



ANNO UNDECIMO

GEORGII IV. REGIS.

Cap. lxxiii.

An Act for more effectually repairing and improving the Road from *Brighton* to *Shoreham*, for building a Bridge over the River *Adur* at *New Shoreham*, and for making a Road to *Lancing* and a Branch Road therefrom, all in the County of *Sussex*.

[29th May 1830.]

WHEREAS an Act was passed in the Third Year of the Reign of His present Majesty, intituled *An Act for making and maintaining a Road from Brighton to Shoreham Bridge in the County of Sussex*; and another Act was passed in the same Year of His said Majesty, intituled *An Act to rectify Mistakes in an Act of this Session of Parliament, for making the Road from Brighton to Shoreham Bridge in the County of Sussex*: And whereas the Trustees appointed in or by virtue of the said recited Acts, or One of them, have proceeded in the Execution thereof, and have borrowed a considerable Sum of Money on the Credit of the Tolls authorized to be taken on the said Road by virtue of the said Acts, or One of them, which Money still remains due and owing: And whereas the Most Noble *Bernard Edward Howard*, Duke of *Norfolk*, is or claims to be Lord Paramount of the Honour or Lordship of *Bramber* in the said County of *Sussex*, and also is or claims to be Lord of the Manors of *New Shoreham* and of *Old Shoreham* respectively in the said County, comprising within the Precincts of the same Manors, or One

3 G. 4. c. 13.
3 G. 4. c. 104.

[Local.] 22 0 of

of them, the Bed and Soil of the River *Adur* at and near to the Town and Borough of *New Shoreham* aforesaid: And whereas it would be a public Advantage if a Bridge was erected across the said River *Adur*, contiguous to the said Town and Borough of *New Shoreham*, and a new Road made from the Western Side of the said Bridge to and through the Parish of *Lancing* in the said County, to communicate with the Turnpike Road lately made from *Worthing* in the said County to *Lancing* aforesaid, and if a Branch Road was made from such new Road to communicate with the Road leading from the present Bridge to the *Sussex Pad* Inn in *Lancing* aforesaid: And whereas the said *Bernard Edward* Duke of *Norfolk* is willing, at his own Expence, to erect such Bridge, and make the Approaches thereto on the Western Side of the said River, and the Trustees acting under the said recited Acts are desirous of making the Eastern Approaches to the said Bridge from the said Town and Borough of *New Shoreham*, and of making such new Road from the said intended Bridge to and through *Lancing* aforesaid, and such Branch Road as aforesaid: And whereas, for the better effecting the Purposes aforesaid, it is expedient that the said recited Acts passed in the Third Year of the Reign of His present Majesty should be repealed, and further and other Powers and Provisions given and granted instead thereof: 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 upon the Second *Monday* after the passing of this Act the said recited Acts respectively passed in the Third Year of the Reign of His present Majesty shall be and the same respectively is and are hereby declared to be repealed.

Recited Acts repealed.

This Act to be put in execution for the Purposes herein mentioned.

II. And be it further enacted, That this Act shall commence and be put in execution, for and during the Term herein-after mentioned, for the Purpose of more effectually amending, widening, improving, and keeping in repair the present Turnpike Road leading from the Western Extremity of the Parish of *Brighton* aforesaid unto and through the several Parishes of *Hove*, *Preston*, *Aldrington*, *Portslade*, *Southwick*, *Kingston-by-Sea*, and unto and through the High Street and the Market Place of the Town and Borough of *New Shoreham*, and from thence unto and through the Parish of *Old Shoreham* to the Gate or Toll House now standing and being at the Eastern Extremity of the present Bridge at *Old Shoreham* aforesaid; and also for conducting and making Approaches from the said Turnpike Road to the Eastern End of the said intended new Bridge; and for making and maintaining the said new Road from such intended Bridge unto and through the said Parish of *Lancing* in the said County of *Sussex*, to communicate with the Turnpike Road lately made from *Worthing* to *Lancing* aforesaid; and for making and maintaining a Branch Road from the said new Road to the Road now leading to the *Sussex Pad* Inn in the Parish of *Lancing* aforesaid.

Appointment of Trustees.

III. And be it further enacted, That all His Majesty's Justices of the Peace for the County of *Sussex*, together with *Thomas Attree*, *William Borrer*, *John Hamlin Borrer*, *John Borrer*, *Nathaniel Borrer*,
William

William Blaber, Edward Blount, Isaac Bass, William Day Beard, Edward Hill Creasy, Thomas Crossweller, John Dennett, Charles Elliott, John Edwards, Thomas Freeman, George Henry Hooper, John Hall, Nathaniel Hall junior, Thomas Harrington, Smith Hannington, the Reverend Henry Halliwell, John Roberts Hawkins, Joshua Flesher Hanson, John Lashmar, Lewis Loyd, Andrew Amedie Mievil, Sebastian Gondalvez Martinez, Sir Charles Malcolm, John Reay, the Reverend Doctor John Styles, Francis Skelton, Sir Matthew John Tierney Baronet, John Tabor, Richard Tamplin, John Wood, James Wood, Robert Watkins, William Wigney, Hampton Weekes, Richard Weekes, Thomas West, Amon Wilds, Philip Walton, and their Successors, being duly qualified according to the Provisions and Directions of the several Acts for making Turnpike Roads in England, shall be and they are hereby appointed Trustees for making, amending, widening, diverting, improving, and keeping in repair the said Roads, and for otherwise carrying this Act into execution, so far as regards the said Roads made and to be made, and so far as regards the Eastern Approaches to the said Bridge.

IV. And be it further enacted, That the said Trustees shall meet together on the Second *Monday* after the passing of this Act, or as soon after as conveniently may be, between the Hours of Ten of the Clock in the Forenoon and Four of the Clock in the Afternoon, at the *Old Ship Tavern* in *Brighton* aforesaid, or at some other convenient Place near to the said Roads, and shall then and there proceed to carry this Act into execution so far as regards the said Roads and Eastern Approaches to the said Bridge, and shall and may then and from Time to Time afterwards adjourn to and meet at such Times, and at such Place or Places on or near to the said Roads, as the said Trustees, or the major Part of them, present at any such Meeting, shall think proper.

Meetings of Trustees.

V. And be it further enacted, That it shall be lawful for the said Trustees, or any Person or Persons appointed or continued or to be appointed Collector or Collectors of the Tolls to be taken by virtue of this Act, to demand and take the Tolls or Sums of Money following at the several and respective Turnpikes or Toll Gates or Toll Houses, or Side Bars or Side Gates or Chains, which are or shall at the Time of the passing of this Act be standing and being, or which shall be continued or erected by virtue of this Act, in, upon, across, or on the Side or Sides of the said Roads, or any Part thereof, subject to the Provisions and Restrictions herein-after contained ; that is to say,

Power to take Tolls.

For every Horse, Mule, or other Beast drawing any Coach, Landau, Machine, Hearse, Chariot, Chaise, Caravan, Calash, Chair, or other such Carriage, a Sum not exceeding Three-pence :

Tolls.

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other such Carriage, having the Fellies of the Wheels thereof of less Breadth than Four and a Half Inches at the Bottom or Soles thereof, a Sum not exceeding Three-pence :

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other such Carriage, having the Fellies of the Wheels thereof of the Breadth of Four and a Half Inches and less than Six Inches at the

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the Bottom or Soles thereof, a Sum not exceeding Two-pence Halfpenny :

For every Horse or other Beast drawing any Waggon, Wain, Cart, or other Carriage, having the Fellies of the Wheels thereof of the Breadth of Six Inches or upwards at the Bottom or Soles thereof, a Sum not exceeding Two-pence :

For every Coach, Waggon, Cart, or other Carriage not drawn by any Horse or other Beast, but propelled or moved by Steam or otherwise than by Cattle, for every Wheel whereon the same shall run, a Sum not exceeding Sixpence :

For every Horse, Mule, or Ass, laden or unladen, and not drawing, a Sum not exceeding One Penny :

For every Drove of Oxen, Cows, or Neat Cattle, a Sum not exceeding Ten-pence *per* Score, and so in proportion for any greater or less Number :

For every Drove of Sheep, Lambs, or Swine, a Sum not exceeding Five-pence *per* Score, and so in proportion for any greater or less Number :

For every Horse or other Beast of Draught drawing any Carriage or Carriages, and for every Waggon, Cart, or other Carriage propelled by Steam or otherwise than by Cattle, laden with Timber, Plank, Boards, Wood, Bricks or Tiles, Iron in Bars, Gun Iron or any other Iron, Hop Poles, Marl Chalk, Marl or Chalk, Sand, Stones, Gravel, Coals or Culm, passing through the said Turnpike or Turnpikes, Toll Gate or Toll Gates, Bar or Bars, Side Gates, Chain or Chains, between the Twentieth Day of *October* and the First Day of *April* in every Year, Double the Tolls which the same would otherwise hereby be liable to pay at each such Turnpike or Turnpikes, Toll Gate or Toll Gates, Bar or Bars, Side Gates, Chain or Chains, through which such Carriage or Carriages so laden shall pass :

Which said respective Tolls or Sums of Money shall be demanded and taken before any Horse, Mule, Ass, Beast, or other Cattle whatsoever, drawing or not drawing, shall be permitted to pass through any Turnpike or Toll Gate, or Side Gate or Side Bar or Chain, which shall be continued, erected, or placed by virtue of this Act in, upon, across, or on the Side or Sides of the said Roads, or any Part thereof; and which said respective Tolls or Sums of Money shall be and they are hereby vested in the said Trustees, and shall be applied for the Purposes of this Act in the Manner herein-after directed.

Limitation
of Tolls.

VI. Provided always, and be it further enacted, That if any Person shall have paid the Toll hereby authorized to be taken for the passing of any Horse, Cattle, Beast, or Carriage through any One of the said Toll Gates continued or erected or to be erected by virtue of this Act on the said Roads or either of them, such Horse, Cattle, Beast, or Carriage shall, upon a Ticket denoting the Payment thereof for that Day at any One of the said Toll Gates being produced, be permitted to pass Toll-free through the same Toll Gate, and through every other Gate or Gates, Bars, and Chains continued or erected or to be erected by virtue of this Act on the said Roads, or either of them, at any Time or Times during the same Day, any thing in this Act contained
to

to the contrary thereof in anywise notwithstanding, which said Clearance shall be specified upon the Ticket to be given at the Time of Payment of such Toll.

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

Stage Coaches, &c. to pay each Time of passing.

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

Post Chaises to pay for every fresh Hiring.

IX. And whereas the Owner of the Lands on the Line of the said new Road from the said intended new Bridge to *Lancing* has expended large Sums of Money in erecting Groynes and other Defences for protecting the same from the Encroachments of the Sea, by which the said new Road will also be protected, and the Owner of the said Lands for the Time being will be put to continual Expence in repairing and keeping up such Groynes and Defences; be it therefore enacted, That no Toll shall be demanded or taken by virtue of this Act at any Gate, Bar, or Chain which shall or may be erected upon the said new Road, between the West End of the said intended Bridge and the Western Extremity of the said new Road, or upon the said Branch Road, or upon the Sides thereof, of or from any Person or Persons, for any Horse or Horses or other Beasts or Cattle drawing or not drawing any Carriage or Vehicle upon Wheels, and which shall or may belong to and be used by or on behalf of the Owner or Owners, Occupier or Occupiers of either of the *Salts Farms* in the said Parish of *Lancing*, in the Occupation of *Henry Botting*, *Edward Grinstead*, *James Lee*, *James Penfold senior*, *James Penfold junior*, and *John Weller Smith*, or of any Lands or Farms situate immediately on the Line of the said new Road between such last-mentioned Points, for Pleasure or for agricultural or other Purposes, not connected with Trade or Merchandize.

No Toll to be paid by Owners and Occupiers of Land between the West End of the Bridge and the West End of the new Road.

X. And be it further enacted, That out of any Monies already received by virtue of the said recited Acts hereby repealed, or out of the first Monies which shall be produced or received by virtue of this Act, the said Trustees shall, in the first place, pay and discharge all the Expences and Costs relative to the procuring and passing of this Act, so far as relates to the said Roads and Eastern Approaches to the said Bridge; and that the Treasurer or Treasurers to the said Roads shall thenceforth, in the next place, once at least in every

Application of Tolls and other Monies.

[Local.]

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Year,

Year, by and out of the Tolls herein-before granted, discharge (if demanded) the Interest upon all Monies heretofore borrowed upon and by virtue of the said recited Acts of the Third Year of the Reign of His present Majesty, and now due and owing upon the Credit of the said Tolls or otherwise under the same Acts, or hereby secured, in Preference and Priority to all other and future Charges, Costs, Expences, and Payments whatsoever; and in the next place, the Interest upon all Monies hereafter to be borrowed by virtue or in pursuance of this Act for maintaining, widening, repairing, and improving the said Road already made under the said last-mentioned Acts; and in the next place, that the said Trustees shall employ so much of such Monies as shall be necessary from Time to Time for the erecting and maintaining Turnpikes, Toll Houses, and Weighing Machines, and in amending, widening, altering, improving, and keeping in repair the said Road as already made under the said last-mentioned Acts, and in defraying all the Charges and Expences of carrying this Act into execution, as far as regards such last-mentioned Road; and in the next place, in making, maintaining, keeping in repair, and improving the Eastern Approaches from the last-mentioned Road to the said intended new Bridge, and in purchasing Land for the same, and in erecting Turnpikes, Toll Houses, and Weighing Machines, and in making, maintaining, widening, altering, repairing, and improving the said new Road hereby authorized to be made from the said intended new Bridge to and through *Lancing*, and also the said Branch Road respectively, and in purchasing Land for the same, and in defraying all the Charges and Expences of carrying this Act into execution, so far as relates to the said Eastern Approaches to the said intended new Bridge, and the said new Road and Branch Road respectively; and in the next place, in paying the Interest upon all Monies borrowed or to be borrowed for the Purpose of making, maintaining, and improving the said Eastern Approaches to the said intended Bridge, and the said new Road and Branch Road respectively; and in the next place, in repaying the Principal Money heretofore borrowed and now due and charged under and by virtue of the said recited Acts of the Third Year of the Reign of His present Majesty, and by this Act charged or hereafter to be borrowed upon the Credit of the said Tolls herein-before granted for the Purpose of improving the said Road made under and by virtue of the said last-mentioned Acts, and in purchasing Land for the same; and in the last place, in repaying all Principal Monies which shall be borrowed by the said Trustees for the Purpose of making, maintaining, and improving the said Eastern Approaches to the said intended Bridge, and also the said new Road and Branch Road respectively, and in purchasing Land for the same.

Trustees of
Road em-
powered to
demand Con-
tribution
from Bridge
Tolls.

XI. And whereas, in order to enable the said Trustees to raise sufficient Sums of Money to make, repair, and improve such Eastern Approaches to the said intended new Bridge, and such new Road from the said Bridge to and through *Lancing*, and such Branch Road respectively as aforesaid, without increasing the Tolls on the said Roads, it is expedient that the Tolls herein-after authorized to be taken and received at or upon the said intended new Bridge should

(without Prejudice to such prior Charges as herein-after mentioned) be charged with and made to contribute towards Repayment of the Principal Monies borrowed by the said Trustees for making (but not for after repairing or improving) the Eastern Approaches to the said intended new Bridge, and the said new Road therefrom to and through *Lancing*, and the said Branch Road respectively, and the Interest thereon, in case and so far as the Tolls and Funds herein-before granted and provided should prove insufficient for those Purposes, but not otherwise; be it therefore further enacted, That the said Trustees shall keep the Statements and Accounts of the Expenditures of and upon the Eastern Approaches of the said intended new Bridge, and of the Revenue and Expenditure of and upon the said new Road from the said intended Bridge to and through *Lancing*, and of the said Branch Road respectively, distinct and separate from the Statements and Accounts of the Revenue and Expenditure of the existing Road from *Brighton* to *Shoreham* made by virtue of the said recited Acts of the Third Year of the Reign of His present Majesty; and if, on making up the annual Statements of the Revenues and Expenditures of the said respective Roads as directed by the several Acts passed and in force for regulating Turnpike Roads in *England*, it shall appear that the Tolls and Revenues received by the said Trustees, as herein-before authorized to be received by them, are not sufficient for the Payment, in the Order and Priority herein-before declared in that Behalf, as well of the Interest upon the Monies borrowed by the said Trustees for making (but not for after repairing or improving) the said Eastern Approaches to the said intended new Bridge, new Road and Branch Road respectively, and the current Expences of maintaining, repairing, and improving the same respectively, after having first paid thereout the Interest of the Money heretofore borrowed or hereafter to be borrowed for the Purposes of the said Road from *Brighton* to *Shoreham* made by virtue of the said last-mentioned Acts as aforesaid, and the current Expences of maintaining, widening, repairing, and improving the same, and all other current Expences of the said last-mentioned Road, then and in such Case and as often as the same shall happen it shall be lawful for the said Trustees and they are hereby authorized, at any Time within Two Calendar Months after such annual Statements shall have been returned to the Clerk of the Peace of the County of *Sussex*, pursuant to the Direction of the said General Acts passed and in force for regulating Turnpike Roads in *England*, at any Meeting convened for that Purpose, by Writing under the Hands of any Three or more of them, to demand of and from the said *Bernard Edward* Duke of *Norfolk*, or other the Person or Persons for the Time being entitled to the Tolls of the said intended Bridge to be built by virtue of this Act, the Payment, by way of Contribution from Time to Time from the Tolls of the said intended Bridge, of so much Money as will make up the Deficiency which shall appear in such Statements and Accounts in the Revenues and Funds of the said Roads for the Payment of the Interest of the Monies borrowed by the said Trustees for making (but not for after repairing or improving) the said Eastern Approaches to the said Bridge, and of the said new Road and Branch Road respectively, and the current Expences of maintaining, repairing, and improving

proving the same Eastern Approaches and new Road and Branch Road respectively; which said Demands, together with Copies of the said annual Statements, shall be delivered to the said *Bernard Edward* Duke of *Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said intended Bridge as aforesaid, or be left at his or their usual Place of Abode, or at the Toll House of the said intended Bridge.

For Recovery
of Contribu-
tion from
Bridge Tolls.

XII. And be it further enacted, That in case Default shall be made by the said *Bernard Edward* Duke of *Norfolk*, or other the Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge as aforesaid, in Payment of any Sum or Sums of Money which shall be demanded for the Purposes and in manner aforesaid, for the Space of Thirty Days after any such Demand as aforesaid shall have been made, then and in such Case, but at all Times subject and without Prejudice to the several Charges and Payments herein-after charged and made payable out of the Tolls of the said intended new Bridge, prior to any such Sum or Sums as aforesaid, and to all Powers, Rights, Remedies, and Authorities for securing and enforcing the same Charges and Payments, and Satisfaction thereof, it shall be lawful for any Justice of the Peace for the County of *Sussex*, by Warrant under his Hand and Seal, to order a Constable or other Peace Officer, with such Assistance as shall be necessary, to enter upon and take possession of any Toll House or Toll Houses, Toll Gate, Bar, or Chain, or Weighing Machine, on or upon the said intended Bridge or the Approaches thereto, or used for the Purpose of collecting the Tolls thereof; and to remove all Persons found therein, together with their Goods, out of and from the Possession of the said Toll House or Toll Houses, and from the Collection of the Tolls of the said intended Bridge, and to put the said Trustees or any One of them, or their appointed Officer, Collector, or other Person acting by or under their Authority, into the Possession thereof; and the said Trustees or other Person so put into Possession of the said Toll House or Toll Houses as aforesaid is and are, subject and without Prejudice as aforesaid, hereby authorized and empowered to demand and take the Tolls of the said intended Bridge, and to use all such Means for the collecting and Recovery thereof, in case of Non-payment or Evasion, as any Collector of such Tolls by virtue of this Act is authorized to use, until the Sum or Sums of Money so demanded as aforesaid, with the Losses and Expences occasioned by and attending such Default as aforesaid, and the collecting such Tolls and recovering the Monies so demanded, shall have been fully paid and satisfied; and thereupon the Possession of the said Toll House or Toll Houses, together with all surplus Monies, and the Collection and Receipt of the Tolls of the said intended Bridge, shall with all convenient Speed be delivered up to the said *Bernard Edward* Duke of *Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said intended Bridge under this Act: Provided always, that in case the said *Bernard Edward* Duke of *Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said intended Bridge as aforesaid, or any other Person or Persons in any Manner affected or prejudiced

Appeal.

judiced thereby, shall object to or dispute the said Demand so at any Time made in manner aforesaid, or the Statement and Accounts relating thereto, or to the Warrant or other Proceedings issued and acted upon for the Recovery of the Monies so demanded as aforesaid, or otherwise in regard to the Premises, then and in any such Case he or they shall and may and is and are hereby authorized and empowered to appeal in that Behalf to the General Quarter Sessions of the Peace for the said County of *Sussex* which shall be held within the Space of Four Calendar Months next after any such Demand or the issuing such Warrant, upon giving Notice of such Appeal to the Clerk or Treasurer to the said Trustees at least Ten clear Days next before such General Quarter Sessions of the Peace; and the Justices assembled at such General or Quarter Sessions, upon Proof of such Notice of Appeal having been given as aforesaid, are hereby authorized to hear and determine the said Appeal, and to make such Order therein as the said Justices shall think proper; and the said Appeal having been so heard and determined shall be final and conclusive to all Intents and Purposes whatsoever.

XIII. Provided always, and be it further enacted, That if at the Time of or before the issuing of the said Warrant of Distress and Entry upon the said intended new Bridge and the Tolls thereof, the said *Bernard Edward Duke of Norfolk*, or other Person or Persons for the Time being entitled to the said Tolls as aforesaid, or any other Person or Persons in any Manner prejudiced or affected thereby as aforesaid, shall give Notice in Writing to the said Trustees, or any One of them, of his, her, or their Intention to appeal against the said Demand, then and thereupon the said Warrant and all Proceedings thereon shall be stayed and suspended until the Justices at the Sessions so appealed to shall have determined the disputed Demand or Matter in respect of which such Appeal shall have been made.

Warrant to
to be stayed
on Appeal.

XIV. Provided always, and be it further enacted, That it shall not be lawful for the said Trustees to demand or receive from the said *Bernard Edward Duke of Norfolk*, or other the Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge, or from the Tolls of the said Bridge, on making up any such annual Statement as aforesaid, any larger or further Sum or Sums of Money than shall be sufficient to pay the Interest upon or for the Principal Monies borrowed by the said Trustees for the Purpose of making (but not for after repairing and improving) the Eastern Approaches to the said intended new Bridge, and the said new Road to *Lancing*, and the said Branch Road, and for purchasing the Land and Premises for the same respectively.

Trustees not
to receive
from Bridge
Tolls more
than Interest
of Capital
borrowed for
new Road,
&c.

XV. And be it further enacted, That in case the said Trustees or the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons entitled to the Tolls of the said intended new Bridge, shall at any Time or Times be able to borrow or take up any Sum or Sums of Money at a lower Rate of Interest than shall be payable upon any of the existing original or other Securities which may have been made or granted by the said Trustees upon the Tolls of the said Roads by

Money may
be borrowed
at a lower
Rate of In-
terest to pay
off existing
Mortgages.

virtue of this Act, it shall be lawful for the said Trustees or the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons entitled as last aforesaid, from Time to Time to borrow and take up and secure, to be paid with such lower Rate of Interest, in manner aforesaid, any Sum or Sums of Money, which shall be applied in paying off and discharging any of the said original or other Mortgages on the Tolls of the said Roads bearing a larger Rate of Interest.

No Mortgagee to be paid off against his Consent, without Three Months Notice.

XVI. Provided also, and be it further enacted, That no Sum of Money advanced on Mortgage shall be paid off against the Consent of the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, entitled to receive the same, unless Three Calendar Months previous Notice of the Intention to pay off the same shall have been given by the said Trustees or the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons entitled as aforesaid, to such Body or Bodies, Person or Persons, or left at his, her, or their last or usual Place or Places of Abode, or advertised in One or more Newspaper or Newspapers usually circulated in the County of *Sussex*.

No Preference in Mortgages.

XVII. And be it further enacted, That the several Persons to whom any such Mortgages shall have been made as aforesaid shall be severally entitled, in proportion to the annual Amount of the Interest of the Monies borrowed on Mortgage, to the Tolls and Revenues of the said Trustees, without any Preference by reason of the Priority in Date of any such Security, or any other Account whatever.

New Road may be made.

XVIII. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered, to make and carry on the said Eastern Approaches to the said intended new Bridge, and also the said new Road from the said intended new Bridge to and through *Lancing* aforesaid into the said Road from *Worthing*, and also the said Branch Road, together with such Footpaths, Causeways, Bridges, Culverts, Fences, Ditches, and Drains as they shall think necessary or expedient, in, upon, over, or through any private Lands or Grounds and Premises described in the Map or Plan and Reference herein-after mentioned, and in the Schedule to this Act annexed, making Satisfaction to the Owner or Owners thereof and Persons interested therein for the same or for any Damage they may sustain thereby; and the said Trustees are hereby authorized and empowered to purchase Lands for the said Roads and Footpaths respectively: Provided always, that the said Road from *Brighton* to *New Shoreham* aforesaid, with any Footpaths by the Sides thereof, shall not exceed Sixty Feet in Width, and the said new Road from the said intended new Bridge to *Lancing*, and the said Branch Road, shall not exceed respectively Forty Feet in Width.

Plan to remain with the Clerk of the Peace, and be open to Inspection.

XIX. And whereas a Map or Plan describing the Direction of the said Eastern Approaches to the said intended Bridge, and of the said new Road from the said intended Bridge to and through *Lancing* aforesaid, and also the said Branch Road, and the Improvements to

be made, and the Lands, Grounds, and Hereditaments through or over which the same are intended to be made or carried, has been deposited, together with a Reference thereto, containing the Names of the Owners and Occupiers of such Lands and Hereditaments, at the Office of the Clerk of the Peace for the said County of *Sussex*; be it therefore enacted, That the said Map or Plan and Reference shall remain in the Custody of the Clerk of the Peace for the said County, to the end that all Persons may at all seasonable Times have Liberty to inspect and peruse the same, and take Copies and Extracts thereof, at their Will and Pleasure, paying to such Clerk of the Peace the Sum of One Shilling for every such Inspection, and at the Rate of Four-pence for every Seventy-two Words of such Copies or Extracts of the said Map or Plan and Reference.

XX. Provided always, and be it further enacted, That it shall and may be lawful for the said Trustees to make and carry the said Eastern Approaches to the said intended Bridge, and the said new Road therefrom to and through *Lancing* aforesaid, and the said Branch Road respectively, and Improvements, into, through, across, or over the Lands and Premises of any Person or Persons who is or are or may be Owner or Owners, Occupier or Occupiers of any Lands or Premises over which the same are set out and described in the said Map or Plan, and in the Schedule to this Act annexed, as being intended to be made and carried, although the Name or Names of such Owner or Owners, or of his, her, or their Tenant or Tenants, or other Occupier or Occupiers, may happen to be omitted or erroneously stated in the said Reference or in the said Schedule, in case it shall appear to any Two or more Justices of the Peace for the said County of *Sussex*, and be certified by Writing under their Hands, that such Error or Omission proceeded from Inadvertence or Mistake.

Road may be made, notwithstanding Errors in Plan.

XXI. Provided also, and be it further enacted, That the Powers and Authorities given by this Act for making the said Eastern Approaches to the said intended Bridge, and the said new Road therefrom to and through *Lancing* aforesaid, and the said Branch Road respectively, and Improvements herein-before mentioned, shall not extend or be construed to extend to empower or authorize the said Trustees to take or use for any of the Purposes of this Act any Dwelling House or other Building, or any Garden, Yard, Paddock, Lawn, planted Walk or Avenue to a House, or any inclosed Grounds planted as an Ornament or Shelter to a House, or planted and set apart as a Nursery for Trees, or any Part thereof, without the Consent in Writing of the Owner or Proprietor thereof first had and obtained, except such as are mentioned in the said Schedule to this Act annexed.

Houses, &c. not to be taken unless specified in the Schedule.

XXII. Provided also, and be it further enacted, That if the said Trustees shall not, within the Space of Five Years, to be computed from the passing of this Act, agree for or cause to be valued and paid for the several Lands, Messuages, Cottages, and other Buildings, Gardens, Yards, Hereditaments, and Premises mentioned and comprised in the Schedule to this Act annexed, which they are hereby empowered

Limitation of Time for purchasing Buildings, &c.

empowered to purchase, take, and use, or so much thereof as they shall deem necessary or proper for the Purposes of this Act, then and from thenceforth the Powers which are hereby given them for such Purpose shall cease, determine, and be utterly void, save and except with the Consent of the Owners or Proprietors thereof.

Trustees to keep up certain Fences during the Term of the Act.

XXIII. And whereas the Lands over which the intended new Road from the said intended new Bridge to *Lancing*, and the Branch Road therefrom, being near the Sea and in an exposed Situation, it is apprehended that it will not be practicable to produce any living Fence on the Sides of the said Roads; and it is therefore expedient that the Owners of the adjoining Lands should be protected from the Expence of keeping up dead Fences; be it therefore enacted, That the said Trustees shall maintain and keep in repair the Fences which shall be made by them, under and by virtue of the Acts made for the repairing of Turnpike Roads in *England*, on the Sides of the said new Road from the said intended new Bridge to *Lancing* and of the said Branch Road during the Term of this Act, unless at any earlier Period they shall have planted a Quickset Hedge or other Fence which shall have taken root and grown, so as to form of themselves sufficient Fences to the Lands adjoining the said Roads, and then and in such Case and thenceforth the said Trustees shall be released from any further Repairs of such Fences.

Power to build the Bridge.

XXIV. And be it further enacted, That it shall be lawful for the said *Bernard Edward Duke of Norfolk*, or other the Person or Persons for the Time being entitled in Possession to the Honour or Lordship of *Bramber*, and to the Manor of *New Shoreham*, and to the Manor of *Old Shoreham* aforesaid, and he and they is and are hereby authorized and empowered, at his or their own Costs and Charges, from and after the passing of this Act, to erect, complete, and maintain a Bridge across the said River *Adur*, from the Bank and Shore of the said River in the Parish of *New Shoreham* aforesaid to the opposite Bank and Shore in the Parish of *Lancing* aforesaid, and for that Purpose to construct, build, and maintain such Erections, Piers, Arches, and other Works, and do all such other Things as he or they shall think convenient and necessary for making and sustaining the said Bridge, together with convenient and necessary Approaches to and Communications with such Bridge for the Passage of Passengers, Cattle, and Carriages; and this Act shall be sufficient to indemnify the said *Bernard Edward Duke of Norfolk* and such other Person and Persons for the Time being entitled in Possession to the said Honour or Lordship and Manors as aforesaid, and his and their Surveyors, Agents, Engineers, Officers, Workmen, and Servants, and all other Persons acting under his or their Authority, for what they or any of them shall do by virtue of this Act.

Passage for the Water, and Height of Arch or Waterway.

XXV. And in order that the Tide and Current of the said River and the Navigation thereof may not be impeded or obstructed, be it further enacted, That the Piers to be erected on each Side of the said River for the Support of the said intended new Bridge shall be so constructed as to leave the Passage for the Water of equal or greater
Width

Width than that of the Bridge across the said River at *Old Shoreham* aforesaid; and the Crown of the Arch or Top of the Waterway of the said intended new Bridge shall be equal or greater in Height than the Top of the Waterway of the present Bridge; and the Road over the said intended new Bridge shall not rise more than Two Feet in the entire Length of the Bridge to the Crown of the Arch, if any such Arch be turned or made.

XXVI. And be it further enacted, That in making the Approaches from the said intended new Road and Branch Road to the said intended new Bridge, the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled as aforesaid, shall not in any Way impede the Drainage of the *Broad Water* and *Lancing Levels*. Drainage of Levels not to be impeded.

XXVII. And be it further enacted, That in case at any Time after the said intended new Bridge shall have been completed the Passage over the same shall, in consequence of Accident or Damage or from any other Cause, become dangerous or impassable, it shall be lawful for the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons who for the Time being shall be entitled to the Tolls of the said intended new Bridge under this Act, during such Time as shall be necessary for repairing or rebuilding the said intended new Bridge, to provide and maintain a temporary Bridge or a Ferry, as the Case may require, over the said River, at such Place as he, she, or they shall think proper, and to receive only One Half of the respective Tolls or Pontage thereat respectively as are herein authorized to be taken for passing over the said intended new Bridge: Provided always, that such temporary Bridge or Ferry shall continue for such Time only as shall be necessary for repairing or rebuilding the said intended new Bridge. A temporary Bridge or a Ferry to be provided in certain Cases.

XXVIII. And be it further enacted, That the said *Bernard Edward Duke of Norfolk*, and such other Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge as aforesaid, shall and may, after a public Passage shall have been made and opened over the said intended new Bridge, erect and set up, or cause to be erected and set up, a Toll Gate or Toll Gates, Turnpike or Turnpikes, and Toll House or Toll Houses in, upon, across, or near to the said intended new Bridge, or at or upon any of the Approaches thereto or Communications therewith, belonging to the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge as aforesaid, and on both or either Sides or Side of the said intended new Bridge, and from Time to Time shall and may remove such Toll Gate or Toll Gates, Turnpike and Toll House, Turnpikes and Toll Houses, and erect and set up others in lieu thereof at the same Place or Places, or at any other Place or Places upon any Part of the said intended new Bridge or Approaches respectively; and any Tolls or Pontage, not exceeding the Tolls or Pontage following, may, before Passage, be demanded and taken at any such Toll Gate or Turnpike to be erected as aforesaid, by such Person or Persons as the said Power to erect Gates and take Tolls.

[Local.] 22 R Bernard

Bernard Edward Duke of *Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge as aforesaid, shall from Time to Time appoint; (that is to say,)

Tolls.

For every Coach, Chariot, Chaise, Hearse, or other such like Carriage with Four Wheels, One Shilling; and for every Horse or other Beast drawing the same, Sixpence:

For every Chaise, Chair, or other such like Carriage with Two Wheels, Sixpence; and for every Horse or other Beast drawing the same, Sixpence:

For every Waggon or Wain, One Shilling; and for every Horse or other Beast, except Oxen, and for every Pair of Oxen, drawing the same, Three-pence:

For every Cart, Nine-pence; and for every Horse or other Beast, except Oxen, and for every Pair of Oxen, drawing the same, Three-pence:

For every Coach, Waggon, Cart, or other Carriage not drawn by any Horse or other Beast, but propelled or moved by Steam or otherwise than by Cattle, for every Wheel whereon the same shall run, Sixpence:

For every Horse, Mule, or Ass, laden or unladen, and not drawing, Three-pence:

For every Score of Oxen, Cows, or Neat Cattle, One Shilling and Sixpence, and so in proportion for any greater or less Number:

For every Score of Calves, Hogs, Swine, Sheep, or Lambs, One Shilling, and so in proportion for any greater or less Number:

For every Foot Passenger, One Halfpenny:

And also to demand and receive for all Goods and other Things to be landed on the said intended new Bridge, or on any of the Approaches thereto, before the landing thereof, such Toll as he or they shall think proper, not exceeding the Sum of Three-pence *per* Ton, and so in proportion for any greater or less Quantity than a Ton:

Which said respective Tolls or Sums of Money shall be and they are hereby vested in the said *Bernard Edward* Duke of *Norfolk*, or other the Person or Persons for the Time being entitled in Possession to the said Honour or Lordship of *Bramber*, and to the said Manor of *New Shoreham*, and to the Manor of *Old Shoreham*, according to the Uses and Estates to and for which the same Honour or Lordship of *Bramber*, and Manors of *New Shoreham* and *Old Shoreham*, at the Time of the passing of this Act, are and stand limited and settled, or shall or may from Time to Time thenceforth stand or be limited and settled, and so as to be annexed to and go along with the same accordingly.

Limitation
of Tolls.

XXIX. Provided always, and be it further enacted, That every Coach, Chariot, Hearse, Chaise, Chair, Waggon, Wain, Cart, and other Carriage whatsoever, and the Horses and other Beasts drawing such Carriages respectively, and also every Horse, Mule, and Ass, laden or unladen, and not drawing, and also all Oxen, Cows, and Neat Cattle, Calves, Hogs, Swine, Sheep, and Lambs, for which the Tolls hereby granted shall be paid, shall be allowed to pass over the

said intended Bridge, and also to return, without being chargeable with the Payment of any Toll for returning once in the same Day, (to be computed from Twelve of the Clock at Night to Twelve of the Clock in the succeeding Night,) the respective Persons attending such Carriages, Horses, or other Beasts or Cattle, Calves, Hogs, Swine, Sheep, and Lambs as aforesaid, producing Tickets denoting such respective Payments, all which Tickets the Collector of the Tolls is hereby required to give *gratis* on Receipt of the Toll; but that all Foot Passengers shall be subject and liable to the Payment of Toll for every Time they shall pass or return over the said Bridge.

XXX. And be it further enacted, That out of the first Monies which shall from Time to Time be received from the Tolls of the said intended Bridge by the said *Bernard Edward* Duke of *Norfolk*, or other the Person or Persons for the Time being entitled under this Act to receive the same, he and they shall, in the first place, thereout pay all Expences and Costs attending the maintaining and keeping in repair and lighting the said intended Bridge and Approaches thereto, (so far as such Approaches are not by this Act otherwise provided for,) together with the Toll Houses, Toll Gates, and other Erections connected with the said intended Bridge and the Road and Footways over the same, and all Charges and Expences attending the taking and collecting the Tolls of the said Bridge; in the next place, and by Priority and Preference to all other Charges and Payments whatsoever (except the Expences and Payments last aforesaid), pay to the Treasurer for the Time being acting under and by virtue of the herein-after recited Act of the Twenty-first Year of His late Majesty King *George* the Third, during the Lives of the Nominees named in the said last-mentioned Act, and during the Life of the longest Liver of them, the annual Sum of One thousand two hundred Pounds Sterling, clear of all Deductions whatsoever, by even half-yearly Payments, the first of such Payments to be made at the Expiration of Six Calendar Months after the said intended new Bridge shall be completed and opened for public Passage, and the Bridge at *Old Shoreham* aforesaid built by virtue of the said last-mentioned Act shall become vested in the said *Bernard Edward* Duke of *Norfolk*, or such other Person or Persons for the Time being entitled to such last-mentioned Bridge under this Act, the said annual Sum of One thousand two hundred Pounds to be paid and applied by the Person or Persons receiving the same to the Persons and in the Manner herein-after mentioned; and in the next place, pay and discharge all the Expences and Costs relative to the procuring and passing this Act, so far as regards the said intended new Bridge; and, subject as aforesaid, such Money shall be applied in the next place in Payment, out of the Residue of the Tolls of the said intended new Bridge, of so much Money as shall from Time to Time become payable by virtue of this Act, by way of Contribution, to the Trustees of the said Roads for defraying so much of the Interest of the Money from Time to Time borrowed by them for making (but not for after repairing or improving) the Eastern Approaches to the said intended Bridge, and the said new Road from the said Bridge to and through *Lancing*, and the said Branch Road respectively, as the Tolls of the Roads by
this

Application
of Bridge
Tolls.

this Act vested in the said Trustees shall not, under the Provisions hereby made in that Behalf, suffice to pay; and in the next place, in paying the Interest of the Monies expended in the Erection and Completion of the said intended new Bridge, and in execution of all other the Provisions of this Act concerning the same; and in the next place, in repaying so much of the Principal Monies borrowed by the said Trustees for making the said Eastern Approaches to the said intended new Bridge, and the said new Road to *Lancing*, and the said Branch Road respectively, and for the Purchase of Land and Premises for the same, as the Tolls of the said Roads shall prove insufficient to pay; and lastly, in paying the Principal Monies expended in erecting the said intended new Bridge and such Approaches thereto as aforesaid, and in all subsequent Repairs and Improvements thereof; and, subject to all such Payments, the said intended new Bridge and the Tolls thereof, with the Toll Houses and Premises, shall become and they are hereby vested in the said *Bernard Edward* Duke of *Norfolk*, or such other Person or Persons entitled as aforesaid, for his and their own absolute Use and Benefit.

Tolls to be reduced when Principal Monies and Interest are paid, &c.

XXXI. And be it further enacted, That when and so soon as the said annual Sum of One thousand two hundred Pounds shall have ceased by the Decease of the last Survivor of the said Nominees of the said recited Act of the Twenty-first Year of the Reign of His late Majesty, and all Arrears thereof shall have been fully paid and satisfied, or in case the said subsisting old Bridge shall at any earlier Period be stopped up under the Provisions of this Act, then and in either of the said Cases, and from the happening of either of the said Events, the Toll payable by Foot Passengers in respect of the said intended new Bridge shall cease and determine; and that when and so soon as all Principal Monies hereby authorized to be borrowed for making (but not for after repairing or improving) the said Eastern Approaches to the said intended new Bridge, and the said new Road to and through *Lancing*, and the said Branch Road respectively, and the Interest thereon, and also all the Principal Money expended in erecting and completing the said intended new Bridge, with the Toll Houses thereon, and all the Interest on such Principal Money, shall have been fully paid off and satisfied, and in case the said subsisting old Bridge shall at such Time have been stopped up, or in case the same shall at any Time thereafter be stopped up under the Provisions of this Act, then and from thenceforth, and in either of the said last-mentioned Cases, the Residue of the Tolls hereby authorized to be received for passing over the said intended new Bridge shall by the said *Bernard Edward* Duke of *Norfolk*, or other the Person or Persons for the Time being entitled to receive the same as aforesaid, be reduced to Two Thirds of the respective Amounts set forth in the Table of such Tolls by this Act granted.

After Money is repaid, Trustees not to be entitled to further Contribution from Tolls.

XXXII. And be it further enacted, That when and so soon as the Principal Monies hereby authorized to be borrowed for the making the said Eastern Approaches to the said intended Bridge, and also the said new Road to and through *Lancing*, and the said Branch Road respectively, and all Interest for the same, shall, by all or any of the
 Ways

Ways and Means herein mentioned, have been fully paid off and discharged, then and from thenceforth all the Powers and Provisions hereby given and made for demanding and levying Contribution from the Tolls of the said intended Bridge, towards the making of the said Eastern Approaches and new Road and Branch Road respectively, shall cease and be void.

XXXIII. Provided always, and be it further enacted, That if at any Time after the said Tolls of the said intended new Bridge shall be reduced as aforesaid, the said intended new Bridge shall require rebuilding or substantially repairing, so that on the Occasion of any such Rebuilding or Repair a Sum not less in Amount than Two thousand Pounds shall be expended on the said intended new Bridge, the said *Bernard Edward* Duke of *Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge under this Act, shall and may, and he, she, and they is and are hereby directed and empowered, immediately after any such Sum shall have been expended, to raise and receive, for the express Purpose of paying off the said Principal Monies expended, with Interest, and for no other Purpose, the full Amount of the Tolls of the said intended new Bridge set forth in the Table herein-before contained, until the Monies so expended for the Purposes aforesaid, with Interest for the same at Five Pounds *per Centum per Annum*, shall by means of the said Tolls be fully paid off and satisfied; and thereupon the said Tolls shall be again forthwith reduced to the diminished Amount herein-before mentioned, and so from Time to Time as often as any such Necessity for such Rebuilding or Repairs to the Amount aforesaid shall happen or arise.

Tolls may be raised again for Repair of Bridge.

XXXIV. And be it further enacted, That the said *Bernard Edward* Duke of *Norfolk*, or other the Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge, shall, and he and they is and are hereby directed and required, on the Twenty-ninth Day of *September*, or within Thirty Days thereafter, in every Year, to make up or cause to be made up a Statement of the Revenue and Expenditure of the said intended new Bridge of the preceding Year, and within Twenty-one Days after making up such Statement to transmit or cause the same to be transmitted to the Clerk of the Peace of the County of *Sussex*, to be registered, dealt with, and disposed of by him in such and the same Manner in all respects as the annual Statements of the Revenues and Expenditures of Turnpike Roads are by the General Acts passed and now in force for regulating Turnpike Roads in *England* directed in regard to Turnpike Roads to be disposed of; and in case such Statements as aforesaid shall not be made and transmitted in the Manner and at the Time herein-before mentioned or referred to, the said *Bernard Edward* Duke of *Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge as aforesaid, shall for every such Offence forfeit the Sum of Twenty Pounds, to be recovered in the same Manner as Penalties are herein-after directed to be recovered under this Act.

Annual Statement of Revenue and Expenditure of Bridge to be returned to the Clerk of the Peace.

For securing
the Interests
of the Pro-
prietors of
Old Shore-
ham Bridge.

XXXV. And whereas, under and by virtue of an Act passed in the Twenty-first Year of the Reign of His said late Majesty King George the Third, intituled *An Act for building a Bridge over the River Adur at or near Old Shoreham in the County of Sussex*, a Bridge has been built by the Trustees acting under the Authority of the said Act, and now subsists, across the said River, in the Place and Stead of an ancient Ferry theretofore existing over the said River, which Ferry formed Part of certain Estates in the said Act mentioned as belonging to the then Earl of *Surrey*, and which said Estates are now vested in or claimed by the said *Bernard Edward Duke of Norfolk*: And whereas the said Bridge and the Tolls thereof are by the said recited Act vested in the said Trustees for the Lives of certain Nominees named by Authority of the said recited Act, and the Survivor of them, for the Benefit of the Contributors to the erecting of the said Bridge, or of the Parties who, under the Authority of the same Act, are entitled to the Shares of such Contributors in the Tolls of the same Bridge during the Lives of such Nominees and the Life of the Survivor of them: And whereas, subject to such Interests in the said Tolls and Bridge during the Lives and Life of such Nominees as aforesaid, and of the Survivor of them, the said *Bernard Edward Duke of Norfolk*, or such Owner of the said Estates referred to in the said recited Act, is thereby entitled to the said Bridge, and the Toll House, Yard, Garden, Landing Place, Ferry, and all other Matters and Things thereto belonging, and mentioned in the said recited Act, together with certain Tolls for Passage over the said Bridge, after the Deaths of all such Nominees as aforesaid in the said Act particularly set forth: And whereas the Interests of the Persons who are or shall be entitled to the Tolls of the said present Bridge during the Lives and Life of the Survivors and Survivor of such Nominees will be materially affected by the Erection of such intended new Bridge; and in order to protect such Interests it will be expedient that the said Bridge, Toll House, Tolls, Yard, Garden, Landing Place, Ferry, and all other Matters and Things thereto belonging, and all Right, Interest, and Property in and to the same, should, from and immediately after the Completion of the said intended new Bridge and the public Opening of the same for safe Passage over the said River, be and become absolutely vested in and the Property of the said *Bernard Edward Duke of Norfolk*, or of such other Person or Persons who for the Time being under this Act shall be entitled to the Tolls of the said intended new Bridge, and that the Tolls of the said intended new Bridge, and also the Tolls of the said present Bridge, so long as the same shall be subsisting, should thenceforth be charged with the annual Sum of One thousand two hundred Pounds Sterling, clear of all Deductions, during the Remainder of the Lives of the Nominees who shall be then living, and the Life of the longest Liver of them, in lieu and in satisfaction of their Rights and Interests in the said subsisting Bridge and Tolls thereof under the said recited Act, and that Provision should be made for securing the due Payment of such annual Sum of One thousand two hundred Pounds to the Persons and in the Proportions and Manner herein-after mentioned; be it therefore enacted, That from and immediately after the Completion of the said intended new Bridge and the public Opening of the same

Old Bridge
vested in the
Duke of
Norfolk.

for safe Passage over the said River, the said subsisting Bridge so erected by virtue of the said last-mentioned Act, and the Toll House, Yard, Garden, Landing Place, Ferry, and all other Matters and Things thereto belonging, and all Right, Interest, and Property in and to the same, shall thenceforth be and become vested in and the Property of the said *Bernard Edward* Duke of *Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge under this Act, to and for his and their absolute Use and Benefit, subject only to such Charge of and Security for the said Annuity of One thousand two hundred Pounds as herein-after mentioned, and to any Lease or Leases, or other Letting or Lettings, that is or are or shall or may be granted or made and subsisting of the same under the Powers of the said Act of the Twenty-first Year of the Reign of His said late Majesty King *George* the Third, not exceeding One Year; and that from and after the said subsisting old Bridge, Toll House, Yard, Garden, Landing Place, and Ferry shall become vested in the said *Bernard Edward* Duke of *Norfolk*, or such other Person or Persons entitled as aforesaid, the full Tolls payable at such subsisting old Bridge shall, during the Lives of such Nominees and the Life of the longest Liver of them, be also vested in and be receivable by the said *Bernard Edward* Duke of *Norfolk*, or such other Person or Persons entitled as aforesaid, in such and the same Manner as the said Tolls would have been received or receivable by or for the Benefit of the Persons entitled to the Shares of the original Subscribers to the said Bridge during the Lives of the said Nominees and the longest Liver of them, if this Act had not been passed (subject only as aforesaid); and that from and after the Decease of the longest Liver of such Nominees the said *Bernard Edward* Duke of *Norfolk*, or such other Person or Persons entitled as aforesaid, shall be entitled to receive and take such and the same Tolls at the said subsisting old Bridge as by the said recited Act of the Twenty-first Year of the Reign of His said late Majesty he and they is and are entitled to receive on the Decease of all the said Nominees; and that from and after the said subsisting old Bridge, Toll House, Tolls, Yard, Garden, Landing Place, and Ferry shall become vested in the said *Bernard Edward* Duke of *Norfolk*, or such other Person or Persons as aforesaid, he and they shall be subject and liable to the Repairs thereof, and to the Contract or Agreement now existing for such Repairs, in such and the same Manner in all respects as, after the Decease of all the said Nominees, he and they is and are subject and liable to the said Repairs by the said recited Act of the Twenty-first Year of the Reign of His said late Majesty; and that from and after the said subsisting old Bridge shall be so vested in the said *Bernard Edward* Duke of *Norfolk*, or such other Person or Persons as aforesaid, the Trustees and all other Persons acting or claiming under the said recited Act shall cease to have any Controul or Power over the same, save and except as is provided by this Act in respect of such Annuity as aforesaid; and the annual Rent of Twenty Pounds by the same Act made payable by the said Trustees thereof, as therein mentioned, shall cease and be extinguished, except that the said *Bernard Edward* Duke of *Norfolk*, or such other Person or Persons entitled as aforesaid, shall be entitled to a due proportionate Part of
the

the same Rent for the expired Part of any current Half Year in which the same may be so determined as aforesaid: Provided always, that if at the Time of the vesting of the said subsisting old Bridge, Toll House, Tolls, Yard, Garden, Landing Place, and Ferry, in the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons as aforesaid, the same or any Part thereof shall be subject to any Lease or Leases now existing, or to any future Letting or Lettings, not exceeding the Term of One Year, then and in such Case the Rent or Rents payable for or in respect of the same shall be apportioned so and in such Manner that the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons as aforesaid, shall be entitled to such Rent or Rents as from the Time of such vesting in him or them as aforesaid, and not from any earlier or later Period.

Provision in
case old
Bridge is re-
built.

XXXVI. Provided always, and be it enacted, That if, previous to the said subsisting old Bridge being taken down and removed under the Provision in that Behalf herein-after contained, the said *Bernard Edward Duke of Norfolk*, or other the Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge, shall have rebuilt the said old subsisting Bridge under the Provisions of the said recited Act of the Twenty-first Year of the Reign of His said late Majesty, or otherwise, then and in such Case, but at all Times subject and without Prejudice to the aforesaid Annuity of One thousand two hundred Pounds, and the Powers and Remedies for Recovery thereof, he and they shall and may and he and they is and are hereby authorized and empowered to repay to himself or themselves the Sum or Sums of Money so expended in rebuilding the said subsisting old Bridge, with Interest thereon at Five Pounds *per Centum per Annum*, out of the Tolls of the said intended new Bridge, before such Tolls shall be reduced to Two Thirds of the Tolls hereby granted, as herein-before is provided.

Annual Sum
of 1,200*l.*
to be paid to
Annuitants of
old Bridge.

XXXVII. And be it further enacted, That the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge under this Act, shall pay the aforesaid annual Sum of One thousand two hundred Pounds, out of the Tolls of the said intended new Bridge and subsisting old Bridge respectively, to the Treasurer for the Time being acting under the said recited Act of the Twenty-first Year of His said late Majesty, by half-yearly Payments, with a full and due proportionable Part of the same Annuity for the expired Part of any current Half Year during which the longer Liver of such Nominees as aforesaid shall happen to die, up to and inclusive of the Day of such last surviving Nominee's Decease, the first Payment thereof to be made at the Expiration of Six Calendar Months after the said intended new Bridge shall be opened for public Passage, to be by the said Treasurer, or by the Trustees acting under the said last-mentioned Act, distributed to and amongst the Person or Persons who for the Time being would be or have been entitled to receive the Tolls of the said subsisting old Bridge during the Remainder of the Lives of the Nominees in the said last-mentioned Act named, and the Life of the Survivor of them, at such Time and Times, in such Proportions,
and

and in such and the same Manner, to all Intents and Purposes whatsoever, as they the said Trustees are or would by the said last-mentioned Act be authorized and empowered to pay and distribute the Tolls of the said subsisting old Bridge in case this Act had not been passed.

XXXVIII. And for better securing the Payment of the said annual Sum of One thousand two hundred Pounds, so long as the same shall be due and payable, be it further enacted, That in case Default shall be made by the said *Bernard Edward Duke of Norfolk*, or other the Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge as aforesaid, in Payment of any Sum or Sums of Money which shall become due to the Treasurer for the Time being acting under the said recited Act of the Twenty-first Year of the Reign of His said late Majesty, for the Space of Thirty Days after Demand shall have been made, then and in such Case it shall be lawful for any Justice of the Peace for the County of *Sussex*, by Warrant under his Hand and Seal, to order a Constable or other Peace Officer, with such Assistance as shall be necessary, to enter upon and take possession of any Toll House or Toll Houses, Toll Gate, Bar or Chain, or Weighing Machine, on or upon the said intended new Bridge or the Approaches thereto, and the said subsisting old Bridge or the Approaches thereto, or either of them, or used for the Purpose of collecting the Tolls of the said Bridges or either of them respectively, and to remove all Persons found therein, together with their Goods, out of and from the Possession of the said Toll House or Toll Houses, and from the Collection of the Tolls of the said intended new Bridge and subsisting old Bridge, and each or either of them respectively, and to put the Treasurer for the Time being of the said Act, or any other Officer or Officers, Person or Persons acting under the said Act, or under or by the Authority or Direction of the said Treasurer, into the Possession thereof; and the said Treasurer or other Person or Persons so put into the Possession of the said Toll House or Toll Houses as aforesaid is and are hereby authorized and empowered to demand and take the Tolls of the said intended new Bridge and subsisting old Bridge, and each or either of them respectively, and to use all such Means for the collecting and recovering thereof, in case of Nonpayment or Evasion, as any Collector of such Tolls by virtue of this Act and the said recited Act of the Twenty-first Year of His said late Majesty King *George* the Third, and each or either of the said Acts respectively, is authorized to use, until the Sum or Sums of Money so due and demanded as aforesaid, with the Expences occasioned by and attending such Default as aforesaid, and the collecting such Tolls, and recovering the Monies so demanded, shall have been fully paid and satisfied; and thereupon the Possession of the said Toll House and Toll Houses, together with all surplus Monies, and the Collection and Receipt of the Tolls of the said Bridge or Bridges, shall with all convenient Speed be delivered up unto the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons who for the Time being shall be entitled to the Tolls of the said Bridge or Bridges as aforesaid.

For securing
the Payment
of the An-
nuity.

For stopping
up the old
Bridge.

XXXIX. And whereas the erecting the said intended new Bridge and making the said new Road may render useless and unnecessary the subsisting old Bridge; be it therefore enacted, That it shall be lawful for any Five or more of His Majesty's Justices of the Peace for the County of *Sussex* residing in the Rape of *Bramber*, at the Request of the said *Bernard Edward Duke of Norfolk*, or other the Person or Persons for the Time being entitled to the Tolls of the said new Bridge, and they are hereby authorized and empowered, from Time to Time, and at any Time after the said intended new Bridge shall be completed and opened for public Passage, by Order under their Hands and Seals, to stop up and discontinue and prevent the using for the future of the said subsisting old Bridge; and it shall not be lawful for any Person or Persons whomsoever afterwards to use the said subsisting old Bridge so ordered to be stopped up and discontinued as aforesaid, but the same shall from thenceforth cease to be a common Highway to all Intents and Purposes whatsoever: Provided always, that Notice shall be affixed on some conspicuous Place by the Side of the said subsisting old Bridge so ordered to be stopped up and discontinued as aforesaid, and also upon the Porch Door of the Parish Church of *Old Shoreham* in the said County of *Sussex*, immediately before Divine Service, upon Three successive *Sundays* next after the making of such Order, and shall also be Three Times inserted in Two public Newspapers usually circulated in the County of *Sussex*, for the Purpose of enabling any Person or Persons who may be aggrieved by the said Order to make his, her, or their Appeal against the same, as herein-after provided; and the said Bridge shall not be stopped up or discontinued until after the Expiration of Seven Calendar Months from the Day of making such Order.

Allowing an
Appeal
against the
Order.

XL. And be it further enacted, That it shall be lawful for any Person or Persons, who may be aggrieved by the making any Order hereby authorized to be made for stopping up and discontinuing the said subsisting old Bridge, to appeal against the same at any General or Quarter Sessions of the Peace for the said County of *Sussex* which shall be held within the Space of Seven Calendar Months next after the making of the said Order, upon giving a Notice in Writing of such Appeal (to be duly signed by such Appellant or Appellants) or leaving the same at the usual Place of Residence of the said *Bernard Edward Duke of Norfolk*, or other the Person or Persons entitled to the Tolls of the said new Bridge as aforesaid, at least Fourteen clear Days next before such General or Quarter Sessions of the Peace; and the Justices assembled at such General or Quarter Sessions, upon Proof of such Notice of Appeal having been duly given as aforesaid, are hereby authorized and required to hear and determine the said Appeal, and, upon the Quashing or Confirmation of the said Order, to award and adjudge that the Party against whom such Appeal shall be determined shall pay such Costs, if any, as the said Justices shall appoint; and the said Appeal, having been so heard and determined, shall be final and conclusive to all Intents and Purposes whatsoever; and no Order against which any such Appeal shall be made as aforesaid shall be quashed for Want of Form only.

XLI. Pro-

XLI. Provided also, and be it further enacted, That in case no such Appeal shall be made as aforesaid, the said Order shall be final and conclusive upon all Persons whomsoever. If no Appeal, Order to be conclusive.

XLII. And be it further enacted, That it shall be lawful for the said *Bernard Edward Duke of Norfolk*, and other the Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge as aforesaid, to borrow and take up at Interest, on the Credit of the Tolls arising on such Bridge, such Sum or Sums of Money as he or they shall from Time to Time think proper, but without Prejudice to the Charges and Payments hereby respectively charged and provided, or to the Priorities of the same, and to demise and mortgage the Tolls of such intended new Bridge, and the Toll Houses for collecting the same, (the Costs and Charges of which Mortgages shall be paid out of the Tolls,) as a Security to any Person or Persons who shall advance such Loan or Loans, Sum or Sums of Money; which Mortgages may be in the Words or to the Effect following; (that is to say,) Power to mortgage Bridge Tolls.

‘ **B**Y virtue of an Act passed in the Eleventh Year of the Reign of His Majesty King *George* the Fourth, intituled [*here set forth the Title of this Act*], I [*or we*], whose Hand and Seal is hereunto affixed, [*or whose Hands and Seals are hereunto affixed,*] in consideration of the Sum of _____ advanced and paid to me [*or us*] by *A. B.* of _____ do hereby grant and assign unto the said *A. B.*, and his Executors, Administrators, and Assigns, such Proportion of the Tolls arising or to arise on the Bridge erected by virtue of the said Act, and the Toll Gates and Toll Houses thereon, as the said Sum of _____ doth or shall bear to the whole Sum now or hereafter to become due and owing on the Security thereof; to have, hold, receive, and take the said Proportion of the said Tolls, Toll Gates, Toll Houses, and Premises, with the Appurtenances, unto the said *A. B.*, his Executors, Administrators, and Assigns, until the said Sum of _____ with Interest after the Rate of _____ *per Centum per Annum*, shall have been fully paid and satisfied (subject nevertheless to the prior Charges made on the said Tolls, Toll Gates, Toll Houses, and Premises, by the said Act). Given under my Hand and Seal [*or our Hands and Seals*] the _____ Day of _____ of _____.

Form of Mortgage.

And it shall be lawful for all Persons respectively to whom any Mortgage shall be made as aforesaid, or who shall be from Time to Time entitled to the Money thereby secured, to assign or transfer his or their Right, Title, and Interest in and to such Mortgage, and the Principal Money and Interest thereby secured, to any other Person or Persons whomsoever; which Assignment or Transfer may be in the following Words, or Words to the like Effect, to be indorsed on such Mortgage Security, or to be underwritten or thereto annexed, and signed in the Presence of and attested by One or more credible Witness or Witnesses; (that is to say,)

‘ *I A. B.*

Form of
Assignment.

‘ I *A. B.* [*or C. D.*, Assignee, Executor, or Administrator of *A. B.*,
‘ *as the Case may be,*] do hereby assign and transfer this Mortgage
‘ Security, with all my Right and Title to the Principal Money there-
‘ by secured, and all Interest now and hereafter to grow due upon
‘ the same, unto *E. F.*, his or her Executors, Administrators, and
‘ Assigns. Dated the Day of .’

And such Transfer shall entitle such Assignee, his Executors, Ad-
ministrators, and Assigns, to the full Benefit of such Mortgage Secu-
rity; and every such Assignee may in like Manner assign or transfer
the same, and so *toties quoties*; and it shall not be in the Power of
any Person or Persons (except the Person or Persons to whom the
same shall be last transferred, his, her, or their respective Executors
or Administrators,) to release, discharge, or make void the original
Mortgage Security, or the Monies due thereon, or any Part thereof;
and all Persons to whom any such Mortgage or Transfer shall be
made as aforesaid shall, in proportion to the Sum or Sums of Money
thereby secured, be Creditors on the Tolls of the said Bridge by this
Act granted, and on the said Toll Gate and Toll House, in equal
Degree one with another, or in such Order as shall be agreed upon
at the Time of the Advance of the respective Sums on the said
Security.

Power to let
Tolls of
Bridge, &c.

XLIII. And be it further enacted, That it shall be lawful for the
said *Bernard Edward Duke of Norfolk*, or other the Person or Per-
sons for the Time being entitled to the Tolls of the said intended
Bridge, at any Time after the passing of this Act, and without Pre-
judice to the aforesaid Annuity of One thousand two hundred Pounds,
and the Powers and Remedies for securing and enforcing Payment
of the same, and to other the Charges and Payments hereby charged
and made payable thereout, to let on Lease or otherwise the Tolls of
the said intended new Bridge; and that during such Time as the said
Tolls shall be leased or let to any Person or Persons whomsoever, it
shall be lawful for the Lessee or Lessees, Farmer or Farmers thereof,
or such other Person or Persons as he, she, or they shall, by Writing
under his, her, or their Hand or Hands, authorize or appoint, but
subject and without Prejudice as aforesaid, to demand and take such
Tolls so leased, demised, or farmed, and to use all such Means and
Methods for the Recovery thereof, in case of Nonpayment or Evasion,
as any Collector of such Tolls appointed by the said *Bernard Edward
Duke of Norfolk*, or other the Person or Persons for the Time being
entitled to the Tolls of the said intended new Bridge, is authorized
and empowered to use; and such Lessee or Lessees, Farmer or
Farmers, or other Person or Persons as aforesaid so demanding and
taking such Tolls, shall be subject to the like Pains, Penalties, and
Forfeitures, and shall be liable to the like Actions and Prosecutions, as
any Collector of such Tolls appointed by the said *Bernard Edward
Duke of Norfolk*, or such other Person or Persons for the Time being
entitled as aforesaid, is or are subject or liable to.

Stage
Coaches, &c.
to pay each
Time.

XLIV. Provided also, and be it further enacted, That the Toll
hereby made payable in respect of the said intended new Bridge shall
be

be paid for and in respect of all Horses or other Beasts of Draught drawing any Stage Coach or Stage Waggon, Van, Caravan, Cart, or other Stage Carriage, and upon such Carriages respectively, and for and in respect of any Stage Coach, Stage Waggon, or other Stage Carriage propelled by Steam or otherwise than by Cattle, carrying Passengers or Goods for Payment, Hire, or Reward, for every Time of passing and repassing over such Bridge.

XLV. And be it further enacted, That the Toll hereby made payable in respect of the said intended new Bridge shall be paid for and in respect of all other Horses or Beasts of Draught travelling for Hire, drawing any Post Chaise or other Carriage, and upon such Post Chaise or other Carriage respectively, and for and in respect of any Post Chaise or Carriage propelled by Steam or otherwise than by Cattle, and travelling for Hire, for every Time of passing and repassing over the said Bridge, on the same Day, as often as a fresh Hiring thereof shall take place.

Post Chaises to pay for every fresh Hiring.

XLVI. And be it further enacted, That so soon as any Toll Gate or Turnpike at or upon the said intended new Bridge or the Approaches thereto shall have been erected by virtue of this Act, the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls thereof as aforesaid, shall cause to be put and afterwards to be continued at every such Toll Gate or Turnpike, Toll House or Toll Houses, a Table, painted in distinct and legible Characters either in Black Letters on a White Ground or in White Letters on a Black Ground, containing at the Top thereof the Name of the Gate at which the same shall be put up, and also a List of all the Tolls payable at such Gate, distinguishing the several Tolls to be paid by virtue of this Act, and to renew such Board whenever any of the Letters or Figures thereof shall be worn out, defaced, or obliterated.

Table of Tolls to be exhibited.

XLVII. Provided always, and be it enacted, That it shall not be lawful for the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled as aforesaid, to demand or take, or cause to be demanded or taken, any Toll for or in respect of any Passenger, Beast, or Cattle or Carriage, at any Turnpike or Toll Gate; but for and during such Time as the Board so directed to be painted as aforesaid shall remain affixed at such Turnpike or Toll Gate, Toll House or Toll Houses.

Tolls to be taken only whilst the Board of Tolls remains affixed at the Gate.

XLVIII. And be it further enacted, That if any Person or Persons whomsoever shall wilfully pull down, break, injure, or damage any Table of Tolls put up or fixed at any such Toll Gate or Turnpike, Toll House or Toll Houses, or wilfully or designedly deface or obliterate any of the Inscriptions, Letters, Figures, or Marks thereon, such Person or Persons shall forfeit and pay any Sum not exceeding Forty Shillings for every such Offence.

Penalty on defacing Table of Tolls.

XLIX. And be it further enacted, That if any Person subject to the Payment of any of the Tolls payable at the said intended new

To enforce Payment of Tolls.

[*Local.*]

22 U

Bridge.

Bridge shall, after Demand thereof made by any Collector or other Person to be appointed to receive the same, neglect or refuse to pay the same, it shall be lawful for such Collector or Person, in his own Person, or taking such Assistance as he shall think necessary, to stop and prevent the Passage of any Person so neglecting or refusing as aforesaid, or of the Beast, Cattle, or Carriage for or in respect of which the said Tolls ought to be paid, until full Payment thereof, or to seize and distrain any Horse or other Beast or Cattle, together with their Bridles, Saddles, Gears, (except the Bridle or Rein by which such Horse or other Beast or Cattle shall be guided or restrained,) Harness, or Accoutrement, or any Carriage drawn by any such Horse or other Beast or Cattle; and if such Tolls and the reasonable Charges of such Seizure shall not be paid within the Space of Three Days after such Seizure made, the Collector or Person so seizing shall and may sell the Horse or other Beast or Cattle, Carriage or Thing, so seized, or any Part thereof, returning the Overplus, (if any,) and so much of such Carriage or Thing as shall remain unsold, upon Demand, to the Owner thereof, after such Tolls, and all reasonable Charges occasioned by such Seizure and Sale, shall be deducted.

Disputes concerning Tolls may be settled by Justices of the Peace.

L. And be it further enacted, That in case any Dispute shall arise respecting the demanding or taking or the Payment of any Toll, or on account of any Toll due, or the Charges of keeping or selling any Distress, it shall be lawful for the Person distraining to retain such Distress, or the Money arising from the Sale thereof, (as the Case may be,) until the Amount of the Toll due, and the Charges of keeping and selling the Distress, and all Matters in dispute, shall be heard and determined by some Justice of the Peace for the County of *Sussex*, who, upon Application made to him for that Purpose, shall examine the Matter upon Oath of the Parties or other Witnesses, (which Oath every such Justice is hereby empowered to administer,) and shall determine the Amount of the Toll and Charges due, and other Matters in dispute between the Parties, and may also award such Costs to be paid by either Party to the other as to such Justice shall seem just and reasonable; all which Costs, in case the same shall not be forthwith paid, shall and may be levied and recovered by Distress and Sale of the Goods and Chattels of the Person or Persons so awarded to pay the same, by Warrant under the Hand and Seal of such Justice (which Warrant every such Justice is hereby empowered to issue); and the Overplus (if any,) after Payment of such Costs, and the Costs of such Distress or Sale, shall be returned, upon Demand, to the Person or Persons whose Goods and Chattels shall have been so distrained and sold.

Exemption from Tolls.

LI. Provided always, and be it further enacted, That no Toll shall be demanded or taken for any Horses or Carriages belonging to His Majesty, or attending any of the Royal Family, or returning after having so attended; or for any Beast, Cattle, or Carriage, of whatever Description, to be employed in conveying or guarding Mails of Letters and Expresses under the Authority of His Majesty's Postmaster General, either when employed in conveying or guarding such Mails or Expresses, or in returning back from carrying or guarding the same;

same; or for any Soldiers upon their March or upon Duty, or for any Beast, Cattle, or Carriage attending them with their Arms or Baggage, or returning after having been so employed; nor for any Carriage whatsoever, or the Beast or Cattle drawing the same, which shall be employed in conveying any Ordnance, Barrack, or Commissariat, or other Public Stores of or belonging to His Majesty, or to and for the Use of His Majesty's Forces, or for any Volunteers upon their March or upon Duty, or in going to or returning from the Place appointed for and on the Days of Exercise; or for any Horse or Cattle furnished by or for or belonging to any Corps of Yeomanry or Volunteer Cavalry, and ridden by them in going to or returning from the Place appointed for and on the Days of Exercise, provided that such Persons be dressed in the Uniform of their respective Corps, and have their Arms and Furniture and Accoutrements according to the Regulations provided for such Corps respectively at the Time of claiming such Exemptions; or for any Beast, Cattle, or Carriage travelling with Vagrants sent by legal Passes, or with any Prisoners sent by legal Warrant, or returning empty after having been so employed; or for any Watermen, Bargemen, Boatmen, or the Driver of any Horse employed in navigating or hauling any Barge, Boat, or other Vessel along the said River *Adur*, going over the said Bridge for the Purpose of changing or passing the Lines of such Barge, Boat, or other Vessel, or for any other necessary Purpose connected with the Safety of such Barge, Boat, or other Vessel; and if any Person shall claim and take the Benefit of any of the Exemptions by this Act granted, not being entitled to the same, every such Person or Persons shall forfeit and pay any Sum not exceeding Ten Shillings for every such Offence.

LII. And be it further enacted, That it shall be lawful for the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled as aforesaid, but during the Continuance of the said Annuity of One thousand two hundred Pounds, and until full Payment and Satisfaction of all Arrears thereof, by and with the Consent in Writing of the Trustees for the Time being acting under the said recited Act of the Twenty-first Year of the Reign of His said late Majesty King *George* the Third, from Time to Time to lower or reduce all or any of the Tolls, and again to raise the same to such Sum or Sums as he, she, or they shall think proper, not exceeding the Sums herein-before from Time to Time authorized to be received.

Power to diminish and raise Tolls.

LIII. And be it further enacted, That after the said intended new Bridge shall have been completed, the same shall be a public Bridge, and all Persons whomsoever shall have free Liberty (upon Payment of the Tolls by this Act granted) to pass over the same without any Interruption whatsoever.

Bridge to be public, upon Payment of Tolls.

LIV. And be it further enacted, That the said intended new Bridge shall not be adjudged to be a County Bridge, or to subject the said County of *Sussex*, or the said Borough of *New Shoreham*, or Rape of *Bramber*, to the repairing of the same.

Bridge not a County Bridge.

L.V. And

Penalty on
forcibly pass-
ing or taking
off Horses,
&c.

LV. And be it further enacted, That if any Person shall forcibly attempt to pass over the said Bridge or through any of the said Toll Gates or Turnpikes without having paid the said Tolls, or shall assault, interrupt, or obstruct any Person employed in the Collection of the said Tolls, or shall take off or cause to be taken off any Horse or other Beast from any Carriage at or near to the said intended new Bridge or Toll Houses, and after having passed the said Toll Houses put on or add to the same, and shall thereby or in any other Manner evade or endeavour to evade the Payment of any Part of the said Tolls, or shall forge, counterfeit, or utter any Note or Ticket with Intent to evade the Payment of any Part of the said Tolls, every Person so offending shall forfeit and pay a Sum not exceeding Forty Shillings for every such Offence.

Regulating
the Speed of
Carriages
passing over
the Bridge.

LVI. And be it further enacted, That no Coach, Waggon, Cart, or other Carriage propelled by Steam or otherwise than by Cattle, shall pass over the said intended new Bridge, or any Part thereof, or the Approaches thereto, at any greater Speed than at the Rate of Six Miles an Hour; and that if any such Coach, Waggon, Cart, or other Carriage shall pass over the said intended new Bridge, or any Part thereof, or the Approaches thereto, at any greater Rate, the Owner or Owners or Conductor or Conductors thereof shall forfeit and pay for each Offence any Sum not exceeding Five Pounds.

Lamps to be
lighted at
Toll Houses.

LVII. And be it further enacted, That it shall be lawful for the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge as aforesaid, and he and they is and are hereby required, from Time to Time to order and direct One or more Lamp or Lamps to be placed and erected on or against or in front of each and every of the Toll Houses to be erected by virtue of this Act, for the Use of the said intended new Bridge, and Three or more such Light or Lights to be erected or placed on each Side of the said Bridge, and also to order and direct at what Time of the Year and during what Hours such Lamps shall be kept lighted; and the Collector or Collectors of the Tolls to be employed at such Toll House or Toll Houses, neglecting or omitting to observe and fulfil the Orders of the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled to the said Tolls as aforesaid, in respect to the keeping and lighting of such Lamps, shall forfeit and pay any Sum not exceeding Ten Shillings for every Neglect or Omission; and if any Person shall wilfully break, throw down, or destroy any of the said Lamps or any of the Lamp Posts or Irons, or take the Oil or let off the Gas from or extinguish the Lamps, or either of them, every Person so offending shall (over and above the Damages occasioned thereby) forfeit and pay the Sum of Twenty Shillings for every such Offence.

Penalty on
Collectors
for Miscon-
duct.

LVIII. And be it further enacted, That if any Collector or other Person authorized or appointed to collect the Tolls on the said intended new Bridge shall permit or suffer any Person, Beast, Cattle, or Carriage to pass over the said Bridge, through any Toll Gate at
which

which such Collector or other Person shall be stationed, without paying the Toll payable, or shall be guilty of any other Misconduct in his or her Office, such Collector or other Person so offending, and being thereof convicted before any Justice or Justices of the Peace of the said County of *Sussex*, shall forfeit any Sum not exceeding Forty Shillings for every such Offence.

LIX. And be it further enacted, That every Collector of the said Tolls shall and he is hereby required to place his Christian and Surname painted on a Board in legible Characters in the Front or on some other conspicuous Part of the Toll House or Toll Gate immediately on his coming on Duty, each of the Letters of such Name or Names to be at least One Inch in Length, and of a Breadth in proportion, and painted with White Letters on a Black Ground or in Black Letters on a White Ground, and shall continue the same so placed during the whole Time he shall be on Duty; and if any Collector of the said Tolls shall not place such Boards as aforesaid, and continue the same there during the Time he shall be such Collector as aforesaid, or shall demand or take a greater or less Toll from any Person than he shall be authorized to do by virtue of the Powers or Provisions of this Act, or shall demand or take a Toll from any Person, or for or in respect of any Beast or Cattle or any Carriage which shall be exempt from the Payment thereof (and Exemption wherefrom shall be claimed), or shall refuse to permit or suffer, or shall not permit any Person to read, or shall in anywise hinder any Person from reading the Inscription on such Board, or shall refuse to tell his Christian or Surname to any Person who shall demand the same, and who shall have paid the said Tolls or any of them, or shall in answer to such Demand give a false Name or Names, or shall refuse or neglect to give a Ticket denoting the Payment of the Toll, and having named and specified therein the Gate freed, or, upon the legal Toll being paid or tendered, shall unnecessarily detain, or wilfully obstruct, hinder, or prevent any Passenger from passing over the said intended new Bridge or through any Turnpike or Toll Gate, or shall make use of any scurrilous or abusive Language to any Traveller or Passenger, then and in every such Case every such Toll Collector shall forfeit and pay any Sum not exceeding Forty Shillings for every such Offence.

Collectors to
put up their
Names on a
Board.

LX. And be it further enacted, That if any Collector or Receiver of the said Tolls of the said intended new Bridge who shall be discharged from his Office by the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled to the said Tolls as aforesaid, or the Wife or Widow, or any of the Children, Family, or other Representatives of any Collector or Receiver who shall die or be discharged, or any other Person who may have the Possession of any Toll House or Building, or any Appurtenances thereto, to be erected, set up, or used by virtue of this Act at or upon the said intended new Bridge or the Approaches thereto, shall neglect or refuse to deliver up the Possession thereof for the Space of Three Days after Demand thereof made by Notice in Writing signed by the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled to the said

D'scharged
Collector to
deliver Pos-
session of
Toll Houses,
&c.

Tolls as aforesaid, or his or their Agent or Agents, for that Purpose given to such Collector or Receiver or other Person, or left at any such Toll House, Building, or Premises, then and in every of the said Cases it shall be lawful for any Justice of the Peace for the County of *Sussex*, by Warrant under his or their Hand and Seal, to order a Constable or other Peace Officer, with such Assistance as shall be necessary, to enter such Toll House and Premises in the Day-time, and to remove the Persons who shall be found therein, together with their Goods, out of such House, and to put the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge as aforesaid, or the newly-appointed Collector, into Possession thereof.

For removing Annoyances.

LXI. And be it further enacted, That it shall be lawful for the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled to the said Tolls as aforesaid, or for any Steward, Surveyor, or Agent to be appointed by him, her, or them, and such Persons as he, she, or they shall respectively appoint, from Time to Time to remove and prevent all Obstructions, Annoyances, and Encroachments on the said intended new Bridge, or on or by the Side or Sides of any Part of the said intended new Bridge or the said Approaches or Communications, for any Erection whatsoever by Timber or Carriages, or by Saw Pits, Hovels, Ashes, Rubbish, Muck, Lime, Sand, or otherwise, or by laying, setting, or placing any Boats, Goods, Wares, and Merchandizes, or other Matters or Things, in or upon or near the said intended new Bridge or within Twenty Feet of the said Bridge, and to turn any Watercourses, Sinks, or Drains running into, along, or out of the said Approaches, to the Prejudice thereof, and to open, scour, and cleanse any Watercourses or Ditches adjoining to the said Communications, and make the same as deep and as large as he, she, or they may think proper and necessary, in case the Owners or Proprietors of the Premises shall neglect to open, scour, or cleanse such Watercourses or Ditches, or remove such other Annoyances, for the Space of Three Days next after Notice in Writing given for that Purpose by the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge, or their Agent or Surveyor for the Time being, the Charges thereof to be settled by some Justice of the Peace for the said County of *Sussex*, and which Charges the said Justice is hereby authorized and required to settle accordingly, shall be reimbursed to the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge as aforesaid, by such Owners or Occupiers, the same to be recovered in such Manner as Penalties and Forfeitures are hereafter directed to be recovered; and if after the Removal of any of the said Annoyances, any Person shall again offend in the same Manner, every Person so offending shall forfeit and pay a Sum not exceeding Forty Shillings for every such Offence.

For preventing Nuisances.

LXII. And be it further enacted, That if any Person shall ride upon any Footpath by the Side of the said intended new Bridge or of
any

any of the said Communications; or shall lead or drive on any such Footpath any Horse, Ass, Mule, Swine, Cattle, or Carriage of any Description; or run or carry thereon any Wheelbarrow, Truck, Sledge, or any single Wheel of any Waggon, Cart, or Carriage, apart therefrom; or roll any Cask or Tub upon any such Footpath; or shall cause any Injury or Damage to be done to the same, or the Walls, Posts, Rails, or Fences thereof; or if any Person having the Care of any Float, Raft, Boat, Barge, Wherry, Keel, or other Vessel, which shall be navigated in and upon the said River *Adur*, or any other Person, shall fasten any such Raft, Boat, Barge, Wherry, Keel, or Vessel, to the said intended new Bridge or any Part thereof, or so near to the Sides thereof as by the changing of the Tide such Raft, Boat, Barge, Wherry, Keel, or other Vessel may swing against the said Bridge or any Part thereof, or shall pass a Line over the said Bridge to the Annoyance or Hindrance of Passengers, Carriages, or Cattle going over the same, or shall stick any Quant or Boat Hook into any Part of the said Bridge, or the Quay Heads or Banks next adjoining thereto; or shall haul or draw, or shall cause to be hauled or drawn, upon any Part of such Bridge or Communications, any Timber, Stone, or other Thing whatsoever, other than upon wheeled Carriages; or shall suffer any Timber, Stone, or other Thing which shall be carried principally or in part upon wheeled Carriages, to drag or haul upon such Bridge or Communications to the Damage thereof; or shall in or upon such Bridge or Communications, or by the Side or Sides thereof, or in any Situation near thereto, kill, slaughter, singe, scald, burn, dress, or cut up any Beast, Swine, Calf, Lamb, or other Cattle; or if any Person driving any Horse or other Beast on the said Bridge or Communications, carrying any Iron Bar or Rod, Basket or Pannier, or any other Matter or Thing, shall place such Iron Bar or Rod, Basket or Pannier, Matter or Thing, so that the same or any of them shall project more than Two Feet from the Side of such Horse or other Beast, or so as in any Manner to obstruct or impede the Passage of any Person, or any Horse, Beast, or Carriage, travelling along the said Bridge or Communications; or if any Hawker, Higgler, Gipsy, or other Person travelling with any Machine, Vehicle, Cart, or other Carriage, with or without any Horse, Mule, or Ass, shall pitch any Tent, Booth, Stall, or Stand, or shall encamp or light any Fire, upon or by the Sides of any Part of the said Bridge or Communications; or if any Blacksmith or other Person occupying a Blacksmith's Shop situated near the said Bridge or Communications, and having any Window fronting the same or any Part thereof, shall not, by good and close Shutters, every Evening after Dusk, bar and prevent the Light from such Shop shining into or upon the said Bridge or Communications; or if any Person shall make or assist in making any Bonfires, or shall set fire to or wantonly let off or throw any Squib, Rocket, Serpent, or other Firework, on the said intended new Bridge or Communications, or within Fifty Yards thereof respectively; or bait, or run for the Purpose of baiting, any Bull, or play at Football, Tennis, Fives, Cricket, or any other Game, upon such Bridge or Communications, or on the Side or Sides thereof, or in any exposed Situation near thereto; or if any Person shall leave any Waggon, Wain, Cart, or other Carriage upon such Bridge or
Com-

Communications, or on the Sides thereof, without some proper Person in the sole Custody or Care thereof, or longer than may be necessary to load and unload the same, (except in Cases of Accident,) or shall not place such Waggon, Wain, Cart, or other Carriage during the Time of loading or unloading the same, or of taking Refreshment, as near to one Side of the said Bridge or Communications as conveniently may be, either with or without any Horse or Beast of Draught harnessed or yoked thereto, or shall wilfully obstruct the Passage of any Passenger, or any Carriage, or Cattle or Beast thereon; or shall lay any Boat, Timber, Hay, Stone, Straw, Dung, Manure, Soil, Ashes, Rubbish, or other Matter or Thing whatsoever upon such Bridge or Communications, to the Prejudice, Annoyance, Interruption, or personal Danger of any Person travelling thereon; or if the Driver of any Waggon, Cart, or other Carriage, shall, on the said Bridge or Communications, ride on the Shafts or in or upon any Part of such Waggon, Cart, or other Carriage, without Reins, or on any of the Horses or Cattle drawing the same; or if any Person riding any Horse or Beast, or driving any sort of Carriage, shall ride or drive the same furiously so as to endanger the Life or Limb of any Passenger; or if the Driver of any sort of Carriage whatsoever, meeting any other Carriage, shall not keep his or her Carriage on the Left or Near Side of the Way, or shall in any Manner wilfully prevent any other Person from passing him or her in any Carriage under his or her Care on the said Bridge or Communications; or by Negligence or Misbehaviour prevent, hinder, or interrupt the free Passage of any Carriage, or annoy any of His Majesty's Subjects, on the said Bridge or Communications; or shall suffer any Stage Coach, Diligence, Post Chaise, or other Carriage let to Hire to remain longer than may be necessary for the taking up or setting down of any Passenger; every Person offending in any of the Cases aforesaid, or the Owner or Proprietor of any such Horse, Cattle, Carriage, Goods, Matter, or Thing, (as the Case may be,) in any Instance in which the Party actually offending cannot be found, shall for each and every such Offence forfeit and pay any Sum not exceeding Forty Shillings over and above the Damages occasioned by any such Act; and it shall be lawful for any Collector or other Officer appointed by virtue of this Act, or for any Constable, to take away and remove any of the before-mentioned Obstructions and Nuisances, in case the Party occasioning the same shall not remove the same within a reasonable Time after having been required so to do by any Person whomsoever.

Cattle found straying on the Bridge to be impounded.

LXIII. And be it further enacted, That if any Beast or Cattle of any Kind shall at any Time be found wandering, straying, or lying on the said intended new Bridge or Communications, it shall be lawful for the Surveyor of the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said Bridge as aforesaid, or any other Person or Persons whomsoever, to seize and impound every such Beast or Cattle in the common Pound of the Hundred, Parish, Township, Tithing, Borough, or Place where the same shall be, or in such other Place within the said Parishes of *New Shoreham* and *Lancing*, or either of them, as the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons
for

for the Time being entitled to the Tolls of the said intended new Bridge as aforesaid, shall appoint, and the same there to detain until the Owner or Owners thereof shall for every and each Beast or Cattle so impounded pay the Sum of Five Shillings to the Person impounding the same, together with the reasonable Charges and Expences of impounding and keeping the same; and in case the said Penalty, Charges, and Expences shall not be paid within Three Days next after such impounding, it shall be lawful for the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge as aforesaid, to sell or cause to be sold every such Beast or Cattle; and the Money arising from such Sale, after deducting the said Penalty, and Charges and Expences of impounding, keeping, and selling every such Beast or Cattle, shall be paid, on Demand, to the Person whose Property the same shall appear to have been.

LXIV. And be it further enacted, That in case any Person shall release or attempt to release any Beast or Cattle which shall have been seized for the Purpose of being impounded under the Authority of this Act, from the Pound or Place where the same shall be so impounded, or shall pull down, damage, or destroy the same Pound or Place, or any Part thereof, or any Lock or Bolt belonging thereto or with which the same shall be fastened, or shall rescue or release, or attempt to rescue or release, any Distress or Levy which shall be made under the Authority of this Act, until or before such Beast or Cattle seized or so impounded, or such Distress or Levy so made, shall be discharged by due Course of Law, every Person so offending shall, upon Conviction thereof before some or One of His Majesty's Justices of the Peace for the County of *Sussex*, either upon the Confession of the Party or Parties offending, or upon the Oath of some credible Witness, (and which Oath the said Justice or Justices is or are hereby authorized and empowered to administer,) be committed by such Justice or Justices, by Warrant under his or their Hand and Seal or Hands and Seals, to the Common Gaol or House of Correction of the said County of *Sussex*, there to remain, without Bail or Mainprize, for any Time not exceeding Three Calendar Months.

Penalty on Persons guilty of Pound Breach or Rescue.

LXV. And be it further enacted, That after the said intended new Bridge shall have been completed, if any Person shall in any Manner, within a Mile of the said intended new Bridge, convey any Person, Beast, or Cattle, or any Cart or Carriage whatsoever, across the said River *Adur* for Hire, otherwise than over the said intended new Bridge or over the said subsisting old Bridge, or shall be in anywise aiding or assisting therein, in order or with an Intent to evade, or by means whereof shall be evaded, the Payment of any Toll hereby granted, every Person so offending shall forfeit and pay any Sum not exceeding Forty Shillings for every such Offence.

Penalty on evading Tolls.

LXVI. And be it further enacted, That if any Person shall wilfully or maliciously damage the said intended new Bridge hereby authorized to be built, or any Part thereof, or any Toll Gate, Turnpike, or Toll House belonging thereunto, or shall wilfully or maliciously, or

For preventing wilful Damage to Bridge.

[*Local.*]

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without

without Authority from the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons entitled to the Tolls of the said Bridge as aforesaid, remove or take away any Works, Materials, or Things thereunto belonging, or in any Way direct or procure the same to be done, or shall be aiding or assisting therein, whereby the said Bridge or the Works thereto belonging may be injured, every Person so offending shall for every such Offence forfeit and pay any Sum not less than Forty Shillings nor exceeding Ten Pounds, and shall also pay and defray the Amount of the Damage so done as aforesaid, and the Value of the Materials or Things so taken therefrom, and the Expence of replacing the same, the Amount of which Damage and Expence shall and may be recovered in the same Manner as any Penalty or Forfeiture may be recovered under this Act.

Owners of Vessels liable for Damage done by their Servants.

LXVII. And be it further enacted, That in case any Damage or Mischief shall be done to the said intended new Bridge, or to any of the Works which shall be constructed in pursuance of this Act, by any Ship, Lighter, Barge, Boat, Keel, Wherry, or other Vessel, or any Float or Raft, through the Mismanagement, Carelessness, or Negligence of any Person having the Management, Care, or Command of any such Ship, Lighter, Barge, Boat, Keel, Wherry, or other Vessel, Float, or Raft, or any of the Person or Persons employed therein, then and in every such Case the Owner or Owners of such Ship, Lighter, Barge, Boat, Keel, Wherry, or other Vessel, Float, or Raft, shall be and is and are hereby declared to be answerable to the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said Bridge as aforesaid, for the Amount of such Damage or Mischief; and such Amount (provided it shall not exceed the Sum of Fifty Pounds), if not forthwith paid and satisfied, shall and may be recovered in the same Manner as any Penalty or Forfeiture hereby imposed may by this Act be recovered.

Owners to recover from their Servants.

LXVIII. And be it further enacted, That in case the Owner or Owners of any such Ship, Lighter, Barge, Boat, Keel, Wherry, or other Vessel, or of any Float or Raft, shall be compelled to pay any Penalty or to make Satisfaction for any Damages by reason of any Neglect or Default done or committed by his, her, or their Servants, or any of them, such Servants and each and every of them shall be liable to repay such Penalty or Damages, with the Costs thereof, to such Owner or Owners; and in case of Nonpayment upon Demand thereof, and Oath made by such Owner or Owners of the Payment made by him, her, or them of such Penalty, Satisfaction, or Damages, and that the same and the Costs thereof have not been repaid to him, her, or them by such Servants, although demanded, such Oath to be made before some Justice of the Peace for the County of *Sussex*, the Amount thereof, provided the same shall not exceed the Sum of Fifty Pounds, shall be recovered in the same Manner as any Penalty is hereby directed to be recovered.

Power for Collectors to detain un-

LXIX. And be it further enacted, That it shall be lawful for any Collector or Agent, and for all and every other Persons and Person whomsoever,

whomsoever, and they are hereby required, without any other Authority than this Act, to seize and detain any Person or Persons to him or them unknown who shall be seen by such Collector, Agent, or other Person or Persons to commit any Offence against this Act, and forthwith to convey him, her, or them before some Justice of the Peace for the County of *Sussex*, and such Justice is hereby required to act with respect to such Offender or Offenders according to the Provisions of this Act.

known Persons guilty of Offences.

LXX. And be it further enacted, That in case of any Information, Complaint, Dispute, Suit, or Litigation touching or in anywise relating to the said Tolls or to any Offence committed against this Act, the Person or Persons appointed to collect such Tolls, or other Person or Persons acting under the Authority of the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge as aforesaid, or under any of the Powers or Provisions of this Act, shall not on that account or by reason thereof be incompetent to give Evidence therein.

Collector not incompetent Evidence.

LXXI. And be it further enacted, That if any Person who shall be summoned as a Witness to give Evidence before any Justice of the Peace respecting any Matter of Fact relating to any Information or Complaint for any Offence against this Act, either on the Part of the Prosecutor or of the Person or Persons accused, shall, after a reasonable Sum for his or her Costs and Charges shall have been tendered or paid to him or her, refuse or neglect to appear at the Place and Time by such Summons appointed, without a reasonable Excuse for such Refusal or Neglect, it shall be lawful for such Justice, on Proof of such Summons having been served, to issue his Warrant under his Hand and Seal to bring such Person before him; and if, on Appearance or on being brought before any Justice or Justices, such Person or Persons shall refuse to be examined on Oath, or, being a professed Quaker, on solemn Affirmation, concerning the Premises, without having some just Cause for such Neglect or Refusal, such Person shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence.

Penalty on Witnesses for Default.

LXXII. And be it further enacted, That all Fines, Penalties, and Forfeitures inflicted or imposed by this Act (the Manner of levying and recovering whereof is not hereby particularly directed) may in case of Nonpayment thereof be recovered in a summary Way by the Order and Adjudication of some Justice or Justices of the Peace for the County of *Sussex*, on Complaint to him or them for that Purpose exhibited, and afterwards be levied, as well as the Costs of such Proceedings, on Nonpayment, by Distress and Sale of the Goods and Chattels of the Offender or respective Offenders, or Person or Persons liable to pay the same, by Warrant under the Hand and Seal or Hands and Seals of such respective Justice or Justices, who is and are hereby authorized and required to summon and examine Witnesses upon Oath of and concerning such Offences, Matters, and Things, and to hear and determine the same; and the Overplus (if any) of the

Recovery and Application of Penalties.

the Money raised or recovered, after discharging the Fine, Penalty, or Forfeiture for which such Warrant shall have been issued, and the Costs and Expences of recovering and levying the same, shall be rendered to the Owner or Owners of the Goods and Chattels so seized and distrained; and one Moiety of the Penalties and Forfeitures when recovered shall be paid to the Informer, and the other Moiety shall be paid to the said *Bernard Edward Duke of Norfolk*, or such other Person or Persons for the Time being entitled to the Tolls of the said intended new Bridge as aforesaid; and in case such Penalties and Forfeitures shall not be forthwith paid, it shall be lawful for the said Justice or Justices to order the Offender so convicted to be detained in safe Custody until Return can conveniently be made to such Warrant or Warrants of Distress, unless the said Offender or Offenders shall give sufficient Security to the Satisfaction of such Justice or Justices on such Day or Days as shall be appointed for the Return of such Warrant or Warrants of Distress, such Day or Days not being more than Three Days from the Time of taking any such Security, and which Security the said Justice or Justices is and are hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant or Warrants it shall appear that no sufficient Distress can be had whereupon to levy the said Penalty or Penalties and such Costs as aforesaid, and the same shall not be forthwith paid, or in case it shall appear to the Satisfaction of any Justice or Justices, upon the Confession of the Offender or Offenders, or otherwise, that he, she, or they have or hath not sufficient Goods and Chattels whereupon such Penalties, Forfeitures, Costs, and Expences could be levied if a Warrant of Distress should be issued, such Justice or Justices shall not be required to issue such Warrant of Distress, and thereupon it shall be lawful for such Justice or Justices, and he and they is and are hereby required and empowered, by Warrant or Warrants under his Hand and Seal or their Hands and Seals, to commit such Offender or Offenders to the Common Gaol or to any House of Correction in the County of *Sussex*, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months, unless such Penalty, and all Costs and Charges incident to and attending such Proceedings as aforesaid (to be ascertained by such Justice or Justices), shall be sooner paid or discharged.

Justices may proceed by Summons to recover Penalties.

LXXIII. And be it further enacted, That in all Cases in which by this Act any Penalty or Forfeiture is made recoverable by Information before any Justice of the Peace, it shall be lawful for the Justice of the Peace before whom Complaint shall be made for any Offence committed against this Act to summon the Party complained against before him, and on such Summons to hear and determine the Matter of such Complaint, and on Proof of the Offence to convict the Offender, and to adjudge him to pay the Penalty or Forfeiture incurred, and to proceed in the Recovery of the same, although no Information in Writing shall have been exhibited or taken before such Justice; and all such Proceedings by Summons without Information in Writing shall be as good, valid, and effectual, to all Intents and Purposes, as if an Information in Writing had been exhibited.

LXXIV. And

LXXIV. And be it further enacted, That where any Damages or Charges are directed or authorized to be paid or recovered, in addition to any Penalty for any Offence in this Act mentioned, the Amount of such Damages or Charges, in case of Dispute respecting the same, shall be settled and determined by the Justice or Justices of the Peace by or before whom any Offender shall be convicted of any such Offence, who is hereby authorized and required, on Non-payment thereof, to levy such Damages by Distress and Sale of the Offender's Goods and Chattels in manner by this Act directed for the levying of any Penalties or Forfeitures.

Damages and Charges, in case of Dispute, to be settled by Justices.

LXXV. And for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That all and every Justice and Justices of the Peace before whom any Person shall be convicted of any Offence against this Act shall or may cause the Conviction to be drawn up in the following Form of Words, or in any other Form of Words to the same Effect; (that is to say,)

Form of Conviction.

' **B**E it remembered, That on the Day of
' in the Year of our Lord *A. B.* is con-
' victed before me, *C. D.* [*or before us, C. D. and E. F.*] [*or*
' *as the Case may be*] of His Majesty's Jus-
' tices of the Peace for the said County, for [*here specify the Offence,*
' *and when and where committed,*] contrary to an Act passed in the
' Eleventh Year of the Reign of King *George* the Fourth, intituled
' [*here insert the Title of this Act*]; for which Offence I [*or we*]
' adjudge the said *A. B.* to have forfeited the Sum of
' Given under my Hand and Seal [*or our Hands and Seals*] the Day
' and Year first above written.'

LXXVI. And be it further enacted, That where any Distress shall be made by virtue of this Act, the Distress itself shall not be deemed unlawful, nor shall the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in the Summons, Conviction, Warrant, or Distress, or in the Appointment of the Officer or Officers, or in any Proceeding relating thereto, nor shall the Party or Parties be deemed a Trespasser or Trespassers *ab initio*, on account of any Irregularity which shall be afterwards committed in making the Distress.

Distress not unlawful for Want of Form.

LXXVII. Provided always, and be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Act, Order, Judgment, or Determination of any Justice or Justices relating to this Act, or any Matter of Account or Payment, Offence, Forfeiture, Penalty, Punishment, or any other Cause, Matter, or Thing therein mentioned or authorized to be done, ordered, adjudged, or determined by any such Justice or Justices, such Person or Persons may appeal to the Justices of the Peace at the then next General or Quarter Sessions to be holden for the County, Division, or Place wherein the Cause of Appeal shall have arisen, unless the same shall arise within Fourteen Days preceding such Sessions, in which Case such Appeal may be brought at the then next succeeding Sessions after such Cause shall have arisen; and the said Justices are

Appeal.

[*Local.*]

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hereby

hereby authorized and required to take Cognizance thereof, and to hear and determine such Complaint or Complaints, Appeal or Appeals, at such General or Quarter Sessions, or if they think proper may adjourn the Hearing thereof to the next General or Quarter Sessions of the Peace to be holden for such County, Division, or Place, and shall and may, if they see Cause, by Order of such Sessions, at their Discretion, settle and determine such Matters of Account and Payment, and the Costs and Expences attending the same, and mitigate any of the Penalties or Forfeitures laid upon or incurred by the Party or Parties complaining, or vacate or set aside the Convictions or Conviction, and set the Parties at liberty, or otherwise may ratify or confirm the same, with such Costs as to them in their Discretion shall seem reasonable, and may also levy by their Order or Warrant all Payments, Costs, and Expences whatsoever so by them adjudged or awarded, by Distress and Sale of the Goods and Chattels of the Person or Persons who shall refuse to pay the same, and, for Want of sufficient Distress, shall and may commit such Person or Persons to the Common Gaol or House of Correction for the County or Place where the Cause of Appeal shall have arisen, for any Time not exceeding Three Calendar Months, or until Payment thereof: Provided always, that the Person or Persons so appealing as aforesaid shall, and he, she, or they are hereby required to give Notice in Writing to such Justice or Justices, by whose Act or Acts such Persons shall think himself or herself aggrieved, of such his, her, or their Intention of bringing or prosecuting such Appeal, Fourteen Days before the said General or Quarter Sessions, and shall, before such Notice given, enter into a Recognizance, before some Justice or Justices of the Peace where the Cause of Appeal shall have arisen, in the Sum of Twenty Pounds, with Two sufficient Sureties in the Sum of Ten Pounds each, with Condition to prosecute such Appeal, and to pay all Costs in case such Appeal shall be determined against the Party or Parties so appealing.

Proceedings not to be quashed for Want of Form, nor removed.

LXXVIII. And be it further enacted, That no Proceedings to be had touching the Conviction of any Offender or Offenders against this Act, or any Order made or any other Matter or Thing to be done or transacted in or relating to the Execution of this Act, shall be vacated or quashed for Want of Form only, or be removed or removable by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster*, any Law or Statute to the contrary notwithstanding.

Persons not to recover in Actions without Notice, &c.

LXXIX. Provided always, and be it further enacted, That no Plaintiff shall recover in any Action to be commenced against any Person or Persons for any thing done under or in pursuance of this Act, so far as it regards or concerns the said intended Bridge, unless Notice in Writing of such intended Action, specifying the Cause of such Action, shall have been given to the Defendant or Defendants at least Twenty-one Days before such Action shall be commenced; nor shall the Plaintiff or Plaintiffs recover in any such Action if Tender of Amends shall have been made to him, her, or them, or to his, her, or their Attorney, by or on behalf of the Defendant or Defendants,

before such Action brought; and in case no Tender be made, it shall be lawful for the Defendant or Defendants in any such Action (by Leave of the Court), at any Time before Issue joined, to pay into Court such Sum or Sums of Money as he, she, or they shall think proper, whereupon such Proceedings, Orders, and Judgments shall be made and given in and by such Court as is or shall be practised in Courts of Law, in which Actions the Defendants are allowed to pay Money into Court.

LXXX. And be it further enacted, That no Action or Suit shall be brought against any Person or Persons for any thing done in pursuance of this Act, so far as it relates to or concerns the said intended new Bridge, after Six Calendar Months next after the Cause of Action shall have arisen; and every such Action or Actions shall be laid and brought in the County of *Sussex*, and not elsewhere; and the Defendant or Defendants in every such Action or Suit may, at their, his, or her Election, either plead specially or plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if it shall appear to have been so done, or that such Action or Suit was brought without Twenty-one Days Notice thereof having been given as aforesaid, after Tender of Amends as aforesaid, or after the Time limited for bringing the same, or that the same was brought in any other County than as aforesaid, then and in any such Case the Jury shall find a Verdict for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or suffer a Discontinuance of 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 his, her, or their Costs, and shall have the like Remedy for the same as any Defendant or Defendants hath or have for the Costs of Suit in other Cases by Law.

Limitation
of Actions,

LXXXI. And be it further enacted, That if the said intended new Bridge and Communications shall not, within Seven Years from and after the passing of this Act, be completed, so as to be safely passable for Persons, Horses, and Carriages, according to the true Intent and Meaning of this Act, then and from thenceforth all and every the Clauses and Provisions, Powers and Authorities of this Act, so far as regards the said intended Bridge and the said subsisting old Bridge, and each of them respectively, shall cease and determine to all Intents and Purposes whatsoever.

Bridge to be
completed
within Seven
Years.

LXXXII. And whereas in the Plan and Book of Reference deposited with the Clerk of the Peace of the County of *Sussex*, previous to the passing of this Act, a certain Piece of Land in or adjoining to the River *Adur*, called the *Scurvy Bank*, and other Land stated to be waste of the Manor of *New Shoreham*, being Land West of the said *Scurvy Bank*, are stated to be the Property of the said *Bernard Edward Duke of Norfolk*, which said *Scurvy Bank*, and Land on the West of it, are claimed by *James Martin Lloyd Esquire*, to be his Property;

Claim of
J. M. Lloyd
Esq. to
Scurvy Bank
reserved.

perty; be it therefore enacted, That nothing in this Act or in the said Plan or Book of Reference contained shall prejudice or affect any Right or Title which the said *James Martin Lloyd* has or may be entitled to in the said *Scurvy Bank* and Land to the West of it respectively.

General
Saving.

LXXXIII. Provided always, and be it further enacted, That nothing in this Act recited or contained shall extend or be construed to extend to lessen, abate, prejudice, or in any Manner affect the Right, Title, or Interest of any Person or Persons whomsoever in respect of any Manors, Lands, Tenements, or Hereditaments, or any Rights or Interests in any Manors, Lands, Tenements, and Hereditaments, not required to be taken under the Enactments and for the Purposes of this Act.

Public Act.

LXXXIV. 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.

Commence-
ment and
Continuance
of Act.

LXXXV. And be it further enacted, That this Act shall commence on the Second *Monday* after the passing thereof, and shall, as far as regards the said Roads and Matters put under the Jurisdiction of the said Trustees thereof, continue and be in force for and during the Term of Thirty-one Years; and that so far as regards the said intended new Bridge, and the Enactments relating thereto, the same shall be perpetual.

The SCHEDULE to which this Act refers.

Lancing.

Description.	Owners.	Occupiers.
Pasture Land - - - -	J. M. Lloyd, Esquire -	Edward Grinsted.
Arable Land .. - - -	Ditto - - -	Ditto.
Arable Land - - - -	Ditto - - -	Henry Botting.
Arable Land - - - -	Ditto - - -	Ditto.
Arable Land - - - -	Mr. Dabbs - - -	Self.
Pasture Land . - - -	Ditto - - -	Ditto.
Garden - - - -	William Steel - -	Self.
Pasture Land - - - -	John Smith - - -	William Steel.
Garden - - - -	J. M. Lloyd, Esquire -	Joseph Lawledge.
An Occupation Road, about 47 Poles in Length.		
Arable Land - - - -	J. M. Lloyd Esquire -	James Lee.
Arable Land - - - -	Ditto - - -	Edward Grinsted.

New Shoreham or Lancing.

The Bed of the River Adur -	{ His Grace the Duke of Norfolk - - }	Self.
The Scurvy Bank - - -	{ His Grace the Duke of Norfolk, or James Martin Lloyd, Esquire }	Unoccupied.
Land West of the Scurvy Bank and East of the New Salts Dam }	{ James Martin Lloyd, Esquire - - }	Self.

New Shoreham.

Carpenter and Blacksmith's Shop	Joseph Rawlins - -	{ Himself and Simon Whitefield.
Blacksmith's Shop and Ship Yard	William Crumb - -	{ Miles Adams and George Kennard.
A House adjoining the Ship Yard	Ditto - - -	{ George Kennard.
A House and Premises adjoining the Ship Yard - - - }	Ditto - - -	{ William Brazier.
Two Cottages, a Yard, Storehouse, Coal Yard, Stable, and Wharf }	Thomas Tillstone	{ Gill, Woolven, Bury, Lelliot, & Trew. Blunden.
A House and Premises - - -	Harry Bridger, Esquire	{ Mrs. Overy, William Fairfoot.
A House, Counting-house, Stable, Coal Bonding, and Deal Yard }	William Fairfoot -	{ George Young.
The King's Head Inn - - -	Richard Tamplin -	

[Local.]

Description.	Owners.	Occupiers.
A House, Cottages, and Premises } on the North Side of the Road } leading to the Rope Tackle - }	Captain Butler	— Bennett. — Murrell. Mrs. Mitchell. — Clarke. Mrs. Witheston. — Boyce.
A House and Premises - - }	Henry Butler - - }	George Irvine junior and William Sayres.
A Piece of Ground, a Part of Ditto	Captain Hawkins -	George Parker.
A House and Premises - - }	Thomas Alliver -	Himself and John Rice.
A House and Premises - - }	Francis Gell - - }	Miss Lashmar.
A House, Stable, Garden, Cot- } tage, Bakehouse, and Premises }	Edward Hide - - }	Mrs. Ellman.
A Dwelling House, Sadler's Shop, } and Premises - - - }	Mrs. Walker - }	— Risely and — Hinton.

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