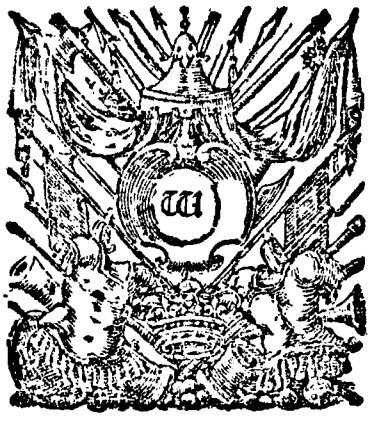
Anno tricesimo primo

Georgii II. Regis.

An Act for establishing a free Market for the Sale of Corn and Grain, within the City or Liberty of *Westminster*.



WHEREAS the establishing a free Market for the Sale of Corn and Grain, within the City or Liberty of Westminster, would be very advantageous to the Inhabitants of the said City and Liberty, as well as the adjacent Parts, but such Market cannot be established without the Aid 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 there shall be a free and open Market held within the City or Liberty of Westminster, for all Sorts of Corn and Grain whatsoever; and that it shall and may be lawful for any Person or Persons to buy or sell any Sort of Corn and Grain, Seed, Malt, Meal, and Flour, in the said Market, without any Disturbance or Molestation whatsoever, nevertheless yielding and paying such Sums as are herein after mentioned. Preamble.

A free Market for Sale of Corn and Grain to be held in *Westminster*.

And to the end the said intended Market may be erected, established, and maintained, under such Rules and Regulations, as are by this Act herein after directed and prescribed; be it further enacted by the Authority aforesaid, That the Honourable Major General Edward Cornwallis, Sir John Crosse Baronet, and the Representatives in Parliament for the City of Westminster for the time being; Sir William Beauchamp Proctor Baronet, George Cooke Esquire, and the Representatives in Parliament for the County of Middlesex for the time being; the Honourable Charles Cavendish Esquire, commonly called Lord Charles Cavendish; the Right Honourable Lord Carpenter in the Kingdom of Ireland, Sir Richard Grosvenor, Sir Matthew Lambe, Baronets; George Onslow, John Wilkes, John Little, Nathaniel Curzon, Samuel Thresher, John Olmius, John Goodchild, John Drummond, Edward Byron, John Pudsey, Saunders Welch, Clutterbuck, John Walsh, Henry Collett, Thomas Gilpin, Esquires; John Wright Coachmaker, Giffard, John Machin Timber Merchant, Latham Distiller, Thomas Chamberlain Pewterer, Kemp Bridges Laceman, Morris Woollen Draper, Thomas Bedwell Ironmonger, Samuel Peirson, Nicholas Spencer, Roger Jackson, Richard Lane, Thomas Brooke, and Nathaniel Bever, Gentlemen; shall, from and immediately after the passing of this Act, be, and they are hereby appointed Trustees for putting this Act in Execution.

Trustees Names.

Trustees impowered to set out and purchase Ground, &c. for the Scite of the Market.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Trustees, or any Five or more of them, or any Person or Persons authorized by them, to set out Ground proper for holding the said Market at some convenient Place within the said City or Liberty; and also to purchase such Ground, together with any Buildings erected thereupon, or upon any Part thereof, and all or any Estate, Term, or Interest, subsisting therein, and to convert the said Ground into a Market; in Trust nevertheless, to and for the several Uses, Intents, and Purposes, as are herein after declared concerning the same.

Bodies Politick, Guardians, Trustees, and other Persons interested in such Grounds, &c. impowered to sell and convey the same, for the Purpose aforesaid.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for all Persons whatsoever, Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, Femes Covert who are or shall be seised or interested in their own Right, Trustees and Feoffees in Trust, Guardians and Committees for Lunaticks and Ideots, Executors, Administrators, and Guardians whatsoever, not only in Behalf of themselves, their Heirs and Successors, but also for

and in Behalf of their Cestuique Trusts, whether Infants or Issue unborn, Lunaticks, Idcots, Femes Covert, or other Persons whatsoever, who are or shall be seised or possessed of, or interested in, any Lands, Messuages, or Tenements, which shall be within the Bounds and Limits so to be set out by the said Trustees, as aforesaid, or any Five or more of them, for the holding the said Market thereon, to contract for, sell, convey, or surrender to the said Trustees, or any Five or more of them, or to any Person or Persons they shall appoint in Trust for them, all or any such Messuages, Lands, Tenements, or Hereditaments, or any Part thereof, or any Terms for Years, or any Estate or Interest therein; and that all such Contracts, Agreements, Bargains, Sale, Assignments, Surrenders, and other Conveyances, which shall be so made as aforesaid, shall be good and valid in Law to all Intents and Purposes whatsoever, not only to convey the Estate and Interest of the Person or Persons conveying, but also all Right, Estate, Interest, Use, Property, Claim, and Demand whatsoever, of their several and respective Cestuique Trusts, whether Infants or Issue unborn, Lunaticks, Idcots, Femes Covert, or other Persons whatsoever, and all Persons claiming, or to claim, by, from, or under them; any Law, Statute, or Usage, to the contrary thereof in any wise notwithstanding.

such Sale, and Conveyance, deemed good in Law.

Provided always, and be it enacted by the Authority aforesaid, That all and every Sum and Sums of Money which shall be paid by the said Trustees, for the Purchase of such Messuages, Lands, Tenements, and Hereditaments, or any Estate therein, to any Person or Persons whatsoever, Bodies Politick, Corporate, or Collegiate, Corporations Aggregate or Sole, Femes Covert, Trustees or Feoffees in Trust, Guardians or Committees for Lunaticks or Idcots, Executors, Administrators, or Guardians whatsoever, either as aforesaid, or in Manner herein after directed, shall be laid out again in the Purchase of other Messuages, Lands, Tenements, or Hereditaments, or of such Estate therein, as the Tender or Tenders had in the Premisses, from the Sale of which the said Purchase Money arose; and the Messuages, Lands, Tenements, Hereditaments, or other the Premisses, which shall be purchased with the said Money, shall be settled, conveyed, and assured, to the same Uses, and stand charged with, and be liable to, the same Charge or Charges, as the Messuages, Lands, Tenements, or Hereditaments, from the Sale of which the Purchase

Where such Lands, &c. shall be held in Trust, the Money is to be laid out in Purchases of other Lands, &c. of equal Value, to be settled and applied to like Uses as declared in such Trusts.

Money shall arise, were liable to, and chargeable with, before the same were so sold to the said Trustees.

If the Parties interested shall refuse to treat,

And be it further enacted by the Authority aforesaid, That if it shall happen that any Person or Persons, Bodies Politick, Corporate or Collegiate, or other Person or Persons whatsoever, who are hereby enabled to convey as aforesaid, shall refuse to treat and agree with the said Trustees, or to convey as aforesaid, then, and in such Case, it shall and may be lawful to and for the said Trustees, or any Five or more of them, to issue out a Warrant or Warrants, Precept or Precepts, to the High Bailiff of Westminster (who is hereby authorized and directed to obey the same) to impanel and return a competent Number of substantial and disinterested Persons qualified to serve on Juries, not less than Forty eight, nor more than seventy two; and out of such Persons so to be impanelled, summoned, and returned, a Jury of Twelve Persons shall be drawn by the said Trustees, or any Five or more of them, or some Person to be by them, or any Five or more of them, appointed, in such Manner as Juries for the Trial of Issues joined in his Majesty's Courts at Westminster, by an Act made in the Third Year of the Reign of his present Majesty (intituled, An Act for the better Regulation of Juries) are drawn; which Persons so to be impanelled, summoned, and returned, are hereby required to come and appear before the said Trustees, or any Five or more of them, at such Time and Place as in such Warrant or Warrants, Precept or Precepts, shall be directed and appointed; and all Parties concerned shall and may have their lawful Challenges against any of the said Jurymen; and the said Trustees, or any Five or more of them, are hereby authorized and impowered by Warrant or Warrants under their Hands and Seals, from time to time, as Occasion shall require, to call before them all and every Person or Persons whatsoever, who shall be thought proper and necessary to be examined as Witnesses before them, touching or concerning the Premisses, and to require any Person or Persons who shall have any Books, Papers, Deeds, or Writings, which may tend to discover the Value of the Premisses, or the Title or Titles of the Persons claiming any Estate or Interest therein, to produce the same to the said Trustees, or any Five or more of them, or such Person or Persons as they shall appoint to inspect the same; and the said Trustees, or any Five or more of them, shall, and are hereby impowered to administer Oaths, as well to the Parties concerned, as to others, for the Discovery of the Truth of the

Trustees are to issue their Warrant to the High Bailiff, to impanel and return a Jury;

who are to be drawn as Juries for the Trials of Issues joined, by Act of 3 *Geo.* II. are directed.

Jurors may be challenged.

Trustees may summon and examine Witnesses on Oath;

and order Evidences and Documents of the Estates to be produced.

the Value of the Premisses, or of the Title of the Person or Persons claiming any Estate or Interest in the Premisses; and shall and may authorize the said Jury to view the Place or Places, or Matters in Question, in case the said Trustees, or any Five or more of them, shall think fit so to do; and the said Jury upon their Oaths (which Oaths shall also be administered by the said Trustees, or any Five or more of them) shall inquire of, and assess such Damages and Recompence, as they shall judge fit to be awarded to the Owners and Occupiers of such Houses, Ground, or other Estate or Interest, or either of them, for their respective Estates and Interests therein, and which the said Trustees shall adjudge necessary to be purchased for the Purpose aforesaid; and the said Trustees, or any Five or more of them, assembled together, shall and may give Judgement for such Sum or Sums so assessed by such Jury or Juries respectively; which said Verdict or Verdicts, and the Judgement, Decree, or Determination, thereupon declared and pronounced by the said Trustees, or any Five or more of them, assembled together; and the Value and Recompence so to be assessed and declared (Notice in Writing being first given of the Time and Place and Intent of the Meeting of the said Trustees, at least Twenty Days before such Meeting, to any Person who is in Possession of any Estate or Interest, then to be valued and assessed; or in case such Person or Persons cannot be found to be personally served therewith, such Notice being left at the Dwelling-house or usual Place of Abode of such Person or Persons so interested as aforesaid, or with some Tenant or Occupier of the Messuages, Lands, Tenements, or Premisses, so to be valued and assessed, or any of them, or if wholly untenanted, then Publication thereof being made in the London Gazette) shall be binding and conclusive to all Intents and Purposes whatsoever, against all and every Person or Persons whatsoever, Bodies Politic or Corporate, claiming any Right, Title, Trust, or Interest, in, to, or out of, the said Houses, Grounds, Tenements, and Premisses, to be affected by this Act, either in Possession, Reversion, Remainder, or Expectancy, as well Infants, Lunaticks, Ideots, Femes Covert, Tenants in Tail, Tenants for Life, Terms of Years, or at Will, his, her, and their Heirs, Successors, Executors, and Administrators; and the said Verdicts, Judgements, Orders, and other Proceedings of the said Trustees, or any Five or more of them, which concern such Lands, Tenements, and Hereditaments, shall be transmitted to, and entered or docquetted in, the Register's Office for the County of Middlesex,

Jury to view the Place in Question, and assess the Damage and Recompence on Oath.

Trustees to give Judgement thereupon; which is to be final and binding.

Notice of the Meeting of the Jury to be given to the Party in Possession, &c.

or, if untenanted, to be published in the *Gazette*.

Verdict, and Judgement thereupon, to be transmitted to, and entered in, the Register's Office.

Middlesex, and shall be deemed and taken to be Records to all Intents and Purposes whatsoever; and all Persons may have Recourse to the same gratis, and take Copies thereof, paying for the Copies a Sum not exceeding Six Pence for every Two hundred Words; and so proportionably for any greater Number of Words.

Recourse may be had thereto, and Copies taken thereof.

And it is hereby further enacted and declared, That upon Payment of such Sum or Sums of Money so to be adjudged for the Purchase of the Premisses, or any Part thereof, the Person or Persons intitled thereto shall make and execute, or procure to be made and executed, good, valid, and legal Conveyances, Assignments, and Assurances in the Law, to the said Trustees and their Successors, of the said Premisses, for which such Sum or Sums of Money were so awarded, and shall do all such Acts, Matters, and Things necessary or requisite to make a good, real, and perfect Title thereto; and such Conveyances, Assignments, and Assurances, shall contain all such reasonable and usual Covenants as shall, on Behalf of the said Trustees and their Successors, be required; and in case any Person or Persons to whom such Money shall be awarded as aforesaid, shall not evince a Title to the said Premisses to the said Trustees, and make, or procure to be made, good and legal Conveyances thereof, or shall refuse so to do, being thereunto required, such Sum and Sums of Money so awarded as aforesaid, being ready to be paid to him, her, or them, on making such Title, and tendered for that Purpose; or in case any Person or Persons intitled to the Premisses for which Sum or Sums of Money shall be so awarded as aforesaid, cannot be found within the City or Liberty of Westminster or County of Middlesex; or in case that by reason of Disputes depending in any Court of Law or Equity, or for Defect of Evidence, it shall not appear to the said Trustees, or any Five or more of them, what Person or Persons is or are intitled to the Premisses in Question, that then, and in all and every or any such Case and Cases as aforesaid, it shall and may be lawful to and for the said Trustees, or any Five or more of them, to order such Sum or Sums of Money so awarded as aforesaid, as the Value of and Purchase Money for the said Premisses, to be paid into the Bank of England for the Use of the Parties interested in the said Premisses, to be paid to them, and each and every of them, according to their respective Estates and Interests in the said Premisses, at such Times as the said Trustees, or any Five or more of them, shall, by Warrant or Warrants under their Hands, order and direct; and the Cashier and Cashiers of the Bank of England,

Upon Payment of the Sum assessed, Conveyance to be made and executed of the Premisses.

Where a Title shall not be evinced, or shall be refused to be made,

or the Proprietor cannot be found;

or it shall be doubtful who is the right Owner;

the Trustees are to lodge the Money, payable for the Premisses, in the Bank;

land, who shall receive such Sum and Sums, is and are hereby required to give a Receipt or Receipts for such Sum and Sums, mentioning and specifying for what Premisses, and for whose Use the same is or are received, to such Person or Persons as shall pay such Sum or Sums into the Bank of England as aforesaid; which Receipt or Receipts shall be transmitted to, and entered or docqueted in the Register's Office of the County of Middlesex, in Manner aforesaid, and shall be deemed and taken to be Records to all Intents and Purposes whatsoever; and immediately on such Payment and Registry all the Estate, Right, Title, Use, Trust, Property, Equity of Redemption, Claim and Demand in Law and Equity, of all and every Person and Persons for whose Use such Money was paid, of, in, to, from, and out of the said Premisses, or any Part thereof, shall vest in the said Trustees and their Successors; and they the said Trustees and their Successors, shall be deemed in Law to be in the actual Possession thereof, and to be seized thereof in Fee-simple, freed and discharged from all Claims, Demands, and Equity of Redemption either at Law or in Equity, to all Intents and Purposes, as fully and effectually, as if all and every Person and Persons, having any Estate, Right, Title, Trust, Interest, or Equity of Redemption, of, in, to, from, or out of the said Premisses, had actually conveyed the same by Lease and Release, Bargain and Sale, Inrolled Feoffment, with Livery of Seisin, Fine and Recovery, or any other Conveyance whatsoever; and such Payment shall not only bar all Right, Title, Interest, Equity of Redemption, Claim, and Demand, of the Person or Persons to whose Use such Payment was made; but also shall extend to and be deemed and construed to bar the Dower and Dowers of the Wife or Wives of such Person or Persons, and all Estates Tail, and Remainders, as fully and effectually as a Fine or Recovery would do, or would have done, if levied or suffered by proper Parties in due Form of Law.

Receipt to be given for the Money,

and to be transmitted to, and entered in, the Register's Office;

after which, all Right in the Premisses to vest in the Trustees.

And be it further enacted by the Authority aforesaid, That from and immediately after Payment made for the Lands and Hereditaments so to be purchased as aforesaid, it shall and may be lawful for the said Trustees and their Successors to enter upon the Premisses so purchased, and every Part thereof, and to convert the same to be used as a free Market as aforesaid.

After Payment of the Purchase-money, Trustees may enter on the Premisses, and convert the same into a Market.

And, for raising a Sum of Money sufficient for the Payment of the Purchase of such Lands and Hereditaments, and other the Purposes of this Act; be it further enacted by the Authority aforesaid, That it shall and may

Trustees may borrow Money for the Purposes of this Act;

be lawful to and for the said Trustees, or any Nine or more of them, and they are hereby authorized and impowered to raise, borrow, take, and receive, of and from any Person or Persons whomsoever, or any Body or Bodies Corporate or Politic whatsoever, who are willing to lend and advance the same, any Sum or Sums of Money not exceeding in the whole the Sum of Three thousand Pounds for the Payment of such Purchase Money, and for other the Purposes of this Act; and to set up and build upon such Lands so to be purchased, all such Sheds, Stands, Stalls, and other Erections, as shall be found necessary for constituting the said Market; or in case it shall be found to be more convenient and beneficial to let out such Ground upon a Building Lease or Leases for the Purposes aforesaid, it shall and may be lawful for the said Trustees, or any Nine or more of them, and they are hereby authorized and impowered to set and let out such Ground for the best Rent that can be gotten for the same, payable Quarterly, or otherwise, upon a Lease or Leases, for any Term or Terms not exceeding Sixty one Years, to any Person or Persons who shall be willing to contract for and take the same, with proper Covenants binding him or them to build and set up all necessary Erections thereupon for converting the same into a Market as aforesaid.

and build Sheds and Stands in the Market;

or let the Ground on a Building Lease.

Previous Notice to be given in the *Gazette* before the borrowing Money.

Provided always, and it is hereby declared, That no Money shall be borrowed on the Credit of this Act by the said Trustees, unless Notice in the London Gazette shall be first given thereof at least Twenty Days before the borrowing of such Money.

3000 *l.* may be advanced for the Purchase of Life Annuities,

And, for discharging the Debt to be incurred as aforesaid, be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for any Person or Persons to contribute, advance, and pay into the Hands of the said Trustees, or any Five or more of them, or their Treasurer for the time being, any Sum or Sums of Money not exceeding in the whole, the Sum of Three thousand Pounds, for the absolute Purchase of One or more Annuity or Annuities, to be paid and payable during the full Term of the Natural Life of such Contributor or Contributors respectively, or the Natural Life of such other Person or Persons as shall be nominated by and on the Behalf of such respective Contributor or Contributors, at the Time of Payment of his or their respective Contribution Monies; which Annuity or Annuities shall not exceed the Rate of Eight Pounds per Centum per Annum, for every One hundred Pounds, and so in proportion for any greater or less Sum to be advanced and paid as aforesaid; all which Annuities so to be purchased,

after the Rate of 8 *l. per Cent. per Annum.*

shall not exceed in the Whole, the Sum of Two hundred and forty Pounds per Annum, and shall be payable and paid by the said Trustees, or any Five or more of them, in such Place within the said City or Liberty of Westminster, as they, or any Five or more of them, shall for that Purpose appoint, by Quarterly Payments, the first Payment to begin and be made, to the respective Purchaser or Purchasers, and his or their Assigns, at the Expiration of Three Months after Payment of their respective Purchase Monies; which Annuities shall be publickly sold by the said Trustees, to the best Bidder for the same.

and to be paid quarterly.

Annuities to be sold to the best Bidder.

And it is hereby enacted, That there shall be provided by the said Trustees, and kept in such Place within the said City or Liberty of Westminster, as they, or any Five or more of them, shall appoint, a Book or Books in which shall be fairly written in Words at Length, the Names and Surnames, with the proper Additions and Places of Abode, of all such Persons who shall be Proprietors of any of the Annuities aforesaid, and of all Persons by whose Hands the said Purchasers shall pay in any Sum or Sums of Money upon the Credit of this Act, and also the Sum so paid for the Purchase of such Annuities, and the respective Days of Payment thereof; to which Book and Books, it shall be lawful for the said respective Purchasers, and their Assigns, and to and for any other Person or Persons, at all seasonable Times, to have recourse to and inspect the same, without Fee or Reward.

Names and Abode and of the Purchasers, the Sums when and by whom paid, *&c.* to be enter'd in proper Books;

to which Recourse may be had *gratis*.

And it is hereby further enacted, That all and every the Contributor and Contributors upon the Credit of this Act, duly paying the Consideration or Purchase-money at the Rate aforesaid, for any such Annuity or Annuities as aforesaid, or such Person or Persons as he, she, or they, shall appoint, his, her, or their respective Assigns, shall have, receive, and enjoy, the respective Annuity or Annuities so to be purchased, during the Term of the Natural Life of the Person to be nominated by each such Purchaser or Contributor, as above mentioned; and that all and every such Purchaser and Purchasers, and their Assigns respectively, shall have good, sure, absolute, and indefeazable Estates and Interest in the Annuities so by them respectively to be purchased, according to the Tenor and true Meaning of this Act; and that none of the said Annuities shall be subject or liable to any Tax assessed upon Land by Authority of Parliament; and that every Contributor upon the Credit of this Act for the Purchase of any such Annuity or Annuities as aforesaid, his, her, or their Assigns, upon Payment of the Consideration or Purchase-

Annuities ensured to the Purchasers,

and to be Tax-free.

Receipts to be given to Contributors for the Money paid in by them;

chase-money for the same, at the Rate aforesaid, or any Part or Proportion thereof, into the Hands of the said Trustees, or any Five or more of them, or their Treasurer for the time being, shall have One or more Receipt or Receipts, importing the Receipt of so much Purchase-money as shall be so paid; and upon Payment of all the Purchase-money for any such Annuity or Annuities, every such Contributor, his, her, or their Assigns respectively, shall have an Order on Parchment or Vellum for Payment of the said Annuity or Annuities, for and during the Natural Life of such Person as shall be nominated by such Contributor or Purchaser, as aforesaid; which Order shall be signed by the said Trustees, or any Five or more of them, and after signing thereof, the same shall be firm, good, valid, and effectual, in the Law, according to the Purport and Meaning thereof, and of this Act.

and upon compleating their Payments, an Order is to be given them on Vellum or Parchment, signed by the Trustees, for Payment of their Annuities.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for any Purchaser or Purchasers of any such Annuity or Annuities as aforesaid, and his, her, and their Executors, Administrators, or Assigns, at any Time or Times, by Writing under his, her, or their Hands and Seals (without any Stamp thereupon) to assign such Annuity or Annuities, or any Part thereof, or any Interest therein, to any Person or Persons whatsoever, and so toties quoties; and a Memorandum or Entry of all such Assignments, shall be made in a Book, which is hereby required to be kept for that Purpose at the Charge of the said Trustees, as aforesaid; which Entry or Memorandum, shall be made gratis.

Annuities may be assigned.

Entry to be made thereof.

And be it further enacted by the Authority aforesaid, That all and every the Annuities so to be purchased under and by virtue of this Act, shall be, and are hereby charged upon, and shall be paid and payable from time to time, upon all Monies arising by the Rents and Profits of the Sheds, Stalls, Stands, and all other Buildings and Erections, to be set up in and upon the Ground to be set out and appointed for the Scite of the said Market, and all other the Profits whatsoever, arising or accruing by or from the said Market, to the said Trustees, and their Successors.

Annuities charged upon the Rents and Profits of the Market.

And be it further enacted by the Authority aforesaid, That all the Lands, Tenements, and Hereditaments, to be purchased by virtue and under the Authority of this Act, for the Scite of the said Market as aforesaid, and all Sheds, Stalls, Stands, and other Erections, to be built or set up thereupon, and the Rents and Profits arising from the same, shall be and are hereby vested in the

The Grounds, Buildings, Rents and Profits of the Market, vested in the Trustees, for the Uses and Trusts herein declared.

the said Trustees, and their Successors, for ever; and that they shall stand seized thereof in Trust, for the several Uses, Intents, and Purposes, herein after mentioned and declared, concerning the same; that is to say, The said Trustees, and their Successors, or any Five or more of them, shall, out of the First Monies to be borrowed or arising by granting of Leases, or the Sale of Annuities, as aforesaid, or by any other Ways and Means under the Authority of this Act, pay and discharge the reasonable Expences of obtaining and passing this Act of Parliament; and shall in the next Place pay off and discharge all Debts that shall be incurred by the Purchase of the Ground whereon the said Market shall or may be erected, and all such Charges and Expences as shall necessarily attend the erecting and constituting the same; and the Rents, Produce, and Profits, arising thereby, shall be applied in paying the Annuity or Annuities to be granted to such Purchaser or Purchasers, as aforesaid, so long as any of them shall live; and all such Savings as shall from time to time be made by the Death of any such Annuitants, shall, after the Discharge of all Debts accrued for effecting the Purposes of this Act, be appropriated in manner herein after mentioned.

Tolls to be paid for Corn sold in the Market.

And be it further enacted by the Authority aforesaid, That there shall be paid to the said Trustees, or such other Person or Persons as the said Trustees, or any Five or more of them, shall, from time to time, appoint to receive the same, the following Sums, by all and every Person and Persons selling any Sort of Corn or Grain, Seed, Malt, Meal, or Flour, in the said Market; that is to say,

The Tolls;

One Penny for every Sack of Corn, Grain, Malt Meal, or Flour; and,

One Half-penny for every Bushel of Seed.

they are vested in the Trustees for the Purposes of this Act;

Which said several Sums shall, and they are hereby declared to be vested in the said Trustees, and their Successors; and the same, and every Part thereof, shall be paid, applied, and disposed of, and assigned to and for the several Uses, Intents, and Purposes, and in such Manner, as by this Act is directed; and it shall and may be lawful to and for the said Trustees, or any Five or more of them, or such Person or Persons as they, or any Five or more of them, under under their Hands and Seals, shall, at a General Meeting, nominate and appoint, to demand and take the Sums hereby granted and made payable; and to levy the same upon any Per-

and may be levied by Distress and Sale.

son or Persons, who shall, after Demand thereof made, neglect or refuse to pay such Sums, as aforesaid, by Distress of any Goods or Chattles belonging to the Person or Persons who by this Act are made liable to the Payment of the same, and to keep such Goods and Chattles so distrained, until such Sums, with the reasonable Charges of such Distress, shall be paid; and such Person or Persons so distraining, after the Space of Three Days after such Distress made and taken, shall and may sell the Goods or Chattles so distrained, returning the Overplus (if any be) upon Demand, to the Owner thereof, after such Sums, and the reasonable Charges for distraining, keeping, and selling the same, shall be deducted and paid.

Trustees to make Regulations for the Government of the Market; and appoint Collectors, Treasurers, and other Officers,

And be it further enacted by the Authority aforesaid, That the said Trustees, or any Nine or more of them, shall and may, at the first or any succeeding General Meeting, by Writing under their Hands and Seals, make Rules and Regulations for the Government of the said Market; and shall and may chuse and appoint One or more fit Person or Persons to be Collector or Collectors of the Sums aforesaid, and shall also appoint One or more Treasurer or Treasurers, and all other necessary Officers as to them shall appear proper, for the better Execution of the Powers contained in this Act, allowing to such Person or Persons so by them appointed, such Salaries or other Rewards for their Trouble, as to the said Trustees, or any Nine or more of them, shall appear just and reasonable; and the said Trustees, or any Nine or more of them, shall and they are hereby impowered, to remove or displace such Treasurer or Treasurers, Collector or Collectors, or other Person or Persons whatsoever, so by them from time to time appointed, and to place others in their Stead; and the Person or Persons so appointed to collect and receive the said Sum or Sums, and also such Treasurer or Treasurers so appointed as aforesaid, shall, before the said Trustees, or any Five or more of them, upon the first Monday in every Month, or oftener, if thereunto required by the said Trustees as aforesaid, give in a true, exact, and perfect Account in Writing, under their respective Hands, of all the Monies which he or they, and every or any of them, shall to such Time have received, paid, and disbursed, by virtue of this Act, by Reason of their respective Offices, and produce Vouchers for the same, and shall pay over the Balance to such Person or Persons as the said Trustees, or any Five or more of them, shall at such Meeting direct; and in case such Treasurer or Treasurers, Collector or Collectors, shall refuse to give in such

with Salaries, &c.

Collectors and Treasurers to account to the Trustees monthly, or oftener, if required;

Account,

Account, or to pay such Balance as aforesaid, as often as required by the said Trustees, or any Five or more of them, at a General Meeting, such Person or Persons so refusing shall be committed to the Common Gaol of the said City and Liberty of Westminster, by Warrant under the Hand and Seal of any One of His Majesty's Justices of the Peace for the said City and Liberty, upon Application made to him by any Two of the said Trustees, there to remain without Bail or Mainprize, until he or they shall make or render in, a true, exact, and perfect Account, of their Receipts and Disbursements, by virtue of this Act, and shall have produced and delivered up all Vouchers relating thereto, and shall have likewise paid over the Money due on such Account, to such Person or Persons as the said Trustees, or any Five or more of them, shall direct and appoint to receive the same, or shall have made such Composition as the said Trustees, or any Five or more of them, shall approve; which Composition the said Trustees, or any Five or more of them, are hereby impowered to make and accept.

under Pain of Commitment;

till Payment or Composition be made.

And be it further enacted by the Authority aforesaid, That the said Trustees, or any Five or more of them, are hereby authorized and required, to take such Security from the Treasurer or Treasurers to be appointed for the Purposes of this Act, for the due Execution of his and their said Office and Offices, as to the said Trustees, or any Five or more of them, shall seem meet.

Treasurer to give Security.

And be it further enacted by the Authority aforesaid, That the said Trustees, or any Five or more of them, shall yearly and every Year, within Six Weeks next after the Twenty fifth Day of December, make and deliver in to the Justices of the Peace for the said City and Liberty of Westminster, at the General Quarter Sessions, or any Adjournment thereof assembled, a just, true, and perfect Account in Writing, fairly entered in a Book or Books to be kept for that Purpose, and signed by the said Trustees, or any Five or more of them, of all and every Sum and Sums of Money, which they shall know to have been received or disbursed under the Authority of this Act, during the preceding Year, with the Balance (if any) remaining in the Hands of the said Trustees; and such Accounts shall be kept by the Clerk of the said Sessions among the Records thereof, to be inspected by any Person or Persons desiring the same, upon Payment of One Shilling to the said Clerk; and if any Surplus of the said Sums, shall remain in the Hands of the said Trustees, the same is hereby appropriated to, and shall be applied, yearly and every Year, by them, within Twelve Months

Trustees to render an Account annually to the Justices, of their Receipts and Disbursements.

Account to be kept amongst the Records of the Sessions;

and the Surplus Monies to be paid over, for the Benefit of the *Westminster Infirmary*.

Months next after the delivering of such Accounts to the said Justices as aforesaid, to the Treasurer for the time being of Westminster Infirmary, for the Benefit of the said Charity.

Corn, &c. bought by the Corn Chandlers in the Market, may be sold again by them in any other Place within the City and Liberty.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for any Corn Chandler, or other Person or Persons whatsoever, who shall buy any Corn or Grain, Seed, Malt, Meal, or Flour, in the said Market, to sell the same again in any other Place or Places within the said City or Liberty of Westminster, or elsewhere, without any Let or Disturbance from any Person or Persons whatsoever for so doing; any Law or Statute to the contrary thereof in any wise notwithstanding.

Clause in Act 22 Geo. II.

And whereas by an Act passed in the Twenty second Year of His Majesty's Reign, intituled, An Act for making a free Market for the Sale of Fish, in the City of *Westminster*; and for preventing the forestalling and monopolizing of Fish, and for allowing the Sale of Fish under the Dimensions mentioned in a Clause contained in an Act of the First Year of His late Majesty's Reign, in case the same are taken with a Hook, the Commissioners for building a Bridge cross the River Thames, from the New Palace Yard, in the City of Westminster, to the opposite Shore in the County of Surry, were impowered to make a Grant to the Trustees appointed by the said Act of the Twenty Second Year of His Majesty's Reign, of a Peice of Ground near Common Row, in the said City of Westminster, which was conveniently situated for holding the said intended Market, which Grant has been since made for the Purposes of the said Act: And whereas the said Peice of Ground may be found convenient for holding the said Corn Market, in Common with the said Fish Market; be it therefore enacted by the Authority aforesaid, That in case the Trustees herein before appointed by this Act, or any Nine or more of them, shall find the said Piece of Ground to be proper and convenient for holding the said Market for the Sale of Corn and Grain, that then it shall and may be lawful to and for the Trustees, appointed to put the said Act of the Twenty second Year of His Majesty's Reign in Execution, or any Five or more of them, to contract and agree with the Trustees for putting this Act in Execution, to permit and suffer the said Peice of Ground to be used as a free and open Market for all Sorts of Corn and Grain, Seed, Malt, Meal, and Flour whatsoever, in common with the said Market for the Sale of Fish; and the said Trustees appointed by the said Act of the Twenty second Year of His present

If the Scite of the Fish Market shall be convenient for holding the Corn Market in common with it, the Trustees of the recited and this Act are impowered to agree to permit such Use to be made thereof.

present Majesty's Reign, are hereby authorized and impowered, in case such Agreement shall take Place, to use and apply the said Peice of Ground for the holding of a Market for all Sorts of Corn and Grain, Seed, Malt, Meal, and Flour, in common with the said Market for the Sale of Fish; any Thing in the said Act of the Twenty second Year of his present Majesty, or any other Act contained to the contrary notwithstanding.

If such Agreement take Place, the Powers vested in the Trustees named in this Act, are to cease; and are to vest in Trustees named in the recited Act;

Provided always, in case such Agreement shall take Place, that then from and immediately after the Execution thereof, all the Powers and Authorities vested by this Act in the Trustees herein named, shall cease and determine; and that then and from thenceforth, the Trustees appointed to put in Execution the said Act of the Twenty second Year of his present Majesty, shall be, and they are hereby declared to be, Trustees for putting this Act in Execution, and shall be, and are hereby declared to be, invested with all and every the Powers and Authorities in this Act contained, in as full and ample Manner, to all Intents and Purposes, as if they had been originally nominated and appointed as Trustees for putting this Act in Execution.

and the Lessees of the Premisses are to be impowered by them, to permit the Houses, &c. therein, to be used for the Purposes of buying and selling Corn.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Trustees appointed to put the said Act of the Twenty second Year of his present Majesty's Reign in Execution, or any Five or more of them, in case such Agreement shall take Place as aforesaid, to impower the Lessee or Lessees of the said Premisses for the time being, his, her, or their Executors, Administrators, or Assigns, to permit or suffer any Person or Persons whatsoever, to inhabit, dwell in, or occupy, any Messuage, Dwelling-house, Shop, or other Building whatsoever, which shall be erected or built, in or upon any Part of the said Premisses, for the exercising or carrying on therein, any Occupation, Trade, or Business, which shall relate to the buying or selling of Corn and Grain, Seed, Malt, Meal, and Flour; any Law or Statute to the contrary notwithstanding.

Trustees may suspend the Payment of the Tolls for 3 Years;

and may also reduce the same.

Provided always, and be it further enacted by the Authority aforesaid, That it shall and may be lawful to and for the said Trustees, or any Nine or more of them, if they shall think fit, to suffer Corn and Grain, Seed, Malt, Meal, and Flour, to be sold for any Time not exceeding the Space of Three Years from the opening of the said Market, without the Payment of any Toll; and also to reduce or lessen the Toll, from time to time, as to them, or any Nine or more of them, at a publick Meeting assembled, shall appear reasonable. Notice of which

Meeting shall be given in the London Gazette, One Week at least before such Meeting) any thing in this Act contained to the contrary notwithstanding.

Trustees disabled from holding any Place of Profit under this Act.

Provided always, and be it further enacted and declared, That no Person or Persons appointed or to be appointed by this Act a Trustee or Trustees for putting the same in Execution, shall have or accept of any Place of Profit, arising out of or by reason of any Sums by this Act laid or granted, but such Person or Persons shall be incapable of acting as a Trustee or Trustees, from the Time of his accepting, and during the Enjoyment of such Place of Profit as aforesaid.

Election of new Trustees.

And, for continuing a sufficient Number of Trustees, for putting this Act in Execution; be it further enacted by the Authority aforesaid, That when and as often as any Trustee or Trustees, shall die, or by Writing under his or their Hand refuse to act, it shall and may be lawful for such of the said Trustees as shall survive or remain, or any Nine or more of them, at any General Meeting, by any Writing or Writings under their Hands and Seals, to elect, nominate, and appoint, One or more fit Person or Persons, in the Room or Place of such Trustee or Trustees so dying or refusing to act as aforesaid; and such Person or Persons so elected, nominated, or appointed, shall be joined with such surviving or remaining Trustees, in the Execution of all and every the Powers in them reposed by virtue of this Act.

First Meeting of the Trustees.

And be it further enacted by the Authority aforesaid, That the First Meeting of the said Trustees, shall be on the first Tuesday in July, One thousand seven hundred and fifty eight, at the House known by the Name of the King's Arms Tavern in New Palace Yard, within the said City of Westminster; and they shall have Power to adjourn their succeeding Meetings, from time to time, and to such Places within the said City or Liberty, as they shall think fit.

Power of Adjournment.

Limitation of Actions.

And be it further enacted by the Authority aforesaid, That if any Action, Plaint, Suit, or Information, shall be commenced or prosecuted against any Person or Persons for what he or they shall do in pursuance or Execution of this Act, the same shall be commenced within Six Months after the Offence committed; and such Person or Persons so sued in any Court whatsoever, shall and may plead the General Issue Not Guilty, and upon any Issue joined, may give this Act and the Special Matter in Evidence; and if the Plaintiff or Prosecutor shall become Nonsuit, or forbear further Prosecution, or suffer a Discontinuance; or if a Verdict pass against him, the Defendant

General Issue.

fendant shall recover Treble Costs, for which he shall have the like Remedy, as in any Case where Costs by the Law are given to Defendants. Treble Costs.

And be it further enacted by the Authority aforesaid, That this Act shall be deemed, adjudged, and taken to be a Publick Act, and be judicially taken Notice of as such by all Judges, Justices, and other Persons whatsoever, without specially pleading the same. Publick Act.

FINIS.