



ANNO NONO

GEORGIIV. REGIS.

Cap. cxi.

An Act to authorize the Relinquishment of the Care and Management of a Road set out by the *Southwark Bridge Company* to the Trustees of the *Surrey and Sussex Roads*.

[19th June 1828.]

WHEREAS an Act was passed in the Fifty-first Year of the Reign of His late Majesty King *George the Third*, intituled *An Act for erecting a Bridge over the River Thames, from or near the Three Cranes in the Parishes of Saint James Garlick Hythe and Saint Martin Vintry in the City of London, to the opposite Bank of the said River in the Parish of Saint Saviour in the County of Surrey, and for making proper Streets and Avenues to communicate therewith:* 51 G. 3. c. 166. And whereas an Act was passed in the Fifty-third Year of the Reign of His said late Majesty, intituled *An Act to amend an Act passed in the Fifty-first Year of His present Majesty, for erecting a Bridge over the River Thames from the City of London to the opposite Bank in the Parish of Saint Saviour in the County of Surrey:* 53 G. 3. c. 87. And whereas an Act was passed in the Fifty-sixth Year of the Reign of His said late Majesty, intituled *An Act to amend Two Acts of His present Majesty, for erecting a Bridge over the River Thames from the City of London to the opposite Bank in the County of Surrey:* 56 G. 3. c. 11. And whereas an Act was passed in the Fifty-eighth Year of the Reign of His said late Majesty, intituled *An Act for enabling the Southwark Bridge Company* 58 G. 3. c. 68.

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to

- to raise a further Sum of Money, and to amend the Acts for building the said Bridge: And whereas an Act was passed in the First Year of the Reign of His present Majesty, intituled *An Act to alter and amend several Acts for erecting a Bridge over the River Thames from the City of London to the opposite Bank in the County of Surrey*: And whereas an Act was passed in the Fourth Year of the Reign of His said present Majesty, intituled *An Act to amend several Acts, for erecting a Bridge over the River Thames from the City of London to the opposite Bank in the Parish of Saint Saviour in the County of Surrey*: And whereas an Act was passed in the Fifth Year of the Reign of His said present Majesty, intituled *An Act to amend the Acts relating to the Southwark Bridge*: And whereas the said Company of Proprietors of the *Southwark Bridge* have proceeded in the Execution of the Powers of the said recited Acts, and have completed the said Bridge: And whereas the said Company of Proprietors have proposed to the Trustees of the *Surrey and Sussex Roads* acting under and by virtue of an Act passed in the Forty-second Year of the Reign of His late Majesty King George the Third, intituled *An Act for repealing an Act passed in the Twenty-fifth Year of the Reign of His present Majesty King George the Third, for more effectually repairing the Roads leading from the Stones End in Blackman Street, in the Borough of Southwark in the County of Surrey, to Highgate in the County of Sussex, and several other Roads therein mentioned, and for granting other Powers for those Purposes*; and also an Act passed in the Fifty-eighth Year of the Reign of His said late Majesty, intituled *An Act to continue the Term, and to amend, alter, and enlarge the Powers, of an Act passed in the Forty-second Year of His present Majesty's Reign, for repealing an Act of the Twenty-fifth Year of His said present Majesty, for repairing the Roads from the Stones End in Blackman Street, in the Borough of Southwark in the County of Surrey, to Highgate in the County of Sussex, and other Roads therein mentioned; and for making a new Road from Kennington Lane to Camberwell Green in the said County of Surrey*; to relinquish and surrender up to the said Trustees the Care, Controul, Superintendence, and Management of so much of the Road authorized to be made by the said Acts relating to the said Bridge, or by some or One of them, leading from *Union Street* in the Borough of *Southwark* to *Newington Causeway* in the said County of *Surrey*, as extends from the South Extremity of the Manor of *Southwark*, otherwise called the *Clink* or Bishop of *Winchester's* Liberty, to *Newington Causeway* aforesaid, when the same shall be completed; and the said Trustees have consented to undertake such Care, Controul, Superintendence, and Management, when the same shall be completed and made fit in every respect for the Use of the Public, and the necessary Drains made by the said Company, as herein-after provided for: And whereas an Act was passed in the Third Year of the Reign of His present Majesty, intituled *An Act to amend the General Laws now in being for regulating Turnpike Roads in that Part of Great Britain called England*: And whereas an Act was passed in the Fourth Year of the Reign of His said Majesty, intituled *An Act to explain and amend an Act passed in the Third Year of the Reign of His present Majesty, to amend the General Laws now in being for regulating Turnpike Roads in that Part of Great Britain called England*: And whereas an Act was passed in the Fifth Year of

of the Reign of His said Majesty, intituled *An Act to enable Justices of the Peace for Ridings, Divisions, or Sokes, to act as Trustees for repairing and maintaining Turnpike Roads*: And whereas an Act was passed in the Eighth Year of the Reign of His said Majesty, intituled *An Act to amend the Acts for regulating Turnpike Roads in England*: And whereas it is expedient that the said Company of Proprietors should have the Power to relinquish and surrender up to the said Trustees, and that the said Trustees should have the Power to take the Care, Controul, and Management of the said Road; but the Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That so much of the said Road leading from *Union Street Southwark* to *Newington Causeway* in the said County of *Surrey*, as extends from the South Extremity of the Manor of *Southwark*, otherwise called the *Clink* or Bishop of *Winchester's* Liberty, to *Newington Causeway* aforesaid, when and as the same shall be completed, and the necessary Drains and Culverts made for preserving and keeping the same in repair, by the said Company, and Notice thereof shall be given in Writing by the Clerk of the said Company to the Clerk to the said Trustees, and upon the said Road being so completed and made fit for the Use of the Public, and such Drains and Culverts made as aforesaid, to the Satisfaction of the said Trustees, then, from and immediately after the Notification of the same to the Clerk of the said Company, the said Road shall (freed and discharged from all Mortgages, Annuities, Application of Tolls, and other Incumbrances, Securities, Engagements, or Appropriations whatever,) thenceforth be entirely under the Care, Controul, Superintendence, and Management of the said Trustees, and shall be repaired and managed by them during the Period for which they are now authorized, or hereafter may be authorized, by the said Acts of the Forty-second and Fifty-eighth Years of His said late Majesty's Reign, or any future Act or Acts; and the said Trustees shall have such and the same Powers and Authorities over the said Road hereby authorized to be relinquished, and to erect, place, and set up Toll Gates or Bars, with suitable Toll Houses and other Conveniences thereon, or on any Part or Parts thereof, or across the same, or on the Side or Sides thereof, and to demand, take, collect, and receive the same Tolls and Duties, as are vested in or given and granted to the said Trustees in and by the said recited Acts of the Forty-second and Fifty-eighth Years of the Reign of His said late Majesty in respect of the Roads therein mentioned, and the said Trustees shall to all Intents and Purposes become the Trustees of the said Road hereby authorized to be relinquished, in the same Manner, and to the same Extent, as they are the Trustees of the *Surrey and Sussex* Roads, under the said Acts of the Forty-second and Fifty-eighth Years of the Reign of His said late Majesty, with full Power and Authority to apply the Tolls which may hereafter be collected on the said Road hereby authorized to be relinquished and surrendered up as aforesaid, to the same Purposes as the Tolls collected under the said Acts of the Forty-second and Fifty-eighth Years of the Reign of His said late Majesty

5 G. 4. c. 69.

7 & 8 G. 4.
c. 24.

The Road from Union Street Southwark to Newington Causeway, when completed, shall be placed under the Care of the Trustees of the Surrey and Sussex Roads.

Majesty are directed to be applied, and which Tolls are hereby declared to be vested in the said Trustees for the said Purposes; and the several Powers, Authorities, Remedies, Clauses, Provisions, Penalties, Forfeitures, Matters, and Things in and by the said recited Acts of the Forty-second and Fifty-eighth Years of the Reign of His late Majesty contained, given, and granted, shall apply and be in force and effect with regard to the said Road hereby authorized to be relinquished and surrendered up, as fully and effectually, to all Intents, Constructions, and Purposes, as if such Road was particularly mentioned, specified, and included in the said recited Acts of the Forty-second and Fifty-eighth Years of the Reign of His said late Majesty.

After the Road shall be so relinquished, the Bridge Company not to interfere with it.

II. And be it further enacted, That from and after the said Road shall have been so relinquished and surrendered up as aforesaid, the said Company, or any Commissioners or other Person or Persons named, authorized, or appointed in, by, or under any or either of the said recited Acts relating to the said Bridge, shall not interfere or meddle, by themselves, their Officers, Agents, or Servants, with the said Road or any Part thereof.

So much of the recited Acts as relate to the Repair of the said Road repealed.

III. And be it further enacted, That from and after the said Road shall have been so relinquished and given up as aforesaid, so much and such Part and Parts of the said Acts relating to the said Bridge respectively passed in the Fifty-first, Fifty-third, Fifty-sixth, and Fifty-eighth Years of the Reign of His late Majesty King *George* the Third, and in the First, Fourth, and Fifth Years of the Reign of His present Majesty King *George* the Fourth, as relate to the Repair and Management of the said Road hereby authorized to be relinquished, shall be and the same is and are hereby declared to be repealed, and null and void to all Intents and Purposes whatsoever.

Powers of General Turnpike Acts extended to the Road to be relinquished.

IV. And be it further enacted, That the said last-recited Act passed in the Third Year of the Reign of His present Majesty, and all and every the Clauses, Powers, Provisoes, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained, (except such Parts thereof as are expressly varied, altered, or repealed by the said last herein-before recited Act passed in the Fourth Year of the Reign of His present Majesty,) and also the said last herein-before recited Acts passed in the Fourth, Fifth, and Eighth Years of His present Majesty's Reign, and all and every the Clauses, Powers, Provisoes, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained, shall apply and be in force and effect with regard to the said Road hereby authorized to be relinquished and surrendered as aforesaid, as fully and effectually, to all Intents, Constructions, and Purposes, as if the same had been respectively repeated and re-enacted in the Body of this Act.

Tolls on the said Road.

V. And be it further enacted, That it shall and may be lawful for the Trustees acting under and by virtue of the said recited Acts of the Forty-second and Fifty-eighth Years of the Reign of His said late Majesty, to take, collect, and receive, or cause to be taken, collected, and received, on the said Road hereby authorized to be relinquished and

and surrendered up as aforesaid, the Tolls which now are or for the Time being shall be payable at the Toll Gates or Bars erected or hereafter to be erected and set up on the several Roads therein mentioned.

VI. Provided always, and be it further enacted, That any Person or Persons who shall pass through any Toll Gate or Turnpike to be erected on the said Road hereby authorized to be relinquished, and producing a Note or Ticket of the Payment of such Toll (which Note or Ticket the Toll Collector is hereby required to deliver *gratis*), shall be permitted to pass Toll-free with the same Horses or other Cattle and Carriage on the same Day, such Day to be computed from Twelve of the Clock in one Night to Twelve of the Clock in the next succeeding Night, through all and every the Gates or Bars erected or to be erected on the said Roads included in the said recited Acts of the Forty-second and Fifty-eighth Years of the Reign of His said late Majesty, or either of them.

Tolls paid at Gates on said Road to clear Gates of Surrey and Sussex Roads.

VII. Provided also, and be it further enacted, That all and every Persons and Person having paid the Toll for passing through any Toll Gate or Turnpike erected or to be erected on the Roads included in the said recited Acts of the Forty-second and Fifty-eighth Years of His said late Majesty, or either of them, and producing a Note or Ticket of the Payment of such Toll (which Note or Ticket the Toll Collector is hereby required to deliver *gratis*), shall be permitted to pass Toll-free with the same Horses or other Cattle and Carriage on the same Day (to be computed as aforesaid) through all and every Gates or Bars to be erected on the said Road hereby authorized to be relinquished.

Tolls paid at Gates on Surrey and Sussex Roads to clear Tolls on Road to be relinquished.

VIII. And be it further enacted, That the said Trustees shall and they are hereby required to find and provide, or cause to be found and provided, Tickets, to be delivered to all and every Persons and Person on Payment of Toll at each and every Gate, Turnpike, or Bar hereafter to be erected and set up on the said Road hereby authorized to be relinquished; and each and every Ticket shall contain the Name of all and every the said Gates, Turnpikes, and Bars now erected or hereafter to be erected and set up, as soon as the same shall be so erected and set up on the said Road hereby authorized to be relinquished, and also on the said Roads included in the said recited Acts of the Forty-second and Fifty-eighth Years of the Reign of His said late Majesty, and shall express thereon that the said Ticket will clear the same; and each and every such Ticket and Tickets to be delivered at all and every the said Gates and Bars shall bear on the same Day the same Number, and no other; and in case any Collector or Collectors of the said Tolls or any of them, or any Lessee or Lessees, Farmer or Farmers of the said Tolls or any of them, or his, her, their, or any or either of their Agents, Servants, or Collectors, do or shall issue, use, or give any Ticket of a different Form or Description than as aforesaid (except any Ticket or Tickets by Law required to be of a different Form or Description), and which shall not have written or printed thereon the Name of all and every the said Gates and Bars, or contain any different Number from those

Tickets to be provided denoting the Payment of Toll on Road to be relinquished.

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delivered

delivered or given at each and every other Gate or Bar during the same Day, then and in every such Case, and so often as the same shall happen, such Collector or Collectors, Lessee or Lessees, Farmer or Farmers, their Agents, Servants, or Collectors, for each and every Ticket so delivered, issued, used, or given, of a contrary Form and Description than herein-before mentioned, shall forfeit and pay any Sum not exceeding Five Pounds nor less than Forty Shillings, to be recovered, levied, paid, and applied in such and the same Manner as Penalties by the said recited Acts of the Forty-second and Fifty-eighth Years of the Reign of His said late Majesty, or either of them, imposed, are by the said Acts or either of them directed to be recovered, levied, paid, and applied.

Expences
of Act.

IX. And be it further enacted, That the Costs, Charges, and Expences incident to or in anywise relating to the obtaining and passing of this Act shall be paid and discharged out of the Tolls or other Monies now in the Hands of the said Company of Proprietors of the *Southwark Bridge* or their Treasurer, or out of the Tolls and other Monies which shall be first got in and received after the passing of this Act, in preference to all other Payments whatsoever.

Saving the
Rights of
Commission-
ers of Sewers
for Surrey.

X. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to prejudice, diminish, alter, or take away any of the Rights, Powers, or Authorities vested in the Commissioners of Sewers for the Limits extending from *East Moulsey* in the County of *Surrey* to *Ravensbourne* in the County of *Kent*, but all the Rights, Powers, and Authorities vested in them shall be as good, valid, and effectual as if this Act had not been made.

Public Act.

XI. 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.

Term of Act.

XII. And be it further enacted, That this Act shall take effect on the passing thereof, and shall continue in force for and during the Remainder of the Term granted by the said recited Acts passed in the Forty-second and Fifty-eighth Years of His late Majesty's Reign, and from thence to the End of the then next Session of Parliament.

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