



ANNO SEXTO

GEORGIIV. REGIS.

Cap. lxxviii.

An Act for amending and enlarging an Act of His late Majesty, for better paving, lighting, cleansing, watching, and otherwise improving the City of *Norwich*.
[20th May 1825.]

WHEREAS an Act was passed in the Forty-sixth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for better paving, lighting, cleansing, watching, and otherwise improving the City of Norwich*: And whereas in the Execution of the said Act considerable Sums of Money have been expended, and a large Debt hath been contracted, which now remains due and owing, and the Income arising under and by virtue of the said Act is insufficient for the Purposes thereof: And whereas the Powers and Provisions of the said Act have been found in many respects defective and insufficient, and it is therefore expedient that the same should be amended and enlarged, and that the Rates thereby granted should be varied or increased: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all the Powers, Exemptions, Penalties, Forfeitures, Rules, Remedies, Directions, Payments, Provisions, Matters, and Things contained in the said recited Act (except such Parts thereof as are varied, altered, or repealed), shall be as good, valid, and effectual for carrying this Act
[Local.]

46 G. 3.c. 67.

Powers of recited Act extended to this Act.

Act into execution, in as full, ample, and beneficial a Manner, to all Intents and Purposes whatsoever, as if the same had been repeated and re-enacted in the Body of this Act.

Commis-
sioners.

II. And be it further enacted, That such Persons as were appointed by or by virtue of the said recited Act, and their Successors, to be appointed as therein mentioned, shall be and they are hereby constituted and appointed Commissioners for executing this Act and the said recited Act.

Commission-
ers to take
an Oath.

III. Provided always, and be it further enacted, That no Person shall be qualified to act as a Commissioner in the Execution of this Act and the said recited Act, until such Person shall have taken and subscribed an Oath (or being a Quaker, until he shall have made and subscribed an Affirmation), in the Words following; (that is to say,)

‘ I *A.B.* do swear (or, being a Quaker, do solemnly affirm), That I will truly and impartially, according to the best of my Skill and Judgment, execute and perform all and every the Powers and Authorities reposed in me in and by an Act passed in the Forty-sixth Year of the Reign of His late Majesty King George the Third, intituled *An Act for better paving, lighting, cleansing, watching, and otherwise improving the City of Norwich*; and by a certain other Act passed in the Sixth Year of the Reign of His Majesty King George the Fourth, intituled *An Act for [here set forth the Title of this Act]*. So help me GOD.’
(Or, being a Quaker, omit the Words ‘So help me God.’)

Meetings on
Emergencies.

IV. And be it further enacted, That if it shall at any Time or Times be thought necessary that a Meeting of the Commissioners should be holden on an earlier Day than the Second *Tuesday* in the Month immediately subsequent to the last Meeting, or after any Adjournment on an earlier Day than the Day to which such Meeting shall have been adjourned, then and in every such Case the Clerk to the said Commissioners (on an Order signed by Five or more of the said Commissioners, mentioning the Time, Place, and Purpose of such earlier Meeting, being given to him, or left at his last or usual Place of Abode,) shall forthwith give Notice of the Meeting to be holden on such earlier Day, in Writing (or printed), to which Notice the Name of the Clerk to the said Commissioners shall be affixed, and in which Notice the Time, Place, and Purpose shall be inserted (such Time not being less than Three Days after such Notice), and all Proceedings of the said Commissioners at such earlier Meeting shall be as good and valid as they would have been on the Second *Tuesday* in the Month immediately subsequent to the last Meeting, or in pursuance of any Adjournment.

Occupiers of
Houses, &c.
to sweep
Footways.

V. And be it further enacted, That the Occupiers of Houses or other Buildings, with the Appurtenances, adjoining to the Markets, Streets, Lanes, Passages, and public Places within the said City, shall and they are hereby required to cause to be well and sufficiently swept and cleansed the Footways and Foot Pavements, the whole Length of the Front of their respective Houses, Buildings, Tene-
ments,

ments, Yards, and Grounds, on such Days and at such Times as the said Commissioners shall from Time to Time order or require, on pain of forfeiting and paying any Sum not exceeding Five Shillings for every Neglect therein.

VI. Provided always, and be it further enacted, That it shall not be lawful for the said Commissioners to continue or appoint the Person or Persons who has or have been or may be appointed their Clerk or Clerks in the Execution of the said Act, or the Partner or Partners of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Clerk or Clerks, to be the Treasurer or Treasurers for the Purposes of the said Act or this Act, or to continue or appoint any Person or Persons who has or have been or may be appointed Treasurer or Treasurers, or the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Treasurer or Treasurers, to be the Clerk or Clerks to the said Commissioners during the Time they shall respectively hold such Offices; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of the said Act or this Act, or if any Person being the Partner of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Clerk or Clerks, shall accept the Office of Treasurer, or being the Partner of any such Treasurer or Treasurers, or the Clerk or Clerks, or other Persons in the Service or Employ of any such Treasurer or Treasurers, or of his or their Partner or Partners, shall accept the Office of Clerk in the Execution of the said Act or this Act, or if any such Treasurer shall hold or accept any Place or Office of Profit or Trust under the said Commissioners other than that of Treasurer, every such Person so offending shall, for every such Offence, forfeit and pay the Sum of One hundred Pounds to any Person who shall sue for the same.

Treasurer and Clerk not to be the same Person.

VII. And be it further enacted, That so much of the said Act as authorizes the said Commissioners to administer Oaths to any of their Officers shall be and the same is hereby repealed.

Repeal of Power to administer Oaths.

VIII. And be it further enacted, That so much of the said Act as directs, that if the Driver of any Cart, Car, Dray, or Waggon, shall ride upon any such Carriage in any Market, Street, Lane, public Passage or Place within the said City, not having some other Person on Foot or on Horseback to guide the same (such Carriages as are usually conducted by some Person holding the Rein of the Horse or Horses drawing the same excepted); or if the Driver of any Carriage whatsoever shall, in any such Market, Street, Lane, public Passage or Place, by Negligence or wilful Misbehaviour, cause any Hurt or Damage to any Person or Carriage passing, or shall wilfully be at such Distance from such Carriage, whilst it shall be passing in any such Market, Street, Lane, public Passage or Place, that he cannot have the Direction and Government of the Horse or Horses or other Cattle drawing the same, or shall by Negligence or wilful Misbehaviour prevent, hinder, or interrupt the free Passage of any other

Repeal of Provisions of recited Act respecting Nuisances.

other Carriage, or of any of His Majesty's Subjects, in any such Market, Street, Lane, public Passage or Place; or if the Driver of any empty or unloaded Waggon, Cart, or other Carriage shall refuse or neglect to turn aside and make way for any Coach, Chariot, Chaise, loaded Waggon, Cart, or other loaded Carriage, then and in every such Case, every such Driver, so offending, and being convicted of any such Offence, either by his own Confession, the View of a Justice of the Peace, or by the Oath of One or more credible Witness or Witnesses before any Justice of the Peace for the said City, shall for every such Offence forfeit and pay any Sum not exceeding Ten Shillings, in case the Driver shall not be the Owner of such Carriage; and in case such Driver be Owner of such Carriage, then any Sum not exceeding Twenty Shillings; and every such Driver offending in any of the said Cases shall and may, with or without any Warrant, be apprehended by any Person or Persons who shall see such Offence committed; and it shall and may be lawful to and for the Person or Persons so apprehending such Driver, to convey such Driver, or to cause him to be conveyed or delivered to a Constable or other Peace Officer, in order to be conveyed before some Justice of the Peace for the said City, to be dealt with according to Law; and if any such Driver, in any of the Cases aforesaid, shall refuse to disclose his Name, it shall and may be lawful to and for the Justice of the Peace before whom he shall be taken, or to whom any such Complaint shall be made, to commit him to the House of Correction for any Time not exceeding Three Months, or to proceed against such Offender for the Penalty aforesaid, by a Description of his Person and the Offence, and expressing in such Proceedings that such Driver refused to disclose his Name; and so much of the said Act as directs, that if any Person or Persons shall, upon any of the Footways or Foot Pavements within the said City, 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 into, upon, from, or out of any Carriage, or for any longer Space than the Extent of the Premises in the Occupation of the Person from or to whose House or Building such Cask or Tub shall be rolled (such Premises adjoining to or having immediate Communication with such House or Building from or to which such Cask or Tub shall be rolled); or if any Person shall wilfully ride, lead, or drive any Horse or other Beast, or any Cattle whatever, on any of the said Footways or Foot Pavements, or set any Cask, Tub, Pail, Bucket, Stool, Bench, or any other Matter or Thing, so as in any Manner to cause any Obstruction or Impediment in the Footway or on the Foot Pavement; or shall in any Market, Street, Lane, or other public Passage or Place within the said City, 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 any Coach, Chaise, Waggon, Sledge, or other Carriage (except such as may want immediate Repair from any sudden Accident on the Spot, or which cannot conveniently be removed for that Purpose); or if any Person shall hang out, or cause to be hung out, any dyed or other Cloth or Linen, for the Purpose of airing or drying the same, upon or from any Windows, other than Garret or Attic Windows, within any Market, Street, Lane, public Passage, or
Place

Place within the said City; or if any Person shall, in any Market, Street, Lane, or other public Passage or Place within the said City, shoe, bleed, or farry any Horse or other Beast or Cattle (except in Cases of Accident); or if any Person shall make or assist in the making of any Bonfire (except by the Permission of the Mayor of the said City for the Time being, or in his Absence, of the Deputy Mayor appointed by him), or let off or fire any Gun, Pistol, Serpent, or Rocket, or throw any Cracker, Squib, or other Firework; or if any Person shall kill or slaughter, or shall scald, singe, dress, or cut up any Animal, either wholly or in part, in any of such Streets, Lanes, public Passages or Places, or cause or permit any Blood to run from any Slaughter-house, Butcher's Shop, or Shamble, into the same or any of them; or shall hang up, place, or expose to Sale any Goods, Wares, or Merchandise whatsoever, or any Fruit, Vegetables, or Garden Stuff, Butcher's Meat, or other Matter or Thing, projecting over or in or upon the Footway or Carriageway of any such Streets, Lanes, public Passages or Places, or so as to obstruct or incommode the Passage of any Person or Carriage therein; or shall cause any Privy or Necessary House within the said City to be emptied, except between the Hours of Eleven of the Clock at Night and Five of the Clock in the Morning, or shall commit any other Kind of Obstruction or Annoyance in any such Market, Street, Lane, public Passage or Place within the said City, then and in every such Case every Person so offending in any of such Cases shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings: Provided nevertheless, that nothing therein contained shall extend or be construed to extend so as to prevent or hinder any Person or Persons from placing any Stall, Booth, Stool, Bench, or Form for the Sale of Goods or Wares, or from exposing to Sale any Meat, Poultry, Vegetables, Fruit, or any other Matter or Thing, in any Market Place within the said City, or in the usual Place of holding the annual Fair on the usual Day and Days: And so much of the said Act as directs that if any Waggon, Cart, Dray, or other Carriage shall be left to stand or remain in any public Street, Market, Lane, Passage, or Place within the said City, with or without Horses or other Cattle, for any Time longer than shall be necessary for unloading or loading thereof, except on Market Days and Fair Days, and on the Days of Election of Representatives for the said City, and of Knights of the Shire for the County of *Norfolk*, and then in such Places only, and under and subject to such Orders, Rules, and Regulations as the said Commissioners shall from Time to Time appoint, make, establish, and direct; or if any Timber, Bricks, Lime, Stones, Slate, Hay, Straw, Wood, Faggots, Coals, Boards, Tubs, Goods, Wares, or Merchandise, or other Materials or Things whatsoever, shall be laid, or placed, and left to remain in any of the said Streets, Markets, Lanes, Passages, or Places for any longer Time than shall be necessary for moving and housing the same; or if any broken Glass or Earthenware, Ashes, Rubbish, Dust, Dirt, Dung, Filth, or any other Nuisance or Annoyance whatsoever, shall be wilfully thrown or cast into or laid in any of the said Streets, Markets, Lanes, public Passages or Places, then and in every such Case the Owner or Driver of every such Waggon, Cart, Dray, or other Carriage, and the Owner of any such Timber, Bricks, Lime,
 [Local.] 23 D Goods,

Goods, Wares, and Merchandise, Materials, and other Things, which shall be so left or suffered to remain in any of the said Streets, Markets, Lanes, or public Passages or Places, and the Person or Persons who shall wilfully throw, cast, or lay, or cause to be thrown, cast, or laid, any broken Glass or Earthenware, Ashes, Rubbish, Dust, Dirt, Dung, Filth, or any other Nuisance or Annoyance, into any of the said Streets, Markets, Lanes, public Passages or Places, shall for every Offence in any of the Cases aforesaid, forfeit and pay the Sum of Twenty Shillings: Provided nevertheless, that no Person shall be subject to any Penalty on account of any Building Materials, Rubbish, or Dirt, being in any of the said Streets, Markets, or public Passages or Places, before the House or Tenement of such Person, occasioned by the building or pulling down, rebuilding or repairing such House or Tenement, so as there be convenient Room left for Carriages to pass, and a sufficient Way kept clean for Foot Passengers, by the Person laying or occasioning such Building Materials, Rubbish, or Dirt to be laid, and so as the Owner or Occupier of such House or Tenement do cause such Materials, Rubbish, and Dirt to be removed out of such Street, Market, or Place within a reasonable Time after such building, pulling down, or repairing shall be finished, or upon Notice to be given to him or her, or left at such House or Tenement for that Purpose in Writing, signed by the Clerk to the said Commissioners, and so that during the Time the same shall be lying in such Street, Market, or Place, such Owner or Occupier shall set up and maintain a Light during the Night-time, to prevent Mischief happening to Passengers or Cattle; shall be and the same are hereby repealed.

For preventing Annoyances and Nuisances of all Kinds.

IX. And be it further enacted, That if any Person or Persons shall in any of the Streets, Squares, public Quays, Lanes, Roads, Passages, or other public Places in the said City, fodder any Cattle, or shoe, bleed, or farry any Horse or Beast (except in Cases of Accident), or clean or dress or exercise any Horse or Beast, or turn loose or suffer to be at large any Horse or Beast, or any Bull Dog, Mastiff, or other ferocious Dog of any other Species (not being closely muzzled), or permit or suffer any Dog whatsoever to go at large after any public Notice given by the Crier or Bellman of the said City, by Order of the said Commissioners, or by Order of any One or more Justices of the Peace acting in and for the said City, during such Time as such Notice shall direct Dogs to be confined on account of any Suspicion of the Existence of Canine Madness; or being or acting as the Driver of any empty or unloaded Waggon, Dray, Cart, Sledge, or other such like Carriage, shall refuse or neglect to turn the same aside, or make way for any Coach, Chaise, or loaded Carriage of any Description; or if any Person on Horseback, or driving any Coach, Wain, Waggon, Dray, Cart, Sledge, or other Carriage, and meeting another Horse, Coach, Waggon, Wain, Dray, Cart, Sledge, or other Carriage, shall not keep on the Left or Near Side of the said Streets, public Quays, Lanes, Roads, Passages, or other public Places, so as to leave proper and sufficient Quarter or Space for such Horses and Carriages; or if any Person shall in any Manner wilfully prevent any other Person or Persons from passing him or her, or any Carriage under his or her Care, or when riding any Horse,

or

or Beast, or driving any Carriage of any Sort or Kind, shall ride or drive the same furiously, or so as to endanger the Life or Limb of any Person, or drive the same against, injure, or damage any Curb Stone or Foot Pavement or Causeway, or suffer any Waggon, Wain, Dray, Cart, Sledge, or other Carriage, with or without Horses, to stand or remain longer than may be necessary for loading or unloading thereof, or suffer the same, during such Time of loading or unloading, to be placed or remain so as to interrupt the public Passage more than necessary, or suffer to stand or remain any Waggon, Cart, or other Carriage with Hay, Straw, Vegetables, or other Matter or Thing therein for Sale, or any Waggon, Cart, Coach, Postchaise, or other Carriage intended to be let out or worked for Hire, or suffer any Stage Coach, Diligence, Chaise, or other Carriage, to remain longer than may be necessary for the taking up or setting down of any Passenger or Passengers, or for loading, or unloading their Baggage, or draw or haul any Tree or Piece of Timber, Block or Blocks of Wood or Stone, Metal, or other heavy Materials, or Wheel of any Cart or Carriage separated therefrom (except in, on, or suspended under some Carriage), or suffer any Part of any Tree or other Piece of Timber to drag upon any Part of the said Streets, public Quays, Lanes, Roads, Passages, or other public Places, so as to injure or obstruct the same, or wantonly let off or fire any Musket, Gun, or Pistol, or other Fire Arms, or wantonly or vexatiously blow any Horn so as to collect an Assemblage of Persons, or to be a public Nuisance, Annoyance, or Obstruction, or make, or assist in making any Bonfire, or set fire to or let off or throw any Crackers, Squibs, Rockets, or other Fireworks, or shall play at Football or any other Game in the said Streets, public Quays, Lanes, Roads, Passages, or public Places; or having a Smith's Shop, with a Window or Windows fronting any of the said Streets, public Quays, Lanes, Roads, Passages, or other public Places, shall not by good and close Shutters, every Evening after it becomes Twilight, and every Morning until after Twilight, bar and prevent the Light from shining into or upon the said Streets, public Quays, Lanes, Roads, Passages, or other public Places; or wilfully break, or aid or abet or assist in wilfully breaking any Glass or Window Panes or Windows; or burn, dress, or cleanse any Cask, or hoop, fire, cleanse, wash, or scald any Cask or Tub, or hew, saw bore, or cut any Timber or Stone, or beat or shake any Carpet or Mat in or over any Street or Thoroughfare, or throw, cast, lay, or place any Coals, Stones, Slates, Lime, Bricks, Timber, Boards, Iron, or other Materials or Substances, and continue the same for a longer Time than may be absolutely necessary for the removing or housing thereof, or sift, throw, cast, or lay any Ashes, (except in Times of Frost so as to prevent Accidents), or any Dust, Dirt, Dung, Soil, Sinkfloat, or other Filth, Carrion, Blood, Offal, or any Sort of Rubbish, or permit the same to flow or be washed from their Yards or Sinks, or throw or cast any such Matters or Things, or any Rubbish, into any Common Sewer, Drain, Sink, or Watercourse, or throw or cast any Animal or Carcase, or any noxious or offensive Materials, Ingredients, Offal, or Filth, into any Well, Pump, Watercourse, or Reservoir for Water within the said City; or sell or assist in selling by Auction or Public Sale any Goods, Wares, or Merchandise, or
Thing

Thing or Things whatsoever, in any of the said Streets, public Quays, Lanes, Roads, Passages, or other public Places, without the Leave of the said Commissioners for that Purpose first had and obtained; or hang out, place, or expose to Sale or otherwise therein the Carcase of any Calf, Sheep, Swine, Cattle, or Beast, or any Part or Parts thereof, or any Linen, Cloth, Wearing Apparel, Goods, Wares, or Merchandise whatsoever, or any Fruit, Vegetables, or Garden Stuff, or other Matter or Thing, in or upon, or so as to project over or upon any Footway or Carriageway, or beyond the Line of or on the Outside of any House or Shop at which the same shall be so hung or placed or exposed to Sale; or kill or slaughter, or singe, scald, or dress any Beast, Swine, Ox, Cow, Calf, Sheep, Lamb, or other Cattle, either wholly or in part, in any of such Streets, public Quays, Lanes, Roads, Passages, or other public Places; or cause or permit any Offal, Blood, Filth, or other offensive Matter to run from any Slaughter-house, Butcher's Shop, or Dunghill, or into any of the said Streets, public Quays, Lanes, Roads, Passages, or other public Places; or fix up or place any Flower Pot, Basket, or Box at any Window or Windows, without sufficiently guarding the same so as to prevent their falling; or place or erect any Pole or Poles, Line or Lines, projecting from any Window or Windows, Parapet, or other Part of any Dwelling House or other Place, and extending into and over or across any of the said Streets, public Quays, Lanes, Roads, Passages, Footways, or Causeways, or other public Places in the said City, or shall suspend or hang thereon or therefrom any Bed Clothes, Linen, Woollen, Wearing Apparel, or any other Thing; or leave open (after Sun-set) or leave defective, or without being properly secured, the Door, Hatchway, or Flap Window, Grate, Stone, Plate, Board, or other Covering giving Light or Air to or securing any Cellar, Coal-hole, Vault, Office, or other underground Room or Apartment, or of any Area, without having placed or kept a sufficient Light to warn and prevent Persons from falling into such Cellars or other underground Rooms or Apartments or Areas; or run, draw, drive, or carry any Truck, Wheel, Sledge, Wheelbarrow, Bier, Handbarrow, or other Carriage whatsoever, or any Furniture, Goods, or Merchandise, upon any Footway or Causeway (except only for the Purpose of crossing such Footway or Causeway), or carry or assist in carrying any Sedan Chair upon any such Footway or Causeway, or roll thereon any Cask or Tub (other than for the necessary loading or unloading thereof) into, upon, from, or out of any Cart or Carriage, or set or place thereon any Furniture, Goods, or Merchandise, or any Cask, Tub, Barrel, Box, Basket, Bucket, Bench, or Stall; or erect, set up, or place any Blind, Shade, Coverlid, or Awning, or any other Matter or Thing, in the Front of or before any House, Shop, or other Building, or so as in any way to cause any Obstruction or Annoyance in any such Footway or Causeway; or erect or continue to use any Scraper which shall project into or over any such Footway or Causeway; or stand loitering or remaining on any such Footway or Causeway, using obscene Language, or in any Manner that shall tend to Riot or Disturbance of the Peace, or to obstruct or prevent the free Passage of any such Footway or Causeway, or to annoy any Person or Persons passing or going thereon; or if any Person or Persons shall indecently expose themselves in bathing or otherwise, near any public Street or Highway

Highway of the said City, or upon or near the Shore there of the River *Wensum*, or shall show or expose any Stallion or Stone Horse, or shall suffer any Donkey, Hogs, or Swine to go at large, or wilfully ride, lead, or drive on any Footway or Causeway any Horse, Beast, or Cattle of any Kind whatsoever, or tie or fasten any Horse or other Beast or Cattle to any Door, Wall, Post, Tree, or other Thing whatsoever, so as that such Horse, Beast, or Cattle can go or stand across or upon any Footway or Causeway, or commit any public Nuisance or Annoyance whatsoever; each and every Person so offending in any of such Cases within the said City, or the Owner or Proprietor of any such Horse, Beast, Cattle, Carriage, Goods, Matter, or Thing aforesaid, as the Case may be, (in any of such Cases where the Person actually offending cannot be found or discovered,) or the Person causing any such Offences, Matters, or Things to be committed or done, shall for each and every such Offence respectively forfeit and pay any Sum not exceeding Five Pounds; and it shall be lawful for any Commissioner, Constable, Peace Officer, or Watchman to take away and remove any of the before-mentioned Obstructions, in case the Party occasioning the same shall not remove the same within a reasonable Time after being required so to do by any Person or Persons whomsoever; and it shall be lawful for any Constable 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 and deliver him into the Custody of a Peace Officer, in order to the conveying him, her, or them before some Justice or Justices of the Peace acting in and for the said City, in order to his, her, or their being dealt with according to the Directions of this Act.

X. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to subject any Person whomsoever to any Penalty by this Act imposed for or on account of any Stones, Bricks, or Rubbish being laid or placed in any such Street, Lane, Passage, or Place as aforesaid, occasioned by the building, pulling down, altering, or repairing his or her House or other Building, so as there be full and sufficient Space, in the Opinion of the said Commissioners or of their Surveyor for the Time being, left in or at the Side of the Street, Lane, Passage, or Place where such Stones, Bricks, or Rubbish shall lie or be placed, for Carriages to pass and repass, and a sufficient Way kept clear for Foot Passengers, by the Person or Persons laying or causing such Stones, Bricks, or Rubbish to be laid or placed, and so as the Course of any of the Gutters be not choked up or impeded, or turned or varied thereby, and so as a sufficient Light be, at his, her, or their own Expense, set and maintained at the Place where such Stones, Bricks, or Rubbish shall be so laid or placed, from Sun-set to Sun-rise, to prevent any Mischief happening to Passengers or Cattle, and so as the same be inclosed and fenced about in such Manner and within such Time as the said Commissioners shall, by any Notice to be by their Order given to or left with such Person or Persons, direct or appoint, and so as such Stones, Bricks, or Rubbish be removed at the Expense of the Person or Persons so laying or causing the same to be laid, within a

Penalty not to extend to Materials or Rubbish occasioned by building or repairing Houses (under certain Restrictions).

reasonable Time, to be expressed in a Notice to be in like Manner given by the said Commissioners.

Water from
Roofs, &c. to
be conveyed
by Pipes.

XI. And be it further enacted, That from and after the passing of this Act, the respective Owners and Occupiers of Houses and other Buildings within the said City shall and they are hereby required, at their own Costs and Charges, to cause the Water from the Tops or Roofs, Cornices, or Penthouses, of their respective Houses and other Buildings already made or built, or hereafter to be made or built within the said City (if not conveyed into private Cisterns or Reservoirs belonging to such Houses or Buildings), to be conveyed by Pipes or Shutes, to be fixed in such Manner as shall be directed by the said Commissioners, to and down the Fronts or Sides thereof respectively, into the common Channels or Drains, or as the said Commissioners or their Surveyor shall direct, within Fourteen Days after a Day to be expressed in a Notice in Writing under the Hands of the said Commissioners, or any Five or more of them, or of their Surveyor for the Time being, by their Order; to be for that Purpose given to or left at the last or usual Place of Abode of the Owners or Occupiers of such Houses or Buildings; and in case any such Owner or Occupier shall neglect or refuse so to do, it shall and may be lawful for the said Commissioners to cause the same to be done, and to cause the Costs and Charges attending the same to be levied by Distress and Sale of the Goods and Chattels of such Owner or Occupier, by Warrant under the Hand and Seal of any Justice of the Peace for the said City of *Norwich* (which Warrant such Justice is hereby authorized and required to grant), rendering the Overplus (if any) when demanded, to the Person or Persons whose Goods and Chattels shall have been so distrained and sold; and if the Tenant of any such House or other Building shall remove any such Annoyance as aforesaid, and affix Pipes or Shutes, it shall be lawful for him or her to deduct and retain the reasonable Charge and Expense thereof, and also any Money which shall or may have been levied upon his or her Goods and Chattels as aforesaid, out of his or her Rent, and every Owner, Proprietor, or Landlord is hereby required to allow the same accordingly, except only in Cases where the Encroachment, Obstruction, Annoyance, or Nuisance so removed or altered shall have been originally occasioned by such Occupier, in which Case he or she shall bear the Expense of altering or removing the same: Provided also, that nothing herein contained shall extend or be construed to extend so as to enable any Tenant or Tenants for any Life or Lives, or for any Term of Years, whose Term remaining in his or their Lease or Leases shall be equal to or exceed Seven Years, to make any Deduction or Deductions out of his, her, or their Rent or Rents, for or on account of any such Purpose as aforesaid.

Repealing
that Part of
former Act
which regu-
lates the As-
sessment
according to
the Poor's
Rates.

XII. And be it further enacted, That so much of the said recited Act as authorizes and requires the said Commissioners to rate and assess the several Owners and Occupiers of Houses, Buildings, and Grounds assessed to the Relief of the Poor of the said City and County of the same, according to the respective Rents at which the same shall be assessed for the Relief of the Poor within the said City and County, shall be and the same is hereby repealed.

XIII. And

XIII. And be it further enacted, That the said Commissioners shall and they are hereby authorized and required to rate and assess the several Landlords and Owners, and the several Tenants and Occupiers of all Houses, Buildings, Lands, Grounds, and other Hereditaments within the said City of *Norwich*, which are or shall be rated or assessed to the Relief of the Poor of the said City and County of the same, in any Sum not exceeding Five Shillings in the Pound by the Year, to be computed on Half of the annual Rent or Value thereof respectively.

Limiting the Amount of Assessment.

XIV. And be it further enacted, That so much of the said recited Act as enacts that a less Rate shall be collected and levied under and by virtue of the Rates and Assessments therein directed to be made, when the quarterly Assessments within the said City and County for the Relief of the Poor belonging to the same shall, on the Average of the Rates in the respective Parishes and Hamlets, exceed the Sum of Five Shillings and Sixpence in the Pound, calculated on the Half Rental, shall be and the same is hereby repealed.

Repealing that Part of former Act which limits the Rate when the Poor's Rates exceed 5s. 6d. in the Pound.

XV. And be it further enacted, That so much of the said recited Act as enacts, that the Owners or Lessee or Lessees of the new Mills and Waterworks in the said City, shall not be rated or assessed to any Rates or Assessments to be levied and collected by virtue of the said recited Act, in any higher Sum than Fifty Pounds, for or in respect of such new Mills, as and for an Half Rental, shall be and the same is hereby repealed.

Repealing that Part of former Act which restricts the Rate upon the new Mills, &c.

XVI. And whereas the Owners or Lessee or Lessees of the said new Mills and Waterworks have usually paved and repaired the Bridge and the Road over the same contiguous to the said new Mills and Waterworks: Be it therefore enacted, That so long as the said Owners or Lessees shall so continue to pave and repair the said Bridge, and the Road over the same, the said Owners and Lessees shall not be rated or assessed to any Rates or Assessments to be levied and collected by virtue of the said recited Act and this Act in any one Year, in any higher Sum or Sums of Money than One hundred and fifty Pounds, for or in respect of such new Mills and Waterworks, as and for a Half Rental.

Rate payable by Lessees of new Mills.

XVII. And be it further enacted, That the said Commissioners shall and they are hereby required, from Time to Time and at all Times, to order and direct a Book or Books to be provided and kept by their Clerk for the Time being, in which Book or Books such Clerk shall enter or cause to be entered true and regular Accounts of all Sums of Money received, paid, laid out, and expended for or on account of the said Act or this Act, and of the several Articles, Matters, and Things for which any Sums of Money shall have been disbursed, laid out, and paid; and such Book or Books shall at all reasonable Times be open to the Inspection of the said Commissioners, or any Creditor or Creditors on the Rates or Assessments granted by the said Act or this Act, without Fee or Reward; and the said Commissioners or Creditors shall or may take Copies of or

Accounts of Receipts and Disbursements to be kept, &c.

Extracts

Extracts from the said Book or Books, or any Part or Parts thereof, without paying anything for the same; and in case the said Clerk shall refuse to permit, or shall not permit the said Commissioners, or such Creditors or any of them, to inspect the same, or take such Copies or Extracts as aforesaid, such Clerk shall forfeit and pay any Sum not exceeding Five Pounds, to be levied and recovered as in the said Act directed.

Application
of Money.

XVIII. And be it further enacted, That out of the Monies arising by virtue or for the Purposes of this Act and the said recited Act, the said Commissioners shall, in the first place, pay and discharge the Expenses of procuring and passing this Act, and afterwards shall from Time to Time pay and discharge the Interest of all the Monies borrowed and to be borrowed as by the said recited Act is directed, and afterwards pay and apply the Monies from Time to Time to arise and be received by virtue of this Act and the said recited Act as aforesaid, in, for, and about the carrying the several Purposes of this Act and the said recited Act into execution; and the Surplus thereof (if any) shall be applied in paying off such Principal Money, at such Time and Times and in such Manner as the said Commissioners shall think proper.

Application
of Compen-
sation Money
if amounting
to 200*l*.

XIX. And be it further enacted, That if any Money shall be paid, or agreed or awarded to be paid, for the Purchase of any Lands, Tenements, or Hereditaments to be purchased, taken, or used for the Purposes of the said Act or this Act, which shall belong to any Body Politic, Corporate, or Collegiate, Ecclesiastical or Civil, Corporation Aggregate or Sole, Tenant for Life or in Tail, or to any Feoffee in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee, for or on behalf of any Infant, Idiot, Lunatic, Feme Covert, or other Cestuique Trust, or to any Person or Persons whose Lands, Tenements, or Hereditaments are limited in strict or other Settlement, or to any Person under any other Disability or Incapacity whatsoever, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account there, *ex parte* the Commissioners for executing the said Act and this Act, pursuant to the Method prescribed by an Act passed in the First Year of the Reign of His present Majesty King George the Fourth, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, and without Fee or Reward; and shall, when so paid in, there remain, until the same shall, by Order of the said Court, made upon a Petition to be preferred to the said Court in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments, be applied either in the Purchase or Redemption of the Land Tax; or in or towards the Payment or Discharge of any Debt or Debts, or other Incumbrances, affecting the same Lands, Tenements, or Hereditaments,

1 G. 4. c. 35.

ments, or affecting other Lands, Tenements, or Hereditaments standing settled therewith, or to the same or the like Uses, Trusts, Intents, or Purposes, as the said Court of Exchequer shall authorize to be purchased, redeemed, paid, or discharged, or such Part thereof as shall be necessary, or until the same shall, upon the like Application, be laid out in a summary Way, by Order of the said Court, in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed, limited, and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Tenements, and Hereditaments which shall be so purchased, taken, and used as aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined, and capable of taking effect; and in the meantime, and until such Order can be made, the said Money may, by Order of the said Court, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities, or in Government or Real Securities; and in the meantime and until the said Bank Annuities or Government or Real Securities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends or Interest and annual Produce of the said Consolidated or Reduced Bank Annuities or Government or Real Securities, shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of such Lands, Tenements, or Hereditaments, so to be purchased, taken, or used.

XX. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Hereditaments to be purchased, taken, or used for the Purposes of the said Act or this Act, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed or amount to the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy, Idiocy, Lunacy, or other Incapacity, with the Approbation of the said Commissioners, or any Five or more of them, to be signified in Writing under their respective Hands, be paid into the Bank of *England*, in the Name and with the Privity of the said Accountant General of the Court of Exchequer, and be placed to his Account as aforesaid, in order to be applied in manner herein-before directed; or otherwise the same may be paid, at the like Option and with the like Approbation, to Two Trustees to be nominated by the Person or Persons who for the Time being would be entitled to the Rents and Profits of the Lands, Tenements, and Hereditaments so to be purchased and settled, such Nomination to be approved by Five or more of the Commissioners for executing the said Act and this Act, and such Nomination and Approbation to be signified in Writing under

Where less than 200*l.* and amounting to 20*l.*

[*Local.*]

23 F

the

the Hands of the nominating and approving Parties; and the Money so paid to such Commissioners, and the Dividends and Produce arising thereon and therefrom, shall be by them applied in like Manner as is herein-before directed with respect to the Money so to be paid into the Bank in the Name of the Accountant General of the Court of Exchequer, but without obtaining or being required to obtain any Order of the said Court touching the Application thereof.

Where under
20l.

XXI. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next herein-before mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be paid to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, taken, or used for the Purposes of the said Act or this Act, for his, her, or their own Use and Benefit; or in Cases of Infancy, Idiocy, Lunacy, or other Incapacity, then such Money shall be paid to his, her, or their Guardian or Guardians, Committee or Committees, Trustee or Trustees, to and for the Use and Benefit of such Person or Persons respectively entitled thereto.

In case of not
making out
a good Title,
or if Persons
cannot be
found, the
Purchase
Money to be
paid into the
Bank.

XXII. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of any Lands, Tenements, or Hereditaments to be purchased, taken, or used under or by virtue of the Powers of the said Act or this Act, shall refuse to accept the same, or shall not be able to make a good Title to the Premises, to the Satisfaction of the said Commissioners; or in case the Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found; or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments, be not known or discovered; then and in every such Case it shall be lawful for the said Commissioners to order the said Sum or Sums of Money so awarded as aforesaid to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the said Court of Exchequer, to be placed to his Account there, to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments (describing them); subject to the Order, Control, and Disposition of the said Court; which said Court, on the Application of any Person or Persons making claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding or otherwise, as to the said Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Person or Persons making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England* who shall receive such Sum or Sums of Money is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying therein for what and for whose Use the same is or are received,

ceived, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank of *England* as aforesaid.

XXIII. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the said Court of Exchequer, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, Title, or Interest in any Lands, Tenements, or Hereditaments to be purchased in pursuance of the said Act or this Act for the Purposes aforesaid, or to any Bank Annuities or Government or Real Securities to be purchased with any such Money, or the Dividends or Interest of any such Bank Annuities or Government or Real Securities, the Person or Persons who shall have been in possession of such Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court; and the Dividends or Interest of the Bank Annuities or Government or Real Securities to be purchased with such Money, and also the Capital of such Bank Annuities or Government or Real Securities, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

In case of
disputed
Titles.

XXIV. Provided also, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled to any Lands, Tenements, or Hereditaments to be purchased, taken, or used under the Authority of the said Act or this Act, the Purchase Money for the same shall be required to be paid into the said Court of Exchequer, or to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court to order the Expenses of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expenses as to the said Court shall seem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Commissioners out of the Monies to be received by virtue of the said Acts and this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Court may
order reason-
able Expens-
es to be paid
by Trustees.

XXV. And be it further enacted, That from and after the passing of this Act, it shall and may be lawful to and for any Five of the said Commissioners, and they are hereby authorized, to sign all such Rates and Assessments as are authorized to be made, as well under and by virtue of the said recited Act as of this Act, and to grant and issue Warrants under their Hands and Seals for the Collection of the same.

Five Com-
missioners
may sign
Rates, &c.

XXVI. And

Public Act.

XXVI. 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.

LONDON:

Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1853.