



ANNO QUINTO

GULIELMI IV. REGIS.

Cap. xxiii.

An Act to incorporate the *Avenue Road* in the Parish of *Saint Marylebone* with the *Marylebone* and *Finchley* Turnpike Roads in the County of *Middlesex*. [12th June 1835.]

WHEREAS by an Act passed in the Seventh Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for making a Turnpike Road from Saint John's Chapel in the Parish of Saint Marylebone to the North-east End of Ballard's Lane, abutting upon the North Road in the Parish of Finchley, with a Branch therefrom, in the County of Middlesex*, the Trustees appointed by the said Act, and their Successors, were empowered and authorized to make and maintain in repair a Turnpike Road, to commence at or near to *Saint John's Chapel* in the Parish of *Saint Marylebone*, and passing thence through the several Parishes of *Saint Marylebone* aforesaid, *Saint John Hampstead*, *Hendon*, and *Finchley*, and terminating at the North-east End of *Ballard's Lane*, and abutting upon the North Road in the Parish of *Finchley* aforesaid, together with a Branch to commence from the Northern Point of a certain Road then making, and known by the Name of the *Avenue Road*, leading from *Primrose Hill Road* in a straight Line through the Lands or

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Grounds

Grounds of His Grace the Duke of *Portland*, in the said Parish of *Saint Marylebone*, and joining the said main Road at or near to the West End of *Belsize Lane* in the Parish of *Saint John Hampstead*; and the Trustees acting in execution of the said Act have made and completed the said Road and Branch: And whereas the direct Access from the North Road at *Finchley* to a great Part of the Metropolis is along the said Road and Branch Road, and thence by the said *Avenue Road* across the public Highway leading from *Saint John's Chapel* aforesaid towards *Camden Town*, commonly called or known as *Primrose Hill Road* aforesaid, and over a Bridge across the Regent's Canal called *Macclesfield Bridge*, into the *Regent's Park*, but the Public are deterred from using such Access by the Exaction of a Payment from all Parties travelling along the said *Avenue Road*, and it would therefore be of great Advantage and Convenience to the Public if such Payment were discontinued, and the said *Avenue Road* were made a Part of the said Branch Road, and placed under the Control of the Trustees acting in execution of the said hereinbefore recited Act of the Seventh Year of the Reign of His said late Majesty; but the same cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Road called the *Avenue Road*, running through the Lands or Grounds of the said Duke, from the Southern Termination of the said Branch Road to the said public Highway leading from *Saint John's Chapel* aforesaid towards *Camden Town* called *Primrose Hill Road* aforesaid, shall from and after the Commencement of this Act be considered a Part of the said Branch Road, and shall be under the Control and Management of the Trustees acting in execution of the said recited Act of the Seventh Year of the Reign of His said late Majesty King *George* the Fourth, and shall be repaired and maintained in such and the like Manner as the said Branch Road; and all and every the Powers and Provisions, Matters and Things, in the said Act contained, shall extend and be applicable to the said *Avenue Road*, and the maintaining, improving, and repairing thereof, and to all Purposes connected therewith or relating thereto, in the same Manner and as fully and effectually as if the same were embodied in and expressly re-enacted by this Act with reference to the said *Avenue Road*, or as if the said *Avenue Road* had been originally Part of the said Branch Road, and included in the Description of such Branch Road in the said recited Act.

Avenue Road to form a Part of the Mary-le-bone and Finchley Branch Road.

No Toll Gate to be placed on the Avenue Road.

II. Provided always, and be it further enacted, That it shall not be lawful for the said Trustees to set up or erect any Toll Gate, Bar, or Chain upon or by the Side of any Part of the said *Avenue Road*, or to receive or take thereon or on any Part thereof any Toll or Payment whatsoever.

No more Money than is collected on Branch

III. Provided always, and be it further enacted, That no more of the Monies arising by virtue of the said recited Act shall be laid out or expended upon the Management of the said Branch Road (including

(including the said *Avenue Road*), or in Payment of any Principal Money borrowed on the Credit of the Tolls arising or payable upon the said Branch Road, or on the Interest thereof, than shall actually be raised or collected upon or in respect of such Branch Road, any thing in this Act contained to the contrary notwithstanding.

Road to be applied to Branch and Avenue Road.

IV. 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.

Public Act.

V. And be it further enacted, That this Act shall commence on the passing thereof, and shall continue and be in force for and during the Term and Continuance of the said herein-before recited Act.

Commencement and Continuance.

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