Anno tricesimo secundo

Georgii II. Regis.

An Act for the better enlightening and cleansing the open Places, Streets, Squares, Lanes, Courts, and other Passages, within the Part of the Manor and Liberty of *Norton Folgate*, otherwise *Norton Folley*, in the County of *Middlesex*, which is extraparochial; and regulating the Nightly Watch and Beadles therein.



WHEREAS Part of the Manor and Liberty of Norton Folgate, otherwise Norton Folley, in the County of Middlesex, is extraparochial, and the other Part thereof lies in the Parish of Saint Leonard Shoreditch, in the said County of Middlesex: And whereas the Part of the said Manor and Liberty which is in the Parish of Saint Leonard Shoreditch, is enlightened and watched under an Act of Parliament made and passed in the Twenty second Year of the Reign of His present Majesty, intituled, An Act for the better repairing the Highways, and cleansing Preamble.

the Streets, within the Parish of Saint *Leonard Shoreditch*, in the County of *Middlesex*; and for better enlightening the open Places, Streets, Lanes, Passages, and Courts there; and Regulating the Nightly Watch and Beadles within the said Parish: And whereas the Part of the said Manor and Liberty, which is out of the said Parish of Saint Leonard Shoreditch, is very populous, and a Place of great Trade and Resort; and the enlightening and cleansing the Streets, Lanes, Passages, Courts, and open Places, within the same, and keeping a sufficient and well regulated Nightly Watch therein, will greatly tend to the Benefit and Security as well of the Inhabitants thereof as of the Publick: May it therefore please Your most Excellent 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 from and after the Twenty fourth Day of June, One thousand seven hundred and fifty nine, the several Persons herein after named, and those who shall be chose to succeed them in Manner as herein after is mentioned, together with the Overseers of the Poor of the Part of the said Manor and Liberty which is extraparochial, for the time being, and their Successors, shall be, and are hereby, nominated and appointed Trustees for putting in Execution all the Powers and Authorities in and by this Act given; to wit,

Trustees Names.

Peter Auber, Peter Auber the younger, Zachariah Agace, Jacob Agace, John Batchelor, Benjamin Barreneau, Miles Burkit, John Brown, John Barber, Edward Calvert, John Canton, Samuel Cocksidge, James Curtis, John Davy, James Dalbiac, Simon Dalbiac, Matthew Lewis Desormeaux, Charles Dumbleton, James Godin, Joseph Green, Andrew Benjamin Gauraud, Solomon Hess, Henry Jeffries, Jacob Jamet, Edward Knight, John Landon, John Marsh, James Martell, Thomas Marriot, Thomas Mecham, Peter Ogier, Lewis Ogier, Thomas Abraham Ogier, Thomas Ougham, James Payton, Thomas Randall, Thomas Stalwood, John Saywell, John Sharrat, John Thornton, Samuel Totton, Charles Triquet, and John Van Sommer.

Time and Place of Trustees Meeting.

And be it further enacted by the Authority aforesaid, That the said Trustees hereby appointed, or any Seven or more of them, are hereby authorized and required to meet and assemble at the Court House in the said Manor on the Twenty seventh Day of June, One thousand seven hundred and fifty nine; and shall then and there proceed to put this Act in Execution, and appoint some Clerk to act under them; and shall and may then and there, and,

from

from time to time, afterwards, at any subsequent Meeting or Meetings, adjourn themselves, and, according to such Adjournment, may meet again to carry this Act into Execution; and the major Part of such said Trustees, assembled at any such Meeting or Meetings, may make such Orders and Regulations for carrying this Act into Execution, as they shall think proper; and may, from time to time, alter, vary, or repeal, any such Orders or Regulations as they shall think fit; but the respective Authorities and Powers hereby granted to the said Trustees shall not be carried into Execution at any Meeting, unless the Number of the Trustees, who shall be present at such Meeting, shall amount to Seven at least: And if at any such Meeting, Seven or more of such Trustees as aforesaid shall not appear, or, after appearing, shall go away before Business shall be then proceeded on; then the Trustees present at any such Meeting shall adjourn the same to some other Day, not exceeding Six Days from the Time of every such Adjournment; and publick Notice for the Trustees to meet at such adjourned Meeting, shall be given Three Days at least before the Time appointed for every such adjourned Meeting, in like Manner as Notice is herein after directed to be given for any other Meeting; and all such Trustees as aforesaid, at every Meeting which shall be had in pursuance of this Act, shall respectively defray their own Charges and Expences.

For want of a sufficient Number of Trustees to act, may adjourn to a future Day.

3 Days Notice of such Adjournment to be given.

Trustees to defray their own Expences.

Provided always, and be it enacted by the Authority aforesaid, That no Proceedings shall be had for carrying this Act into Execution, at any Meeting which shall at any Time be held after the said First Meeting hereby appointed, other than adjourning thereof, unless publick Notice of the Time of holding thereof, in Writing, and signed by the Clerk of the said Trustees, shall be first publickly fixed up in the Day-time by the Beadle, for the time being, of the said Part of the said Manor which is extraparochial, or some other Person for him, Six Days at least before the Time of such Meeting, on the Door of the Court-house, for the time being, of the said Manor; and unless also a like Notice, in Writing, shall be left by the said Beadle of the said Manor and Liberty for the time being, or some other Person for him, at the respective Houses or Places of Abode of all such said Trustees, Three Days at least before the appointed Time at which any such Meeting shall be fixed to be held.

Notice to be given of future Meetings.

And be it enacted by the Authority aforesaid, That when and as often as any of the said Trustees hereby appointed, or who shall be elected in Manner herein after mentioned,

On Death or Removal of Trustees, others to be chosen.

shall die, or remove out of the Part of the said Manor and Liberty which is extraparochial, or shall refuse to act, or shall neglect to act for the Space of Two Years, it shall be lawful for such of the Inhabitants who shall reside in the said Part of the said Manor and Liberty which is extraparochial, and who have served or fined, or shall hereafter serve or fine, for the Office of Overseer, Constable, or Headborough, or any of them, within and for the said Manor, and Liberty, to meet and assemble themselves together in the Court-house, for the time being, of the said Manor, as often as Occasion shall require, on publick Notice, signed by the Clerk of the said Trustees, being fixed up by the Beadle of the said Manor, or some other Person for him, on the Door of the said Court-house, Six Days at least before any such Meeting, specifying for what Purpose such Meeting is appointed to be had; and the major Part of such Inhabitants who shall, pursuant to any such Notice, meet or assemble themselves together at such Court-house, shall and may, from time to time, elect and appoint some other fit Person or Persons, who shall be an Inhabitant or Inhabitants of the Part of the said Manor and Liberty which is extraparochial, in the Place or Stead of such Trustee or Trustees so dead, removed, or refusing or neglecting to act, as aforesaid; and all and every such Person and Persons who shall be so, from time to time, elected and appointed a Trustee or Trustees as aforesaid, shall, from the Time of their respective Appointment, have the same Power and Authority, in all Things relating to the Execution of this Act, as if he or they had been expressly named and appointed a Trustee or Trustees in or by this Act.

Notice to be given of such Election.

Qualification of Trustees.

Provided also, and be it likewise enacted by the Authority aforesaid, That after the making any Rate or Assessment by this Act directed to be made, no Person hereby appointed a Trustee, or who shall be hereafter elected a Trustee, for the carrying this Act into Execution, shall act as a Trustee in the Execution of any of the Powers given by this Act, but for and during such Time only as he shall be an Inhabitant within the Part of the said Manor and Liberty which is extraparochial; nor unless at the Time of his so acting, he shall be rated Twenty Shillings within the Year, in which he or they shall so act, in the whole, to all or some of the Rates or Assessments by this Act directed to be made: And if any Person or Persons, disqualified or declared incapable to act in the Trust aforesaid, shall nevertheless act in any wise as a Trustee or Trustees in the Execution of this Act; every such Person or Persons so offending shall, for every such

Penalty on acting, if not qualified.

Offence, forfeit and pay the Sum of Ten Pounds, to be recovered in a summary Way before any Two Justices of the Peace for the County of Middlesex, or in any of His Majesty's Courts of Record at Westminster, by Action of Debt, or on the Case, or by Bill, Suit, or Information, wherein no Essoin, Protection, Wager of Law, or more than One Imparlance, shall be allowed: And it shall be incumbent on the Person or Persons so prosecuted, to prove that he or they was or were qualified as aforesaid, or otherwise he or they shall forfeit and pay the said Sum of Ten Pounds, without any other Proof or Evidence on the Part of the Prosecutor, than that such Person or Persons hath or had acted as a Trustee or Trustees in the Execution of this Act; One Moiety of which said Penalty shall go and be paid to the Prosecutor, and the other Moiety to the Trustees under this Act for the time being, to be applied as the other Penalties and Forfeitures are herein after directed to go and be applied.

Trustees not to act where interested.

And be it further enacted by the Authority aforesaid, That if any Person or Persons appointed, or who shall hereafter be appointed or chose, a Trustee or Trustees for the Purposes of this Act, shall accept of, or be in, any Office under the Trustees, in any ways relating to the Matters comprised in this Act, or enter into, or have any Share or Interest in, any Contract relating to the Execution of any of the Purposes of this Act, all and every such Person and Persons, during his and their Continuance in such Office, or for the Term of every such Contract, shall be incapable of acting as a Trustee in the Execution of this Act.

Trustees may appoint the setting up of Lamps;

And be it further enacted by the Authority aforesaid, That from and after the said Twenty fourth Day of June, such a convenient and sufficient Number of Glass Lamps, of such Sort and Fashion as the major Part of the said Trustees, at any publick Meeting to be held by them in pursuance of this Act, shall think necessary, and order or appoint, shall be erected and set up in such Manner, and at such Places, within the Part of the said Manor which is extraparochial, as the major Part of the said Trustees, at any such publick Meeting as aforesaid, shall direct or order; and the major Part of such said Trustees, at any such publick Meeting as aforesaid, may contract for such Sum or Sums of Money, and in such Manner, as they shall think fit, with any Person or Persons, for such Lamps, or may find or provide the same themselves as they shall think fit; and also may contract or agree with any Person or Persons for the enlightening, cleansing, supplying, maintaining, and repairing, such Lamps, from

and may find the same themselves, or contract for them, and the lighting thereof.

the

the Close of the Day in every Evening, until Day-light the next Morning, throughout or during the whole Year, or not less than Nine Months in the Year, as the major Part of such Trustees, present at any publick Meeting or Meetings to be held by them in pursuance of this Act, shall, from time to time, order or direct; and shall set down in Writing in the Book of their Proceedings to be kept as herein after is directed, what Sum shall from time to time be agreed to be paid for such Lamps, or to the Person or Persons whom they shall contract with for such Lamps, and to light, repair, and maintain the same, and all Irons, Posts, and other Furniture, thereto belonging.

Property of the Lamps and Furniture vested in Trustees.

And be it further enacted, That the sole Property of the said Lamps, and of the Posts, Irons, and Furniture, thereto belonging, shall be vested in the Trustees for putting this Act in Execution, and they, or any Five or more of them, are hereby authorized and impowered to bring Actions, or prefer Indictments, in the Names of any Five or more of them, against any Person or Persons who shall steal, take away, or wilfully break, damage, or spoil, the same Lamps, or any of them, or any of the Posts, Irons, or Furniture, thereto belonging.

Penalty of breaking or extinguishing Lamps.

And be it further enacted, That if any Person or Persons shall break, throw down, or extinguish, any Lamp or Lamps that shall be hung out or set up by virtue of this Act, or damage any such Lamp, or the Post, Iron, or other Furniture thereof, every Person so offending therein, and being thereof convicted by Oath of One or more credible Witness or Witnesses, before any One or more Justice or Justices of the Peace for the said County of Middlesex, shall, for every such Offence, forfeit and pay the Sum of Ten Shillings, over and above all Damages as shall be proved on Oath before any such Justice or Justices to have been done.

Persons convicted thereof, not paying the Penalty, to be committed.

And be it further enacted by the Authority aforesaid, That if any Person or Persons who shall be convicted, in the Manner directed by this Act, of breaking, throwing down, extinguishing, or damaging, any such Lamp or Lamps, or of damaging any of the Posts, Irons, or other Furniture thereof, shall not, immediately after every such Conviction, pay down the Money forfeited, together with the Amount of all Damages as shall be proved on Oath before any such Justice or Justices to have been done; then, and in every such Case, every such Person shall be committed by such Justice or Justices as aforesaid, to some House of Correction for the said County of Middlesex,

dlesex, there to remain and be kept to hard Labour, for any Time not exceeding One Calendar Month, nor less than Six Days, as any such Justice or Justices, according to the Nature and Degree of the Offence, shall think fit, or until Payment before that Time shall be made of the pecuniary Penalty forfeited, and the Damages, as aforesaid.

Trustees may contract for cleansing the Streets.

And be it further enacted by the Authority aforesaid, That from and after the said Twenty fourth Day of June, the major Part of the said Trustees for putting this Act in Execution, present at any publick Meeting, shall Once or oftener in every Year, at some or One of their publick Meetings, which shall be had by them in pursuance of this Act, agree or contract with One or more fit Person or Persons for the cleaning and keeping clean, from time to time, all the Streets, Courts, Lanes, Squares, Alleys, open Places, and other Passages, where Buildings are erected, and the Streets are paved, in that Part of the said Manor and Liberty which is extraparochial; and such Person or Persons, so contracted with, shall, Two Days in every Week, that is to say, On every Tuesday and Friday, well and effectually sweep, or cause to be swept and cleaned, in a proper Manner, all the Streets, Squares, Lanes, Courts, Alleys, Passages, and other Places, within the said Part of the said Manor which is extraparochial, and afterwards carry, or cause to be carried away, all Dirt and Soil there made, found, or swept up; and shall also on Tuesday and Friday in every Week, or oftener, if there shall be Occasion, and between the Hours of Six and Twelve in the Morning, and Two and Five in the Afternoon, bring, or cause to be brought, a competent Number of Carts, or other convenient Carriages, into all the said Streets, Lanes, Squares, and other open Passages and Places, where such Carts or Carriages can pass or come within such Part of the said Manor and Liberty as is extraparochial, and in such Places into which the same cannot come or be brought, then as near thereto as the same can conveniently be brought, and, at or before their Approach, by Sound of Bell, Horn, or Clapper, or otherwise with a loud, audible, and distinct Voice or Cry, shall give Notice to the Inhabitants of their coming, and give the like Notice in every Court, Alley, or Place, into which the said Carts or Carriages cannot come or pass, and shall abide and stay at or near all the said Places a convenient Time, to the Intent that the Persons concerned may respectively bring forth their respective Dirt, Ashes, Rubbish, Dust, and Filth, to the Doors of their Houses, or other Premisses,

wherefrom the Person or Persons who shall be contracted with, as aforesaid, to cleanse the said Part of the said Manor and Liberty which is extraparochial, his or their Servants or Agents, shall, from time to time carry away, or cause the same to be taken and carried away, without being paid any thing for so doing, other than and except what, by any such Contract, shall be agreed to be paid, on Pain that every such Contractor or Contractors, who, or whose Servants, shall be negligent, or offend in the Premisses, shall forfeit and pay for every such Neglect or Default, the Sum of Twenty Shillings.

Penalty on Contractors neglecting their Duty;

and of Owners not removing Rubbish, &c. occasioned by building.

Provided always, and be it enacted by the Authority aforesaid, That nothing herein contained shall extend, or be construed to extend, to compel any such Contractor or Contractors, as aforesaid, to remove or carry away any Dirt, Filth, Soil, or Rubbish, occasioned by the carrying on or exercising any Trade, Manufacture, or Business, or by the pulling down, erecting, repairing, or altering, of any Messuage or Messuages, Tenement or Tenements, Erection or Building, but all such Dirt, Filth, Soil, and Rubbish, occasioned by the Means aforesaid, shall be forthwith carried away by the respective Person or Persons who shall put, or cause the same to be put, in any publick Street or Place within the said Part of the said Manor which is extraparochial, upon Pain of forfeiting and paying the Sum of Forty Shillings for every such Offence.

Penalty on throwing Soil, into the Streets,

And be it further enacted by the Authority aforesaid, That no Person or Persons shall throw, cast, lay, set, or place, or cause to be thrown, cast, laid, set, or placed, any Ashes, Rubbish, Dirt, Dust, Dung, Filth, or other Annoyance or Annoyances whatsoever, into or in any open Street, Lane, Court, or other publick Passage, Place, or Watercourse, within any Part of the said Manor and Liberty which is extraparochial, or any Timber, Stone or Stones, Drays, Carts, or Carriages, or any Butt or Cask, except during such Time only as may be requisite for the putting down or removing any such Butt or Cask into or out of any Store or other Cellar or Vaults or saw, or cause to be sawed, any Stone or Timber, in any open Street, Lane, Court, or other publick Passage or Place within the Part of the said Manor which is extraparochial, upon Pain of forfeiting and paying, for every such Offence, the Sum of Twenty Shillings.

and on Contractors sifting Ashes or Cinders in the Streets.

And be it further enacted by the Authority aforesaid, That no Person or Persons, who shall contract to cleanse such Streets as aforesaid, his or their Servants or Agents, shall sift any Ashes or Cinders in any Cart or Carriage,

or in any open Street or Place within that Part of the said Manor which is extraparochial, upon Pain to forfeit and pay, for every such Offence, the Sum of Five Shillings.

No Person to keep or feed any Swine in the Streets.

And be it further enacted by the Authority aforesaid, That no Person or Persons from and after the said Twenty fourth Day of June, shall breed, feed, or keep, any Swine, within One hundred Feet of any of the Houses, Yards, or Backsides, of the Streets, Courts, Squares, Lanes, Passages, or Alleys, of that Part of the said Manor or Liberty which is extraparochial, or suffer any Swine to go about the Streets, Courts, Squares, Lanes, Passages, or Alleys aforesaid, upon Pain of forfeiting the same to the Overseers of the Poor of the Part of the said Manor and Liberty which extraparochial, for the Use of the Poor thereof, and which Overseer or Overseers is and are hereby authorized to seize, sell, and dispose thereof for the Purpose aforesaid; and it shall be also lawful for any such Overseer or Overseers, or the Constable, or any Headborough or Beadle, of the Part of the said Manor and Liberty which is extraparochial, at all Times after the said Twenty fourth Day of June, in the Day-time, by Warrant under the Hands and Seals of any Two of his Majesty's Justices of the Peace for the said County of Middlesex, to search in all such Places aforesaid, in the Part of the said Manor or Liberty which is extraparochial, for the finding all such Swine, and to seize, take, drive, and carry away all such Swine as shall be found on any such Search, and the same to sell for the best Price that can be had or got for them; and the Money thereby produced, if any such Swine shall not be seized by an Overseer or Overseers, forthwith to deliver to One of the Overseers of the Poor of the Part of the said Manor and Liberty which is extraparochial, to be applied for the Use of the Poor thereof.

Penalty on Persons putting or casting out Night Soil in or near the Streets.

And be it further enacted by the Authority aforesaid, That if any Person or Persons shall put or cast, or cause to be put or cast, out of any Cart, Tub, or otherwise, any Night Soil, in or near any of the Streets, Squares, Lanes, Alleys, or Ways, in the said Part of the said Manor and Liberty which is extraparochial, it shall be lawful for any of the Watchmen who shall be employed to watch within the said Part of the said Manor and Liberty which is extraparochial, or any other Person or Persons, by Authority of this Act, to apprehend and carry him or them guilty of any such Offence, to the Watch-house of the said Part of the said Manor and Liberty which is extraparochial, and from thence, as soon as conveniently may be,

before

before some Justice of the Peace for the said County of Middlesex, who, upon Oath made of any such Offence as aforesaid being done by the Party or Parties apprehended, may commit the Person or Persons charged to have offended as aforesaid to the House of Correction for the said County of Middlesex, there to be kept at hard Labour, for any Time not exceeding One Calendar Month; and it shall be lawful for any Five or more of such said Trustees, by any Order signed by them respectively, to direct or order any Sum of Money not exceeding Twenty Shillings, to the Person or Persons who shall detect and convict any one guilty of any such Offence as last-mentioned, to be paid upon Conviction of the Offender or Offenders, by some or One of the Collectors who shall be appointed as herein after is directed, as any such Trustees shall order to pay the same out of the Money which shall be collected on the Rate or Assessment which shall be made in pursuance of this Act, and then remain in, or then after come to, the Hands of any such Collector or Collectors; which Payment every such Collector shall make according to such Order, under Pain of forfeiting for every Neglect, the Sum of Twenty Shillings.

Trustees on Complaint, to view Nuisances, and give Notice thereof to Offenders to remove the same.

And be it further enacted by the Authority aforesaid, That it shall and may be lawful for the said Trustees, or any Five or more of them, upon Complaint to them made of any Nuisance or Obstruction within the Part of the said Manor and Liberty which is extraparochial, contrary to the true Intent and Meaning of this Act, to view the same; and if on viewing thereof, the same, in the Judgement of the said Trustees, or any Five or more of them, shall be deemed to be a Nuisance, or any Obstruction to the publick Passage within the Part of the said Manor or Liberty which is extraparochial, then, and in any such Case, the said Trustees, or any Five or more of them, shall give or leave Notice in Writing, signed by Five or more of them, to or for the Person or Persons who hath or shall have occasioned the same, to remove such Nuisance or Obstruction within Twenty four Hours after every such Notice shall be given to or left for him, her, or them, at his, her, or their usual Place of Abode; and in case the Person or Persons to or for whom any such Notice in Writing shall be given or left as aforesaid, shall not, within the said Space of Twenty four Hours after such Notice shall be so given to or left at his, her, or their usual Place of Abode, as aforesaid, abate such Nuisance, and remove every such Obstruction, he, she, or they, offending in the Premisses, shall forfeit and pay for every such Offence, the Sum of Forty Shillings; and it shall also be lawful to and for the said Trustees,

Trustees, or any Five or more of them, to cause every such Nuisance to be abated, and Obstruction to be removed, in such Manner as they shall think proper; and the Expence thereof, as the same shall be ascertained by any Justice of the Peace for the said County of Middlesex, shall be paid by the Person or Persons guilty of any such Nuisance, or making such Obstruction; and shall be recovered and levied in such Manner as the Penalties and Forfeitures hereby inflicted are directed to be recovered and levied.

Trustees to appoint Number of Watchmen and Beadles;

And be it further enacted by the Authority aforesaid, That the major Part of the said Trustees present at any publick Meeting, from and after the said Twenty fourth Day of June, shall and may, from time to time, yearly, and every Year, appoint what Number of Watchmen they shall judge necessary to be kept in the said Part of the said Manor and Liberty which is extraparochial, for the Year ensuing, or any other Space of Time, and nominate, elect, and appoint, such honest and able-bodied Men to be employed in that Service, as they shall think best qualified for the same; and also One or more Beadle or Beadles (but not exceeding Two;) and shall likewise appoint and set down in Writing, how, where, and at what Stands, the several Watchmen shall be stationed, and in what Manner, and how often they shall go their Rounds, and how they shall be armed and clothed, and for what Time, or how long, they shall continue upon their Watch, and what Wages shall be allowed and paid to every such Watchman, Beadle or Beadles, respectively, for their Attendance and Duty; and shall also order and set down in Writing, in what Manner the Constable, Headboroughs, and Beadle or Beadles, of the said Part of the said Manor which is extraparochial, shall respectively attend, and in what Parts thereof; and the said Trustees, or the major Part of them, who shall assemble at any publick Meeting, are hereby authorized, from time to time, to uphold, support, sustain, maintain, and keep in good and sufficient Repair, the Watch-house, for the time being, belonging to the said Manor and Liberty, and likewise to hire or erect proper Places for the Stands or Reception of such Watchmen; and likewise to make and set down in Writing all such Orders and Regulations for the Government and Direction of the Constable, Headboroughs, Beadle or Beadles, and Watchmen respectively, of the Part of the said Manor which is extraparochial, and for the due Execution of this Act, as the Nature of each particular Service shall appear to the major Part of such said Trustees, assembled together at any publick Meeting, to require, so

and the Constable and Headboroughs, &c. how and where they shall attend;

repair the Watch-house, and erect Stands for the Watchmen;

and to make Orders and Regulations in Writing for the Constable, Headboroughs, Beadles, and Watchmen.

as the same be not contrary or repugnant to the Laws of this Realm.

Copies of Orders to be delivered by the Clerk to the Constable, &c.

And be it further enacted, That all Orders and Regulations which shall, from time to time, be made for the better Direction and Government of the Constable, Headboroughs, Beadle or Beadles, and Watchmen, as aforesaid, shall be signed by the major Part of the said Trustees present at the making thereof, and entered in a Book or Books to be kept by the Clerk who shall be appointed by such Trustees, in pursuance of this Act; and such Clerk shall cause a Copy of all such Orders, signed by him, to be delivered to the Constable and Headboroughs for the time being respectively, within that Part of the said Manor and Liberty which is extraparochial, or their sufficient Deputy or Deputies, to be approved of by the major Part of the said Trustees present at any publick Meeting; and also to the Beadle or Beadles and Watchmen of the said Part of the said Manor and Liberty which is extraparochial; which Orders every such Constable, Headborough, Beadle, and Watchman, shall, to the utmost of his Power, observe, upon Pain to forfeit and pay, for every Neglect or Default in not observing the same, the Sum of Ten Shillings.

Constable, &c. to apprehend all suspected Persons.

And be it further enacted, That every such Constable and Headborough, or their Deputy or Deputies, to be allowed and approved of as aforesaid, and such Beadle or Beadles, to be appointed as aforesaid, shall, in their several Turns or Courses of Watching, use their best Endeavours to prevent all Mischiefs happening by Fire, and all Murders, Burglaries, Robberies, and other Outrages and Disorders; and to that end shall and they are hereby respectively impowered and required to apprehend and detain all Malefactors, Rogues, Vagabonds, and Disturbers of the Peace, and all Persons whom they shall have reason to suspect have any evil Designs, and who shall be found loitering or misbehaving themselves in any Part of the said Manor and Liberty which is extraparochial, and shall carry them, as soon as conveniently may be, before One or more Justice or Justices of the Peace for the said County of Middlesex, to be examined and dealt with according to Law; and every Constable and Headborough, and their Deputy or Deputies, to be allowed as aforesaid, shall twice or oftener, at convenient Times in every Night in which they shall respectively watch, go about the said Part of the said Manor which is extraparochial, and shall take Notice whether all the Watchmen perform their Duties in their several Stations, according to such Orders and Regulations as shall be made for that Purpose, as aforesaid;

aforesaid; and in case any Watchman shall misbehave himself, or neglect his Duty, the said Constable, Headboroughs or their Deputy or Deputies, as aforesaid, who shall discover the same, shall, as soon as conveniently may be, give Notice thereof to the Overseers of the Poor for the time being of the said Part of the said Manor and Liberty which is extraparochial, who are hereby authorized and required to suspend every such Watchman from the Execution of his Office, and appoint some other fit Person or Persons to officiate therein until the next publick Meeting of the said Trustees shall be had, when the said Overseers, or One of them, shall attend, and acquaint the Trustees assembled at such next Meeting with the Misbehaviour or Neglect of such Watchman, in order for the said Trustees to proceed to the Examination of the Offence, and to make such Order in the Premisses as to them shall seem just; and if any such Overseer shall omit to attend such said Trustees at their said next publick Meeting to be held by them, to make out his Charge against any such Watchman, every such Overseer shall forfeit and pay, for every such his Neglect or Default, the Sum of Forty Shillings.

Watchmen neglecting their Duty to be suspended by the Overseers.

Penalty on Overseer's neglecting to make out his Charge against any Watchman suspended by him.

And be it further enacted by the Authority aforesaid, That if the Constable, or any of the Headboroughs, Deputies, Beadle or Beadles, within the said Part of the Manor which is extraparochial, shall wilfully neglect to attend in his or their Turn to keep Watch, or shall not come to keep Watch in Manner, or during the Times, which shall be appointed by the major Part of the said Trustees at any publick Meeting assembled for his or their Attendance therein, or shall depart from or leave keeping Watch during the respective Hours which shall be appointed by the major Part of the said Trustees at any publick Meeting assembled, for keeping the same, or shall in any wise neglect his or their Duty, or misbehave himself or themselves, in each and every of the said Cases, the Person or Persons so offending shall respectively forfeit and pay the Sum of Forty Shillings for every such Offence.

Penalties on Constables, Headboroughs or Bedels, neglecting their Duty.

And be it further enacted, That it shall and may be lawful for the said Watchmen, or any of them, during the Time of their keeping Watch, to apprehend and detain all Malefactors, Rogues, Vagabonds, Disturbers of the Peace, and all other Persons whom they shall have any just Reason to suspect have any evil Designs, and who shall be found by them loitering or misbehaving themselves within any Part of the said Manor which is extraparochial, and to deliver the Person or Persons who shall be so apprehended by them, or any of them, as soon as conveniently may be, to the Constable,

Watchmen to apprehend suspected Persons,

and carry them before the Constable of the Night.

Constable, Headborough, or Deputy of the Night, Beadle or Beadles, who shall be at the Watch-house of the said Manor; who is and are hereby required to detain every such Person, and with all convenient Speed, to carry the Person or Persons who shall be so apprehended by any such Watchman or Watchmen, before some Justice or Justices of the Peace for the said County of Middlesex, to be examined and dealt with according to Law.

And, for the raising of Money for buying or hiring, setting up, maintaining, and repairing, the said Lamps, and cleansing the said Streets, Lanes, Courts, and other Places, and for paying the said Beadle or Beadles and Watchmen, and defraying all other the incidental Charges attending the carrying of this Act into Execution; be it

Trustees to make Rates and Assessments on Inhabitants for the Purposes of this Act.

further enacted by the Authority aforesaid, That the major Part of the said Trustees, at any publick Meeting to be held by them, at the Court-house, for the time being, within the said Manor, pursuant to a Notice first given for the holding thereof, pursuant to the Directions of this Act, shall and may, at any time after the said Twenty fourth Day of June, make and settle such Rates and Assessments, as they shall from time to time think necessary, upon all and every Person and Persons who do or shall inhabit, hold, or enjoy, any Messuage, House, Shop, Warehouse, Vaults, Coach-house, Stable, or other Buildings, or Part of any Buildings or Tenements, within that Part of the said Manor and Liberty which is extraparochial, not exceeding One Shilling and Four Pence in the Pound, according to the real annual Value or Rack Rent thereof, for and towards the raising the full Sum of Money by them judged necessary to be charged upon the Part of the said Manor and Liberty which is extraparochial, to answer the Purposes of this Act; which Rates and Assessments, and all Arrears due upon the same, shall be collected quarterly, or otherwise, from the said Inhabitants and Occupiers, by such Person and Persons as the major Part of the said Trustees, at any such publick Meeting, shall, from time to time, appoint to collect and receive the same; and the said Rates and Assessments shall be subject to, and chargeable with, the Payment of such Sum and Sums of Money as shall be borrowed by the said Trustees for the Purposes of this Act, and pursuant to the Powers herein after vested in them.

Assessments, how to be recovered.

And be it further enacted by the Authority aforesaid, That all Rates and Assessments which shall be made in pursuance of this Act, shall be paid by the respective Tenants or Occupiers of the respective Premisses for the time being; and if any Person or Persons so rated or assessed,

shall

shall refuse or neglect to pay the Money which he, she, or they, shall be by any such Rate or Assessment charged or assessed to pay, by the Space of Three Days after Demand thereof made by any Collector or Collectors, who shall be appointed to collect and receive the same; then, and in every such Case, it shall and may be lawful to and for the Person or Persons who shall be appointed to collect any such Rate or Assessment by virtue of this Act, by Warrant under the Hands and Seals of Two or more of the Justices of the Peace for the said County of Middlesex, to levy such Money by Distress and Sale of the Goods and Chattles of the Party so neglecting or refusing to pay the same, which shall be found within the Part of the said Manor and Liberty which is extraparochial, or in any Parish or Place out of the said Manor and Liberty, as if found within the Part of the said Manor and Liberty which is extraparochial, rendering to the Party or Parties whose Goods shall have been so distrained and sold the Overplus, if any, the reasonable Charges of making such Distress and Sale being first deducted.

And whereas it may happen that Persons will remove out of the Part of the said Manor and Liberty which is extraparochial, without paying the Rates or Assessments which in pursuance of this Act shall be charged or assessed on them respectively during their Residence therein, and that other Persons may enter on and occupy, for Part of the Year, the Houses, Tenements, or Hereditaments, from or out of which the former Tenant or Tenants, who shall have been charged as aforesaid, hath or have removed, by reason whereof Part of the Money contained in such Rates or Assessments may be annually lost, if some Provision is not made for that Purpose; be it therefore further enacted by the Authority aforesaid, That where any Person or Persons shall come into or occupy any House, Land, Tenement, or Hereditament, or other Premisses, out of or from which any other Person therefore assessed towards Payment of any Rate made in pursuance of this Act, shall be removed, or which at the Time of making such Rate was empty or unoccupied; that then every Person so removing from, and every Person so coming into or occupying the same Premisses, shall be liable to pay such Rate, in Proportion to the Time that such Person occupied the same respectively, in the same Manner, and under the like Penalty of Distress and Sale, as if such Person so removing had not removed, or such Person so coming in or occupying had been originally rated or assessed in such Rate or Assessment; and which said Proportion, in case of Dispute, shall be ascertained by the major Part of the said Trustees, at some publick Meeting which shall be

Occupiers of Part of a Year, how to be assessed.

held by them at the Court-house for the time being of the said Manor.

And whereas several Houses, Tenements, and Hereditaments, in the Part of the said Manor and Liberty which is extraparochial, are, by the several Landlords or Owners thereof, let out in Lodgings or Tenements, or ready furnished, to divers Tenants, whereby it will be difficult to rate and assess the Occupiers of such Houses, Tenements, and Hereditaments, and to recover such Rates and Assessments when made, without Provision is made for that Purpose; be it therefore further enacted by the Authority aforesaid, That the major Part of the said Trustees, at any publick Meeting to be had by them, shall and may, in any Rate or Assessment which shall be made in pursuance of this Act, rate and assess the Landlord or Landlords, Owner or Owners, Occupier or Occupiers, of all such Houses, Tenements, and Hereditaments, as shall be let to, or occupied by, Two or more Tenants, or let out ready furnished; which Rate or Assessment shall be paid by One or more of the Occupiers of any Part of such Houses, Tenements, or Hereditaments; and in case any Occupier or Occupiers of any such Houses, Tenements, or Hereditaments, shall neglect or refuse to pay the same, then the said Rate and Assessment shall be levied by Distress and Sale of the Goods of him, her, or them, so refusing to pay the same, or of the Landlord whose House or Tenement shall be let out ready furnished; which Distress and Sale shall be made in like Manner as Distresses and Sales of the Goods of the other Parties neglecting or refusing to pay the Rates and Assessments made by virtue of this Act, are directed to be made; and such Occupier and Occupiers of such Tenement or Tenements is and are hereby required and authorized to pay such Sum and Sums of Money as shall be so rated, imposed, or assessed, on the Owner or Owners thereof, in pursuance of this Act, and to deduct the same out of the Rent payable in Respect of such Premisses to the Landlord or Owner or Owners thereof; and the Landlord or Landlords, Owner or Owners, of the said Premisses, is and are hereby required to allow all such Money which shall be paid in pursuance of this Act, upon Receipt of the Residue of his, her, or their Rent; and every such Tenant, paying the Money charged by any such Rate or Assessment, shall be acquitted and discharged against his, her, or their Landlord or Landlords, or the Owner or Owners of the said Premisses, for so much Money as the Rate or Assessment paid by any such Tenant or Occupier shall amount unto, as if the same had been actually paid

Houses let in Tenements, how to be assessed.

to

to such Person or Persons to whom his, her, or their Rent was due or payable.

Persons giving Notice to the Overseers of the Poor of their putting out Lamps at their own Expence, to be abated One Fourth of the Rate.

Provided also, and it is hereby also enacted by the Authority aforesaid, That if any Person or Persons within the said Part of the said Manor and Liberty which is extraparochial, shall, at any Time within Twenty Days before the Twenty fourth Day of June in any Year, give Notice in Writing to any Overseer of the Poor within the Part of the said Manor and Liberty which is extraparochial, or leave any Notice in Writing at the House of any such Overseer of the Poor, of his, her, or their Intention to put up a Lamp or Lamps at his, her, or their respective House or Houses, or Buildings, of the like Sort, or a better than shall be put up by the said Trustees under this Act, and pursuant to such Notice, shall put up, or cause to be put up, such Lamp or Lamps, at his, her, or their own Expence, at each of his, her, or their respective House or Houses, Building or Buildings, and shall cause such Lamp or Lamps to be kept lighted at and for the same Time as the Lamps which shall be put up by the said Trustees, by virtue of this Act, are hereby required to be kept lighted; then every such Person shall have an Abatement of One Fourth Part of the Sum which any such Person or Persons shall be assessed to pay, in any Rate or Rates which shall be made in pursuance of this Act during the Year or Time any such Person shall have given Notice for putting up and maintaining a Lamp or Lamps at his, her, or their respective House or Houses, Building or Buildings; but in case any such Person or Persons who shall give such Notice as aforesaid, of his her, or their Intention to put up such Lamp or Lamps, and to keep the same lighted as aforesaid, shall neglect so to do, then every such Person so neglecting shall, for each Night's Neglect, forfeit and pay the Sum of Two Shillings; and if any Person or Persons who shall have given such Notice as aforesaid, shall die, or remove out of or from his, her, or their House or Building, within that Part of the said Manor and Liberty which is extraparochial, in every such Case, the Person or Persons from time to time occupying such House or Building, shall be subject and liable, for the Remainder of the Year or Time for which any such Notice of putting up a Lamp or Lamps as aforesaid, was given, to the Forfeiture of the like Sum of Two Shillings for every Night's Neglect in putting up such Lamp or Lamps, and keeping the same lighted as aforesaid.

Penalty on Persons neglecting to put out Lamps after Notice.

And be it further enacted by the Authority aforesaid, That every such Overseer as aforesaid shall deliver every

Penalty on Overseers neglecting to deliver Notices of Persons intending to put up Lamps.

Notice in Writing, which he shall receive from any Person or Persons, of his, her, or their Intention to put up a Lamp or Lamps at his, her, or their respective House or Houses, or Buildings (according to the Liberty herein before granted) unto the said Trustees who shall be present at their next publick Meeting, which shall be held by them in pursuance of this Act after such Overseer's Receipt of any such Notice; and if any such Overseer shall neglect or refuse so to do, he shall forfeit and pay for every such Neglect or Refusal, the Sum of Forty Shillings.

All publick Buildings to be assessed in Proportion to the Rent; but not higher than 6 *d.* in the Pound.

And, forasmuch as it is reasonable that all publick Buildings should be rated and assessed in due Proportion, towards the better enlightening the Part of the said Manor which is extraparochial, be it enacted by the Authority aforesaid, That all Church-yards, Chapels, Meeting-houses, Schools, and publick Buildings whatsoever, within the Part of the said Manor and Liberty which is extraparochial, shall be charged towards lighting such Lamps as aforesaid in the Rate or Assessment hereby directed to be made; Regard being always had to the Number of Lamps which shall be found necessary for the lighting the same respectively, and so as in such Rate or Assessment, no Church-yard, Chapel, Meeting-house, or publick Building, be rated higher than after the Proportion of Six Pence in the Pound on the annual Value thereof, or at the Rack-rent thereof, where the same is or are held under Rent.

Churchwardens and other Head Officers, to be charged with and pay the Assessments thereon.

And be it also enacted by the Authority aforesaid, That the Churchwardens of the Parish to which any Church-yard which shall be rated in pursuance of this Act doth or shall belong, and the Chapelwardens of every Chapel, and the respective Head Officers, Masters, Wardens, and Governors, of all Meeting-houses and Schools, and the Occupiers or Proprietors of all publick Buildings, which are or shall be in the said Part of the said Manor and Liberty which is extraparochial, which shall be rated in pursuance of this Act, are hereby charged with, and required to pay, the Rates and Assessments which shall, from time to time, be so rated and assessed upon any such Church-yard, Chapel, Meeting-house, School, or other publick Building respectively.

Persons who do not pay 4*l.* a Year Rent, not to be assessed. Settlement not to be gained by paying the Rates, or by serving as Watchman or Beadle.

Provided always, and be it enacted by the Authority aforesaid, That no Occupier of any Messuage or Tenement (other than such which shall be let out to several Tenants, or ready furnished) who doth not really pay, or occupy a Messuage or Tenement of the true yearly Value or Rent of Four Pounds, shall be charged to or assessed in any Rate or Assessment which shall be made in pursuance of

this

this Act; and that no Person or Persons who shall be charged in, or to pay, or shall pay, to, any of the Rates or Assessments which shall be made by virtue or in pursuance of this Act, shall be deemed or construed thereby to gain any Settlement in the Part of the said Manor and Liberty which is extraparochial; nor shall any Person by being employed either as a Watchman or Beadle in the said Part of the said Manor and Liberty which is extraparochial, gain any Settlement therein.

Trustees to appoint Collectors yearly.

And, to the Intent the Rates and Assessments hereby directed to be made, may be collected and received for the Purposes of this Act; be it further enacted by the Authority aforesaid, That the major Part of the said Trustees who shall assemble together, shall yearly, at One of their publick Meetings, appoint Two or more fit and able Persons, Inhabitants, within the Part of the said Manor and Liberty which is extraparochial, to collect the Rates and Assessments which shall be made in pursuance of this Act, within the Year ensuing next after every such Appointment, who shall take upon themselves respectively the Execution of the said Office: And if any Person or Persons, who shall be appointed to be a Collector or Collectors as aforesaid, shall, on the tendering to him or them respectively any Rate or Assessment which shall be made, and is to be collected in pursuance of this Act, refuse or neglect to take upon himself or themselves the Execution of the said Office of Collector or Collectors of such Rate or Assessment, or, after taking upon him or themselves the Execution of the said Office, shall not use his or their best Endeavours to collect in, and, in case of Neglect or Refusal of Payment, to recover and levy by Distress and Sale the several Sums of Money in or by any such Rate or Assessment charged and to be paid by any Person or Persons therein named and assessed, or shall otherwise be in any wise negligent in the Execution or Performance of his or their Duty as a Collector or Collectors, as aforesaid; he or they, who shall so offend in the Premisses, shall, for every such Offence, forfeit and pay the Sum of Ten Pounds.

Penalty on Persons refusing to act, or negligent.

Provided nevertheless, That no Person shall be compellable to serve the said Office oftner than Once in Ten Years.

None to serve oftner than Once in Ten Years.

And be it further enacted, That all and every Person or Persons, who shall collect or receive any Money by virtue of this Act, for the Purposes aforesaid, shall, from time to time, and as often as he or they shall be thereunto required by the major Part of the said Trustees, who shall assemble at any publick Meeting which shall be held

Collectors to account upon Oath.

held by them, deliver in Writing under his or their Hand or Hands, to the major Part of the said Trustees at any such Meeting assembled, or unto such Person or Persons as they shall appoint, a true and perfect Account upon Oath (which Oath may be taken in Writing, without any Stamp thereupon, before any Three of the said Trustees, who are hereby impowered to administer the same) of all such Sum and Sums of Money which any such Collector or Collectors shall have collected or received, or which shall have been rated or assessed as aforesaid, and remain unreceived; and also of all Sums paid, and of all other Matters and Things relating to his or their Office or Offices, committed to his or their Charge by virtue of this Act, and shall deliver unto the major Part of such Trustees who shall the next Time after any such Request assemble together at any publick Meeting, or as they shall appoint, all Books and Papers, and Vouchers, relating to every such Account, and shall (if required) pay unto the major Part of the said Trustees, who at such next publick Meeting shall assemble together, or to such Person or Persons as the major Part of the said Trustees at any publick Meeting assembled, shall appoint, all Money which shall be remaining in the Hands of such Collector or Collectors respectively, at the Time of delivering in such Account as aforesaid: And if any such Collector or Collectors shall refuse or neglect to account in Manner as aforesaid, or to deliver any such Books, Papers, or Vouchers, as herein before is directed, it shall and may be lawful on Proof thereof made on Oath before any Two or more of the Justices of the Peace for the said County of Middlesex (which Oath the said Justices are hereby impowered to administer) for any Two or more Justices of the Peace, at the Request of the said Trustees, or any Three or more of them, by Warrant under their respective Hands and Seals, to commit every such Collector or Collectors to the Common Gaol of the said County of Middlesex, there to remain without Bail or Mainprize until he or they shall have made and delivered a true and perfect Account, and also shall deliver to the major Part of the said Trustees at any publick Meeting assembled, or as they shall appoint, all Books, Papers, and Vouchers, in his or their Hands or Power, relating to such Collection; and in case any such Collector or Collectors shall refuse or neglect to pay any Sum or Sums of Money collected or received by virtue of this Act, and which shall remain in his or their Hand or Hands, it shall and may be lawful to and for any Two Justices of the Peace for the said County of Middlesex, by Warrant under

Collectors not making Account and Payment,

der their Hands and Seals, directed to the Constable or One of the Headboroughs of the Part of the said Manor and Liberty which is extraparochial, to levy the same by Distress and Sale of the Goods and Chattles of any such Collector or Collectors, rendering the Overplus, if any, after the Arrears and Charges of such Distress and Sale are deducted and paid; and if sufficient Distress cannot be found, whereon such Money so collected and received as aforesaid, can be levied and raised, it shall and may be lawful for any Two Justices of the Peace for the said County of Middlesex, by Warrant under their Hands and Seals, at the Request of the said Trustees, or any Five or more of them, to commit any such Collector or Collectors, so refusing or neglecting to pay the Money received by him or them as aforesaid, to the Common Gaol of the said County of Middlesex, or to detain him or them therein, there to remain without Bail or Mainprize for the Space of Twelve Calendar Months, or until such Collector or Collectors shall have paid over all Money in his or their Hands, or compounded for the same to the Satisfaction of the said Trustees, or the major Part of them, who shall assemble together at any publick Meeting to be held for that Purpose, and pay the Composition-money, in such Manner as the said Trustees, or the major Part of them, at any such publick Meeting to be held by them, shall appoint; and which Composition the said Trustees, or the major Part of them who shall be assembled at any such publick Meeting, are hereby authorized to make and accept.

if sufficient Distress cannot be found,

to be committed.

And be it further enacted, That if any Collector or Collectors shall, during the Year for which he or they shall be appointed to collect any Rate or Assessment appointed by this Act to be rated or assessed, remove out of the Part of the said Manor and Liberty which is extraparochial as aforesaid, or shall die, or shall be guilty of any Neglect or Misbehaviour in the Performance of his or their Duty, or shall become insolvent, then, in all and each of the Cases aforesaid, it shall and may be lawful to and for the major Part of the said Trustees present at any publick Meeting to be held by them for that Purpose, to appoint some other fit Person or Persons, inhabiting within the Part of the said Manor and Liberty which is extraparochial as aforesaid, to be Collector or Collectors of the said Rates or Assessments, in and for the remaining Part of that Year, in the Stead of such Person or Persons so removing, dying, or guilty of any Neglect or Misbehaviour, or becoming insolvent, as aforesaid; and in all and every such Cases the Person or Persons so appointed in the Room

Collectors dying, &c. others to be chosen.

Room or Stead of the said former Collector or Collectors, shall, immediately upon being so appointed, enter upon and execute the said Office or Offices of a Collector or Collectors to which he or they shall have been so appointed as aforesaid, under the like Penalties, Orders, and Rules, in all Respects, as the preceeding Collector or Collectors, in whose Place or Stead such new Collector or Collectors shall have been so appointed, was or were subject to, and ought to have observed, by virtue of this Act: And if any Collector or Collectors as aforesaid, appointed in pursuance of this Act, shall, within the Time of his or their being Collector or Collectors, remove out of the said Part of the said Manor and Liberty which is extraparochial, then, and in every such Case, every such Collector and Collectors shall, before such Removal, deliver over to the said Trustees, or to such Person or Persons as the major Part of the Trustees present at any Meeting shall appoint, his or their Account or Accounts, verified upon Oath as aforesaid, with all Rates, Assessments, Books, Papers, Vouchers, and other Things, concerning his or their Office, and also the Balance of all Money which shall have been received by any such Collector or Collectors by virtue of his or their said Office, under the like Penalties as are inflicted by this Act on a Collector or Collectors refusing or neglecting to account when thereto required by the major Part of the said Trustees present at any Meeting; and if any such Collector or Collectors shall die as aforesaid, his and their Executors or Administrators shall, within Thirty Days after his Decease, deliver all Books, Money, Papers, and Things, concerning his Office, to the succeeding Collector or Collectors, or to such other Person or Persons as the major Part of the said Trustees, at any publick Meeting to be had by them, shall appoint; and if any Sum or Sums of Money shall be due from any such Collector or Collectors at his or their Decease, on the Balance of his or their Collection as aforesaid, the same shall be paid by his or their Executors or Administrators, in Preference to and before any other of the Debts of any such Collector or Collectors.

Collectors removing, to account.

Executors of Collectors to deliver over Monies and Books.

If any Money lost, an additional Rate to be made.

And, to the Intent that substantial Persons may be chosen and appointed Collectors as aforesaid, be it further enacted by the Authority aforesaid, That in case any Collector or Collectors of the said Rates and Assessments, shall imbezil, make away with, detain, or misapply, any Sum or Sums of Money which shall be collected by him or them for the Uses aforesaid, so that the same cannot be recovered from him or them, or shall die possessed of any Sum or Sums of Money by him or them collected by virtue of this

this Act, and which shall not be paid by, or recovered from, his or their Executors or Administrators, within the Space of Thirty Days after his or their Death or Deaths; then, and in every such Case, all and every Sum and Sums of Money shall be raised by a new Rate or Assessment to be for that Purpose made on the Inhabitants of the Part of the said Manor and Liberty which is extraparochial, liable to be rated and assessed by virtue of this Act, and shall be collected, levied, and distrained for, in such Manner, and under such Penalties as are herein before provided and enacted for the collecting and levying the Rates and Assessments which shall be made in pursuance of this Act.

No Collector to act as a Trustee.

Provided always, and be it enacted by the Authority aforesaid, That no Trustee or Trustees herein named, or who shall be hereafter chose, shall be permitted or allowed to act as a Trustee or Trustees, in the Execution of this Act, during the Time he or they shall be appointed Collector or Collectors of any Rate or Assessment made in pursuance of this Act.

Arrears, how to be recovered.

And be it further enacted by the Authority aforesaid, That if, at the Time any such Collector as aforesaid shall be out of his said Office, there shall be any Money unreceived on the Rates or Assessments made in or for the Year in which any such Collector shall have been appointed Collector; then, and in every such Case, the Person or Persons who shall be appointed Collector or Collectors for the Remainder of any such Year, or for the succeeding Year, as the Case may happen, shall use his and their best Endeavours to collect in and receive all such Arrears; and, in Default of the Person or Persons charged therewith paying the same, on Demand being made thereof, by any succeeding Collector, the Person or Persons who shall be appointed a new Collector or Collectors as aforesaid, shall levy the same by Distress and Sale of the Goods and Chattles of the Party or Parties so in Arrear, in the same Manner as the Collector or Collectors for the Year wherein the same were made, or became in Arrear, might have done; and if any such new Collector or Collectors shall wilfully neglect or refuse so to do, he or they, for every such Neglect or Refusal, shall forfeit and pay the Sum of Five Pounds.

Deficiency, how to be supplied.

And be it further enacted by the Authority aforesaid, That all Money which shall be raised by any Rates or Assessments made in pursuance of this Act, shall be issued and applied for the respective Uses and Purposes in and by this Act directed and prescribed; and in case the Money which shall be assessed and collected in any One Year, by virtue of this Act, shall not be sufficient to answer the

Purposes for which the same was so rated, assessed, and collected, such Deficiency shall be supplied out of the Money which shall be collected on the Rates or Assessments of the next ensuing Year: And in case there shall remain, at the End of any One Year, any Surplus of Money collected and received by virtue of this Act in that Year, such Surplus shall from time to time, as the same shall happen to arise, be carried to the Account of, and be applied in Aid of, the succeeding Year's Expences, in carrying into Execution the Purposes of this Act.

The Surplus of any Year to be applied in Aid of the succeeding Year's Expence.

Persons paying the Rates to be exempt from the Watch and Ward prescribed by the Statute of *Winchester*.

Provided always, and be it hereby also enacted and declared by the Authority aforesaid, That no Person who shall be rated and pay to any Rate or Assessment to be made in pursuance of this Act, shall be liable to keep Watch and Ward by virtue of the Statute commonly called The Statute of *Winchester*, or to any Pains or Forfeitures for any Neglect or Default in not setting or hanging out Candles or Lights according to the Direction of an Act of Parliament made in the Second Year of the Reign of Their late Majesties King William and Queen Mary, or any other Act or Acts of Parliament; or to be elected into the Office of Scavenger, within the Part of the said Manor and Liberty which is extraparochial, by virtue of the said Statute of the Second Year of the Reign of the late King William and Queen Mary, or to the Pains or Penalties inflicted by any other Act or Acts of Parliament relating to the Appointment of Scavengers; but every such Person and Persons shall be, and is and are hereby, discharged of and from the same.

400 *l.* to be advanced for the Purchase of Annuities at the Rate of 8 *l. per Cent. per Ann.*

And, forasmuch as the Money to be collected by virtue of any Rate or Assessment to be made in pursuance of this Act will not be sufficient for the speedy carrying into Execution the Purposes hereby intended, 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 major Part of the said Trustees, at any publick Meeting assembled, or of such Person or Persons as the said Trustees, or the major Part of them, at any publick Meeting to be held by them, shall appoint for the Uses and Purposes in this Act mentioned, any Sum or Sums of Money, not exceeding in the Whole the Sum of Four hundred 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 the Contributor or Contributors respectively, or the natural Life of such

other Person or Persons as shall be nominated by or on Behalf of such Contributor or Contributors respectively at the Time of Payment of his, her, or their respective Purchase Money; so as the said Annuity or Annuities do not exceed the Rate of Eight Pounds for every One hundred Pounds, and so in Proportion for any greater or less Sum to be paid as aforesaid; and such Annuity or Annuities shall be publickly sold, at the said Court House, to the best Bidder or Bidders for the same; and shall be payable and paid by the major Part of the said Trustees, at any publick Meeting assembled, Quarterly; that is to say, On the Twenty ninth Day of September, the Twenty fifth Day of December, the Twenty fifth Day of March, and the Twenty fourth Day of June, in every Year; and the First Payment thereof shall begin and be made to the respective Purchasers, their Executors, Administrators, or Assigns, at or upon such of the Days aforesaid which shall first happen next after Payment of their respective Purchase Money, or within Twenty one Days then next ensuing.

Annuities charged upon the Rates,

And be it further enacted by the Authority aforesaid, That all and every the said Annuity or Annuities so to be purchased as aforesaid, shall be, and are hereby charged upon, and shall be paid and payable, from time to time, out of the Money arising by the several Rates or Assessments to be rated and assessed by virtue of this Act; and all and every the Contributor or Contributors, upon the Credit of this Act, duly paying their Consideration or Purchase Money at the Rate aforesaid for any such Annuity or Annuities as aforesaid, or his, her, or their respective Executors, Administrators, or Assigns, shall have and receive, and by this Act shall be intitled to enjoy, the respective Annuity or Annuities to be purchased out of the Rates or Assessments by this Act appropriated and appointed for the Payment thereof as aforesaid, during the Term of the natural Life of the Person or Persons to be nominated by each such Purchaser or Contributor as before mentioned; and that all and every such Purchaser or Purchasers, and their Executors, Administrators, or Assigns, shall have good, sure, and absolute Estates and Interests in the Annuity or Annuities so by him, her, or them, respectively to be purchased, according to the Tenor and true Meaning of this Act; and such Annuity and Annuities shall be paid clear of and without any Deduction or Abatement to be made thereout, for or in respect of any Taxes, parliamentary or otherwise, howsoever: And that every such Contributor upon this Act, for the Purchase of any such Annuity or Annuities as aforesaid, his, her, or their

and deemed absolute Estates,

not chargeable with any Tax.

Receipts and Orders for Payment to be signed and given to the Contributors.

their Assigns, upon Payment of the Consideration or Purchase Money, shall have a Receipt or Receipts for the same, and also an Order on Parchment (which may be made without any Stamp) for Payment of such Annuity or Annuities for and during the natural Life or Lives of the Person or Persons who shall be so nominated as aforesaid; which Order shall be signed by the major Part of the said Trustees, at some publick Meeting had by them; and, after signing thereof, the same shall be firm, valid, and of good Effect in the Law, according to the true Purport and Meaning of this Act.

Annuities may be assigned *toties quoties*.

And be it further enacted, That it shall and may be lawful to and for all and every Purchaser or Purchasers of any such Annuity or Annuities as aforesaid, and his, her, or their Executors, Administrators, or Assigns, at any Time or Times, by Writing under his, her, or their Hand and Seal, or Hands and Seals, to assign such Annuity or Annuities, or any Part thereof, or his, her, or their Interest therein, to any Person or Persons whomsoever, and so toties quoties; and a Memorandum or Entry of all such Orders and Assignments shall be made in the Book to be kept as herein after mentioned, at the Charge of the said Trustees; which Entry or Memorandum shall be made gratis, and may at all seasonable Times in the Day-time, be inspected by any Person or Persons interested therein.

Assignments to be entered in a Book, and as Annuitants die, the Rates to be lowered.

Provided always, That no such Assignment shall be deemed good and effectual until such Entry or Memorandum shall be made in such Book as aforesaid; and that as such Annuitant or Annuitants shall die off, and such Rate or Assessment can be lowered and reduced, the same shall from time to time be so lowered and reduced.

Charges of passing this Act to be first paid.

And be it also enacted by the Authority aforesaid, That by and out of the Money to be raised by virtue of this Act, by the Sale of any such Annuity or Annuities, the Charges and Expences of procuring and obtaining this Act shall be in the first Place paid and satisfied; and that after Payment thereof, the Remainder of all such Money which shall be raised by Sale of any such Annuity or Annuities, shall be applied for carrying into Execution the Purposes of this Act, and defraying all necessary Charges attending the same.

Application of the Monies.

Rates subject to the Payment of the Annuities, with Interest.

And be it likewise enacted, That all Money which shall be raised by any Rates and Assessments which shall be made in pursuance of this Act, shall be subject to, and chargeable with, the Payment of the several Annuities which shall be granted by virtue of this Act, and at such Times, and in such Manner, as shall be agreed upon by

the

the major Part of the said Trustees present at any publick Meeting, and the Purchasers of such Annuities; and shall vest in the Annuitants, upon Default of Payment of any Annuity or Annuities which shall be granted as aforesaid, or any Part thereof, until all Arrears on every such Annuity shall be fully paid and satisfied, together with Interest for the same at the Rate of Four Pounds per Centum per Annum, from the Expiration of Twenty one Days after any such Annuity shall have become due, and have been in Arrear, and Demand shall be made for Payment thereof on the said Trustees, or any Three of them, together with all Costs and Charges occasioned by the Nonpayment of the same.

Trustees to make Allowance to Clerks.

And be it further enacted by the Authority aforesaid, That the said Trustees, or the major Part of them, who shall meet together at any publick Meeting for carrying into Execution the Purposes of this Act, shall and may, from time to time, out of the Money to be raised by virtue of this Act, make such Allowance to any Clerk who they shall think fit to employ under them, for his Trouble in assisting to carry into Execution the Powers hereby granted, as to the major Part of the said Trustees assembled together at any such publick Meeting, shall be thought from time to time reasonable.

Books of Account to be kept by such Clerk, who shall make the proper Entries.

And be it also enacted by the Authority aforesaid, That a proper Book or Books shall, from time to time, be provided by the said Trustees, and kept at the Court-house, or such other Place as the said Trustees, or the major Part of them, present at any publick Meetings shall order; wherein the Person who shall be appointed Clerk as aforesaid, shall enter, as well all Orders and Proceedings of the said Trustees, as also a true Copy of all Rates and Assessments which shall be made in pursuance of this Act, and of all Money which shall, from time to time, be received and raised under this Act, and how the same shall be applied, and the Name and Names, and Place and Places of Abode, of every such Annuitant and Annuitants as aforesaid, and what Sum or Sums he, she, or they paid for such Annuity or Annuities respectively, and what Annuity he, she, or they respectively is or are to receive; and the Account in such Book or Books shall be yearly examined, adjusted, and signed, by the major Part of the Trustees, at some publick Meeting to be held by the said Trustees; and such Book or Books may, from time to time, and at all convenient and seasonable Times in the Day-time, be inspected or perused, without Fee or Reward, by any of such Annuitants, or any of the Inhabitants

bitants of the Part of the said Manor and Liberty which is extraparochial, who shall desire the same.

Justices to put this Act in Execution.

And be it further enacted by the Authority aforesaid, That all and every Justice and Justices of the Peace for the said County of Middlesex, is and are hereby impowered and required to put this Act in Execution in the most speedy and effectual Manner for answering the good Purposes hereby intended; and they, or any Two or more of them, are hereby authorized and required to hear and determine any of the Offences which are made subject to, and punishable by, any pecuniary Penalties hereby inflicted; and upon Information exhibited, or Complaint made, upon Oath, to them, or any Two of them, within Three Months after the Commission of any Offence against this Act, to summon the Party or Parties accused, and Witnesses on each Side, as shall be required; and in case the Party or Parties accused shall not appear on such Summons, and after Oath made by One or more credible Witness or Witnesses of the Commission of any of the respective Offences, and of the Service of any such Summons, and of the Non-attendance thereon of the Party summoned, to issue a Warrant or Warrants for the immediate apprehending the Party or Parties accused; and upon his or their being apprehended on any such Warrant, and brought before such Justices, or in case he or they cannot be apprehended upon such Warrant, then, upon Proof thereof, and also of Notice given of such Summons, and the Party or Parties Contempt in not appearing thereon, any Two such Justices are hereby authorized to proceed to the Examination of the Witness or Witnesses, upon Oath (which Oath they are hereby authorized and required to administer) and to give such Judgement, Sentence, and Determination, as to them shall appear to be just, and conformable to the true Tenor and Meaning of this Act; and where the Party or Parties accused shall be convicted of any such Offence, either upon such Information as aforesaid, or by his, her, or their own Confession, any Two Justices of the said County of Middlesex are hereby authorized to issue a Warrant or Warrants under their Hands and Seals for distraining and levying the pecuniary Penalties and Forfeitures incurred by the Breach of this Act, on the Goods and Chattles of the Offender or Offenders, and to cause Sale thereof to be made, in case the same shall not be redeemed within Five Days; rendering the Overplus, if any be, on Demand, after raising the Money forfeited, and deducting the reasonable Charges of such distraining, keeping, and selling the Goods or Chattles so distrained; and in

case no sufficient Goods or Chattles of the Person or Persons so offending and convicted as aforesaid can be found, wherefrom the Money forfeited can be levied, then, and in any such Case, it shall and may be lawful to and for any Two such Justices to commit such Offender or Offenders to the Common Gaol of the said County of Middlesex, there to remain without Bail or Mainprize, for any Space not exceeding Two Calendar Months, or until Payment shall, before that Time, be made of the pecuniary Penalties forfeited, and the reasonable Charges of endeavouring to recover the same.

And be it further enacted by the Authority aforesaid, That all Sums of Money forfeited under this Act, shall, when recovered, be paid (except where the same are otherwise particulary disposed of by this Act) to such Person or Persons as the major Part of the said Trustees, at any such publick Meeting as aforesaid, shall appoint to receive the same; and shall be applied towards carrying into Execution the Purposes of this Act, in such Manner as the said Trustees, at any such publick Meeting, shall direct or appoint. Forfeitures how to be applied.

Provided always, and be it further enacted, That it shall be lawful to and for any Two Justices of the Peace for the said County of Middlesex, from time to time, where they shall see just Cause, to mitigate, compound, or lessen, any of the Forfeitures or Penalties incurred under this Act, as any such Two Justices in their Discretion shall think fit; so as such Mitigation do not extend to remit above One Moiety of any such Forfeitures or Penalties; and on Payment of the Sum at which such Forfeiture or Penalty shall be so mitigated, by the Person or Persons respectively guilty of any Offence under this Act, the Party or Parties so guilty shall be discharged from the Whole of the Penalties or Forfeitures incurred by him or them. Two Justices may mitigate the Penalties, but not more than 1 Moiety.

Provided also, and be it further enacted, That if any Person or Persons shall find him, her, or themselves aggrieved, or remain unsatisfied with the Judgement or Determination of any such Two Justices as aforesaid, then such Person or Persons shall and may by virtue of this Act complain or appeal to the Justices of the Peace, at the next General or General Quarter Sessions of the Peace which shall be held for the said County of Middlesex, who are hereby impowered to summon and examine Witnesses upon Oath, and finally to hear and determine the Matter of such Complaint and Appeal; and, if they see Cause, by Order of such Sessions, to mitigate at their Discretion all or any of the Penalties aforesaid, or vacate Persons aggrieved may appeal to the next General or General Quarter Sessions; who may vacate the Conviction, but not for want of Form only.

or

or set aside any Conviction complained of (but not for want of Form only) and set the Party or Parties at Liberty, or otherwise may ratify and confirm the Conviction complained of, and award such Costs as they shall think proper; and the Determination of the Justices, at any such General or General Quarter Sessions of the Peace, shall be binding and conclusive to all Intents whatsoever; but such Person or Persons so appealing shall first give Notice in Writing of such his, her, or their Intention to appeal, to the Collector or Collectors aforesaid, Seven Days at least before any such General or General Quarter Sessions of the Peace to which any such Appeal shall be made; and shall, within Three Days after such Notice given, and before any such Appeal shall be allowed, enter into a Recognizance, in a competent Penalty, before some Justice of the said County of Middlesex, with Two sufficient Sureties, to prosecute with Effect and try such Appeal at the said next General or General Quarter Sessions of the Peace, and to abide by such Order and Determination as the Justices, at such General or General Quarter Sessions, shall make in the Premisses; and also to pay such Costs, in case any such Appeal shall be disallowed or dismissed, as the Justices at any such General or General Quarter Sessions of the Peace shall award to be paid by any such Appellant or Appellants; which Order shall be final to all Parties, and shall not be removed or removeable by any Writ of Certiorari, or otherwise, into any of his Majesty's Courts of Record at Westminster, or elsewhere.

Persons appealing to give 7 Days Notice,

and enter into a Recognizance to prosecute such Appeal with Effect.

Provided always, and be it further enacted by the Authority aforesaid, That if any such Conviction shall happen to be made within Seven Days before any such General or General Quarter Sessions of the Peace for the said County of Middlesex, then the Party or Parties who shall think him, her, or themselves aggrieved by any such Conviction, shall and may, on entering into a Recognizance in Manner and for the Purposes before directed, be at Liberty to appeal to the then next or the next following General or General Quarter Session of the Peace which shall be held for the said County of Middlesex.

If such Conviction shall be made within 7 Days before such General or General Quarter Sessions, Parties aggrieved may appeal to the General or General Quarter Sessions following.

And, to prevent any vexatious Actions against any of the Collectors who shall be appointed by virtue of this Act, be it further enacted by the Authority aforesaid, That if any Distress shall be made for any Sum or Sums of Money justly due, for the Purposes in this Act mentioned, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in the Appointment of any such Collector, or in the Rate

Distress not to be deemed unlawful for want of Form.

or

or Assessment, or in the Warrant for distraining, or in making thereupon any such Distress; nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers ab initio, on account of any Irregularity which shall be afterwards done by the Party or Parties distraining; but the Party or Parties aggrieved by any such Irregularity may recover Satisfaction for any Special Damage he, she, or they shall sustain by Means of any such Irregularity, in any Action of Trespass, or on the Case, at the Election of the Party or Parties who shall be aggrieved; and where any Plaintiff or Plaintiffs shall recover in such Action, he, she, or they shall be paid his, her, or their Full Costs of Suit, and have all the like Remedies for the Recovery of the same as in other Cases of Costs; but no Plaintiff or Plaintiffs shall recover in any Action for any Irregularity as aforesaid, unless Twenty one Days Notice of such Irregularity shall be first given to the Collector or Collectors as aforesaid, guilty thereof, before the bringing of every such Action; or if Tender of Amends shall be proved to have been made by the Party or Parties distraining before any such Action shall be brought, or after the bringing thereof, and before the Trial of the Cause, together with Costs of Suit from the bringing of the Action to the Time of such last-mentioned Tender.

Limitation of Actions.

And be it further enacted, That if any Action or Suit shall be commenced against any Person or Persons for any Matter or Thing done in pursuance of this Act, then, and in every such Case, the Action or Suit shall be brought within Six Calendar Months next after the Cause of Action shall arise, and not afterwards; and shall be laid and brought in the County of Middlesex, and not elsewhere; and the Defendant or Defendants in every such Action or Suit, shall and may plead the General Issue, and give this Act, and the Special Matter, in Evidence, on any Trial to be had thereupon; and if it shall appear to be done in pursuance of this Act, or that such Action or Suit shall be brought after the Time herein before limited in that Behalf; or shall be brought in any other County or Place than as aforesaid; then the Jury shall find a Verdict for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall become Nonsuited, or discontinue his or their Action or Suit, after the Defendant shall have appeared; or if, upon Demurrer, Judgement shall be given against the Plaintiff or Plaintiffs; the Defendant or Defendants shall and may, in any of the said Cases, in every such Action, recover Double Costs; and have the like Remedy for the Recovery of the same, as any Defendant or Defendants

General Issue.

Double Costs.

fendants hath or have in other Cases by Law for Recovery of Costs.

Publick Act. And it is hereby declared, That this Act shall be taken and allowed, in all Courts of Justice, as a Publick Act; and all Judges and Justices are hereby required to take Notice thereof as such, without specially pleading the same.

Rights of the Dean and Chapter of St. *Paul*'s, reserved. Provided always, and it is hereby also enacted, That this Act, or any thing herein contained, shall not extend, or be construed to extend, to defeat, take away, lessen, or prejudice, any Right, Property, or Jurisdiction, of the Dean and Chapter of the Cathedral Church of Saint Paul in London, Lords of the said Manor of Norton Folgate, otherwise Norton Folley, or their Successors, within the said Manor and Liberty of Norton Folgate, otherwise Norton Folley.

FINIS.