND

Purlins not exceeding 10 Feet clear Bearing	-	-
Ditto 13	-	Ditto - -
Ditto 16	-	Ditto - -

Rafters not to exceed the Average of 6 Feet clear Bearing, and

referred to by this Act.

THICKNESS OF PARTY WALLS.				CHIMNEY BACKS IN PARTY WALLS.		Chimney Backs in External Walls.
In the Foundation of 9 Inches in Height under Cellar Floor.	From Foundation to Underside of One Pair of Stairs Floor.	From Underside of One Pair of Stairs Floor to Underside of Ceiling of Upper Story.	To Underside of Roof.	Cellar Story.	In Walls above.	
3 Bricks in Length.	2 Bricks in Length.	1½ Brick in Length.	1 Brick in Length.	1½ Brick in Length.	1 Brick in Length.	1 Brick in Length.
Ditto	Ditto	Ditto	1 Ditto	Ditto	Ditto	Ditto.
2½ Ditto	{ 1½ Ditto to Underside of Floor of One Pair of Stairs Story. }	1 Ditto	Ditto	1 Ditto	Ditto	Ditto.
Ditto	{ 1½ Ditto to Underside of Ground Floor. }	Ditto	Ditto	Ditto	Ditto	Ditto.
{ 2 Ditto in the Foundation of 6 Inches in Height. }	1 Ditto	Ditto	Ditto	Ditto	Ditto	Ditto.

Buildings, not restricted to any Mode of building.

Articles, may be considered as a Building of the Third Rate, and erected accordingly. the Wall required for the particular Rate of Building.

referred to by this Act.

RAFTERS IN ROOFS.

-	-	-	} not less than	7 Inches by 5 Inches.
-	-	-		8 - by 6 -
-	-	-		9 - by 7 -

to be 3 by 2½ Inches, and not to be above 11 Inches apart.

FORM of WARRANT to take down Buildings adjudged a Nuisance under this Act.

Borough of Liverpool to wit.

WHEREAS, under and by virtue of a certain Statute made in the Sixth Year of the Reign of His Majesty King George the Fourth, intituled "An Act," [here insert the Title of this Act], a certain Building of and belonging to _____, situate in _____ in the said Borough, has been declared and adjudged to be a common Nuisance, which said Nuisance ought to be abated: These are therefore, in His Majesty's Name, to charge and command you to whom this Warrant is directed, to abate the said Nuisance, by taking down or causing the said Building to be taken down, and for which this shall be your sufficient Authority.

Given under our Hands and Seals, at Liverpool aforesaid, this
Day of _____

To

INFORMATION against Owner of Building, or Master Workman, or Occupier, for not conforming to Regulations of the Act.

Borough of Liverpool to wit.

BE it remembered, That on the _____ Day of _____ One thousand eight hundred and _____ of the Borough aforesaid _____ informeth us and _____, Two of His Majesty's Justices of the Peace in and for the said Borough, that _____ hath built, rebuilt, or altered (as the Case may be), a certain Building situate in _____ in Liverpool aforesaid, contrary to the Provisions and Regulations specified in the Statute made in the Sixth Year of the Reign of King George the Fourth, intituled "An Act," [here insert the Title of this Act], whereby the said Building hath become a common Nuisance, which ought to be abated under the Powers and Authorities of the said Statute.

Received the _____ Day of _____

By us,

SUMMONS on foregoing Information.

Borough of Liverpool to wit.

WHEREAS Complaint and Information hath been made before us, _____ and _____, Two of His Majesty's Justices of the Peace in and for the said Borough, that you the said _____ have built, rebuilt, or altered (as the Case may be), a certain Building, situate in _____ in _____ Liverpool

Liverpool aforesaid, contrary to the Provisions and Regulations specified in the Statute made in the Sixth Year of the Reign of King George the Fourth, intituled "An Act," [here insert the Title of this Act], whereby the said Building hath become a common Nuisance, which ought to be abated under the Powers and Authorities of the said Statute: These are therefore to require you personally to appear before us on the _____ Day of _____ next, at the Hour of _____ in the _____ at _____ in Liverpool aforesaid, to answer the said Complaint and Information; and further to do and receive what to the Law shall appertain. Herein fail not.

Given under our Hands and Seals this _____ Day of _____
One thousand eight hundred and _____

FORM of CONVICTION on the foregoing Information and Summons.

Borough of Liverpool to wit.

BE it remembered, That on the _____ Day of _____, in the Year of our Lord _____, at the Borough of Liverpool aforesaid, _____ came before us _____, Esquires, Two of His Majesty's Justices of the Peace in and for the said Borough, and informed us that _____ hath built, rebuilt, or altered (as the Case may be), a certain Building situate in _____, in Liverpool aforesaid, contrary to the Provisions and Regulations specified in the Statute made in the Sixth Year of the Reign of King George the Fourth, intituled "An Act," [here insert the Title of this Act], whereby the said Building hath become a common Nuisance, and ought to be abated under the Powers and Authorities of the said Statute; whereupon the said _____, after being duly summoned to answer the said Charge, appeared before us on the _____ Day of _____, at _____ in the said Borough, and having heard the said Charge contained in the said Information, declared that he was not guilty of the same, (or made Default in appearing according to the said Summons, as the Case may be), but the said Offence being fully proved upon the Oaths of _____, Two credible Witnesses, it manifestly appears to us the said Justices, that the said Building is built, rebuilt, or altered, (as the Case may be), contrary to the Provisions and Regulations of the said Statute; and we do therefore adjudge and declare the same to be a common Nuisance, and that the said _____ is guilty of the Offence charged upon him in the said Information; and it is further adjudged by us the said Justices, that he the said _____ do and shall, within _____, abate the said Nuisance, or cause the said Building to be amended according to the Provisions and Regulations specified in the said Statute, and that he do enter into Recognizance in the Sum of _____ for that Purpose, according to the Form prescribed in the said Statute.

Given under our Hands and Seals the _____ Day of _____
One thousand eight hundred and _____

[Local.]

22 N

FORM

FORM of RECOGNIZANCE to be entered into upon a Conviction on the foregoing Information and Summons.

Borough of Liverpool
in the County of Lancaster, } to wit.

BE it remembered, That on the _____ Day of _____
in the _____ Year of the Reign of His Majesty King George
the Fourth, _____ of _____, and
_____ of _____, severally appeared before us
_____ and _____, Two of His Majesty's Justices of
the Peace in and for the said Borough of Liverpool, and acknowledged
themselves to owe to our said Lord the King the Sum of _____
_____ of good and lawful Money of Great Britain, to be
made and levied of their Goods and Chattels, Lands and Tenements
respectively, to the Use of our said Lord the King, His Heirs and
Successors, if Default shall be made in the Condition hereunder
written :

WHEREAS a certain Building, situate in _____, in
Liverpool aforesaid, hath been lately built, rebuilt, or altered,
(as the Case may be), of which the said _____ is the
Owner or Occupier or Builder (as the Case may be), and which
said Building, under and by virtue of the Powers and Autho-
rities of a certain Statute made and passed in the Sixth Year
of the Reign of His Majesty King George the Fourth, inti-
tuled, [here insert the Title of this Act], hath been by us the
said Justices declared and adjudged a common Nuisance :

Now the Condition of this Recognizance is such, that if the
above-bounden _____ shall, within _____
from the Date hereof, abate the said Nuisance by taking down
the said Building, or cause and procure the said Building to be
amended according to the Provisions and Regulations con-
tained in the said Statute, then this Recognizance to be void,
otherwise to be and remain in full Force and Virtue.

Taken and acknowledged at Liverpool aforesaid, the Day and Year
first before written.

FORM of CONVICTION in case of pecuniary Penalty imposed
by this Act.

Borough of Liverpool
in the County of Lancaster, } to wit.

BE it remembered, That on the _____ Day of _____
in the Year of our Lord _____, A. B. is convicted
before me C. D. One of His Majesty's Justices of the Peace for the
said _____

said Borough, (specifying the Offence, and Time and Place when and where the same was committed, as the Case may be); and I do adjudge him, her, or them to pay and forfeit for the same the Sum of

Given under my Hand and Seal, the Day and Year aforesaid,

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's most Excellent Majesty, 1825.

THE UNIVERSITY OF CHICAGO
DEPARTMENT OF CHEMISTRY
530 SOUTH EAST ASIAN AVENUE
CHICAGO, ILLINOIS 60607
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JAN 15 1964