



ANNO DECIMO QUINTO

VICTORIÆ REGINÆ.

Cap. xxviii.

An Act for establishing a Market and for providing a Market House and Slaughter-houses at *Aberdare* in the County of *Glamorgan*.

[28th May 1852.]

WHEREAS a Market is now held in the Town of *Aberdare* in the County of *Glamorgan*, in a Market House which was erected some Years since by certain private Individuals, but the Accommodation which the said Market House affords is very inadequate to supply the present increasing Demands of the said Town and its Neighbourhood; and it is expedient that the said Market should be removed: And whereas the Erection of a Market House in the said Town, and the Establishment of a Cattle Market and of Slaughter-houses in connexion therewith, upon certain Land belonging to the Trustees of the Marquis of *Bute*, would be attended with great public Advantage: And whereas the several Persons after named, together with others, have formed themselves into a Company for the Purpose of effecting such last-mentioned Objects; but this cannot be done without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the

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Lords

The Aberdare Market Act, 1852.

Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Incorporation of General Acts, 8 & 9 Vict. cc. 16 & 18., and 10 & 11 Vict. c. 14., incorporated with this Act.

Lands not to be taken except by Consent.

Quarter Sessions.

Short Title.

Limits of Act.

Definition thereof.

Copy of Map to be Evidence, &c.

Subscribers incorporated.

I. That the following Acts of Parliament, (that is to say,) "The Lands Clauses Consolidation Act, 1845," except as after mentioned, "The Companies Clauses Consolidation Act, 1845," and "The Markets and Fairs Clauses Act, 1847," excepting Section Thirteen, with respect to Sales elsewhere than in the Market, shall be incorporated with and form Part of this Act.

II. Provided always, That nothing in this Act or in the said Lands Clauses Consolidation Act contained shall authorize the Company to purchase, take, or use any Lands, unless with the Consent of and by Agreement with the Owners Lessees, and Occupiers thereof.

III. That the Expression "Quarter Sessions" in this and the said incorporated Acts shall be construed to mean the Quarter Sessions of the Peace for the County of *Glamorgan*, holden at the Towns of *Cardiff* and *Swansea* in the said County.

IV. That in citing this Act in other Acts of Parliament, and in legal Instruments, it shall be sufficient to use the Expression "The *Aberdare Market Act, 1852.*"

V. That the Limits within which this and the said incorporated Acts shall be put in force shall be the Town of *Aberdare* in the County of *Glamorgan*.

VI. And whereas there are no prescribed Limits to the said Town, and Doubts might therefore arise under the preceding Clause as to the Limits of the Act: Be it enacted, That for the Purposes of this Act the Town of *Aberdare* shall be deemed and taken to be so much of the Parish of *Aberdare* as is included in a Map or Plan signed by *Ralph Bernal* Esquire, Member of Parliament, as Chairman of Committees, and deposited with the Clerk of the Peace for the said County.

VII. That the said Map or Plan, or any Copy thereof, or of any Part thereof, certified by such Clerk of the Peace to be a Copy thereof, shall be admitted in Evidence in all Courts of Law or Equity, and a Copy of such Map or Plan, certified as aforesaid, shall be at all Times hung up in the Office of the Clerk of the Company, or in such other public Place within the said Town as the Company shall appoint, and may be inspected at all reasonable Times by any Person interested.

VIII. That *Henry Austin Bruce, John Stuart Corbett, Phillip Taylor, David Davies, David Davis, Thomas Joseph, Lewis Lewis, Thomas Price,*

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Price, Richard Williams, Samuel Price, Phillip John, David Davis junior, Sir Josiah John Guest Bart., William Davis, David Richards, John Samuel, Thomas Evans, William Hodges, William Thomas, William Williams, Daniel Thomas, Llewellyn Llewellyn, Lewis Lewis, John Henry Goodere, Henry John Hancock, Rhys Hopkin Rhys, Jenkyn Rhys, Leyshon Jones, John Jones, and all other Persons and Corporations who have already subscribed or shall hereafter subscribe to the Undertaking, and their Executors, Administrators, Successors, and Assigns respectively, shall be united into a Company for the Purpose of constructing a Market House, and of establishing a Cattle Market, Slaughter-houses, and other Works and Conveniences connected therewith, in the said Town of Aberdare, according to the Provisions of the said recited Acts and of this Act, and for other the Purposes herein and in the said recited Acts contained; and for the Purposes aforesaid such Company shall be incorporated by the Name of "The Aberdare Market Company," and by that Name shall be a Body Corporate, with perpetual Succession, and may sue and be sued, and shall have a Common Seal, and Power to purchase and hold Lands for the Purposes of the said Undertaking, subject to the Restrictions and Provisions herein and in the said incorporated Acts contained.

IX. That the Capital of the Company shall be Three thousand Pounds, subject to its Augmentation as herein-after mentioned. Amount of Capital.

X. That the Number of Shares into which the said Capital shall be divided shall be Six hundred, and the Amount of each Share shall be Five Pounds. Shares.

XI. That One Pound *per* Share shall be the greatest Amount of any One Call which the Company may make upon the Shareholders, and that Four Pounds of the Amount of a Share shall be the utmost aggregate Amount of the Calls to be made in any One Year upon any Share, and that Three Months at the least shall intervene between successive Calls. Calls.

XII. That in addition to the said Capital of Three thousand Pounds, it shall be lawful for the Company, by and with the Consent of Four Fifths of the Votes of the Shareholders present personally or by Proxy at any General Meeting specially convened for the Purpose, to raise by the Creation of new Shares any further Sum or Sums of Money not exceeding in the whole Two thousand Pounds; and such new Shares shall be subject to the same Provisions as are herein-before enacted with respect to the Shares into which the said Sum of Three thousand Pounds is to be divided. Power to increase Capital at any future Time.

XIII. That

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Power to
borrow on
Mortgage.

XIII. That when and so soon as the Company shall have subscribed for the whole of the said Sum of Three thousand Pounds, and shall have actually paid up One Half thereof, it shall be lawful for them to borrow on Mortgage or Bond any Sum of Money not exceeding in the whole the Sum of One thousand Pounds.

Further
Powers of
borrowing.

XIV. That if the Company shall under the before-mentioned Power increase their Capital, then it shall be lawful for them from Time to Time to borrow on Mortgage or Bond a further Sum or further Sums of Money not exceeding in the whole One Third of the additional Capital which at the Time of exercising such borrowing Powers shall have been created; but no Part of such Sum or Sums shall be borrowed until the whole of the additional Capital in respect of which such Powers are to be exercised shall have been subscribed for, and One Half thereof paid up.

Application
of Monies
raised.

XV. That the Monies by this Act authorized to be raised, whether by Shares or Mortgage, shall be applied only in carrying into execution the Objects and Purposes of this Act.

Number and
Qualification
of Directors.

XVI. That (subject to the Provisions herein contained for increasing or reducing the Number of Directors) the Number of Directors shall be Twelve; and the Qualification of a Director shall be the Possession in his own Right of Five Shares in the Undertaking.

Power to
reduce the
Number of
Directors.

XVII. That it shall be lawful for the Company from Time to Time to reduce the Number of Directors of the Company; but the Number of Directors after such Reduction shall not be less than Nine.

First Di-
rectors.

XVIII. That *Henry Austin Bruce, John Stuart Corbett, Phillip Taylor, David Davies, David Davis, Thomas Joseph, Lewis Lewis, Thomas Price, Richard Williams, Samuel Price, Phillip John, and David Davis junior*, shall be the First Directors of the Company.

Committees
of Directors.

XIX. That the Number of Directors of which Committees appointed by the Directors shall consist shall not be less than Five nor more than Eight.

Power to
make Mar-
ket.

XX. That (subject to the Provisions in this and the said incorporated Acts contained) the Company may construct upon any Lands which they may purchase or take on Lease under the Powers of this Act, a Market House, with all necessary Buildings and Works, for the Sale of such marketable Commodities as are in the Schedule (A.) to this Act mentioned or referred to, and also a Market Place for the Sale of Cattle.

XXI. That

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XXI. That it shall also be lawful for the said Company to provide, in and upon the Lands before referred to, such Slaughter-houses as shall from Time to Time be sufficient for the slaughtering of Cattle for the Supply of the said Town and the Neighbourhood thereof.

Power to provide Slaughter-houses.

XXII. That, notwithstanding anything herein contained, it shall be lawful for the Occupiers of all Farms within the Limits of this Act to slaughter upon such Farms any Cattle belonging to them.

Restriction as to slaughtering Cattle not to apply to Farmers.

XXIII. That the Persons empowered by the said "Lands Clauses Consolidation Act" to convey Lands shall have full Power to grant Leases of any Lands for the Purposes of this Act, or any Easement, Power, or Authority in or over such Lands.

Owners may grant Leases.

XXIV. That in every Lease of any Lands by any Party under any Disability or Incapacity to sell or convey Lands as defined by "The Lands Clauses Consolidation Act, 1845," there shall be reserved the best or most usual yearly Rent for or in respect of such Lands, and no Fine, Premium, or Foregift shall be paid upon or in respect of such Lease.

In case of Parties under Disability, Lands to be let at best yearly Rent.

XXV. That the Lands to be taken or appropriated by the Company for extraordinary Purposes shall not exceed Two Acres.

Lands for extraordinary Purposes.

XXVI. That if the Market House is not completed within Five Years after the passing of the Act, the Powers by this Act and the said Acts incorporated herewith given to the Company for constructing the Market House shall, after the Expiration of such Period, cease to be exercised, except as to so much of the Market House as shall be then completed.

Period for Completion of Works.

XXVII. That when and so soon as the said Market House shall be completed and opened for public Use, the present Market shall be removed to and held in the said Market House, and the Use of the existing Market House as such shall be discontinued.

Present Market to be removed to the New Market House as soon as completed.

XXVIII. Provided always, That the Company shall make Compensation to the Owners for the Time being of the said existing Market House for the Removal of the Market, and the Discontinuance of the Use of the said existing Market House; and the Amount of such Compensation shall, in case such Owners and the Company do not agree upon the same, be ascertained and determined in the Manner provided by the "Lands Clauses Consolidation Act, 1845," for the Settlement by Arbitration of any Question of disputed Compensation.

Company to make Compensation to Owners of existing Market.

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XXIX. That

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Tolls to be
taken for
the Market.

XXIX. That it shall be lawful for the Company from Time to Time to demand from any Person occupying or using any Stand, Stall, Shed, Station, or Place in the Market House to be constructed under the Provisions of this Act, or the Buildings or Ground connected therewith, or bringing into such Market House, Buildings, or Ground any marketable Commodity, Provisions, Articles, or Things specified in the Schedule (A.) to this Act annexed, such Stallages, Rents, and Tolls as the Company shall from Time to Time appoint, not exceeding the several Stallages, Rents, and Tolls specified in the said Schedule (A.)

Tolls for
the Cattle
Market.

XXX. That it shall be lawful for the Company from Time to Time to demand in the Cattle Market, from any Person bringing therein any Cattle or other live Stock specified in the Schedule (B.) to this Act annexed, such Stallages, Rents, and Tolls as the Company shall from Time to Time appoint, not exceeding the several Stallages, Rents, and Tolls specified in the said Schedule.

Tolls for
Slaughter-
houses.

XXXI. That it shall be lawful for the Company to demand from any Person slaughtering Cattle in any Slaughter-house belonging to the Company any Tolls not exceeding those specified in the Schedule (C.) to this Act annexed.

Tolls for
weighing
and mea-
suring.

XXXII. That it shall be lawful for the Company, or the Person for the Time being appointed to attend the Weighing Houses or Places for weighing and measuring any Article sold in the Market House, or the Buildings or Ground connected therewith, by Weight or Measure, from Time to Time to demand such Tolls as the Company may appoint, not exceeding in any Case the Amount specified in the Schedule (D.) to this Act annexed.

Tolls for
weighing
Carts.

XXXIII. That it shall be lawful for the Company, or the Person for the Time being appointed to attend the Machines for weighing Carts within the Limits of this Act, to demand from the Person requiring the same to be weighed such Tolls as the Company may appoint, not exceeding in any Case the Amount specified in the Schedule (E.) to this Act annexed.

Power to
lease the
Slaughter-
Houses, &c.

XXXIV. That it shall be lawful for the Company from Time to Time to demise and let the said Slaughter-houses, Weighing Houses or Places and Machines, or any of them, or the said Stallages, Rents, or Tolls, or any of them, for any Period not exceeding Three Years, upon such Terms as shall be agreed upon between the Company and the Person to whom such Lease shall be made.

XXXV. That

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XXXV. That it shall be lawful for the Company to let any of the Stalls, Benches, Standing-places, or other Conveniences in the said Market House, to any Person for any Term not exceeding Three Years.

Power to
lease Stand-
ings in the
Markets.

XXXVI. That it shall be lawful for the Lessee of any such Stall, Standing-place, or other Convenience, his Executors, Administrators, and Assigns, with Consent of the Company, to assign the same for the Residue of his Term.

Power to
assign Lease
of Stand-
ings.

XXXVII. Provided always, That nothing herein contained shall alter, diminish, or prejudicially affect any Rights, Privileges, Franchises, or Immunities now belonging to or enjoyed by the Most Honourable *John Patrick Crichton Stuart* Marquis of *Bute*, or his Heirs and Assigns, or the Trustees of the said Marquis, as Lord or Lords of the Manor of *Miskin cum Membris, Pentirch et Clunn*.

Saving
Rights of
Marquis of
Bute.

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SCHEDULES to which this Act refers.

SCHEDULE (A.)

SCHEDULE of TOLLS and STALLAGE referred to, and authorized to be taken in the Market House, by the foregoing Act.

<i>Butchers.</i>	<i>s.</i>	<i>d.</i>
For every Butcher's Stall, per Week	4	0
For every such Stall, for every Wednesday or Saturday	2	6
For every such Stall, for every other Day	1	0
For the Carcase of every Bull, Ox, Steer, Cow, or Heifer, or any Part thereof, by any Person not occupying a Stall	2	0
For the Carcase of every Calf, Sheep, Pig, Hog, Goat, Lamb, or Kid, or any Part thereof, by any Person not occupying a Stall	0	8
For every Sucking Pig, by any Person not occupying a Stall	0	1

Fruit and Vegetables.

For every Stall, Standing, or Place for laying down and exposing for Sale Fruit and Vegetables only, per Week	3	0
For every such Stall for every Wednesday or Saturday	1	6
For every such Stall for every other Day	0	9

Fishmongers.

For every Fish Stall, per Week	3	0
For every such Stall for every Wednesday or Saturday	1	6
For every such Stall for every other Day	1	0

Shops.

For every inclosed covered Shop for exposing to Sale manufactured Goods, Wares, or Merchandize, per Week	6	0
For every such inclosed covered Shop for every Wednesday or Saturday	3	0
For every such inclosed covered Shop for every other Day	2	6

Poultry

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<i>Poultry and Butter.</i>		<i>s.</i>	<i>d.</i>
For every Stall, Sitting, or Place (Three Feet in Length) occupied by One Person, for exposing to Sale Poultry, Butter, Eggs, Cheese, Bacon, or any other Article of Provision usually sold in Poultry Markets (except Vegetables and Fruit), for every Wednesday or Saturday	-	0	6
For every such Stall for every other Day	-	0	3

Hawkers.

For every Stall, Standing, or Place for the Sale of manufactured Goods, Wares, or Merchandize, Provisions, or any other Article not herein-before enumerated, per Week	-	4	0
For every such Stall, Standing, or Place, for every Wednesday or Saturday	-	2	6
For every such Stall for every other Day	-	1	0

Sundries.

For every Bag of Potatoes, Carrots, Turnips, or other Vegetables, Apples, Pears, Plums, or other Fruit	-	0	2
For every Basket or Hamper of Potatoes, Carrots, Turnips, or other Vegetables, Apples, Pears, Plums, or other Fruit, (such Basket not being more than Two Feet in Length, Fifteen Inches in Breadth, and Twelve Inches in Depth)	-	0	1
For every such Basket or Hamper of a larger Size	-	0	2
For every Stall or Place occupied by Tanners, per Week	-	6	0
For every Stall or Place occupied by Fellmongers, per Week	-	3	0
For every Handbasket carried by a Person, containing Fish, Poultry, Butter, Eggs, Vegetables, Fruit, or any other Article of Provision (such Basket not being more than Eighteen Inches in Length, Fifteen Inches in Breadth, and Seven Inches in Depth)	-	0	2
For every such Handbasket of a larger Size	-	0	4
For every Superficial Foot of Ground used for selling or exposing to Sale Goods, Wares, or Merchandize, Potatoes, Vegetables, Provisions, or any other Article	-	0	2
For every Person standing or walking in the Market, and exposing to Sale Goods, Wares, or Merchandize of any Kind	-	1	0
For every Tub, Barrel, or Cask of Salt Butter brought into the Market for Sale	-	0	4

The several Tolls and Stallage before mentioned and specified to be payable and paid for and in respect of the Occupation or Use of any Stall, Standing-place, Bench, Compartment, or Space of Ground, as well

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well

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well by the original Taker or Occupier thereof for a Part or Portion of the Day, in case he shall not occupy the same the whole Day, as also by any subsequent Taker or Occupier of the same for the Residue of any Part or Portion of the same Day.

<i>The Corn Market.</i>		<i>s.</i>	<i>d.</i>
For every Bushel of Wheat, Peas, Beans, or Malt	- - -	0	3
For every Bushel of Barley or Oats	- - -	0	2
For every One hundred and twelve Pounds Weight of Flour, Clover, Trefoil, Turnip, or other Seeds, and so in propor- tion for a greater or less Quantity	- - -	0	6
For every Pocket of Hops	- - -	0	6
For every Pack of Wool of Two hundred and forty Pounds per Pack, and so in proportion for a greater or less Quantity	- - -	2	6

SCHEDULE (B).

Schedule of Tolls to be taken in the Cattle Market.

For every Horse, Gelding, or Mare	- - -	1	0
For every Colt, Filly, Foal, Mule, or Ass	- - -	0	6
For every Bull, Ox, Cow, Bullock, Steer, or Heifer	- - -	0	4
For every Calf, except a Sucking Calf	- - -	0	2
For every Score, and so in proportion for any greater or less Number of Sheep, Lambs, or Swine	- - -	1	8
For every Sucking Pig	- - -	0	0½

SCHEDULE (C.)

Slaughter-houses.

For every Bull, Ox, Cow, Bullock, Steer, or Heifer	- - -	2	6
For every Calf	- - -	1	0
For every Sheep, Lamb, Goat, or Kid	- - -	0	6
For every Hog or Pig	- - -	0	9
For any other Beast	- - -	2	0

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 SCHEDULE (D.)

Schedule of Tolls to be taken for weighing and measuring.

For every Quantity of Meat, Article, or Thing weighing not exceeding Twenty-eight Pounds Avoirdupois	s.	d
- - - - -	0	0½
Above Twenty-eight Pounds and not exceeding Fifty Pounds	0	1½
Above Fifty-six Pounds and not exceeding One hundred and twelve Pounds	0	3
And so in proportion for any greater Quantity than One hundred and twelve Pounds Weight over and above One hundred and twelve Pounds Weight.		
For every Quantity of Goods, Articles, or Things sold by Measure, per Bushel, or any less Quantity	0	0½

 SCHEDULE (E.)

Schedule of Tolls to be taken for Weighing Machines.

For weighing any Cart, Waggon, or other Carriage, not exceeding One Ton	0	6
And so in proportion for any greater or smaller Weight than One Ton.		

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